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STATUTORY INSTRUMENTS

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**1997 No. 2962**

The Merchant Shipping and Fishing Vessels  
(Health and Safety at Work) Regulations 1997

Part II

General duties

**Night work**

9.—(1) Where—

- (a) a new or expectant mother works at night; and
- (b) a certificate from a registered medical practitioner or registered midwife shows that it is necessary for her health or safety that she should not be at work for any period of such work identified in the certificate,

the worker shall be offered suitable alternative daytime work, if any is available.

(2) Subject to paragraph (1), where no such alternative daytime work is available the worker shall, without prejudice to the rights of an employee under sections 66 to 68 of the 1996 Act, be suspended from her work for so long as is necessary for her health or safety.