

SCHEDULE 5

AMENDMENTS

PART 2

AMENDMENTS TO SECONDARY LEGISLATION

The Dangerous Substances in Harbour Areas Regulations 1987

- 32.** In Part IX of the Dangerous Substances in Harbour Areas Regulations 1987⁽¹⁾ (explosives)—
- (a) in regulation 33(1)(b), for the words from “article 7” to the end substitute “article 8 of the Health and Safety at Work etc. Act 1974 (Application Outside Great Britain) Order 2001”; and
 - (b) for regulation 33(2)(e), substitute —
 - “(e) a berth which forms part of a site —
 - (i) licensed under the Manufacture and Storage of Explosives Regulations 2005 in cases where, in relation to the application for that licence, the assent of the local authority was required pursuant to regulation 13(3) of those Regulations; or
 - (ii) which is deemed to be licensed under those Regulations by virtue of regulation 27 of those Regulations in cases where, in relation to that deemed licence, the assent of the local authority would have been required pursuant to regulation 13(3) of those Regulations had the licence been applied for under those Regulations;”.

⁽¹⁾ S.I. 1987/37, to which there are amendments not relevant to these Regulations.