
STATUTORY INSTRUMENTS

2002 No. 3010

CONSUMER PROTECTION

**The Dangerous Substances and Preparations (Safety)
(Consolidation) (Amendment No. 3) Regulations 2002**

Made - - - - - 4th December 2002

Laid before Parliament 5th December 2002

Coming into force - - 18th January 2003

Whereas the Secretary of State has, in accordance with section 11(5) of the Consumer Protection Act 1987(a), consulted such organisations as appear to her to be representative of interests substantially affected by these Regulations, such other persons as she considers appropriate and the Health and Safety Commission;

Now, therefore, the Secretary of State, in exercise of the powers conferred on her by section 11 of the said Act, hereby makes the following Regulations—

1. These Regulations may be cited as the Dangerous Substances and Preparations (Safety) (Consolidation) (Amendment No. 3) Regulations 2002 and shall come into force on 18th January 2003.

2. The Dangerous Substances and Preparations (Safety) (Consolidation) (Amendment No. 2) Regulations 2002(b) are hereby revoked.

3. Schedule 2 to the Dangerous Substances and Preparations (Safety) (Consolidation) Regulations 1994(c) is hereby amended as follows—

(a) under the heading “**Carcinogenic substances of Category 2**”—

(i) after the entry “Toluene-2, 4-diammonium sulphate” in the first column, there shall be inserted the entry set out in Part I of the Schedule hereto;

(ii) after the entry “Foots oil (petroleum), hydrotreated; Foot’s oil” in the first column, there shall be inserted the entry set out in Part II of the Schedule hereto; and

(b) under the heading “**Toxic for reproduction substances of Category 2**”, before the entry “nickel tetracarbonyl” in the first column, there shall be inserted the entry set out in Part III of the Schedule hereto.

Melanie Johnson,
Parliamentary Under Secretary of State for
Competition, Consumers and Markets,
Department of Trade and Industry

4th December 2002

(a) 1987 c. 43.

(b) S.I. 2002/2479.

(c) S.I. 1994/2844 as amended by S.I.’s 1996/2635, 1999/2084, 2000/2897 and 2002/1770.

SCHEDULE

Regulation 3

PART I

Substances	Index number	EC number	CAS number
4-chloraniline	612-137-00-9	203-401-0	106-47-8

PART II

Substances	Index number	EC number	CAS number
Refractory ceramic fibres; special purpose fibres, with the exception of those specified elsewhere in Annex 1 to Directive 67/548/EEC; [man-made vitreous (silicate) fibres with random orientation with alkaline oxide and alkali earth oxide ($\text{Na}_2\text{O} + \text{K}_2\text{O} + \text{CaO} + \text{MgO} + \text{BaO}$) content less or equal to 18% by weight]	650-017-00-8		

PART III

Substances	Index number	EC number	CAS number
6-(2-chloroethyl)-6-2-methoxyethoxy)-2,5,7,10-tetraoxa-6-silaundecane; etacelasil	014-014-00-X	253-704-7	37894-46-5

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Dangerous Substances and Preparations (Safety) (Consolidation) (Amendment No. 2) Regulations 2002 (S.I. 2002/2479; “the 2002 Regulations”) sought to implement European Parliament and Council Directive 2001/41/EC (O.J. No. L194, 18.07.01, p.36). That Directive amended for the 21st time Council Directive 76/769/EEC (O.J. No. L262, 27.9.76, p.201) on the approximation of the laws, regulations and administrative provisions of the Member States relating to the restrictions on the marketing and use of certain dangerous substances and preparations.

These Regulations, which amend the Dangerous Substances and Preparations (Safety) (Consolidation) Regulations 1994 (S.I. 1994/2844; “the Principal Regulations”), revoke and re-enact the 2002 Regulations. These Regulations correct the 2002 Regulations by substituting corrected category headings for the category headings cited in the 2002 Regulations. In addition, entries appropriate to the corrected category headings are specified in these Regulations.

The Principal Regulations prohibit the supply to the general public of the substances listed in Schedule 2 to those Regulations. A substance specified in Schedule 2 or a preparation containing such a substance is required to be classified and labelled in accordance with regulation 8(4) of the Chemicals (Hazard Information and Packaging for Supply) Regulations 2002 (S.I. 2002/1689). The list of substances is derived from the Annex to Directive 76/769/EEC. It is a list of carcinogenic and mutagenic substances and certain substances toxic to reproduction. These Regulations update the list to include the amendments made by Directive 2001/41/EC.

A transposition note is available, copies of which have been placed in the libraries of both Houses of Parliament. Copies are also available from the Consumer and Competition Policy Directorate of the Department of Trade and Industry, 1 Victoria Street, London SW1H 0ET.

This Statutory Instrument has been made in consequence of a defect in S.I. 2002/2479 and is being issued free of charge to all known recipients of that Statutory Instrument.

S T A T U T O R Y I N S T R U M E N T S

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**The Dangerous Substances and Preparations (Safety)
(Consolidation) (Amendment No. 3) Regulations 2002**

£1.75

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Printed and published in the UK by The Stationery Office Limited
under the authority and superintendence of Carol Tullo, Controller of
Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.
E1734 12/2002 121734 19585

ISBN 0-11-044149



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