1988 No. 388

HEALTH AND SAFETY

Control of Industrial Major Accident Hazards (Amendment) Regulations (Northern Ireland) 1988

Made . . . . . *3rd November 1988*

Coming into operation . . *12th December 1988*

The Department of Agriculture, the Department of Economic Development, the Department of the Environment and the Department of Health and Social Services being departments designated by the European Communities (Designation) Order 1983(**a**) for the purposes of section 2(2) of the European Communities Act 1972(**b**) in relation to measures relating to the prevention and limitation of the effects of accidents arising from industrial activities involving dangerous substances, acting jointly in exercise of the power conferred on them by the said section 2 and acting jointly as the Department concerned(**c**) in exercise of the powers conferred by Articles 17(1), (2) and 55(2) of, and paragraphs 1(1), (2), 14(1) and (19) of Schedule 3 to the Health and Safety at Work (Northern Ireland) Order 1978(**d**) 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 Control of Industrial Major Accident Hazards (Amendment) Regulations (Northern Ireland) 1988, and shall come into operation on 12th December 1988.

Interpretation

2.—(1) In these Regulations "the principal Regulations" means the Control of Industrial Major Accident Hazards Regulations (Northern Ireland) 1985(**e**).

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

Amendments

3. Schedules 2, 3 and 4 to the principal Regulations shall be amended in accordance with Parts I, II and III respectively of Schedule 1.

(**a**) S.I. 1983/603
(**b**) 1972 c. 68
(**c**) *See* Article 2(2) of S.I. 1978/1039 (N.I. 9)
(**d**) S.I. 1978/1039 (N.I. 9)
(**e**) S.R. 1985 No. 175, to which there are amendments not relevant to these Regulations
(**f**) 1954 c. 33 (N.I.)

Application of the principal Regulations

4. Where an industrial activity becomes subject to regulations 7 to 12 of the principal Regulations in consequence of an amendment made by regulation 3, then in relation to that activity the principal Regulations shall have effect subject to the modifications specified in Schedule 2.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 3rd November 1988.

(L.S.) *I. C. Henderson*
Assistant Secretary

Sealed with the Official Seal of the Department of Economic Development on 3rd November 1988.

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

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 3rd November 1988.

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

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 3rd November 1988.

(L.S.) *R. McMurray*
Assistant Secretary

SCHEDULE 1 Regulation 3

AMENDMENTS

PART I

AMENDMENTS TO SCHEDULE 2 TO THE PRINCIPAL REGULATIONS

1. In Column 3, opposite the entry for "Chlorine" in Column 1, for "200" substitute "75".

2. In Column 3, opposite the entry for "Liquid oxygen" in Column 1, delete the asterisk.

3. In Column 1, after the entry for "Sulphur dioxide", insert the entry "Sulphur trioxide", and opposite thereto in Columns 2 and 3 insert "15" and "100" respectively.

4. Delete the asterisked footnote below the table.

PART II

AMENDMENTS TO SCHEDULE 3 TO THE PRINCIPAL REGULATIONS

5. In Column 1 Group 1 for the entry "Cobalt (powders, compounds)" substitute "Cobalt metal, oxides, carbonates, sulphides, as powders", and opposite thereto in Column 2 for "100 kilograms" substitute "1 tonne".

6. In Column 2, opposite the entry for "Methyl isocyanate" in Column 1 Group 1, for "1 tonne" substitute "150 kilograms".

7. In Column 1 Group 1 for the entry "Nickel (powders, compounds)" substitute "Nickel metal, oxides, carbonates, sulphides, as powders", and opposite thereto in Column 2 for "100 kilograms" substitute "1 tonne".

8. In Column 1 Group 1, after the entry for "Phosacetim", insert the entry "Phosgene (Carbonyl chloride)", and opposite thereto in Columns 2, 3 and 4 insert "750 kilograms", "75-44-5" and "006-002-00-8" respectively.

9. In Column 2, opposite the entry for "Chlorine" in Column 1 Group 2, for "50 tonnes" substitute "25 tonnes".

10. In Column 1 Group 2 delete the entry for "Phosgene (Carbonyl chloride)" and delete the entries opposite thereto in Columns 2, 3 and 4.

11. In Column 2, opposite the entry for "Sulphur dioxide" in Column 1 Group 2, for "1,000 tonnes" substitute "250 tonnes".

12. In Column 1 Group 2, after the entry for "Sulphur dioxide", insert the entry "Sulphur trioxide", and opposite thereto in Columns 2 and 3 insert "75 tonnes" and "7446-11-9" respectively.

13. In Column 1 Group 3, after the entry for "Hydrogen" insert the entry "Liquid oxygen" and opposite thereto in Columns 2, 3 and 4 insert "2,000 tonnes", "7782-44-7" and "008-001-8" respectively.