STATUTORY RULES OF NORTHERN IRELAND

1993 No. 384

HEALTH AND SAFETY

Offshore Safety (Repeals and Modifications) Regulations (Northern Ireland) 1993

Made - - - -	*10th September 1993*
Coming into operation	*1st November 1993*

The Department of Economic Development, being the Department concerned(**1**), in exercise of the powers conferred on it by Articles 17(1) and (3)(a) and 55(2) of the Health and Safety at Work (Northern Ireland) Order 1978(**2**) and Article 3(2)(a) and (3) of the Offshore, and Pipelines, Safety (Northern Ireland) Order 1992(**3**) and of every other power enabling it in that behalf, after consultation in accordance with Article 46(1) of the 1978 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 Offshore Safety (Repeals and Modifications) Regulations (Northern Ireland) 1993 and shall come into operation on 1st November 1993.

Interpretation

2. In these Regulations—

"the 1971 Act" means the Mineral Workings (Offshore Installations) Act 1971(**4**);

"the 1975 Act" means the Petroleum and Submarine Pipe-lines Act 1975(**5**);

"the 1978 Order" means the Health and Safety at Work (Northern Ireland) Order 1978;

"the 1987 Act" means the Petroleum Act 1987(**6**);

"the Department" means the Department of Economic Development.

(**1**) *See* Article 2(2) 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 Article 3(1) of the Offshore, and Pipelines, Safety (Northern Ireland) Order 1992 (S.I. 1992/1728 (N.I. 17))
(**3**) S.I. 1992/1728 (N.I. 17)
(**4**) 1971 c. 61
(**5**) 1975 c. 74
(**6**) S.I. 1987 c. 12

Repeals and revocation

3.—(1) In the 1971 Act, the following are hereby repealed, namely—

(a) section 2 (registration of offshore installations);

(b) in section 3 (construction and survey regulations for offshore installations), subsections (1) to (3);

(c) in section 4 (managers of offshore installations), subsection (2) and, in subsection (7), the words "in relation to any class or description of installation by regulations under this Act, or";

(d) in section 5 (further provisions as to managers), in subsection (9), the words "in relation to any class or description of installation by regulations under this Act, or";

(e) section 6 (safety regulations);

(f) in section 7 (regulations; general provisions), subsections (1) and (2), in subsection (4), the words "in relation to any class or description of installation by the regulations, or", in subsection (5), the words "by regulations under this Act, or" and "regulations or", and subsections (7) and (8); and

(g) the Schedule (subject matter of regulations).

(2) In the 1975 Act, the following are hereby repealed, namely—

(a) section 26 (safety) except in so far as it is applied by or under any statutory provision; and

(b) in section 27 (inspectors etc.), in subsection (2), the words from "and, without prejudice" to the end, and subsections (3) to (6).

(3) In section 11(2)(a) of the 1987 Act (regulations), the words "and safety requirements" are hereby repealed.

(4) The Offshore installations (Public Inquiries) Regulations 1974(**7**) are hereby revoked,

Modifications with respect to references to the Secretary of State

4.—(1) In sections 4(1), (4) and (7), 5(9) and 7(4) and (5) of the 1971 Act, any reference to the Secretary of State shall be construed as a reference to the Department; and in section 5(8) of that Act, the reference to the Secretary of State shall be construed as including a reference to the Department.

(2) In section 32(4) of the 1975 Act, the reference to the Secretary of State shall be construed as a reference to the Department.

(3) In the 1987 Act—

(a) in section 23(1)(b), for the words "or a consent given by the Secretary of State" there shall be substituted the words "by the Secretary of State or a consent given by the Department of Economic Development"; and

(b) after section 24(2), there shall be inserted the following subsection—

"(2A) It shall be the duty of the Department of Economic Development to submit from time to time to the Secretary of State such proposals as the Department considers appropriate for the making of orders under section 21 or 22.".

(4) In the Regulations specified in the Schedule any reference to the Secretary of State shall be construed as a reference to the Department.

(5) In the Submarine Pipe-lines (Inspectors etc.) Regulations 1977(**8**), any reference to the Secretary of State shall be construed as including a reference to the Department.

(**7**) S.I. 1974/338
(**8**) S.I. 1977/835