
STATUTORY RULES OF NORTHERN IRELAND

2015 No. 325

HEALTH AND SAFETY

**The Control of Major Accident Hazards
Regulations (Northern Ireland) 2015**

Made - - - - *26th August 2015*

Coming into operation *28th September 2015*

The Department of Enterprise, Trade and Investment(1), being the Department concerned(2), makes the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972 (“the 1972 Act”)(3) and Articles 17(1) to (6)(4), 40(2) to (4), 54(1) and 55(2) of, and paragraphs 1(1) and (2), 14, 15 and 19 of Schedule 3 to the Health and Safety at Work (Northern Ireland) Order 1978(5) (“the 1978 Order”).

The Department was designated(6) for the purposes of section 2(2) of the 1972 Act in relation to measures relating to the prevention and limitation of the effects of accidents involving dangerous substances.

The Regulations give effect to proposals submitted to it by the Health and Safety Executive for Northern Ireland under Article 13(1A)(7) of the 1978 Order after the Executive had carried out consultations in accordance with Article 46(3)(8).

It appears to the Department that—

- (a) the modifications to the subordinate legislation referred to in Schedule 6; and
- (b) the revocations in relation to the instruments referred to in Schedule 7,

are expedient for the purposes of Article 54(1) of the 1978 Order.

It also appears to the Department not to be appropriate to consult bodies in respect of those revocations and modifications for the purposes of Article 54(5) of the 1978 Order.

These Regulations make provision for a purpose mentioned in section 2(2) of the 1972 Act and it appears to the Department that it is expedient for the references in these Regulations to Regulation

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- (1) Formerly the Department of Economic Development; *see* S.I. 1999/283 (N.I. 1), Article 3(5); that Department was formerly the Department of Manpower Services, *see* S.I. 1982/846 (N.I. 11), Article 3
 - (2) *See* Article 2(2) of S.I. 1978/1039 (N.I. 9)
 - (3) 1972 c. 68; the enabling powers conferred by section 2(2) were extended by virtue of section 1 of the European Economic Area Act 1993 (c. 51). Section 2(2) was further amended by section 27(1) of the Legislative and Regulatory Reform Act 2006 (c. 51) and Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c. 7)
 - (4) Article 17 shall be read with S.I. 1992/1728 (N.I. 17), Articles 3(2) and 4(2)
 - (5) S.I. 1978/1039 (N.I. 9): the general purposes of Part II referred to in Article 17(1) were extended by S.I. 1992/1728 (N.I. 17), Articles 3(1) and 4(1). Article 55(2) was amended by S.I. 1998/2795 (N.I. 18), Article 6(1) and Schedule 1, paragraph 19
 - (6) S.I. 1998/1750
 - (7) Article 13(1) was substituted by S.I. 1998/2795 (N.I. 18), Article 4
 - (8) Article 46(3) was amended by S.I. 1998/2795 (N.I. 18), Article 6(1) and Schedule 1, paragraphs 8 and 18

(EC) No. 1272/2008 of the European Parliament and of the Council of 16 December 2008⁽⁹⁾ on classification, labelling and packaging of substances and mixtures amending and repealing Directives 67/548/EEC and 1999/45/EC and amending Regulation (EC) No. 1907/2006, to be construed as including references to Annex I, Part 1.0, 1.1, Parts 2 to 4 and, Annex VI, Part 3 Table 3.1 of that instrument as those provisions are amended from time to time.

⁽⁹⁾ O.J. No L353, 31.12.08, p.1