STATUTORY RULES OF NORTHERN IRELAND

2009 No. 414

HEALTH AND SAFETY

The Control of Asbestos (Amendment) Regulations (Northern Ireland) 2009

Made - - - -	*14th December 2009*
Coming into operation	*25th January 2010*

The Department of Enterprise, Trade and Investment(**1**), being the Department concerned(**2**) makes the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972(**3**) ("the 1972 Act") and Articles 17(1) to (6)(**4**), 20(2), 54(1) and 55(2) of, and paragraphs 1(1) to (4), 2(2), 3, 5, 7 to 10, 12(1) and (3), 13, 14(1), 15 and 19 of Schedule 3 to the Health and Safety at Work (Northern Ireland) Order 1978(**5**) ("the 1978 Order").

The Department was designated(**6**) for the purposes of section 2(2) of the 1972 Act in relation to the regulation and control of classification, packaging and labelling of dangerous substances and preparations and persistent organic pollutants, dangerous substances, preparations and chemicals.

The Regulations give effect without modifications to proposals submitted to it by the Health and Safety Executive for Northern Ireland under Article 13(1A)(**7**) of the 1978 Order.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Control of Asbestos (Amendment) Regulations (Northern Ireland) 2009 and shall come into operation on 25th January 2010.

(2) The Interpretation Act (Northern Ireland) 1954(**8**) shall apply to these Regulations as it applies to an Act of the Northern Ireland Assembly.

(**1**) 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
(**2**) *See* Article 2(2) of S.I. 1978/1039 (N.I. 9)
(**3**) 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)
(**4**) Article 17 must be read with S.I. 1992/1728 (N.I. 17), Articles 3(2) and 4(2)
(**5**) S.I. 1978/1039 (N.I. 9): the general purposes of Part II referred to in Article 17(1) were extended by S.I. 1992/1728 (N.I. 17), Articles 3(1) and 4(1). Article 55(2) was amended by S.I. 1998/2795 (N.I. 18), Article 6(1) and Schedule 1, paragraph 19
(**6**) *See* S.I. 1976/897 for the designation in relation to the regulation and control of classification, packaging and labelling of dangerous substances and preparations and S.I. 2007/1349 in relation to persistent organic pollutants, dangerous substances, preparations and chemicals
(**7**) Article 13(1A) was substituted by S.I. 1998/2795 (N.I. 18), Article 4
(**8**) 1954 c. 33 (N.I.), as amended by S.I. 1999/663