1992 No. 396

HEALTH AND SAFETY

Health and Safety (Petroleum-Spirit Licence Fees) (Modification) Regulations (Northern Ireland) 1992

Made . . . . . *14th September 1992*

Coming into operation . . *2nd November 1992*

The Department of the Environment and the Department of Economic Development, acting jointly as the Department concerned(**a**), in exercise of the powers conferred by Articles 17(1) and (3), 40(2) and (3), 54(1) and (2), and 55(2) of the Health and Safety at Work (Northern Ireland) Order 1978(**b**) and of every other power enabling them in that behalf, after consultation as required by Articles 46(1) and 54(5) of that Order with the Health and Safety Agency for Northern Ireland and such other bodies as appear to them to be appropriate, make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Health and Safety (Petroleum-Spirit Licence Fees) (Modification) Regulations (Northern Ireland) 1992 and shall come into operation on 2nd November 1992.

Modification and repeal of statutory provisions

2. The statutory provisions specified in column 1 of Schedule 1 (which relate to fees payable in respect of the matters described in the corresponding entry in column 2) are modified or repealed, as the case may be, to the extent specified in the corresponding entry in column 3.

Fees

3. The fee payable under each provision in column 1 of Schedule 2 for a purpose described in the corresponding entry in column 2 shall be that specified in the corresponding entry in column 3.

Date from which fees are payable

4. Notwithstanding the provisions of section 4 of the Petroleum (Consolidation) Act (Northern Ireland) 1929(**c**) or section 1(4) of the Petroleum (Transfer of Licences) Act (Northern Ireland) 1937(**d**) the fees for

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(**a**) *See* definitions of "the Department concerned" and "regulations" in Article 2(2) of S.I. 1978/1039 (N.I. 9); in relation to "the Department concerned" *see* S.R. & O. (N.I.) 1973 No. 504 Schedule 2 Part II and S.R. 1984 No. 177 regulation 7(2)

(**b**) S.I. 1978/1039 (N.I. 9)

(**c**) 1929 c. 13 (N.I.); relevant amending Regulations are S.R. 1988 No. 382 and S.R. 1989 No. 251

(**d**) 1937 c. 4 (N.I.); relevant amending Regulations are S.R. 1987 No. 408

petroleum-spirit licences prescribed by these Regulations shall be payable for any licence first having effect or any transfer or renewal of a licence first taking effect on or after 2nd November 1992 irrespective of the date of the application for that licence, transfer or renewal.

Revocation

5. The Regulations specified in Schedule 3 are revoked.

Sealed with the Official Seal of the Department of the Environment on 14th September 1992.

(L.S.) *Trevor Pearson*
Assistant Secretary

Sealed with the Official Seal of the Department of Economic Development on 11th September 1992.

(L.S.) *Suzanna Cooper*
Assistant Secretary

SCHEDULE 1 (See regulation 2)

Legislation Modified or Repealed

Column 1 *Statutory provisions modified or repealed*	Column 2 *Matter to which provision in column 1 relates*	Column 3 *Extent of modification or repeal*
Petroleum (Consolidation) Act (Northern Ireland) 1929 c. 13 (N.I.)		
Section 4	Licence to keep petroleum-spirit	For "shown in the scale set out in the First Schedule to this Act or such lower scale as the Minister of Home Affairs may, with the consent of the Ministry of Finance, prescribe by regulations" substitute "fixed by or determined under regulations made in accordance with Article 40(2) of the Health and Safety at Work (Northern Ireland) Order 1978".
First Schedule(**a**)	Rate of fees payable in respect of licences to keep petroleum-spirit	Repeal the whole Schedule.
Petroleum (Transfer of Licences) Act (Northern Ireland) 1937 c. 4 (N.I.)		
Section 1(4)(**b**)	Transfer of petroleum-spirit licence	For "a fee of £5·00" substitute "the fee fixed by or determined under regulations made in accordance with Article 40(2) of the Health and Safety at Work (Northern Ireland) Order 1978".

(**a**) As amended by S.R. 1988 No. 382 and S.R. 1989 No. 251
(**b**) As amended by S.R. 1987 No. 408