STATUTORY RULES OF NORTHERN IRELAND

2009 No. 192

HEALTH AND SAFETY

The Health and Safety Information for Employees (Amendment) Regulations (Northern Ireland) 2009

Made - - - -	*15th May 2009*
Coming into operation	*15th June 2009*

The Department of Enterprise, Trade and Investment(**1**), being the Department concerned(**2**), makes the following Regulations in exercise of the powers conferred by Articles 17(1) to (6)(**3**), and 55(2) of, and paragraph 14(1) of Schedule 3 to, the Health and Safety at Work (Northern Ireland) Order 1978(**4**) ("the 1978 Order").

The Regulations give effect without modifications to proposals submitted to it by the Health and Safety Executive for Northern Ireland under Article 13(1A)(**5**) of the 1978 Order after the Executive had carried out consultations in accordance with Article 46(3)(**6**) of that Order

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Health and Safety Information for Employees (Amendment) Regulations (Northern Ireland) 2009 and shall come into operation on 15th June 2009.

(2) In these Regulations "the principal Regulations" means the Health and Safety Information for Employees Regulations (Northern Ireland) 1991(**7**).

Amendments to the principal Regulations

2.—(1) The principal Regulations shall be amended as follows.

(2) In regulation 2(1) (Interpretation and application)—

(a) for the definition of "territorial waters" substitute—

(**1**) Formerly the Department of Economic Development; ***see*** S.I. 1982/846 (N.I. 11), Article 3 and S.I. 1999/283 (N.I. 1), Article 3(5)
(**2**) *See* Article 2(2) of S.I. 1978/1039 (N.I. 9)
(**3**) Article 17 must be read with S.I. 1992/1728 (N.I. 17), Articles 3(2) and 4(2)
(**4**) 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)
(**5**) Article 13(1) was substituted by S.I. 1998/2795 (N.I. 18), Article 4
(**6**) Article 46(3) was amended by S.I. 1998/2795 (N.I. 18), Article 6(1) and Schedule 1, paragraphs 8 and 18(c)
(**7**) S.R. 1991 No. 105, as amended by S.R. 1996 No. 512, S.R. 1999 No. 150 and S.R. 2007 No. 291

""territorial sea" means the territorial sea of the United Kingdom adjacent to Northern Ireland and "within the territorial sea" includes on, over and under it;";

(b) in paragraph (3) for "paragraph 1" substitute "paragraphs 2, 3 and 4"; and

(c) in paragraph (4) for "territorial waters" substitute "the territorial sea".

(3) In regulation 3 (Meaning of and revisions to the approved poster and leaflet), in sub-paragraph (2)(b) for "9 months" substitute "five years".

(4) In regulation 5 (Provision of further information)—

(a) for paragraph (1) substitute—

"(1) An employer relying on compliance with regulation 4(1)(a) shall, subject to paragraph (2), ensure that the following information is clearly and indelibly written on the poster in the appropriate space—

(a) the name of the enforcing authority for the premises where the poster is displayed; and

(b) the address of the office of the enforcing authority for the area in which those premises are situated; or

(c) information as to how any of his employees may obtain the information referred to in sub-paragraphs (a) and (b)."

(b) for paragraph (3) substitute—

"(3) An employer who gives to his employee a leaflet pursuant to regulation 4(1)(b) shall give with the leaflet a written notice containing—

(a) the name of the enforcing authority for the premises where the employee works; and

(b) the address of the office of the enforcing authority for the area in which those premises are situated; or

(c) information as to how any of his employees may obtain the information referred to in sub-paragraphs (a) and (b)."

(5) For Schedule 1 substitute the Schedule set out in the Schedule to these Regulations.

Application within the territorial sea

3. These Regulations shall apply to and in relation to premises and activities within the territorial sea to the same extent as provided for in regulation 2(3) and (4) and Schedule 1 of the principal Regulations.

Sealed with the Official Seal of the Department of Enterprise, Trade and Investment on 15th May 2009.



M. Bohill
A senior officer of the Department of Enterprise, trade and Investment