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STATUTORY INSTRUMENTS

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**1978 No. 1039**

**Health and Safety at Work (Northern Ireland) Order 1978**

**<sup>F1</sup>PART II**

**HEALTH, SAFETY AND WELFARE IN CONNECTION WITH  
WORK, AND CONTROL OF DANGEROUS SUBSTANCES**

*The Health and Safety<sup>F1</sup> Executive] for Northern Ireland*

**Establishment of the<sup>F1</sup> Executive]**

**12** <sup>F2</sup>.—<sup>F3</sup>(1) There shall be established a body to be called the Health and Safety<sup>F1</sup> Executive] for Northern Ireland consisting of a chairman appointed by the Head of the Department and not less than six nor more than nine other members appointed by the Head of the Department in accordance with paragraph (2).

(2) Before appointing the members of the<sup>F1</sup> Executive] (other than the chairman) the Head of the Department shall—

- (a) as to three of them, consult such organisations representing employers as he considers appropriate;
- (b) as to three others, consult such organisations representing employees as he considers appropriate; and
- (c) as to any other members he may appoint, consult such organisations representing district councils and such other organisations, other than the organisations mentioned in sub-paragraph (a) or (b), as he considers appropriate.

<sup>F1</sup>(2A) The Head of the Department may, after consultation with the Executive, appoint one of the members to be deputy chairman of the Executive.]

(3) The<sup>F1</sup> Executive] shall have such functions as are conferred on it under the succeeding provisions of this Order.

(4) The provisions of Schedule 2 shall have effect with respect to the<sup>F1</sup> Executive].

<sup>F1</sup>(5) The functions of the Executive, and of its officers and servants, shall be performed on behalf of the Crown.

(6) For the purpose of any civil proceedings arising out of those functions, the Crown Proceedings Act 1947 shall apply to the Executive as if it were a Department of Her Majesty's Government in Northern Ireland within the meaning of that Act.

(7) The Department may by order subject to negative resolution amend paragraph (1) so far as it regulates the number of members of the Executive.]

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**F1** 1998 NI 18

**F2** mod. by SR 2000/87; 2000/120

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**Status:** Point in time view as at 01/01/2006. This version of this provision has been superseded.

**Changes to legislation:** There are currently no known outstanding effects for the Health and Safety at Work (Northern Ireland) Order 1978, Section 12 . (See end of Document for details)

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**F3** mod. by [2002 c. 8 \(NI\)](#)

**Status:**

Point in time view as at 01/01/2006. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Health and Safety at Work (Northern Ireland) Order 1978, Section 12 .