

Council Directive 92/58/EEC of 24 June 1992 on the minimum requirements for the provision of safety and/or health signs at work (ninth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC)

SECTION II

EMPLOYERS' OBLIGATIONS

Article 3

General rules

1 Employers shall provide safety and/or health signs as laid down in this Directive where hazards cannot be avoided or adequately reduced by techniques for collective protection or measures, methods or procedures used in the organization of work, or ensure that such signs are in place.

Employers shall take into account any risk evaluation made in accordance with Article 6 (3) (a) of Directive 89/391/EEC.

2 Without prejudice to the provisions of Annex V, the signs used for road, rail, inland waterway, sea and air transport shall be installed, wherever appropriate for such forms of transport, inside undertakings and/or firms.

Article 4

Safety and/or health signs used for the first time

Without prejudice to Article 6, a safety and/or health sign used at work for the first time on or after the date referred to in Article 11(1) first subparagraph must fulfil the minimum requirements set out in Annexes I to IX.

Article 5

Safety and/or health signs already in use

Without prejudice to Article 6, a safety and/or health sign which was already in use at work before the date referred to in Article 11(1) first subparagraph must fulfil the minimum requirements set out in Annexes I to IX by no later than eighteen months after that date.

Article 6

Exemptions

1 Taking account of the types of activity and/or size of the undertakings concerned, Member States may specify categories of undertakings allowed to replace totally, partially or temporarily the illuminated signs, and/or acoustic signals provided for in this Directive by alternative measures which afford the same level of protection.

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2 Member States may derogate, after consulting both sides of industry, from the application of Annex VIII, section 2 and/or Annex IX, section 3, whilst laying down alternative measures guaranteeing the same level of protection.

3 Member States shall consult, in accordance with national laws and/or practice, employers' and workers' organizations when implementing paragraph 1.

Article 7

Information and instruction for workers

1 Without prejudice to Article 10 of Directive 89/391/EEC, workers and/or their representatives shall be informed of all the measures to be taken concerning the safety and/or health signs used at work.

2 Without prejudice to Article 12 of Directive 89/391/EEC, workers must be given suitable instruction, in particular in the form of specific directions concerning the safety and/or health signs used at work.

In particular, the instruction referred to in the first subparagraph shall cover the meaning of the signs, especially signs incorporating words, and the general and specific behaviour to be adopted.

Article 8

Consultation of workers and workers' participation

Consultation and participation of workers and/or their representatives shall take place in accordance with Article 11 of Directive 89/391/EEC on the matters covered by this Directive, including Annexes I to IX.