
STATUTORY INSTRUMENTS

2005 No. 2451

HEALTH AND SAFETY

The Biocidal Products (Amendment) Regulations 2005

Made - - - - *31st August 2005*
Laid before Parliament *8th September 2005*
Coming into force - - *1st October 2005*

^{F1}The Secretary of State, being the Minister designated ^{M1} for the purposes of section 2(2) of the European Communities Act 1972 ^{M2} in relation to biocides, in exercise of the powers conferred upon him by that section hereby makes the following Regulations:

Textual Amendments

F1 Regulations revoked (E.W.S.) (1.9.2013) by [The Biocidal Products and Chemicals \(Appointment of Authorities and Enforcement\) Regulations 2013](#) (S.I. 2013/1506), **regs. 1, 34(c)** (with regs. 3(4)(5), 31, Sch. 2)

Marginal Citations

M1 [S.I. 1999/2788](#).

M2 [1972 c. 68](#). As regards Scotland, see also section 57(1) of the [Scotland Act 1998 \(c. 46\)](#), which provides that, despite the transfer to the Scottish Ministers by virtue of section 53 of that Act of functions in relation to observing and implementing Community law, any function of a Minister of the Crown in relation to any matter shall continue to be exercisable by him as regards Scotland for the purposes of section 2(2) of the European Communities Act 1972.

Citation, commencement and extent

1. These Regulations may be cited as the Biocidal Products (Amendment) Regulations 2005 and shall come into force on 1st October 2005 and extend to the United Kingdom.

Amendment of the Biocidal Products Regulations 2001

2. In the Biocidal Products Regulations 2001 ^{M3}, for regulation 3(2) substitute—

“(2) Subject to Schedule 13, these Regulations, except regulations 29 and 39A and Schedule 12A, shall not apply to a biocidal product which contains an existing active substance.”

Changes to legislation: There are currently no known outstanding effects for the The Biocidal Products (Amendment) Regulations 2005. (See end of Document for details)

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Marginal Citations

M3 [S.I. 2001/880](#), amended by [S.I. 2003/429](#).

Amendment of the Biocidal Products Regulations (Northern Ireland) 2001

3. In the Biocidal Products Regulations (Northern Ireland) 2001 ^{M4}, for regulation 3(2) substitute—

“(2) Subject to Schedule 12, these Regulations, except regulations 29 and 39A and Schedule 11A, shall not apply to a biocidal product which contains an existing active substance”

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Marginal Citations

M4 [S.R. 2001/422](#), amended by [S.I. 2003/429](#).

Signed by authority of the Secretary of State for Work and Pensions.

Stephen C. Timms
Minister of State Department for Work and
Pensions

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend regulation 3(2) of the Biocidal Products Regulations 2001 and regulation 3(2) of the Biocidal Products Regulations (Northern Ireland) 2001. The effect of the amendment is to provide for the charging provisions in those Regulations to apply to biocidal products which contain an existing active substance.

Changes to legislation:

There are currently no known outstanding effects for the The Biocidal Products (Amendment) Regulations 2005.