

Changes to legislation: The Personal Protective Equipment (Enforcement) Regulations 2018 is up to date with all changes known to be in force on or before 24 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations provide for the enforcement of Regulation (EU) 2016/425 of the European Parliament and of the Council of 9 March 2016 on personal protective equipment (OJ No L81, 31.3.2016, p51) (“EU Regulation 2016/425”).

EU Regulation 2016/425 repeals and replaces Council Directive [89/686/EEC](#) of 21 December 1989 on the approximation of the laws of the Member States relating to personal protective equipment (OJ No L399, 30.12.1989, p18); which was implemented in the United Kingdom by the Personal Protective Equipment Regulations 2002 (S.I. 2002/1144) (as amended). These Regulations revoke S.I. 2002/1144 with savings (see regulation 2).

Regulation 3 designates market surveillance authorities for the purpose of EU Regulation 2016/425 and these Regulations.

Regulations 4, 5 and Schedules 1 to 4 provide for enforcement authorities and their powers of enforcement. Offences and penalties are set out in regulations 7 and 8. The remainder of Part 2 provisions deal with related enforcement and procedural issues such as defences, liability of third parties, time limits, service of documents, appeals and compensation, etc.

Regulation 18 sets out a process for the Secretary of State to review the regulatory provision contained within these Regulations and publish a report setting out the conclusions of that review. The first such report must be published within five years after the coming into force date of this instrument and subsequent reviews must be carried out every five years after that.

Schedule 5 contains amendments to other legislation which are consequential to these Regulations. A Transposition Note is published with the Explanatory Memorandum alongside these Regulations on www.legislation.gov.uk.

The EU Regulations referred to above are published at <http://eur-lex.europa.eu>.

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Changes and effects yet to be applied to :

- reg. 1(2) words omitted by [S.I. 2024/696 reg. 21\(2\)](#)
- reg. 2(4) words substituted by [S.I. 2019/696 Sch. 35 para. 1\(3\)\(a\)](#) (This amendment not applied to legislation.gov.uk. Sch. 35 para. 1(3)(a) substituted immediately before IP completion day by S.I. 2019/1246, regs. 1(3), 9(b)(i))
- reg. 2(5) omitted by [S.I. 2024/696 reg. 21\(3\)](#)
- reg. 2(5) word substituted by [S.I. 2019/696 Sch. 35 para. 1\(3\)\(c\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. Sch. 35 para. 1(3)(c) substituted immediately before IP completion day by S.I. 2019/1246, regs. 1(3), 9(b)(iii))
- reg. 2(5) words substituted by [S.I. 2019/696 Sch. 35 para. 1\(3\)\(c\)\(i\)](#) (This amendment not applied to legislation.gov.uk. Sch. 35 para. 1(3)(c) substituted immediately before IP completion day by S.I. 2019/1246, regs. 1(3), 9(b)(iii))
- reg. 2C substituted by [S.I. 2024/696 reg. 21\(4\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 6 inserted by [S.I. 2019/696 Sch. 35 para. 1\(9\)](#) (This amendment not applied to legislation.gov.uk. Sch. 35 para. 1(8)(9) omitted immediately before IP completion day by virtue of S.I. 2019/1246, regs. 1(3), 9(c))
- reg. 2(4A) inserted by [S.I. 2019/696 Sch. 35 para. 1\(3\)\(b\)](#) (This amendment not applied to legislation.gov.uk. Sch. 35 para. 1(3)(b) substituted immediately before IP completion day by S.I. 2019/1246, regs. 1(3), 9(b)(ii))
- reg. 2(5A) inserted by [S.I. 2019/696 Sch. 35 para. 1\(3\)\(d\)](#) (This amendment not applied to legislation.gov.uk. Sch. 35 para. 1(3)(d) omitted immediately before IP completion day by virtue of S.I. 2019/1246, regs. 1(3), 9(b)(iv))
- reg. 20 inserted by [S.I. 2019/696 Sch. 35 para. 1\(8\)](#) (This amendment not applied to legislation.gov.uk. Sch. 35 para. 1(8)(9) omitted immediately before IP completion day by virtue of S.I. 2019/1246, regs. 1(3), 9(c))