STATUTORY RULES OF NORTHERN IRELAND

1999 No. 36

HEALTH AND SAFETY

Control of Substances Hazardous to Health (Amendment) Regulations (Northern Ireland) 1999

Made - - - -	*29th January 1999*
Coming into operation	*15th March 1999*

The Department of Economic Development, being the Department concerned(**1**), in exercise of the powers conferred on it by Article 17(1), (2) and (4) of, and paragraph 1(1) of Schedule 3 to, the Health and Safety at Work (Northern Ireland) Order 1978(**2**) and of every other power enabling it in that behalf, after consultation in accordance with Article 46(1) of that Order with the Health and Safety Agency for Northern Ireland and such other bodies as appeared to the Department to be appropriate, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Control of Substances Hazardous to Health (Amendment) Regulations (Northern Ireland) 1999 and shall come into operation on 15th March 1999.

Amendment of the Control of Substances Hazardous to Health Regulations (Northern Ireland) 1995

2.—(1) The Control of Substances Hazardous to Health Regulations (Northern Ireland) 1995(**3**) shall be amended in accordance with paragraphs (2) to (4).

(2) In Schedule 1 (List of substances assigned maximum exposure limits) after the words "Vinylidene chloride" in the first column, there shall be inserted, in that column, the words "(1, 1-Dichloroethylene)".

(3) For Schedule 2 (Prohibition of certain substances hazardous to health for certain purposes) there shall be substituted the Schedule set out in the Schedule to these Regulations.

(4) In Schedule 8 (Other substances and processes to which the definition of "carcinogen" relates), in the entry relating to "mustard gas", for the words "B,B'Dichlorodiethyl" there shall be substituted the words "β, β'-Dichlorodiethyl".

(**1**) *See* Article 2(2) of S.I.1978/1039 (N.I. 9)
(**2**) S.I. 1978/1039 (N.I. 9)
(**3**) S.R. 1995 No. 51 as amended by S.R. 1995 No. 60 and S.R. 1998 No. 67

Sealed with the Official Seal of the Department of Economic Development on

29th January 1999.

R. G. F. Fry
Assistant Secretary

SCHEDULE Regulation 2(3)

"SCHEDULE 2 Regulation 4(1)

Prohibition of Certain Substances Hazardous to Health for Certain Purposes

Item No.	Column 1 *Description of substance*	Column 2 *Purposes for which the substance is prohibited*
1.	2-Naphthylamine; benzidine; 4-aminodiphenyl; 4-nitrodiphenyl; their salts and any substance containing any of those compounds, in a total concentration equal to or greater than 0.1 per cent by mass.	Manufacture and use for all purposes including any manufacturing process in which a substance described in column 1 of this item is formed.
2.	Sand or other substance containing free silica.	Use as an abrasive for blasting articles in any blasting apparatus.
3.	A substance— (a) containing compounds of silicon calculated as silica to the extent of more than 3 per cent by weight of dry material, other than natural sand, zirconium silicate (zircon), calcined china clay, calcined aluminous fireclay, sillimanite, calcined or fused alumina, olivine; or (b) composed of or containing dust or other matter deposited from a fettling or blasting process.	Use as a parting material in connection with the making of metal castings.
4.	Carbon disulphide.	Use in the cold-cure process of vulcanising in the proofing of cloth with rubber.
5.	Oils other than white oil, or oil of entirely animal or vegetable origin or entirely of mixed animal and vegetable origin.	Use for oiling the spindles of self-acting mules.
6.	Ground or powdered flint or quartz other than natural sand.	Use in relation to the manufacture or decoration

Item No.	Column 1 *Description of substance*	Column 2 *Purposes for which the substance is prohibited*
		of pottery for the following purposes: (a) the placing of ware for the biscuit fire; (b) the polishing of ware; (c) as the ingredient of a wash for saggars, trucks, bats, cranks, or other articles used in supporting ware during firing; and (d) as dusting or supporting powder in potters' shops.
7.	Ground or powdered flint or quartz other than— (a) natural sand; or (b) ground or powdered flint or quartz which forms part of a slop or paste.	Use in relation to the manufacture or decoration of pottery for any purpose except — (a) use in a separate room or building for— (i) the manufacture of powdered flint or quartz, or (ii) the making of frits or glazes or the making of colours or coloured slips for the decoration of pottery; (b) use for the incorporation of the substance into the body of ware in an enclosure in which no person is employed and which is constructed and ventilated to prevent the escape of dust.
8.	Dust or powder of a refractory material containing not less than 80 per cent. of silica other than natural sand.	Use for sprinkling the moulds of silica bricks, namely bricks or other articles composed of refractory material and containing not less than 80 per cent of silica.
9.	White phosphorous.	Use in the manufacture of matches.
10.	Hydrogen cyanide.	Use in fumigation except when — (a) released from an inert material in which