

HEALTH & SAFETY COMPLIANCE

A register of health and safety legislation
with guidance relevant to

Companies working within England and Wales in non specialised undertakings

This register does not cover farming, quarrying, mining, railways, or the offshore or nuclear industries. Whilst this register contains all major significant health and safety legislation, it can only ever be definitive if it has been produced with the needs of the commissioning company in which it is to be applied in mind.

To receive a quotation for such a register please call Mark Snelling on
01372-462277.

Update April 2009

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INTRODUCTION

HEALTH & SAFETY - COMPLIANCE is a tailor made database of health and safety legislation, giving succinct summaries of relevant legislation to assist organisations comply with the ever changing requirements of environmental law.

Health and Safety -Compliance is designed to meet the requirements of clause 4.3.2 of OHSAS 18001:1999 "Occupational Health and Safety Management Systems - Specification".

This manual has been produced by Safetymark Consultancy Services for the sole use of Shell Aviation Ltd in the United Kingdom.

The information has been collated from a variety of sources, including the actual text of the Act of Parliament or Statutory Instrument from HMSO.

The "Table of Contents" identifies the extent of health and safety legislation that may or may not be applicable. A scoping audit with the Shell Aviation Ltd has identified which legislation to be specifically relevant to Shell Aviation Ltd activities, products and processes. These are indicated in the "Table of Contents" by an underlined entry, these being hyperlinks to the guidance section of this document.

Text in red contains specific comment relevant to Shell Aviation Ltd.

The purpose of the summaries is to give the relevant personnel an overview of the legislation. It should be remembered that only Acts of Parliament and Statutory Instruments have the force of law. Many regulations are supported by guidance notes, and whilst the majority of these do not have the force of law, non-compliance with them could be used as proof that the defendant had contravened the regulations. The summaries should therefore be used with caution, as only courts can authoritatively interpret the law.

Where further information is required upon a particular Act or Statutory Instrument reference should be made to actual Act or Statutory Instrument.

This manual is a controlled document with quarterly updates. Where paper copies are kept, the revised Table of Contents and guidance updates should be inserted into the manual upon receipt to ensure all new or amended legislative requirements are known about.

Copies of the manual are not to be made without the written agreement of Safetymark Consultancy Services.

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NEW LEGISLATION IN THE LAST SIX MONTHS

ACTS OF PARLIAMENT

Health and Safety Offences Act 2008

The Health and Safety Offences Act 2008 came into force on 16th January 2008 and increases penalties and provides courts with greater sentencing powers for those who breach health and safety legislation.

The Act raises the maximum penalties that can be imposed for breaching health and safety regulations in the lower courts from £5,000 to £20,000 and the range of offences for which an individual can be imprisoned has also been broadened.

REGULATIONS

There have been no new relevant Regulations within the last six months

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FUTURE LEGISLATION

HEALTH AND SAFETY (MISCELLANEOUS AMENDMENTS AND REVOCATIONS) REGULATIONS

These regulations are intended to correct issues that have arisen since the new regulations on the manufacture and storage of explosives came into force in April 2005. They also take the opportunity to reduce the administrative burden resulting from explosives legislation by extending the maximum periods of validity of explosives certificates and storage licences. They will also revoke redundant and outdated local mining regulations and correct an omission in the Control of Noise at Work Regulations.

FACTORIES ACT 1961 AND OFFICES, SHOPS AND RAILWAY PREMISES ACT 1963 (REPEALS AND MODIFICATIONS) REGULATIONS

The HSE are consulting on these proposed regulations. They would remove several legislative form filling requirements that currently apply to most businesses operating from a factory, office or shop (and certain railway premises) in Great Britain. The regulations would introduce no new requirements. The HSE are considering two areas:

- Premises notification - employers are currently required to fill out a form to notify HSE or their local authority of any factory, office or shop premises, and certain railway premises, where employees work.
- The general register - factory employers are also required to keep a set of records and forms called the general register.

THE HEALTH AND SAFETY INFORMATION (AMENDMENT) REGULATIONS

The 1989 Regulations require employers to provide health and safety information, including the contact details for the local health and safety enforcing authority office and Employment Medical Advisory Service (EMAS) office, to their employees by displaying in the workplace the approved poster or giving each employee the approved leaflet. The amendments will allow HSE to approve and publish new posters and leaflets which do not require the addition or updating of enforcing authority and EMAS contact information by businesses displaying them.

CHEMICAL (HAZARD INFORMATION AND PACKAGING FOR SUPPLY) REGULATIONS 2009 – TO BE KNOWN AS CHIP 4

The current CHIP Regulations need to be amended as a consequence of the adoption and entry into force of the European Regulation on the Classification, Labelling and Packaging of Substances and Mixtures, known as the CLP Regulation.

REGISTER OF LEGISLATION

ACTS OF PARLIAMENT

Agriculture (Safety, Health and Welfare Provisions) Act 1956 (c 49)

Celluloid and Cinematograph Film Act 1922 (c 35)

[The Corporate Manslaughter and Homicide Act 2007](#)

Employment Medical Advisory Service Act 1972 (c 28)

Employment of Women, Young Persons, and Children Act 1920 (c 65)

[Environment and Safety Information Act 1988 \(c. 30\)](#)

Explosives Act 1875 (c 17)

Factories Act 1961 (c 34)

Health and Safety at Work etc Act 1974 (c 37)

[The Health and Safety Offences Act 2008](#)

Mineral Workings Offshore Installations Act 1971

Mines and Quarries (Tips) Act 1969 (c 10)

Mines and Quarries Act 1954 (c 70)

Offices, Shops and Railway Premises Act 1963 (c 41)

[Offshore Safety Act 1992 \(c 15\)](#)

Petroleum (Consolidation) Act 1928 (c 32)

Petroleum (Transfer of Licences) Act 1936 (c 27)

Petroleum Act 1987 (c 12)

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STATUTORY INSTRUMENTS

[Chemicals \(Hazard Information and Packaging for Supply\) Regulations 2002 \(S.I. 2002/1689\)](#)
[The Chemicals \(Hazard Information and Packaging for Supply\) \(Amendment\) Regulations 2005 \(S.I. 2005/2571\)](#)
[Confined Spaces Regulations 1997 \(S.I. 1997/1713\)](#)
[Construction \(Design and Management\) Regulations 2007 \(S.I. 2007/320\)](#)
[Construction \(Head Protection\) Regulations 1989 \(S.I. 1989/2209\)](#)
[Control of Asbestos Regulations \(S.I. 2006/2739\)](#)
[Control of Explosives Regulations 1991 \(S.I. 1991/1531\)](#)
[Control of Industrial Air Pollution \(Transfer of Powers of Enforcement\) Regulations 1987 \(S.I. 1987/180\)](#)
[Control of Lead at Work Regulations 2002 \(S.I. 2002/2676\)](#)
[Control of Noise at Work Regulations 2005 \(S.I. 2005/1643\)](#)
[Control of Substances Hazardous to Health \(Amendment\) Regulations 2003 \(S.I. 2003/978\)](#)
[Control of Substances Hazardous to Health \(Amendment\) Regulations 2004 \(S.I. 2004/3386\)](#)
[Control of Substances Hazardous to Health Regulations 2002 \(S.I. 2002/2677\)](#)
[Control of Vibration at Work Regulations 2005 \(S.I. 2005/1093\)](#)
[Dangerous Substances \(Notification and Marking of Sites\) Regulations 1990 \(S.I. 1990/304\)](#)
[Dangerous Substances and Explosive Atmospheres Regulations 2002 \(S.I. 2002/2776\)](#)
[Electricity at Work Regulations 1989 \(S.I. 1989/635\)](#)
[Employers' Health and Safety Policy Statements \(Exception\) Regulations 1975 \(S.I. 1975/1584\)](#)
[Employment Medical Advisory Service \(Factories Act Orders etc Amendment\) Order 1973 \(S.I. 1973/36\)](#)
[Export and Import of Dangerous Chemicals Regulations 2005 \(S.I. 2005/928\)](#)
[Factories Act \(Docks, Building and Engineering Construction, etc\) Modification Regulations 1938 \(S.I. 1938/610\)](#)
[Factories Act 1961 \(Repeals\) Regulations 1975 \(S.I. 1975/1012\)](#)
[Factories Act 1961 etc \(Metrication\) Regulations 1983 \(S.I. 1983/978\)](#)
[Factories Act 1961 etc \(Repeals and Modifications\) Regulations 1974 \(S.I. 1974/1941\)](#)
[Factories Act 1961 etc \(Repeals\) Regulations 1976 \(S.I. 1976/2004\)](#)
[Factories Act General Register Order 1973 \(S.I. 1973/8\)](#)
[Fire Certificates \(Special Premises\) Regulations 1976 \(S.I. 1976/2003\)](#)
[Fire Precautions \(Factories, Offices, Shops and Railway Premises\) Order 1989 \(S.I. 1989/76\)](#)
[Fire Precautions Act 1971 \(Modifications\) \(Revocation\) Regulations 1989 \(S.I. 1989/79\)](#)
[Gas Safety \(Installation and Use\) Regulations 1998 \(S.I. 1998/2451\)](#)
[Gas Safety \(Management\) Regulations 1996 \(S.I. 1996/551\)](#)
[Gas Safety \(Rights of Entry\) Regulations 1996 \(S.I. 1996/2535\)](#)

STATUTORY INSTRUMENTS

[Health and Safety \(Consultation with Employees\) Regulations 1996 \(S.I. 1996/1513\)](#)
[Health and Safety \(Display Screen Equipment\) Regulations 1992 \(S.I. 1992/2792\)](#)
[Health and Safety \(Enforcing Authority\) Regulations 1998 \(S.I. 1998/494\)](#)
[Health and Safety \(Explosives and Petroleum Fees\) \(Modification\) Regulations 1987 \(S.I. 1998/52\)](#)
[Health and Safety \(Fees\) Regulations 2007 \(2007/813\)](#)
Health and Safety (First-Aid) Regulations 1981 (S.I. 1981/917)
[Health and Safety \(Leasing Arrangements\) Regulations 1992 \(S.I. 1992/1524\)](#)
[Health and Safety \(Miscellaneous Amendments\) Regulations 2002 \(S.I. 2002/2174\)](#)
Health and Safety (Miscellaneous Provisions) (Metrication etc) Regulations 1992 (S.I. 1992/1811)
[Health and Safety \(Repeals and Revocations\) Regulations 1995 \(S.I. 1995/3234\)](#)
[Health and Safety \(Repeals and Revocations\) Regulations 1996 \(S.I. 1996/1811\)](#)
[Health and Safety \(Safety Signs and Signals\) Regulations 1996 \(S.I. 1996/341\)](#)
[Health and Safety \(Training for Employment\) Regulations 1990 \(S.I. 1990/1380\)](#)
[Health and Safety at Work etc Act 1974 \(Application outside Great Britain\) Order 2001 \(S.I. 2001/2127\)](#)
[Health and Safety at Work etc Act 1974 \(Application to Environmentally Hazardous substances\) Regulations 2002 \(S.I. 2002/282\)](#)
[Health and Safety Information for Employees \(Modifications and Repeals\) Regulations 1995 \(S.I. 1995/2923\)](#)
[Health and Safety Information for Employees Regulations 1989 \(S.I. 1989/682\)](#)
[Ionising Radiations Regulations 1999 \(S.I. 1999/3232\)](#)
[Lifting Operations and Lifting Equipment Regulations 1998 \(S.I. 1998/2307\)](#)
[Loading and Unloading of Fishing Vessels Regulations 1988 \(S.I. 1988/1656\)](#)
[Management of Health and Safety at Work and Fire Precautions \(Workplace\) \(Amendment\) Regulations 2003 \(S.I. 2003/2457\)](#)
[Management of Health and Safety at Work Regulations 1999 \(S.I. 1999/3242\)](#)
[Management of Health and Safety at Work \(Amendment\) Regulations 2006 \(S.I. 2006/438\)](#)
[Manual Handling Operations Regulations 1992 \(S.I. 1992/2793\)](#)
[Manufacture and Storage of Explosives Regulations 2005 \(S.I. 2005/1082\)](#)
[Notification of Cooling Towers and Evaporative Condensers Regulations 1992 \(S.I.1992/2225\)](#)
Notification of Employment of Persons Order 1964 (S.I. 1964/533)
Offices, Shops and Railway Premises Act 1963 (Repeals and Modifications) Regulations 1974 (S.I. 1974/1943)
Offices, Shops and Railway Premises Act 1963 (Repeals) Regulations 1975 (S.I. 1975/1012)
Offices, Shops and Railway Premises Act 1963 etc (Repeals) Regulations 1976 (S.I. 1976/2005)
Personal Protective Equipment Regulations 1992 (S.I. 1992/2966)
Petroleum (Consolidation) Act 1928 (Enforcement) Regulations 1979 (S.I. 1979/427)
Petroleum (Liquid Methane) Order 1957 (S.I. 1957/859)
Petroleum (Mixtures) Order 1929 (S.I. 1929/993)

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[Petroleum \(Regulation\) Acts 1928 and 1936 \(Repeals and Modifications\) Regulations 1974 \(S.I. 1974/1942\)](#)

[Petroleum-Spirit \(Motor Vehicles, etc\) Regulations 1929 \(S.I. 1929/952\)](#)

[Petroleum-Spirit \(Plastic Containers\) Regulations 1982 \(S.I. 1982/630\)](#)

[Pressure Systems Safety Regulations 2000 \(S.I. 2000/128\)](#)

[Provision and Use of Work Equipment Regulations 1998 \(S.I. 1998/2306\)](#)

[Reporting of Injuries, Diseases and Dangerous Occurrences Regulations 1995 \(S.I. 1995/3163\)](#)

[Safety Representatives and Safety Committees Regulations 1977 \(S.I. 1977/500\)](#)

[Work at Height Regulations 2005 \(S.I. 2005/735\)](#)

[Work at Height \(Amendment\) Regulations 2007 \(S.I. 2007/114\)](#)

[Work in Compressed Air Regulations 1996 \(S.I. 1996/1656\)](#)

[Workplace \(Health, Safety and Welfare\) Regulations 1992 \(S.I. 1992/3004\)](#)

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