STATUTORY RULES OF NORTHERN IRELAND

2013 No. 207

HEALTH AND SAFETY

The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2013

Made - - - -	*2nd August 2013*
Coming into operation	*1st September 2013*

[F1]The Department of Enterprise, Trade and Investment ("the Department") [F2], is designated [F3]for the purposes of section 2(2) of the European Communities Act 1972 ("the 1972 Act") [F4] in relation to the notification and control of substances and to measures relating to biocides.

The Department, being the Department concerned [F5], makes the following Regulations in exercise of the powers conferred by section 2(2) of the 1972 Act [F6] and Articles 40(2) and (4), and 55(2) of the Health and Safety at Work (Northern Ireland) Order 1978 [F7] ("the 1978 Order").

The Regulations give effect without modifications to proposals submitted to the Department by the Health and Safety Executive for Northern Ireland under Article 13(1A) of the 1978 Order [F8].

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))

F2 Formerly the Department of Economic Development; *see*S.I. 1999/283 (N.I. 1), **Article 3(5)**; that Department was formerly the Department of Manpower Services; *see*S.I. 1982/846 (N.I.11), **Article 3**

F3 S.I. 1981/1536 for the designation in relation to the notification and control of substances and S.I. 1999/2788 in relation to measures relating to biocides

F4 1972 c.68

F5 *See* Article 2(2) of S.I. 1978/1039 (N.I. 9)

F6 1972 c.68; the enabling powers conferred by section 2(2) were extended by virtue of section 1 of the European Economic Area Act 1993 (c.51). Section 2(2) was further amended by section 27(1), and paragraphs 2 and 3 of Schedule 2 by section 27(2), of the Legislative and Regulatory Reform Act 2006 (C .51)

F7 S.I. 1978/1039 (N.I. 9)

F8 Article 13(1A) was substituted by S.I. 1998/2795 (N.I. 18), **Article 4**

Citation and commencement

[F1]1. . . . . . .

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))

Application within the territorial sea

F1 2. . . . . . .

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))

Interpretation

F1 3. . . . . . .

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))

Functions of the Member State

F1 4. . . . . . .

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))

Fees

F1 5. . . . . . .

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))

Annual charge

F1 6. . . . . . .

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))

Calculation of charge and number of persons liable to pay the charge

F1 7. . . . . . .

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))

Notification of liability to pay

F1 8. . . . . . .

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))

Revocations and savings provisions

9.—F1(1) . . . . . .

(2) Regulation 39 of, and paragraphs 2, 3 and 7 to 12 of Schedule 11 to, the Biocidal Products Regulations (Northern Ireland) 2001 continue to apply for the purposes of calculating the fee payable in respect of the evaluation of applications for biocidal product authorisations submitted before 1st September 2013 for the purposes of Directive 98/8/EC[F9] under Regulation 14(1) of the Biocidal Products and Chemicals (Appointment of Authorities and Enforcement) Regulations (Northern Ireland) 2013.

F1(3) . . . . . .

F1 Regulations revoked (except reg. 9(2)) (1.7.2015) by The Biocidal Products (Fees and Charges) Regulations (Northern Ireland) 2015 (S.R. 2015/254), regs. 1, **5(1)** (with reg. 5(2))
F9 OJ No. L123, 24.4.98, p.1.

Sealed with the Official Seal of the Department of Enterprise, Trade and Investment on 2nd August 2013.

L.S.

D Sterling
A senior officer of the
Department of Enterprise, Trade and Investment