1989 No. 97

HEALTH AND SAFETY

Asbestos (Prohibitions) (Amendment) Regulations (Northern Ireland) 1989

Made . . . . . *21st March 1989*

Coming into operation . . *1st May 1989*

The Department of Agriculture, the Department of Economic Development and the Department of the Environment acting jointly as the Department concerned(**a**), in exercise of the powers conferred by Article 17(1) and (2) of, and paragraph 1(1) of Schedule 3 to, the Health and Safety at Work (Northern Ireland) Order 1978(**b**) 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. These Regulations may be cited as the Asbestos (Prohibitions) (Amendment) Regulations (Northern Ireland) 1989 and shall come into operation on 1st May 1989.

Amendments to the Asbestos (Prohibitions) Regulations (Northern Ireland) 1986

2.—(1) The Asbestos (Prohibitions) Regulations (Northern Ireland) 1986(**c**) shall be amended as follows—

(*a*) for regulation 5 there shall be substituted:

"5. A person shall not undertake asbestos spraying or supply any paint or other composition which is intended to be used for asbestos spraying."; and

(*b*) after regulation 6 there shall be inserted—

"*Prohibition of the supply and application of any paint or varnish containing asbestos*

6A.—(1) Subject to paragraph (2) a person shall not supply as a substance for use at work or undertake the application of any paint or varnish which contains asbestos.

(2) Paragraph (1) shall not apply to the supply of any bituminous composition containing less than 10 per cent. by weight of asbestos which is intended to be applied by spraying to motor vehicles for the purpose of undersealing or to the application of any such product when so used.".

(**a**) *See* Article 2(2) of S.I. 1978/1039 (N.I. 9)
(**b**) S.I. 1978/1039 (N.I. 9)
(**c**) S.R. 1986 No. 35