1986 No. 35

HEALTH AND SAFETY

Asbestos (Prohibitions) Regulations (Northern Ireland) 1986

Made . . . . . 31st January 1986

Coming into operation . . . 6th March 1986

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), (2) and (5) 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 with the Health and Safety Agency for Northern Ireland and such other bodies as appear to them to be appropriate, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Asbestos (Prohibitions) Regulations (Northern Ireland) 1985 and shall come into operation on 6th March 1986.

Interpretation and application

2.(1) In these Regulations—

"asbestos" means any of the following minerals, that is to say, crocidolite, amosite, chrysotile, fibrous actinolite, fibrous anthophyllite, fibrous tremolite and any mixture containing any of those minerals;

"asbestos cement" means a material which is predominantly a mixture of cement and asbestos and which when in a dry state has a density greater than one tonne per cubic metre;

"asbestos insulation" means any materials containing asbestos and used for thermal insulation (including fire protection) or for acoustic insulation except—

(*a*) asbestos cement or asbestos insulating board,

(*b*) any article of bitumen, plastic, resin or rubber,

(*c*) film, foil, resin or rubber coated asbestos textiles, primarily used for fire protection;

"asbestos insulating board" means any sheet, tile or building board consisting of a mixture of asbestos and other material which mixture when in a dry state has a density greater than 500 kilograms per cubic metre;

"asbestos spraying" means the application by spraying of any material containing asbestos to form a surface coating, but does not include the application by spraying of any bituminous composition containing less than 10 per cent. by weight of asbestos to motor vehicles for the purpose of undersealing.

"the Department" means the Department of Economic Development.

(2) Any prohibition imposed on any person by these Regulations shall apply only to acts done in the course of a trade, business or other undertaking carried on by him (whether for profit or not).

(**a**) *See* Article 2(2) of S.I. 1978/1039 (N.I. 9)
(**b**) S.I. 1978/1039 (N.I. 9)