
STATUTORY INSTRUMENTS

1994 No. 3140

The Construction (Design and Management) Regulations 1994

Requirements relating to the health and safety plan

15.—(1) The planning supervisor appointed for any project shall ensure that a health and safety plan in respect of the project has been prepared no later than the time specified in paragraph (2) and contains the information specified in paragraph (3).

(2) The time when the health and safety plan is required by paragraph (1) to be prepared is such time as will enable the health and safety plan to be provided to any contractor before arrangements are made for the contractor to carry out or manage construction work.

(3) The information required by paragraph (1) to be contained in the health and safety plan is—

- (a) a general description of the construction work comprised in the project;
- (b) details of the time within which it is intended that the project, and any intermediate stages, will be completed;
- (c) details of risks to the health or safety of any person carrying out the construction work so far as such risks are known to the planning supervisor or are reasonably foreseeable;
- (d) any other information which the planning supervisor knows or could ascertain by making reasonable enquiries and which it would be necessary for any contractor to have if he wished to show—
 - (i) that he has the competence on which any person is required to be reasonably satisfied by regulation 8, or
 - (ii) that he has allocated or, as appropriate, will allocate, adequate resources on which any person is required to be reasonably satisfied by regulation 9;
- (e) such information as the planning supervisor knows or could ascertain by making reasonable enquiries and which it is reasonable for the planning supervisor to expect the principal contractor to need in order for him to comply with the requirement imposed on him by paragraph (4); and
- (f) such information as the planning supervisor knows or could ascertain by making reasonable enquiries and which it would be reasonable for any contractor to know in order to understand how he can comply with any requirements placed upon him in respect of welfare by or under the relevant statutory provisions.

(4) The principal contractor shall take such measures as it is reasonable for a person in his position to take to ensure that the health and safety plan contains until the end of the construction phase the following features:

- (a) arrangements for the project (including, where necessary, for management of construction work and monitoring of compliance with the relevant statutory provisions) which will ensure, so far as is reasonably practicable, the health and safety of all persons at work carrying out the construction work and all persons who may be affected by the work of such persons at work, taking account of—
 - (i) risks involved in the construction work,
 - (ii) any activity specified in paragraph (5); and

- (b) sufficient information about arrangements for the welfare of persons at work by virtue of the project to enable any contractor to understand how he can comply with any requirements placed upon him in respect of welfare by or under the relevant statutory provisions.
- (5) An activity is an activity referred to in paragraph (4)(a)(ii) if—
- (a) it is an activity of persons at work; and
 - (b) it is carried out in or on the premises where construction work is or will be carried out; and
 - (c) either—
 - (i) the activity may affect the health or safety of persons at work carrying out the construction work or persons who may be affected by the work of such persons at work, or
 - (ii) the health or safety of the persons at work carrying out the activity may be affected by the work of persons at work carrying out the construction work.