1982 No. 429

HEALTH AND SAFETY

Health and Safety (First-Aid) Regulations (Northern Ireland) 1982

Made . . . . . *30th December 1982*

Coming into operation . . . *1st July 1983*

ARRANGEMENT OF REGULATIONS

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SCHEDULE 1 — Repeals
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The Department of Agriculture, the Department of Economic Development, and the Department of Health and Social Services acting jointly as the Department concerned(a) in exercise of the powers conferred by Article 17(1), (2), (3), (4) and (5) and paragraphs 9 and 13 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 appeared to them to be appropriate, hereby make the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Health and Safety (First-Aid) Regulations (Northern Ireland) 1982 and shall come into operation on 1st July 1983.

Interpretation

2. In these Regulations "the Department" means the Department of Economic Development;

"first-aid" means—

(*a*) in cases where a person will need help from a medical practitioner or nurse, treatment for the purpose of preserving life and minimising the consequences of injury and illness until such help is obtained, and

(*b*) treatment of minor injuries which would otherwise receive no treatment or which do not need treatment by a medical practitioner or nurse;

"mine" means a mine within the meaning of section 156 of the Mines Act (Northern Ireland) 1969(c).

(a) *See* Art. 2(2) S.I. 1978/1039 (N.I. 9)
(b) S.I. 1978/1039 (N.I. 9)
(c) 1969 c. 6 (N.I.)

Duty of employer to make provision for first-aid

3.—(1) An employer shall provide, or ensure that there are provided, such equipment and facilities as are adequate and appropriate in the circumstances for enabling first-aid to be rendered to his employees if they are injured or become ill at work.

(2) Subject to paragraphs (3) and (4), an employer shall provide, or ensure that there is provided, such number of suitable persons as is adequate and appropriate in the circumstances for rendering first-aid to his employees if they are injured or become ill at work; and for this purpose a person shall not be suitable unless he has undergone—

(*a*) such training and has such qualifications as the Department may approve for the time being in respect of that case or class of case, and

(*b*) such additional training, if any, as may be appropriate in the circumstances of that case.

(3) Where a person provided under paragraph (2) is absent in temporary and exceptional circumstances it shall be sufficient compliance with that paragraph if the employer appoints a person, or ensures that a person is appointed, to take charge of—

(*a*) the situation relating to an injured or ill employee who will need help from a medical practitioner or nurse, and

(*b*) the equipment and facilities provided under paragraph (1) throughout the period of any such absence.

(4) Where having regard to—

(*a*) the nature of the undertaking, and

(*b*) the number of employees at work, and

(*c*) the location of the establishment,

it would be adequate and appropriate if instead of a person for rendering first-aid there was a person appointed to take charge as in paragraph (3)(*a*) and (*b*), then instead of complying with paragraph (2) the employer may appoint such a person, or ensure that such a person is appointed.

Duty of employer to inform his employees of the arrangements made in connection with first-aid

4. An employer shall inform his employees of the arrangements that have been made in connection with the provision of first-aid, including the location of equipment, facilities and personnel.

Duty of self-employed person to provide first-aid equipment

5. A self-employed person shall provide, or ensure that there is provided, such equipment, if any, as is adequate and appropriate in the circumstances to enable him to render first-aid to himself while he is at work.

Power to grant exemptions

6.—(1) Subject to paragraph (2), the Department may, by a certificate in writing, exempt any person or class of persons, from any of the requirements imposed by these Regulations, and any such exemption may be granted subject to conditions and to a limit of time and may be revoked at any time.

(2) The Department shall not grant any such exemption unless, having regard to the circumstances of the case, and in particular to—

(*a*) the conditions, if any, which it proposes to attach to the exemption, and

(*b*) any other requirements imposed by or under any statutory provision which apply to the case,

it is satisfied that the health, safety and welfare of employees and self-employed persons and the health and safety of other persons who are likely to be affected by the exemption will not be prejudiced in consequence of it.

Cases where these Regulations do not apply

7. These Regulations shall not apply—

(*a*) where the Merchant Shipping (Medical Scales) (Fishing Vessels) Regulations 1974(**a**) apply;

(*b*) where the Merchant Shipping (Medical Scales) Regulations 1974(**b**) apply;

(*c*) on vessels which are registered outside the United Kingdom;

(*d*) to a mine of coal, stratified ironstone, shale or fireclay;

(*e*) in respect of the armed forces of the Crown and any force to which any provision of the Visiting Forces Act 1952(**c**) applies.

Application to miscellaneous mines

8. In their application to mines not excluded from these Regulations by Regulation 7(*d*), Regulations 3 and 4 shall have effect as if the manager for the time being of any such mine were an employer and as if the persons employed were his employees.

Repeals, revocations and modification

9.—(1) The enactments specified in column 1 of Schedule 1 are hereby repealed to the extent specified in the corresponding entry in column 3.

(2) The statutory provisions mentioned in column 1 of Schedule 2 are hereby revoked to the extent specified in the corresponding entry in column 3.

(3) Section 91(1) of the Mines Act (Northern Ireland) 1969 shall be modified by after the words "every mine" inserting the words "of coal, stratified ironstone, shale or fireclay".

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 30th December 1982.

(L.S.) *W. H. Parker*
Assistant Secretary

Sealed with the Official Seal of the Department of Economic Development for Northern Ireland on 30th December 1982.

(L.S.) *R. J. O'Hara*
Assistant Secretary

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 30th December 1982.

(L.S.) *W. Young*
Assistant Secretary

(a) S.I. 1974/1192
(b) S.I. 1974/1193
(c) 1952 c. 67