STATUTORY RULES OF NORTHERN IRELAND

1997 No. 398

HEALTH AND SAFETY

Chemicals (Hazard Information and Packaging for Supply) (Amendment) Regulations (Northern Ireland) 1997

Made - - - -	*29th August 1997*
Coming into operation	*29th September 1997*

The Department of Economic Development, being a Department designated(**1**) for the purpose of section 2(2) of the European Communities Act 1972(**2**) in relation to the regulation and control of classification, packaging and labelling of dangerous substances and preparations, and for measures related to consumer protection, in the exercise of the powers conferred on it by the said section 2(2) and, being the Department concerned(**3**), in exercise of the powers conferred by Articles 17(1) to (6) and 55(2) of, and paragraphs 1(1), (4) and (5), 2, 14 and 15 of Schedule 3 to, the Health and Safety at Work (Northern Ireland) Order 1978(**4**) 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 Chemicals (Hazard Information and Packaging for Supply) (Amendment) Regulations (Northern Ireland) 1997 and shall come into operation on 29th September 1997.

Interpretation

2.—(1) In these Regulations "the principal Regulations" means the Chemicals (Hazard Information and Packaging for Supply) Regulations (Northern Ireland) 1995(**5**).

(2) The Interpretation Act (Northern Ireland) 1954(**6**) shall apply to these Regulations as it applies to a Measure of the Northern Ireland Assembly.

(**1**) S.I.1976/897 and S.I. 1993/2661
(**2**) 1972 c. 68; the definition of the Treaties referred to in section 2(2) was extended by section 1 of the European Economic Area Act 1993 (c. 51)
(**3**) *See* Article 2(2) of S.I. 1978/1039 (N.I. 9)
(**4**) S.I. 1978/1039 (N.I. 9)
(**5**) S.R. 1995 No. 60 as amended by S.R. 1996 No. 376 and S.R. 1997 No. 247
(**6**) 1954 c. 33 (N.I.)

Amendment of the principal Regulations

3. The principal Regulations shall be amended in accordance with the Schedule.

Transitional provisions

4.—(1) Until 31st May 1998 in relation to any substance or preparation other than liquefied petroleum gas, butane or propane, it shall be sufficient compliance with the requirements of the principal Regulations if the requirements of those Regulations are complied with as in operation immediately before these Regulations came into operation.

(2) Until 31st October 1997 in relation to liquefied petroleum gas, butane or propane, it shall be sufficient compliance with the requirements of the principal Regulations if the requirements of those Regulations are complied with as in operation immediately before these Regulations came into operation.

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

29th August 1997.

Philip B. Strong
Assistant Secretary

SCHEDULE

Regulation 3

1. In regulation 2(1)—

(a) in the definition of "approved classification and labelling guide" for the words "(2nd Edition)" there shall be substituted "(3rd Edition)";

(b) for the definition of "approved supply list" there shall be substituted the following definition—

""approved supply list" has the meaning assigned to it by regulation 4;";

(c) in the definition of "concentration limits" there shall be deleted the words "column 4 of Part V of";

(d) in the definition of "EEC number"—

(i) for the word "EEC" there shall be substituted "EC" in each place in which it occurs;

(ii) in sub-paragraph (*a*) for the words from "number (if any)" to the end there shall be substituted "EC number (if any) specified in that list;"; and

(iii) in sub-paragraph (*b*) there shall be deleted the words "Part V of";

(e) for the definition of "index number" there shall be substituted—

""index number" means, in relation to a substance dangerous for supply which appears in the approved supply list, the number (if any) specified in that list;";

(f) in the definition of "indication of danger" for sub-paragraph (*a*) there shall be substituted the following sub-paragraph—

"(a) a substance dangerous for supply listed in the approved supply list, it is one or more indications of danger specified for that substance by a symbol-letter in the list;";

(g) in the definition of "risk phrase" for the words "phrase listed in Part III of" there shall be substituted "risk phrase listed in";

(h) in the definition of "safety phrase" for the words "phrase listed in Part IV of" there shall be substituted "safety phrase listed in"; and

(i) in the definition of "substance dangerous for supply" in sub-paragraph (*a*) there shall be deleted the words "Part I of".

2. In regulation 3(3) there shall be deleted sub-paragraph (*b*) and the word "or" immediately preceding that sub-paragraph.

3. For regulation 4 there shall be substituted the following regulation—

"4. In these Regulations the "approved supply list" means the document approved by the Department for the purposes of these Regulations and—

(a) entitled "Information Approved for the Classification and Labelling of Substances and Preparations Dangerous for Supply (3rd Edition)" published by the Health and Safety Commission;

(b) as revised by the document entitled the "Approved Supply List Supplement" published by the Health and Safety Commission.".

4. In regulation 5 for paragraph (2) there shall be substituted the following paragraph—

"(2) The classification of a substance which is listed in the approved supply list shall be the classification for that substance specified in the list.".

5. In regulation 9—