
STATUTORY INSTRUMENTS

2020 No. 40

**MERCHANT SHIPPING
HEALTH AND SAFETY**

**The Carcinogens and Mutagens (Miscellaneous
Amendments) Regulations 2020**

Made - - - - 20th January 2020
Laid before Parliament 27th January 2020
Coming into force - - 2nd March 2020

The Secretary of State, in exercise of the powers conferred by section 2(2) of the European Communities Act 1972⁽¹⁾, section 15(1) and (2) of, and paragraphs 8(2) and 9 of Schedule 3 to the Health and Safety at Work etc. Act 1974⁽²⁾ and sections 85(1), (3) and (7) and 86(1) of the Merchant Shipping Act 1995⁽³⁾, makes the following Regulations.

The Secretary of State is a Minister designated⁽⁴⁾ for the purpose of section 2(2) of the European Communities Act 1972 in relation to measures relating to the safety of ships, and the health and safety of persons in them.

In so far as the following Regulations are made in exercise of powers conferred by sections 15(1) and (2) of the Health and Safety at Work etc. Act 1974, they give effect without modifications to proposals submitted by the Health and Safety Executive under section 11(3) of the 1974 Act⁽⁵⁾ after carrying out consultation in accordance with section 50(3)⁽⁶⁾ of that Act.

In so far as the following Regulations are made in exercise of powers conferred by section 85 of the Merchant Shipping Act 1995, the Secretary of State has, in accordance with section 86(4) of the Act, consulted persons in the United Kingdom that the Secretary of State considers will be affected by the proposal to make these Regulations.

(1) 1972 c. 68; section 2(2) was amended by the Legislative and Regulatory Reform Act 2006 (c. 51), section 27(1)(a) and the European Union (Amendment) Act 2008 (c. 7), Schedule. There are other amendments but none is relevant.
(2) 1974 c. 37; section 15(1) was substituted by paragraph 6 of Schedule 15 to the Employment Protection Act 1975 (c. 71) and amended by S.I. 2002/794. Section 15(2) was amended by paragraphs 1 and 5 of Schedule 12 to the Energy Act 2013 (c. 32).
(3) 1995 c. 21; section 85(1) was amended by the Merchant Shipping and Maritime Security Act 1997 (c. 28), section 8(2), and section 85(3) was amended by section 8(4) of that Act. There are other amendments to section 86 but none is relevant.
(4) S.I. 1993/595; there are amending instruments but none is relevant.
(5) Section 11 was substituted by articles 3 and 5 of S.I. 2008/960.
(6) Section 50(3) was amended by paragraph 16 of Schedule 15 to the Employment Protection Act 1975 (c. 71), articles 3 and 16 of S.I. 2008/960, paragraphs 4 and 6 of Schedule 7 to the Health and Social Care Act 2012 (c. 7), and paragraphs 1 and 11 of Schedule 12 to the Energy Act 2013 (c. 32).