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STATUTORY INSTRUMENTS

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**2023 No. 861**

The Equipment and Protective Systems  
Intended for Use in Potentially Explosive  
Atmospheres Regulations (Northern Ireland) 2017  
(Amendment) (Northern Ireland) Regulations 2023

**Amendments to Part 1 (Preliminary)**

**3.—(1)** In regulation 2(1)—

- (a) in the definition of “accreditation certificate”, for “Member State or Great Britain” substitute “relevant state”;
- (b) in the definition of “competent national authority”, for “Member State” substitute “relevant state”;
- (c) in the definition of “importer”—
  - (i) in sub-paragraph (a) for “EU” substitute “relevant market”;
  - (ii) in sub-paragraph (b) for “third country on the EU” substitute “market outside the relevant market on the relevant”;
- (d) in the following definitions, for “EU” substitute “relevant”—
  - (i) “make available on the market”;
  - (ii) “place on the market”;
  - (iii) “putting into service”;
- (e) after the definition of “potentially explosive atmosphere” insert—

““product” means a product to which these Regulations apply, in accordance with regulation 3;”;
- (f) after the definition of “relevant economic operator” insert—

““relevant market” means—

  - (a) the market in Northern Ireland; and
  - (b) the markets of the EEA states;

“relevant state” means—

  - (a) Northern Ireland; or
  - (b) any EEA state;”;
  - (g) at the end of the definition of “technical specification” omit “and”; and
  - (h) after the definition of “technical specification” insert—

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*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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““UK(NI) indication” means the marking in the form set out in Schedule 1 to the Product Safety and Metrology etc. (Amendment etc.) (UK(NI) Indication) (EU Exit) Regulations 2020(1);

“United Kingdom Accreditation Service” means a company limited by guarantee incorporated in England and Wales under number 03076190; and”.

(2) In regulation 2(3)(b), for “Member State” substitute “relevant state”.

(3) Omit regulation 2(6).

(4) In regulation 2(7)—

(a) for “(Northern Ireland) 1954” substitute “1978(2)”; and

(b) omit “as it applies to an Act of the Assembly”.

(5) In regulation 3(3)(d), for “Council Directive [89/686/EEC](#) on the approximation of the laws of the Member States relating to personal protective equipment(3)” substitute “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](#)(4)”.

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(1) [S.I. 2020/1460](#).

(2) [1978 c. 30](#).

(3) [O.J. L 399, 30.12.1989, p. 18–38](#).

(4) [O.J. L 81, 31.3.2016, p. 51–98](#).