STATUTORY RULES OF NORTHERN IRELAND

1996 No. 512

HEALTH AND SAFETY

Health and Safety Information for Employees (Amendments and Repeals) Regulations (Northern Ireland) 1996

Made - - - -	*29th October 1996*
Coming into operation—	
All regulations except regulation 2(a) and regulation 3(2) so far as it relates to the Construction (Lifting Operations) Regulations (Northern Ireland) 1963	*9th December 1996*
regulation 2(a)	*1st January 1998*
regulation 3(2) so far as it relates to the Construction (Lifting Operations) Regulations (Northern Ireland) 1963	*1st January 1997*

The Department of Economic Development and the Department of Agriculture, acting jointly as the Department concerned(**1**) in exercise of the powers conferred by Articles 17(1), (2), (3), (4) and 55(2) of, and paragraph 14(1) of Schedule 3 to, the Health and Safety at Work (Northern Ireland) Order 1978(**2**) and of every other power enabling them 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 them to be appropriate hereby make the following Regulations:—

Citation and commencement

1.—(1) These Regulations may be cited as the Health and Safety Information for Employees (Amendments and Repeals) Regulations (Northern Ireland) 1996 and shall, subject to paragraphs (2) and (3), come into operation on 9th December 1996.

(2) Regulation 2(*a*) shall come into operation on 1st January 1998.

(**1**) *See* Article 2(2) of S.I. 1978/1039 (N.I. 9)
(**2**) 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), Article 3(1)

(3) Regulation 3(2) shall so far as it relates to the Construction (Lifting Operations) Regulations (Northern Ireland) 1963(**3**) come into operation on 1st January 1997.

Amendment of the Health and Safety Information for Employees Regulations (Northern Ireland) 1991

2. The Health and Safety Information for Employees Regulations (Northern Ireland) 1991(**4**) shall be amended as follows:—

(a) in regulation 2—

(i) in paragraph (1)—

(aa) after the definition of "Department", there shall be added the following definition:

""offshore installation" has the same meaning as in the Offshore Installations and Pipeline Works (Management and Administration) Regulations (Northern Ireland) 1995 (S.R. 1995 No. 340);";

(bb) in the definition of "ship", a semi-colon shall be substituted for the full stop;

(cc) after the definition of "ship", there shall be added the following definitions—

""territorial waters" means United Kingdom territorial waters adjacent to Northern Ireland and "within territorial waters" includes on, over, and under them;

"vessel" includes a hovercraft and any floating structure which is capable of being staffed.";

(ii) in paragraph (3), after the word "ship" there shall be added "(except to the extent that the master and crew are engaging in activities falling within paragraph 1 of Schedule 1)";

(iii) after paragraph (3) there shall be added the following paragraph:—

"(4) Subject to paragraph (3), within territorial waters these Regulations shall apply to and in relation to the premises and activities set out in Schedule 1.";

(b) in regulation 3, after paragraph (4), there shall be added the following paragraphs—

"(5) The Department may approve a particular form of poster or leaflet for use in relation to a particular employment or class of employment.

(6) Where the Department approves a particular form of poster or leaflet under paragraph (5), the Agency shall publish—

(a) the form of the poster or leaflet;

(b) the date on which that form was approved; and

(c) the particular employment or class of employment in respect of which that form is approved.

(7) Where a particular form of poster or leaflet has been approved under paragraph (5) then paragraphs (2) to (4) shall apply to the revision of that particular form as they apply to the revision of an approved poster or an approved leaflet save that in addition to the matters specified in paragraph (3), the Agency shall publish the employment or class of employment in respect of which the revised form is approved.

(**3**) S.R. & O. (N.I.) 1963 No. 86
(**4**) S.R. 1991 No. 105

(8) An employer may, in respect of employment for which a particular poster or leaflet has been approved under paragraph (5), comply with the requirements of regulation 4(1) by displaying that particular form of poster or giving that particular form of leaflet and in connection with any such compliance regulation 4 shall be construed as if the references to the approved poster and the approved leaflet in that regulation were references to the particular form of poster and the particular form of leaflet approved under paragraph (5) and as if the reference in regulation 4(3) to revision pursuant to regulation 3(2) were a reference to a revision pursuant to regulation 3(7).";

(c) immediately before the Schedule, there shall be inserted the Schedule set out in Schedule 1;

(d) in the Schedule, for the title "Schedule", there shall be substituted the title "Schedule 2";

(e) in regulation 8, for the words "the Schedule", in each place where they occur, there shall be substituted "Schedule 2".

Miscellaneous repeals and revocations

3.—(1) The statutory provisions specified in column 1 of Part I of Schedule 2 are hereby repealed to the extent specified in the corresponding entries in column 2 thereof.

(2) The statutory provisions specified in column 1 of Part II of Schedule 2 are hereby revoked to the extent specified in the corresponding entries in column 3 thereof.

Sealed with the Official Seal of the Department of Economic Development on 29th October 1996.

L.S.

Philip B. Strong
Assistant Secretary

Sealed with the Official Seal of the Department of Agriculture on 29th October 1996.

L.S.

Liam McKibben
Assistant Secretary