
STATUTORY INSTRUMENTS

1998 No. 2307

The Lifting Operations and Lifting Equipment Regulations 1998

Interpretation

2.—(1) In these Regulations, unless the context otherwise requires—

“the 1974 Act” means the Health and Safety at Work etc. Act 1974;

^{F1} ...

“accessory for lifting” means [^{F2}work][^{F2}lifting] equipment for attaching loads to machinery for lifting;

“[^{F3}EC declaration of conformity][^{F3}declaration of conformity]” means a declaration which complies with—

(a) [^{F4}section A of part 1 of Part 2 of Schedule 2 to the Supply of Machinery (Safety) Regulations 2008];

(b) [^{F5}Article 12.1 of Council Directive 89/686/EEC(1) on the approximation of the laws of the Member States relating to personal protective equipment; or][^{F5}the requirements for a declaration of conformity in Article 15 of Regulation (EU) 2016/425 of the European Parliament and of the Council of 9 March 2016 on personal protective equipment and repealing Council Directive 89/686/EEC; or]

(c) [^{F6}regulation 49 of the Lifts Regulations 2016](2);

“employer” except in regulation 3(2) and (3) includes a person to whom the requirements imposed by these Regulations apply by virtue of regulation 3(3)(a) and (b);

“essential requirements” has the same meaning as in the Provision and Use of Work Equipment Regulations 1998(3);

“examination scheme” means a suitable scheme drawn up by a competent person for such thorough examinations of lifting equipment at such intervals as may be appropriate for the purpose described in regulation 9(3);

“the Executive” means the Health and Safety Executive;

“lifting equipment” means work equipment for lifting or lowering loads and includes its attachments used for anchoring, fixing or supporting it;

“lifting operation” has the meaning given in regulation 8(2);

“load” includes a person;

“thorough examination” in relation to a thorough examination under paragraph (1), (2) or (3) of regulation 9—

(a) means a thorough examination by a competent person;

(b) where it is appropriate to carry out testing for the purpose described in the paragraph, includes such testing by a competent person as is appropriate for the purpose,

(1) OJNo. L399. 30.12.89, p.18; printed in the Schedule to S.I. 1992/3139.

(2) S.I. 1997/831.

(3) S.I. 1998/2306.

and “thoroughly examined” shall be construed accordingly;

“work equipment” means any machinery, appliance, apparatus, tool or installation for use at work (whether exclusively or not).

- (2) Unless the context otherwise requires, any reference in these Regulations to—
- (a) a numbered regulation or Schedule is a reference to the regulation or Schedule in these Regulations so numbered; and
 - (b) a numbered paragraph is a reference to the paragraph so numbered in the regulation or Schedule in which the reference appears.

Textual Amendments

- F1** Words in [reg. 2\(1\)](#) deleted (29.12.2009) by [The Supply of Machinery \(Safety\) Regulations 2008 \(S.I. 2008/1597\)](#), [reg. 1\(1\)](#), [Sch. 7 para. 2\(a\)](#) (with [reg. 28](#))
- F2** Word in [reg. 2\(1\)](#) substituted (E.W.S.) (17.9.2002) by [The Health and Safety \(Miscellaneous Amendments\) Regulations 2002 \(S.I. 2002/2174\)](#), [regs. 1, 8\(a\)](#)
- F3** Words in [reg. 2\(1\)](#) substituted (E.W.S.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), [reg. 1, Sch. 7 para. 1\(2\)\(a\)](#) (as amended by [S.I. 2020/676](#), [regs. 1\(1\), 2](#); 2020 c. 1, [Sch. 5 para. 1\(1\)](#))
- F4** Words in [reg. 2\(1\)](#) substituted (29.12.2009) by [The Supply of Machinery \(Safety\) Regulations 2008 \(S.I. 2008/1597\)](#), [reg. 1\(1\)](#), [Sch. 7 para. 2\(b\)](#) (with [reg. 28](#))
- F5** Words in [reg. 2\(1\)](#) substituted (E.W.S.) (31.12.2020) by [The Product Safety and Metrology etc. \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/696\)](#), [reg. 1, Sch. 7 para. 1\(2\)\(b\)](#) (as amended by [S.I. 2020/676](#), [regs. 1\(1\), 2](#); 2020 c. 1, [Sch. 5 para. 1\(1\)](#))
- F6** Words in [reg. 2\(1\)](#) substituted (8.12.2016) by [The Lifts Regulations 2016 \(S.I. 2016/1093\)](#), [regs. 1, 83\(8\)\(a\)](#) (with [regs. 3-5](#))
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Commencement Information

- I1** [Reg. 2](#) in force at 5.12.1998, see [reg. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The Lifting Operations and Lifting Equipment Regulations 1998, Section 2.