List of Occupational Safety and Health and Dangerous Substances Legislation and Associated Codes of Practice

Administered and Enforced, in whole or part, by the Health and Safety Authority

(as at 1 January 2013)

Acts

Chapter, No. and Year	Title
No. 32 of 2010	Chemicals (Amendment) Act 2010 *[Came into operation on 10 December 2010. The Chemicals Act 2010 (Commencement) Order 2010 (S.I. No. 591 of 2010) refers]*
No. 13 of 2008	Chemicals Act 2008 *[Came into operation on 15 July 2008. The Chemicals Act 2008 (Commencement) Order 2008 (S.I. No. 273 of 2008) refers].*
No. 10 of 2005	Safety, Health and Welfare at Work Act 2005 **Amendments incorporated through Regulation 2 of the European Communities (Control of Major Accident Hazards Involving Dangerous Substances) Regulations 2006 (S.I. No. 74 of 2006)** Part 2 of Schedule 2 to the Act was amended – (a) by deleting the following from column (2) where it appears opposite "2000" in column (i) – "European Communities (Control of Major Accident Hazards Involving Dangerous Substances) Regulations 2000 (S.I. No. 476 of 2000)", and (b) by inserting a new line at the end of the Part containing – (i) in column (1), "2006", and (ii) in column (2), "European Communities (Control of Major Accident Hazards Involving Dangerous Substances) Regulations 2006". **Amendments incorporated through Section 37 of the Chemicals Act 2008 (No. 13 of 2008)** (i) In section 34(1), the insertion of paragraph (dd) after paragraph (d) – "(dd) to perform the functions conferred on the Authority by the Chemicals Act 2008,". (ii) In Schedule 6, paragraph 5, the substitution of "paragraph 4" for "paragraph 3". **Amendments incorporated through Section 12 of the Chemicals (Amendment) Act 2010 (No. 32 of 2010)** (a) in subsection (5) of section 18, by deleting "who is not in his or her employment", (b) in subsection (8) of section 29, by inserting "or, if an appeal has been brought, the appeal has been abandoned" after "no appeal has been brought", (c) in section 58, by deleting subsection (2), (d) in section 65— (i) in subsection (1), by substituting "an improvement plan (in this section and in section 66 referred to as a 'plan')" for "an improvement plan",

	(ii) in paragraph (b) of subsection (2), by substituting "a plan" for "an improvement plan", (iii) in subsection (2), by deleting paragraph I, (iv) in subsection (4), by substituting "a plan" for "an improvement plan", and (v) by inserting the following new subsections: "(5) Within one month of receipt of a plan submitted pursuant to a notice under subsection (4), an inspector shall confirm by written notice to the person who submitted the plan, whether or not he or she is satisfied that the plan is adequate. (6) A notice under subsection (4) or (5) shall, where the inspector is satisfied with the plan, require the employer concerned to implement the plan. (7) A person to whom a direction under subsection (1) or a notice under subsection (4) or (5) applies shall comply with the notice or direction. (8) A direction or notice under this section shall be signed and dated by the inspector.", (*e*) in section 66— (i) by substituting the following paragraph for paragraph (*b*) of subsection (1): "(*b*) has failed to comply with a direction under section 65(1), or a notice under section 65(4)(*b*), or", (ii) by inserting the following paragraphs in subsection (1): "(c) has submitted a plan in relation to which an inspector has confirmed by notice under section 65(5) that he or she is not satisfied that the plan is adequate, or (*d*) has failed to implement a plan,", and (iii) by deleting paragraph (*d*) of subsection (2), and (*f*) in section 78— (i) in subsection (1), by substituting "€5,000" for "€3,000", (ii) in paragraph (i) of subsection (2), by substituting— (I) "€5,000" for "€3,000", and (II) "12 months" for "6 months", and (iii) in subsection (4), by substituting "or consultants" for "of or consultants". [*The Act came into operation on 1 September 2005, except the provisions of section 4(2), other than as that subsection applies to the repeal of the Safety, Health and Welfare at Work Act 1989 – see also Annex 1. The Safety, Health and Welfare at Work Act 2005 (Commencement) Order 2005 (S.I. No. 328 of 2005) refers.* *See also the Safety, Health and Welfare at Work Act 2005 (Repeals)(Commencement) Order 2007 (S.I. No. 300 of 2007).]*
No. 43 of 1998	Carriage of Dangerous Goods by Road Act 1998 (*as amended by the Road Transport Act 1999 – No. 15 of 1999*)

No. 28 of 1997	Chemical Weapons Act 1997
No. 20 of 1997	Organisation of Working Time Act 1997 [*Inter alia, amended Section 52 of the Dangerous Substances Act 1972 (as previously amended by Section 58 (j) of the Safety, Health and Welfare at Work Act 1989) and Section 39 of the Safety, Health and Welfare (Offshore Installations) Act 1987*.]
No. 18 of 1987	Safety, Health and Welfare (Offshore Installations) Act 1987 Safety, Health and Welfare (Offshore Installations) Act 1987 (as amended by the Energy (Miscellaneous Provisions) Act 1995 (No. 35 of 1995) [*Section 39 amended under Section 41 of the Organisation of Working Time Act 1997. Act partly repealed by the Safety, Health and Welfare at Work Act 1989 and through S.I. No. 357 of 1995*.]
No. 9 of 1980	Safety in Industry Act 1980 [*Amended the Factories Act 1955. Act partly repealed by the Safety, Health and Welfare at Work Act 1989 and through S.I. No. 237 of 1989, S.I. No. 357 of 1995 and 2001 and S.I. No. 300 of 2007*. The repealed provisions include, in section 2, the definitions of "prohibition notice, safety committee, safety delegate and safety representative" and paragraphs (a) and (b) of the definition of "specified premises", Sections 9 to 16, 19, 22, 23, 26, 28, 29, 34 to 39, 41, 42 (2) and (3), 44, 45, 49, 50, 53 and 55. *From I November 2007, Sections 28 and 29 repealed through the Safety, Health and Welfare at Work Act 2005 Repeals)(Commencement) Order 2007 (S.I. No. 300 of 2007) and replaced by certain provisions of Chapter 2 (Use of Work Equipment) of Part 2 of S.I. No. 299 of 2007.]*
No. 21 of 1979	Dangerous Substances (Amendment) Act 1979 (*Section 2 repealed)*
No. 10 of 1972	Dangerous Substances Act 1972 [*Section 52 amended under Section 41 of the Organisation of Working Time Act 1997. Act partly repealed by the Safety, Health and Welfare at Work Act, 1989 and through S.I. No. 103 of 1990 and S.I. No. 357 of 1995.*]
No. 7 of 1965	Mines and Quarries Act 1965 [*Partly repealed by the Safety, Health and Welfare at Work Act 1989 and through S.I. No. 237 of 1989 and S.I. No. 357 of 1995.]* *[The Safety, Health and Welfare at Work Act 2005 (Quarries) (Repeals and Revocations) (Commencement) Order 2008 (S.I. No. 29 of 2008) activated the repeal of the Mines and Quarries Act 1965 (No. 7 of 1965) in so far as that Act relates to quarries (including Sections 23 to 29, 91 to 97 and 133(2) and (3)) and revoked all Regulations, Orders and Rules made under that Act as they relate to quarries, from 1 May 2008 when those provisions were replaced by the Safety, Health and Welfare at Work (Quarries) Regulations 2008 (S.I. No. 28 of 2008).]*
No. 10 of 1955	Factories Act 1955 [*Amended by the Safety in Industry Act 1980. Partly repealed by the*

	Safety, Health and Welfare at Work Act 1989 and through S.I. No. 237 of 1989, S.I. No. 357 of 1995, S.I. No. 138 of 2001 and S.I. No. 300 of 2007. The repealed provisions include Sections 10 to 14, 17 to 19, 24, 25, 27, 28, 30, 33 to 35, 36 (5) (as inserted by section 25 of the Safety in Industry Act, 1980), 37, 44, 45 (as amended by sections 7 and 22 of the Safety in Industry Act 1980), 46, 47 (as amended by section 22 of the Safety in Industry Act 1980), 48 (as substituted by section 23 of the Safety in Industry Act 1980), 49, 52, 53 (2) and (3), 54, 55, 56, 57, 59 (3), 60 to 61, 64 to 66, 67 (2), 68 to 72 to 75, 78, 81, 83 to 85, 86 (1) (b), (d), (f), (g), (i), (k) and (l), 90 to 95, 98, 107, 110 to 116, 119 to 122, 124, 125 and 127.
1890 c.35	Boiler Explosions Act 1890 *[Repealed under section 4(2) of the Safety, Health and Welfare at Work Act 2005. Repeal activated by the Safety, Health and Welfare at Work Act 2005 (Commencement) Order 2012.]*
1882 c.22	Boiler Explosions Act 1882 *[Repealed under section 4(2) of the Safety, Health and Welfare at Work Act 2005. Repeal activated by the Safety, Health and Welfare at Work Act 2005 (Commencement) Order 2012.]*

Regulations and Orders

Regulations and Orders
Made Under the Safety, Health and Welfare at Work Act 2005

2013 Safety, Health and Welfare at Work (Quarries)(Amendment) Regulations 2013 (S.I. No. 9 of 2013)
[Came into operation on 15 January 2013.]

2012 Safety, Health and Welfare at Work (General Application)(Amendment) Regulations 2012 (S.I. No. 445 of 2012) re: Pressure Systems
[Came into operation on 1 January 2013.]

Safety, Health and Welfare at Work Act 2005 (Commencement) Order 2012 (S.I. No. 446 of 2012)
[Came into operation on 1 January 2013, activating repeal of Boiler Explosions Acts 1882 and 1890 and sections 40, 41, 42 and 43 of the Factories Act 1955.]

Safety, Health and Welfare at Work (Construction)(Amendment) Regulations 2012 (S. I. No. 461 of 2012)
[Comes into operation on 1 June 2013.]

Safety, Health and Welfare at Work (Construction)(Amendment)(No. 2) Regulations 2012 (S. I. No. 481 of 2012)
[Came into operation on 30 November 2013.]

2010 Safety, Health and Welfare at Work (General Application) (Amendment) Regulations 2010 (S.I. No. 176 of 2010) re. Artificial Optical Radiation
[Came into operation from 29 April 2010.]

Safety, Health and Welfare at Work (Construction) (Amendment) Regulations 2010 (S.I. No. 523 of 2010)
[Came into operation on 2 November 2010.]

Safety, Health and Welfare at Work (Exposure to Asbestos) (Amendment) Regulations 2010 (S.I. No. 589 of 2010)

[Came into operation on 8 December 2010.]

2008 Safety, Health and Welfare at Work (Quarries) Regulations 2008 (S.I. No. 28 of 2008)
[*Came into operation on 1 May 2008, other than Regulations 13(c), 16(b) and Schedule, which come into operation on 1 November 2009.*]

Safety, Health and Welfare at Work Act 2005 (Quarries) (Repeals and

Revocations) (Commencement) Order 2008 (S.I. No. 29 of 2008)
[*Came into operation on 1 May 2008.*]

Safety, Health and Welfare at Work (Construction) (Amendment) Regulations 2008 (S.I. No. 130 of 2008)
[*Came into operation partly from 2 May 2008, with the remaining provisions coming into operation on 6 July 2009.*]

Safety, Health and Welfare at Work (Construction) (Amendment) (No. 2) Regulations 2008 (S.I. No. 423 of 2008)
[*Inter alia, amended Regulation 97 of S.I. No. 504 of 2006. Made on 30 October 2008 and coming into operation on 6 July 2009.*]

2007 Safety, Health and Welfare at Work (General Application) Regulations 2007 (S.I. No. 299 of 2007) [Came into operation on 1 November 2007.]

Safety, Health and Welfare at Work Act 2005 (Repeals)(Commencement) Order 2007 (S.I. No. 300 of 2007)
[*Came into operation on 1 November 2007, repealing sections 33 to 35 and 115 and 116 of the Factories Act 1955 and sections 28 and 29 of the Safety in Industry Act 1980.*]

Safety, Health and Welfare at Work (General Application)(Amendment) Regulations 2007 (S.I. No. 732 of 2007)
[*Came into operation on 12 November 2007.*]

2006 Safety, Health and Welfare at Work (Exposure to Asbestos) Regulations 2006 (S.I. No. 386 of 2006)

Safety, Health and Welfare at Work (Construction) Regulations 2006 (S.I. No. 504 of 2006)
[*These Regulations were signed by the Minister on 28 September 2006 and came into operation from 6 November 2006. The Regulations replaced and revoked the Safety, Health and Welfare at Work (Construction) Regulations 2001 (S.I. No. 481 of 2001), and the Safety, Health and Welfare at Work (Construction)(Amendment) Regulations 2003 (S.I. No. 277 of 2003), except for Regulations 4 and 6 of the 2001 Regulations as they apply to Project Supervisors appointed prior to the commencement of the 2006 Regulations and Regulations 80 to 123 of the 2001 Regulations relating to lifting appliances and lifting equipment, which remained in operation until 1 November 2007 when they were revoked and replaced by certain provisions of Chapter 2 (Use of Work Equipment) of Part 2 of S.I. No. 299 of 2007.*]

2005 Safety, Health and Welfare at Work Act 2005 (Commencement) Order 2005 (S.I. No. 328 of 2005)
[*Brought the Safety, Health and Welfare at Work Act 2005 into operation on 1 September 2005, except the provisions of section 4(2), other than as that subsection applies to the repeal of the Safety, Health and Welfare at Work Act 1989*]

Safety Health and Welfare at Work Act 2005 (Appeals Forms) Rules 2005 (S.I. No. 548 of 2005)

Regulations and Orders

Made Under the Safety, Health and Welfare at Work Act 1989 (No. 7 of 1989)

[Note: In accordance with section 4(4) of the Safety, Health and Welfare at Work Act 2005 (No. 10 of 2005), the following Regulations continued in force as if they had been made under the 2005 Act.**]**

2005 Safety, Health and Welfare at Work (General Application)(Amendment)(Revocation) Regulations 2005 (S.I. No. 392 of 2005)

*[**Note**: These Regulations came into operation on 31 August 2005 and they revoked those provisions of the Safety, Health and Welfare at Work (General Application) Regulations 1993 (S.I. No. 44 of 2003) [as amended by the Safety, Health and Welfare at Work (General Application) (Amendment No. 2) Regulations 2003] that were incorporated in the Safety, Health and Welfare at Work Act 2005 (No. 10 of 2005.]*

2001 Safety, Health and Welfare at Work (Carcinogens) Regulations 2001 (S.I. No. 078 of 2001)

Safety, Health and Welfare at Work (Confined Spaces) Regulations 2001 (S.I. No. 218 of 2001) – Associated Code of Practice also refers

Safety, Health and Welfare at Work Act, 1989 (Repeal of Section 38 of Factories Act 1955) (Commencement) Order 2001 (S.I. No. 219 of 2001)

Safety, Health and Welfare at Work (Construction) Regulations 2001 (S.I. No. 481 of 2001) *[**Note**: Amended by S.I. No. 277 of 2003 and by S.I. No. 318 of 2006. **From 6 November 2006**, revoked and replaced by S.I. No. 504 of 2006, other than Regulations 4 and 6 as they apply to a PSDS or PSCS appointed under the 2001 Regulations for transitional periods up to 6 May 2008 and 6 May 2009, and Regulations 80 to 82, 84 to 86 and 88 to 123.] [From I November 2007, Regulations 80 to 123 were revoked and replaced by certain provisions of Chapter 2 (Use of Work Equipment) of Part 2 of S.I. No. 299 of 2007]*

Safety, Health and Welfare at Work (Chemical Agents) Regulations 2001 (S.I. No. 619 of 2001) *[Revoked and replaced S.I. No. 445 of 1994.]*

1999 Safety, Health and Welfare at Work (Fishing Vessels) Regulations 1999 (S.I. No. 325 of 1999)

1998 Safety, Health and Welfare at Work (Biological Agents) (Amendment) Regulations 1998 (S.I. No. 248 of 1998). [*Amends S.I. No. 146 of 1994*.]

1997 Safety, Health and Welfare at Work (Extractive Industries) Regulations 1997 (S.I. No. 467 of 1997)

[*From 1 May 2008, the provisions of these Regulations relating to quarries were revoked and replaced by those of the Safety, Health and Welfare at Work (Quarries) Regulations 2008 (S.I. No. 28 of 2008).*]

1995 Safety, Health and Welfare at Work (Signs) Regulations 1995 (S.I. No. 132 of 1995) *[From I November 2007, revoked and replaced by Chapter 1 of Part 7 of S.I. No. 299 of 2007, **subject to an exemption in relation to certain signs in place before 1 November 2007, until 1 January 2011.**]*

Safety, Health and Welfare at Work Act 1989 (Repeals and Revocations) Order 1995 (S.I. No. 357 of 1995)

1994 Safety, Health and Welfare at Work (Biological Agents) Regulations 1994 (S.I. No. 146 of 1994). **[*Amended by S.I. No. 248 of 1998*.]**

1993 Safety, Health and Welfare at Work (General Application) Regulations 1993 (S.I. No. 44 of 1993). [*From I November 2007,all provisions – **except Part X and the Twelfth Schedule relating to the notification of accidents and dangerous occurrences**- are revoked and replaced by various provisions* of *S.I. No. 299 of 2007*.]

1990 Safety, Health and Welfare at Work Act 1989 (Repeals) Order 1990 (S.I. No. 103 of 1990)

1989 Safety, Health and Welfare at Work Act 1989 (Commencement) Order 1989 (S.I. No. 236 of 1989)

Safety, Health and Welfare at Work Act 1989 (Repeals) Order 1989 (S.I. No. 237 of 1989)

District Court (Safety, Health and Welfare at Work Act 1989) Regulations 1989 (S.I. No. 275 of 1989)

Regulations and Orders Made Under the Chemicals Act 2008

2011 Chemicals Act (CLP Regulation) Regulations 2011 (S.I. No. 102 of 2011)

Chemicals (Asbestos Articles) Regulations 2011 (S.I. No. 248 of 2011) *[These Regulations give effect to provisions laid down in relation to asbestos in entry number 6 Annex XVII to the Regulation (EC) No. 1907/2006 of the European Parliament and of the Council 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), as submitted by Commission Regulation (EC) No. 552/2009 of 22 June 2009.]*

2008 Chemicals Act 2008 (Commencement) Order 2008 (S.I. No. 273 of 2008)

Regulations and Orders Made Under the Chemicals Act 2010

2010 Chemicals (Amendment) Act 2010 (Commencement) Order 2010 (S.I. No. 591 of 2010

Regulations and Orders Made Under the Factories Act 1955

1981 Factories Act 1955 (Definition of "Work of Engineering Construction") Regulations 1981 (S.I. No. 58 of 1981)

1978 Factories (Report of Examination of Air Receivers) (Amendment) Regulations 1978 (S.I. No. 357 of 1978)

Factories (Report of Examination of Steam Receivers) (Amendment) Regulations 1978 (S.I. No. 358 of 1978)

Factories (Report of Examination of Steam Boiler) (Amendment) Regulations 1978 (S.I. No. 359 of 1978)

1976 Factories Lead Processes (Medical Examinations) Regulations 1976 (S.I. No. 45 of

1976)

1975 Factories (Non-Ferrous Metals) (Melting and Founding) Regulations 1975 (S.I. No. 237 of 1975 [*Regulation 15 has been revoked*.)

Factories (Wool and Hair Processing) Regulations 1975 (S.I. No. 272 of 1975)

[*Regulation 30 has been revoked*.]

Shipbuilding and Ship-Repairing (Safety, Health and Welfare) Regulations 1975 (S.I. No. 322 of 1975)

[*Regulations 49, 70, 76 to 81 and 87 to 90 have been revoked*.]

[*From I November 2007,the definitions of "lifting equipment" and "lifting gear "in Regulation 3(1) and Regulations 32 to 48 are revoked and replaced by certain provisions* of Chapter 2 (Use of Work Equipment) of Part 2 *of S.I. No. 299 of 2007*]

1974 Factories (Abrasive Blasting of Surfaces) Regulations 1974 (S.I. No. 357 of 1974)

[*Regulation 11 has been revoked*.]

1973 Factories (Miscellaneous Orders and Regulations) (Revocation) Order 1973 (S.I. No. 94 of 1973)

Factories (Refractory Materials) Regulations 1973 (S.I. No. 246 of 1973)

Factories (Celluloid) Regulations 1973 (S.I. No. 277 of 1973)

1972 Factories (Woodworking Machinery) Regulations 1972 (S.I. No. 203 of 1972)

Factories Act, 1955 (Application of Section 76 to Certain Diseases) Regulations 1972 (S.I. No. 262 of 1972)

1965 Docks (Safety, Health and Welfare) (Forms) Regulations 1965 (S.I. No. 63 of 1965)

1961 Factories (Adaptation of Regulations) Regulations 1961 (S.I. No. 247 of 1961)

1960 Docks (Safety, Health and Welfare) Regulations 1960 (S.I. No. 279 of 1960) [*Regulations 8 to 12 revoked.] [From I November 2007, Regulations 22 to 35 and 37 and 38 and the Schedule are revoked and replaced by certain provisions* of Chapter 2 (Use of Work Equipment) of Part 2 *of S.I. No. 299 of 2007*]

1958 Factories Act, 1955 (Hygrometers) Regulations 1958 (S.I. No. 160 of 1958)

1957 Factories Act, 1955 (Commencement of Section 34 and 35) Order 1957 (S.I. No. 260 of 1957)

1956 Factories Act, 1955 (Commencement) Order 1956 (S.I. No. 160 of 1956)

Factories Act, 1955 (Commencement of Section 22 (2) and 33 (4) and (7)) Order 1956 (S.I. No. 161 of 1956)

Factories Act, 1955 (Commencement of Section 34 and 35) Order 1956 (S.I. No. 162 of 1956)

Factories Act, 1955 (Building Operations, Engineering Works, Docks etc.) (Modifications) Regulations 1956 (S.I. No. 163 of 1956)

Factories (Certificate of Fitness of Young Persons) Regulations 1956 (S.I. No. 165 of 1956)

Home Work Order, 1911 (Variation) Order 1956 (S.I. No. 168 of 1956)

Factories (Preparation of Steam Boilers for Examination) Regulations 1956 (S.I. No.

174 of 1956)

Chains Ropes and Lifting Tackle (Register) Regulations 1956 (S.I. No. 178 of 1956)

Factories (Notification of Industrial Diseases) Regulations 1956 (S.I. No. 181 of 1956)

Factories (Report of Examination of Steam Boiler) Regulations 1956 (S.I. No. 183 of 1956)

Factories (Report of Examination of Steam Receivers) Regulations 1956 (S.I. No. 184 of 1956)

Factories (Report of Examination of Air Receivers) Regulations 1956 (S.I. No. 185 of 1956)

Factories Act, 1955 (Birth Certificate) Regulations 1956 (S.I. No. 248 of 1956)

1939 Cellulose Solutions Regulations 1939 (S.I. No. 385 of 1939)

1906 Locomotives and Waggons (Used on Lines and Sidings) Regulations 1906 (S.R. & O. 1906, No. 679)

Regulations and Orders Made Under the Safety in Industry Act 1980

1983 Safety in Industry (Fees of Certifying Doctors) Regulations 1983 (S.I. No. 256 of 1983)

1982 Safety in Industry (Abrasive Wheels) Regulations 1982 (S.I. No. 30 of 1982)

Safety in Industry Act (Commencement) Order 1982 (S.I. No. 259 of 1982)

1981 Safety in Industry Act 1980 (Commencement) Order 1981 (S.I. No. 59 of 1981)

Safety in Industry Act (Section 34) (Commencement) Order 1981 (S.I. No. 248 of 1981)

Safety in Industry (Diving Operations) Regulations 1981 (S.I. No. 422 of 1981)

Safety in Industry (Operations at Unfenced Machinery) Regulations 1981 (S.I. No. 423 of 1981)

Safety in Industry Act (Commencement) (No. 2) Order 1981 (S.I. No. 424 of 1981)

Safety in Industry (Vehicle Lifting Tables and Other Lifting Machines) (Register of Examinations) Regulations 1981 (S.I. No. 426 of 1981)

Regulations and Orders Made Under the Mines and Quarries Act 1965

1991 Employment Equality Act 1977 (Employment of Females on Underground Work in Mines) Order 1989 (S.I. No. 153 of 1991)

1987 Mines (Safety Training) Regulations 1987 (S.I. No. 85 of 1987)

1979 Mines (General) (Amendment) Regulations 1979 (S.I. No. 279 of 1979)

1977 Tara Mine (Winding) Regulations 1977 (S.I. No. 14 of 1977)

1975 Mines (General) Regulations 1975 (S.I. No. 331 of 1975)

[*Regulations 31, 60, 67 and 70 to 72 have been revoked*.]

1974 Mines and Quarries (General Register) Regulations 1974 (S.I. No. 97 of 1974)

[*The words "and quarries" wherever they appear, in Regulation 4 the words "and quarry" and in Regulations 5 to 9 and the Schedule the words "or quarry" wherever they appear revoked by the Safety, Health and Welfare at Work Act 2005 (Quarries) (Repeals and Revocations) (Commencement) Order 2008 (S.I. No. 29 of 2008) from 1 May 2008*.]

1973 Mines (Mechanically Propelled Vehicles) Regulations 1973 (S.I. No. 153 of 1973)

1972 Mines (Explosives) Regulations 1972 (S.I. No. 123 of 1972)

Mines (Fire and Rescue) Regulations 1972 (S.I. No. 226 of 1972)

[*Regulations 25I, 28 (1)(a), 28(1)(c), 28(1)(e) and 37(2)(a) partly revoked and the Second Schedule revoked – see S.I. No. 357 of 1995*.]

1971 Mines (Locomotive) Regulations 1971 (S.I. No. 238 of 1971)

1970 Mines and Quarries Act 1965 (Commencement) Order 1970 (S.I. No. 73 of 1970)

Mines (Managers and Officials) Regulations 1970 (S.I. No. 74 of 1970) [Part of Regulation 29 (3) has been revoked – see S.I. No. 357 of 1995.]

Mines and Quarries (Notification of Dangerous Occurrences) Order 1970 (S.I. No. 76 of 1970)

Mines (Surveyors and Plans) Regulations 1970 (S.I. No. 78 of 1970)

Regulations and Orders Made Under the Dangerous Substances Acts 1972 and 1979

2011 Dangerous Substances (Retail and Private Petroleum Stores)(Amendment) Regulations 2011 (S.I. No. 712 of 2011)

[From 1 January 2012, replaced S.I. No. 628 of 2010 and amends S.I. No. 311 of 1979.]

2010 Dangerous Substances (Retail and Private Petroleum Stores)(Amendment) Regulations 2010 (S.I. No. 628 of 2010)

[From 1 January 2011, replaced S.I. No. 593 of 2008 and amends S.I. No. 311 of 1979.]

2008 Dangerous Substances (Retail and Private Petroleum Stores)(Amendment) Regulations 2008 (S.I. No. 593 of 2008)

[*From 1 January 2009, replaced S.I. No. 630 of 2006 and amends* S.I. No. 311 of 1979.]

1990 Dangerous Substances (Storage of Liquified Petroleum Gas) Regulations 1990 (S.I. No. 201 of 1990)

Associated Code of Practice also refers.

1988 Dangerous Substances (Method and Apparatus for Testing Petroleum) Regulations 1988 (S.I. No. 128 of 1988)

Dangerous Substances (Retail and Private Petroleum Stores) (Amendment) Regulations 1988 (S.I. No. 303 of 1988)

[*Amended S.I. No. 311 of 1979 and amended, most recently by* S.I. No. 630 of 2006.]

1979 Dangerous Substances Act 1972 (Commencement) Order 1979 (S.I. No. 297 of 1979)

Dangerous Substances Act 1972 (Licensing Fees) Regulations 1979 (S.I. No. 301 of 1979)

Dangerous Substances Act 1972 (Retail and Private Petroleum Stores) Regulations 1979 (S.I. No. 311 of 1979)

[*Amended by S.I. No. 303 of 1988 and, most recently, by* S.I. No. 630 of 2006.]

Dangerous Substances Act 1972 (Oil Jetties) Regulations 1979 (S.I. No. 312 of 1979)

Dangerous Substances Act 1972 (Petroleum Bulk Stores) Regulations 1979 (S.I. No. 313 of 1979)

[*Part of Regulation 45 (1), Regulation 79 and Schedule 6 have been revoked – see S.I. No. 357 of 1995*.]

Regulations and Orders Made Under the Safety, Health and Welfare (Offshore Installations) Act 1987

1991 Safety, Health and Welfare (Offshore Installations) (Installation Managers) Regulations 1991 (S.I. No. 13 of 1991)
Safety, Health and Welfare (Emergency Procedures) Regulations 1991 (S.I. No. 14 of 1991)
Safety, Health and Welfare (Offshore Installations) (Life-Saving Appliances) Regulations 1991 (S.I. No. 15 of 1991)
Safety, Health and Welfare (Offshore Installations) (Operations) Regulations 1991 (S.I. No. 16 of 1991)
[Regulations 23(2)(a) to (e) revoked by S.I. No. 318 of 2006]

1990 Safety, Health and Welfare (Offshore Installations) Act 1987 (Commencement) Order 1990 (S.I. No. 274 of 1990)

Regulations Made Under the European Communities Act 1972

2011 European Communities (Carriage of Dangerous Goods by Road and Use of Transportable Pressure Equipment Regulations (S.I. No. 349 of 2011)

These Regulations, which came into operation on 1st July 2011, retranspose into Irish Law Directive 2008/68/EC of the European Parliament and of the Council of 24 September 2008 on the inland transport of dangerous goods (insofar as that Directive relates to the carriage of dangerous goods by road) as amended by Commission Directive 2010/61/EU of 2 September 2010 adapting for the first time the Annexes to Directive 2008/68/EC of the European Parliament and of the Council on the inland transport of dangerous goods to scientific and technical progress and Directive 2010/35/EU of the European Parliament and the Council of 16 June 2010 on transportable pressure equipment, but in so far only as that Directive relates to the carriage of dangerous goods by road.

The Regulations also transpose and/or retranspose into Irish law—

(a) the European Agreement concerning the International Carriage of Dangerous Goods by Road (ADR), the Annexes to it and the protocol of signature thereto done at Geneva on 30 September 1957, as amended from time to time by reference to Directive 2008/68/EC and amendments thereto, and

(b) the requirements of Council Directive 95/50/EC of 6 October 1995 on uniform procedures for checks on the transport of dangerous goods by road, as amended by Directive 2001/26/EC of the European Parliament and of the Council of 7 May 2001 amending Council Directive 95/50/EC and Commission Directive 2004/112/EC of 13 December 2004 adapting to technical progress Council Directive 95/50/EC.

The Regulations revoke and replace—

(i) the European Communities (Transportable Pressure Equipment) Regulations 2004 (S.I. No. 374 of 2004),
(ii) the Carriage of Dangerous Goods by Road Regulations 2010 (S.I. No. 617 of 2007),
(iii) the Carriage of Dangerous Goods by Road Act 1998 (Appointment of Competent Authorities) Order 2010 (S.I. No. 618 of 2010),
(iv) the Carriage of Dangerous Goods by Road Act 1998 (Fees) Regulations 2010 (S.I. No. 619 of 2010), and
(v) the European Communities (Carriage of Dangerous Goods by Road) (ADR Miscellaneous Provisions) Regulations 2010 (S.I. No. 620 of 2010).

European Communities (Machinery)(Amendment) Regulations 2011 (S.I. No. 310 of 2011
The regulations transpose Directive 2009/127/EC of the European Parliament and of the Council of 21 October 2011 amending Directive 2006/42/EC with regard to machinery for pesticide application. Directive 2006/42/EC was transposed by way of S.I. No. 407 of 2008 (the Machinery Regulations).

2010 European Communities (Carriage of Dangerous Goods by Road Act 1998)(Amendment) Regulations 2010 (S.I. No. 616 of 2010)

[These Regulations were signed by the Minister on 21 December 2010 and came into operation on that date. These Regulations amend Section 1 of the Carriage of Dangerous Goods by Road Act 1998 (No. 43 of 1998).]

European Communities (Carriage of Dangerous Goods by Road)(ADR Miscellaneous Provisions) Regulations 2010 (S.I. No. 620 of 2010)

[These Regulations, which revoked and replaced S.I. No. 289 of 200, came into operation on 21 December 2010 and supplement the Carriage of Dangerous Goods by Road Regulations 2010 (S.I. No. 617 of 2010).]

European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Revocation) Regulations 2010 (S.I. No. 633 of 2010)

[These Regulations revoke S.I. No. 220 of 2003, S.I. No. 503 of 2003, S.I. No. 852 of 2004, S.I. No. 364 of 2006, S.I. No. 746 of 2007 and S.I. No. 371 of 2008. Those S.I.s transposed EU Council Directive 76/769/EEC (Marketing and Use), and its various amending Directives into Irish Law. Since 1 June 2009, those Directives are repealed and replace by Title VIII and Annex XVII of the EU REACH Regulation 1907/2006, as amended.]

2008 European Communities (Export and Import of Certain Dangerous Chemicals) (Industrial Chemicals)(Enforcement)(Revocation) Regulations 2008 (S.I. No. 269 of 2008)

[*From 15 July 2008 revoked S.I. No. 395 of 2002).*]

European Communities (Detergents)(Revocation) Regulations 2008 (S.I. No. 270 of 2008)

[*From 15 July 2008 revoked the European Communities (Detergents) Regulations 2005 (S.I. No. 844 of 2005*).]

European Communities (Classification, Packaging and Labelling of Dangerous Preparations)(Amendment) Regulations 2008 (S.I. No. 271 of 2008)

[*From 15 July 2008 amended S.I. No. 62 of 2004 as last previously amended by S.I. No. 76 of 2007*.]

European Communities (Classification, Packaging, Labelling and Notification of Dangerous Substances) (Amendment) Regulations 2008 (S.I. No. 272 of 2008)

[*From 15 July 2008 amended S.I. No. 116 of 2003 as last previously amended by S.I. No. 25 of 2006*.]

European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2008 (S.I. No. 371 of 2008)

[*These Regulations were signed by the Minister on 16 September 2008 and come into operation on 3 April 2009. They amend Schedule 1 to the European Communities (Dangerous Substances and Preparations)(Marketing and Use) Regulations 2003 (S.I. No. 220 of 2003), as last previously amended by the European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2007 (S.I. No. 746 of 2007)*]

European Communities (Lifts) (Amendment) Regulations 2008 (S.I. No. 406 of 2008)

[*These Regulations were signed by the Minister on 17 October 2008 and they came into operation on 29 December 2009.The Regulations transpose Article 24 of Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC of 29 June 1995. (The other provisions of that Directive are transposed into Irish law by the European Communities (Machinery) Regulations 2008 (S.I. No. 407 of 2008))*.]

European Communities (Machinery) Regulations 2008 (S.I. No. 407 of 2008)

[*These Regulations were signed by the Minister on 17 October 2008 and they came into operation on 29 December 2009, except that as regards portable cartridge operated fixing and other impact machinery which are in conformity with existing provisions in force at 17 May 2006, the Regulations come into operation on 29 June 2011. Subject to this, the Regulations revoke and replace the European Communities (Machinery) Regulations 2001 (S.I. No. 518 of 2001) from 29 December 2009*.]

2007 European Communities (Classification, Packaging and Labelling of Dangerous Preparations) (Amendment) Regulations 2007 (S.I. No. 76 of 2007)

[*Amended S.I. No. 62 of 2004 from 1 March 2007*.]

European Communities (Carriage of Dangerous Goods by Road)(ADR Miscellaneous Provisions) Regulations 2007 (S.I. No. 289 of 2007)

[*These Regulations, which revoked and replaced S.I, No. 406 of 2006) came into operation on 13 June 2007 and supplement the Carriage of Dangerous Goods by Road Regulations 2007 (S.I. No. 288 of 2007)*.]

European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2007 (S.I. No. 746 of 2007)

[*These Regulations were signed by the Minister on 8 November 2007 and they amend Schedule 1 to the European Communities (Dangerous Substances and Preparations)(Marketing and Use) Regulations 2003 (S.I. No. 220 of 2003), as last previously amended by the European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2006 (S.I. No. 364 of 2006).*

Regulation 3(1)(a) and Schedule A to the Regulations came into operation from 8

November 2007 and Regulation 3(1)(b) and Schedule B to the Regulations came into operation from 27 June 2008.]

2006 European Communities (Classification, Packaging, Labelling and Notification of Dangerous Substances) (Amendment) Regulations 2006 (S.I. No. 25 of 2006)

[*Came into operation on 25 January 2006 and amended S.I. No. 116 of 2003.*]

European Communities (Control of Major Accident Hazards Involving Dangerous Substances) Regulations 2006 (S.I. No. 74 of 2006)

[*Came into operation on 15 February 2006 and revoked and replaced S.I. No. 476 of 2000 and S.I. No. 402 of 2003*]

European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2006 (S.I. No. 364 of 2006)

[*These Regulations were signed by the Minister on 11 July 2006 and they amend Schedules 1 and 3 to the European Communities (Dangerous Substances and Preparations) Marketing and Use) Regulations, 2003 (S.I. No. 220 of 2003), as previously amended by the European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2003 (S.I. No. 503 of 2003) and the European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2004 (S.I. No. 852 of 2004).*

Regulation 3(1)(a) and Schedule A to the Regulations came into operation from 15 June 2007. Regulation 3(1)(b) and Schedule B to the Regulations come into operation from 1 January 2010. Regulations 3(1)(c) and 4 and Schedule C to the Regulations came into operation from 16 January 2007. Regulation 5 and Schedules D to O to the Regulations came into operation from 24 August 2007.

From 11 July 2006, the Regulations also amend Paragraphs (h), (i) and (j) of Regulation 4(1) of S.I. No. 503 of 2003 and Schedule 3 to S.I. No. 220 of 2003, as amended by S.I. No. 503 of 2003, by substituting "toxic to reproduction" for "toxic for reproduction "in each place where it occurs.]

2004 European Communities (Classification, Packaging and Labelling of Dangerous Preparations) Regulations 2004 (S.I. No. 62 of 2004)

[*Revoked and replaced S.I. No. 272 of 1995 and S.I. No. 354 of 1998. Amended by S.I. No. 76 of 2007 from 1 March 2007. From 15 July 2008 amended by S.I. No. 271 of 2008*.]

European Communities (Transportable Pressure Equipment) Regulations 2004 (S.I. No. 374 of 2004)

European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2004 (S.I. No. 852 of 2004)

[*These Regulations amend Schedules 1 and 3 to the European Communities (Dangerous Substances and Preparations)(Marketing and Use) Regulations, 2003 (S.I. No. 220 of 2003), as previously amended by the European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2003 (S.I. No. 503 of 2003).*]

2003 European Communities (Classification, Packaging, Labelling and Notification of Dangerous Substances) Regulations 2003 (S.I. No. 116 of 2003)

[*Revoked S.I. No. 393 of 2000.]* [*Amended by S.I. No. 25 of 2006 and, from 15 July 2008, amended by S.I. No. 272 of 2008.*]

European Communities (Dangerous Substances and Preparations)(Marketing and Use)

Regulations 2003 (S.I. No. 220 of 2003)

[*Revoked and replaced S.I. No. 107 of 2000. Amended by S.I. No. 503 of 2003, S.I. No. 852 of 2004, S.I. No. 364 of 2006, S.I. No. 746 of 2007 and* S.I. No. 371 of 2008.]

European Communities (Dangerous Substances and Preparations)(Marketing and Use)(Amendment) Regulations 2003 (S.I. No. 503 of 2003)

2001 European Communities (Safety Advisers for the Transport of Dangerous Goods by Road and Rail) Regulations 2001 (S.I. No. 6 of 2001)

[***Note*** *- From 31 July 2006, these Regulations were revoked, in so far as they relate to the transport of dangerous goods by road, by the European Communities (Carriage of Dangerous Goods by Road)(ADR Miscellaneous Provisions) Regulations 2006 (S.I. No. 406 of 2006).*]

European Communities (Machinery) Regulations 2001 (S.I. No. 518 of 2001)

[*To be revoked and replaced from 29 December 2009. See S.I. No. 407 of 2008*.]

1999 European Communities (Equipment and Protective Systems Intended for Use in Potentially Explosive Atmospheres) Regulations 1999 (S. I. No. 83 of 1999)

European Communities (Pressure Equipment) Regulations 1999 (S.I. No. 400 of 1999)

1998 European Communities (Lifts) Regulations 1998 (S.I. No. 246 of 1998) [*Amended by the European Communities (Lifts) (Amendment) Regulations 2008 (S.I. No. 406 of 2008)*.]

1993 European Communities (Personal Protective Equipment) Regulations 1993 (S.I. No. 272 of 1993) as amended by the European Communities (Personal Protective Equipment)(Amendment) Regulations 1994 (S.I. No. 13 of 1994), the European Communities (Personal Protective Equipment)(CE Marking) Regulations 1994 (S.I. No. 457 of 1994) and the European Communities (Personal Protective Equipment) (Amendment) Regulations 1997 (S.I. No. 81 of 1997).

1992 & 1995 European Communities (Appliances Burning Gaseous Fuels) Regulations 1992 (S.I. No. 101 of 1992) as amended by the European Communities (Appliances Burning Gaseous Fuels)(Amendment) Regulations 1995 (S.I. No. 150 of 1995)

Regulations Made Under the Chemical Weapons Act 1997

2001 Chemical Weapons (Licensing of Scheduled Toxic Chemicals and Precursors) Regulations 2001 (S.I. No. 054 of 2001)

Regulations Made Under the Carriage of Dangerous Goods by Road Act 1998

2010 Carriage of Dangerous Goods by Road Regulations 2010 (S.I. No. 617 of 2010)

[These Regulations, which revoke and replace S.I. No. 288 of 2007, came into operation on 21 December 2010.]

Carriage of Dangerous Goods by Road Act 1998 (Appointment of Competent Authorities) Order 2010 (S.I. No. 618 of 2010)

[This Order, which revoked and replaced S.I. No. 290 of 2007, came into operation on 21 December 2010.]

Carriage of Dangerous Goods by Road Act 1998 (Fees) Regulations 2007 (S.I. No. 619 of 2010)

[These Regulations, which revoked and replaced S.I. No. 291 of 2007, came into operation on 21 December 2010.]

2007 Carriage of Dangerous Goods by Road Regulations 2007 (S.I. No. 288 of 2007)

[*These Regulations, which revoked and replaced S.I. No. 405 of 2006, came into operation on 13 June 2007*.

The Regulations are supplemented by the European Communities (Carriage of Dangerous Goods by Road)(ADR Miscellaneous Provisions) Regulations 2007 (S.I. No. 289 of 2007), which also came into operation on 13 June 2007.]

Carriage of Dangerous Goods by Road Act 1998 (Appointment of Competent Authorities) Order 2007 (S.I. No. 290 of 2007)

[*This Order, which revoked and replaced S.I. No. 407 of 2006, came into operation on 13 June 2007*.]

Carriage of Dangerous Goods by Road Act 1998 (Fees) Regulations 2007 (S.I. No. 291 of 2007)

[*These Regulations, which revoked and replaced S.I. No. 408 of 2006, came into operation on 13 June 2007*.]

2001 Carriage of Dangerous Goods by Road Act, 1998 (Commencement) Order 2001 (S.I. No.495 of 2001)

Codes of Practice – Section 60(7) of the Safety, Health and Welfare at Work Act 2005

"(7) Notwithstanding the repeal of the Act of 1989 by section 4, a code of practice in operation immediately before the commencement of that section continues to be a code of practice as if prepared and published under this section."

2010 **(i) "Code of Practice for Avoiding Danger from Underground Services"**

This Code of Practice provides practical guidance as to the observance of Part 5 of the Safety, Health and Welfare at Work (Construction) Regulations 2006 (SI No. 504 of 2006) as amended by the Safety, Health and Welfare at Work (Construction) (Amendment) Regulations 2008 (SI No. 130 of 2008) and the Safety, Health and Welfare at Work (Construction) (Amendment) (No.2) Regulations 2008 (SI No. 423 of 2008) which, inter alia, requires that adequate precautions are taken in any excavation, shaft, earthwork, underground works or tunnel to avoid risk to persons at work arising from possible underground dangers. Such dangers include underground cables or other distribution systems, the circulation of fluids and the presence of pockets of gas, and appropriate investigations to locate them must be undertaken before excavation begins. The Code of Practice also provides practical guidance as to the observance of Sections 19 and 20 of the Safety, Health and Welfare at Work Act 2005 in respect of relevant excavation work.

This Code of Practice came into effect on 11 January 2010 and it replaced the "Code of Practice for Avoiding Danger from Underground Services" issued by the Health and Safety Authority in 2005 in accordance with the Safety, Health and Welfare at Work Act 1989.

(ii) "2010 Code of Practice for the Safety, Health and Welfare at Work (Chemical Agents) Regulations 2001 (S.I. No. 619 of 2001)"

This Code of Practice provides practical guidance as to the observance of Regulations 4(1)(e), 4(5)(d), 6(1)(c), (d) and (e) and 9 (1) (b) of the Safety, Health and Welfare at Work (Chemicals Agents) Regulations 2001, in relation to occupational exposure limit values (OELVs) for a number of chemical agents as listed in Schedule 1 to the Code, having regard to the provisions of the Safety, Health and Welfare at Work Act 2005.

This Code of Practice came into operation on 4 May 2010 and from that date it replaced the "2007 Code of Practice for the Safety, Health and Welfare at Work (Chemical Agents) Regulations 2001 (S.I. No. 619 of 2001)" which was issued in accordance with the Safety, Health and Welfare at Work Act 2005.

(iii) ''Working on Roads Code of Practice for Contractors with Three or Less Employees''.

The aim of this Code of Practice is to improve the level of safety and health among small scale employers and contractors (employing three or less employees) engaging in road works.

The Code of Practice provides practical guidance as to the observance of the provisions of the Safety, Health and Welfare at Work Act 2005, including in particular, the provisions of sections 19 and 20 of the Act and the provisions of the Safety, Health and Welfare at Work (Construction) Regulations 2006 (S.I. No. 504 of 2006).

This Code of Practice came into operation on 4 May, 2010.

(iv) "Code of Practice for the Design and Installation of Anchors"

The aim of this Code of Practice is to provide practical guidance to designers, specifiers and installers of metal anchors on the requirements and prohibitions set out in the relevant statutory provisions. In particular, but not exclusively, this code of practice provides practical guidance as to the observance of the provisions of:

1. Chapter 1 of Part 2 (sections 8 to 12 in relation to the general duties of employers) and Chapter 2 of Part 2 (sections 13 to 15 in relation to the general duties of employees etc.) of the Safety, Health and Welfare at Work Act 2005 (No. 10 of 2005).

2. Part 2 (Regulations 6 to 23 in relation to design and management), Part 3 (Regulations 24 to 29 in relation to the general duties of contractors and others) and Part 4 (Regulation 30 in relation to site safety and access to construction sites, Regulation 35 in relation to protection from falling material and protective safety helmets, Regulation 40 in relation to lighting of workplaces, Regulation 42 in relation to projecting nails and loose material, Regulation 43 in relation to construction of temporary structures and Regulation 44 in relation to avoidance of

danger from collapse of structure) of the Safety, Health and Welfare at Work (Construction) Regulations 2006 (S.I. No. 504 of 2006).

3. Chapter 2 of Part 2 (Regulations 27 to 61 in relation to the use of work equipment), Chapter 3 of Part 2 (Regulations 62 to 67 in relation to personal protective equipment), Part 3 (Regulations 74 to 93 in relation to electricity) and Part 4 (Regulations 94 to 119 in relation to work at height) of the Safety, Health and Welfare at Work (General Application) Regulations 2007 (S.I. No. 299 of 2007) as amended by the Safety, Health and Welfare at Work (General Application) (Amendment) Regulations 2007 (S.I. No. 732 of 2007).

This Code of Practice came into operation on 17 May 2010.

(v) "Code of Practice for Working in Confined Spaces"

This Code of Practice provides practical guidance as to the observance of the provisions of the Safety, Health and Welfare at Work (Confined Spaces) Regulations 2001 (S.I. No. 218 of 2001).

The Code of Practice came into operation on 17 May 2010. It replaced the Code of Practice entitled "Code of Practice for Working in Confined Spaces" issued by the Health and Safety Authority in 2001 in accordance with the Safety, Health and Welfare at Work Act 1989.

(vi) "Code of Practice on Preventing Accidents to Children and Young persons in Agriculture"

This Code of Practice provides practical guidance as to the observance of the provisions of –

(i) Chapter 1 of Part 2 (sections 8 to 12 in relation to the general duties of employers), Chapter 2 of Part 2 (sections 13 to 15 in relation to the general duties of employees and duties of persons in control of places of work) and Part 3 (sections 19 and 20 in relation to hazard identification and risk assessment and safety statements) of the 2005 Act, and

(ii) Chapter 1 of Part 6 (Regulations 143 to 146 and Schedule 7 in relation to the protection of children and young persons) of the General Application Regulations 2007.

(See Appendix 1, Extracts from some Relevant Legislation)

This Code of Practice came into operation on 6 September 2010 and from that date it replaces the Code of Practice Entitled "Code of Practice on Preventing Accidents to Children and Young Persons in Agriculture" in July 2001 in accordance with the Safety, Health and Welfare at Work Act 1989.

(vii) "Code of Practice for Electrical Safety in Quarries"

The Code of Practice gives guidance on Part 3 of the Safety, Health and Welfare at Work (General Application) Regulations 2007 (S.I. No. 299 of 2007) as amended by the Safety, Health and Welfare at Work (General Application)(Amendment) Regulations 2007 (S.I. No. 732 of 2007) as it relates to the use of electricity in quarries. The Code of Practice is aimed primarily at the operators of quarries, designers of quarry electrical installations, electricians, safety and health practitioners, employers, managers, employees, safety representatives and anyone associated with electrical installations in quarries.

The Code of Practice came into operation on 20 December 2010.

2008 **(i) "Code of Practice for Contractors with Three or Less Employees"**

This Code of Practice provides practical guidance as to the observance of the Safety, Health and Welfare at Work Act 2005, including in particular the provisions of sections 19 and 20 of the Act, and the provisions of the Safety, Health and Welfare at Work (Construction) Regulations 2006 (S.I. No. 504 of 2006). It came into operation on 2 April 2008.

(ii) "Code of Practice for Access and Working Scaffolds"

This Code of Practice came into operation on 1 January 2009. The aim of the Code of Practice is to provide practical guidance to scaffold erectors, contractors and users of scaffolding on the requirements and prohibitions set out in the relevant statutory provisions. In particular, but not exclusively, the Code of Practice provides practical guidance as to the observance of the provisions of:

(i) Chapter 1 of Part 2 (sections 8 to 12 in relation to the general duties of employers) and Chapter 2 of Part 2 (sections 13 to 14 in relation to the general duties of employees etc.) of the Safety, Health and Welfare at Work Act 2005 (No. 10 of 2005);

(ii) Part 2 (Regulations 6 to 23 in relation to design and management), Part 3 (Regulations 24 to 29 in relation to the general duties of contractors and others) and Part 4 (Regulation 30 in relation to site safety and access to construction sites, Regulation 35 in relation to protection from falling material and protective safety helmets, Regulation 40 in relation to lighting of work places, Regulation 42 in relation to projecting nails and loose material, Regulation 43 in relation to construction of temporary structures and Regulation 44 in relation to avoidance of danger from collapse of structures) of the Safety, Health and Welfare at Work (Construction) Regulations 2006 (S.I. No. 504 of 2006); and

(iii) Chapter 2 of Part 2 (Regulations 27 to 59 in relation to the use of work equipment), Chapter 3 of Part 2 (Regulations 62 to 67 in relation to personal protective equipment), Part 3 (Regulations 74 to 93 in relation to electricity) and Part 4 (Regulations 94 to 119 in relation to work at height) of the Safety, Health and Welfare at Work (General Application) Regulations 2007 (S.I. No. 299 of 2007) as amended by the Safety, Health and Welfare at Work (General Application) (Amendment) Regulations 2007 (S.I. No. 732 of 2007).

This Code of Practice replaces the Code of Practice entitled "Code of Practice for Access and Working Scaffolds" issued by the Authority in 1999 in accordance with the Safety, Health and Welfare at Work Act 1989.

2007 **"Code of Practice for Employers and Employees on the Prevention and Resolution of Workplace Bullying"**

This Code of Practice provides practical guidance for employers on identifying and preventing bullying at work arising from their duties under section 8(2)(b) of the Safety, Health and Welfare at Work Act 2005 as regards "managing and conducting work activities in such a way as to prevent, so far as is reasonably practicable, any improper conduct or behaviour likely to put the safety, health and welfare at work of his or her employees at risk". The Code also applies to employees in relation to their duties under section 13(1)(e) of the 2005 Act to "not engage in improper conduct or behaviour that is

likely to endanger his or her own safety, health and welfare at work or that of any other person".

The Code of Practice came into operation on 1 May 2007 and from that date it replaced the Code of Practice entitled "Code of Practice on the Prevention of Workplace Bullying" which was issued by the Authority in March 2002 in accordance with the Safety, Health and Welfare at Work Act 1989.

2005 **(i) "Code of Practice for Avoiding Danger from Underground Services"**

This Code of Practice provided practical guidance as to the observance of Regulations 3 to 6 and 21 of the Safety, Health and Welfare at Work (Construction) Regulations 2001 (S.I. No. 481 of 2001) which, inter alia, require that "adequate precautions be taken in any excavation, shaft, earthwork, underground works or tunnel to … avoid risk to persons at work arising from possible underground dangers such as underground cables or other distribution systems, the circulation of fluids or the presence of pockets of gas, by undertaking appropriate investigations to locate them before excavation begins …. .". The Code of Practice also provided practical guidance as to the observance of Section 8 of the Safety, Health and Welfare at Work Act 1989 in respect of relevant excavation work.

The aim of the Code of Practice was to improve the level of safety with which excavation work is carried out. In particular, it aimed to reduce the incidence of damage to underground services and, in doing so, to minimise risk to personnel who are involved in carrying out this work.

This Code of Practice came into effect on 15 February 2005.

Note – This Code is formally obsolete since the Safety, Health and Welfare at Work (Construction) Regulations 2001 (S.I. No. 481 of 2001) were revoked and replaced but its provisions still provide good practical advice.

This Code of Practice was replaced by the "Code of Practice for Avoiding Danger from Underground Services" which came into operation on 11 January 2010.

(ii) "Code of Practice for Safety in Roofwork"

This Code of Practice provided practical guidance to roofing companies, clients, designers and specifiers, project supervisors (design and construction stages), safety representatives, anyone carrying out roofwork, safety consultants and advisors on the requirements and prohibitions set out in Section 10 of the Safety, Health and Welfare at Work Act 1989 (No. 7 of 1989) and Regulations 3, 4, 5, 6, 9 and 14, Part 13 and Regulation 129 of the Safety, Health and Welfare at Work (Construction) Regulations 2001 (S.I. No. 481 of 2001). This Code of Practice came into effect on 22 August 2005.

Note – This Code is formally obsolete since the Safety, Health and Welfare at Work (Construction) Regulations 2001 (S.I. No. 481 of 2001) were revoked and replaced but its provisions still provide good practical advice.

2001 **"Code of Practice on Preventing Accidents to Children and Young Persons in Agriculture"**

This Code of Practice, which came into effect on 20 July 2001, provided practical guidance as to the observance of the provisions of the Safety, Health and Welfare at Work Act, 1989, the Safety, Health and Welfare at Work (General Application) Regulations 1993, and the Safety, Health and Welfare at Work (Children and Young Persons) Regulations 1998, relating to the protection of the safety and health of children and young persons on farms.

Note – This Code became formally obsolete from 1 November 2007 on the revocation of the remaining provisions of the Safety, Health and Welfare at Work (General

Application) Regulations 1993 (S.I. No. 44 of 1993), other than Part X and the Twelfth Schedule relating to the notification of accidents and dangerous occurrences, but its provisions still provide good practical advice.

This code was replaced by the "Code of Practice on Preventing Accidents to Children and Young Persons in Agriculture which came into operation on 6 September 2010.

1997 **Re. Dangerous Substances (Storage of Liquefied Petroleum Gas) Regulations 1990 (S.I. No. 201 of 1990):-**

The Health and Safety Authority, in accordance with Section 30 of the Safety, Health and Welfare at Work Act 1989, for the purpose of providing practical guidance on the provisions of these Regulations, has approved the following standards published by the National Standards Authority of Ireland as Codes of Practice:-

(i) Code of Practice for the Storage of LPG Cylinders and Cartridges I.S. 3213: 1987 as amended by Amendment No. 1 : 1990, dated 20th September, 1990 and by Amendment No. 2 : 1993, dated 22nd September, 1993;

(ii) Code of Practice for the Bulk Storage of Liquefied Petroleum Gas - I.S. 3216: 1988, Part 1, General Requirements as amended by Amendment No. 1 : 1989, dated 18th October, 1989 and by Amendment No. 2 : 1996, dated 9th December, 1996; and

(iii) Code of Practice for the Bulk Storage of Liquefied Petroleum Gas - I.S. 3216: Part 2 : 1989, Installation at Automotive Dispensing Facilities as amended by Amendment No. 1 : 1994, dated 27th May, 1994 and by Amendment No. 2 : 1996, dated 9th December, 1996.

These Codes of Practice as amended came into effect from 1st August 1997.

Other Relevant Legislation

(i) Enterprise, Trade and Employment (Alteration of Name of Department and Title of Minister) Order 2011 (S.I. No. 245 of 2011)

This Order, which was made on 24 May 2011, provides that –

(a) The name of the Department of State, the former name of which was the Department of Enterprise, Trade and Innovation, is altered to that of the Department of Jobs, Enterprise and Innovation, and

(b) The title of the Minister having charge of the Department of State, whose former title was Minister for Enterprise, Trade and Innovation, is altered to that of the Minister for Jobs, Enterprise and Innovation.

(ii)Enterprise, Trade and Employment (Alteration of Name of Department and Title of Minister) Order 2010 (S.I. No. 185 of 2010)

This Order, which was made on 27 April 2010, provides that –

(a) The name of the Department of State, the former name of which was the Department of Enterprise, Trade and Employment, is altered to that of the Department of Enterprise, Trade and Innovation, and

(b) The title of the Minister having charge of the Department of State, whose former title was Minister for Enterprise, Trade and Employment, is altered to that of the Minister for Enterprise, Trade and Innovation.

(ii) Enterprise, Trade and Innovation (Delegation of Ministerial Functions) (No. 2) Order 2010 (S.I. No. 333 of 2010)

This Order, which was made on 29 June 2010, delegates to Dara Calleary, Minister of State at the Department of Enterprise, Trade and Innovation the powers and duties of the Minister for Enterprise, Trade and Innovation under the Acts and Instruments specified in the Order, including the Safety, Health and Welfare at Work Act 2005 and the Chemicals Act 2008.

Annex 1

Section 4 Safety, Health and Welfare at Work Act 2005 - Repeals and Savings

Section 4(1) of the 2005 Act provides for the repeal of provisions of the Organisation of Working Time Act 1997, which are overtaken by provisions in the 2005 Act.

Subject to the making of Commencement Orders under Section 1(2) of the 2005 Act, Section 4(2) of the Act repeals the following enactments -

- Boiler Explosions Act 1882
- Boiler Explosions Act 1890
- Mines and Quarries Act 1965
- Dangerous Substances Acts 1972 and 1979
- Safety in Industry Acts 1955 and 1980
- Safety, Health and Welfare (Offshore Installations) Acts 1987 and 1995
- Safety, Health and Welfare at Work Act 1989

The repeal of the Safety, Health and Welfare at Work Act 1989 was activated, from 1

September 2005 by the Safety, Health and Welfare at Work Act 2005 (Commencement) Order 2005 (S.I. No. 328 of 2005).

Sections 33 to 35 and 115 and 116 of the Factories Act 1955 and sections 28 and 29 of the Safety in Industry Act 1980 are repealed from 1 November 2007 through the Safety, Health and Welfare at Work Act 2005 (Repeals)(Commencement) Order 2007 (S.I. No. 300 of 2007).

It is intended that the repeal of the provisions of the other statutes listed above which are not already repealed through Orders made under the 1989 Act or the 2005 Act, will be activated, over time, by Commencement Order(s), made under Section 1(2) of the 2005 Act, as they are reviewed and rationalised and, in some cases, replaced by Regulations and Codes of Practice under the 2005 Act.

Annex 2

Safety, Health and Welfare at Work (General Application) Regulations 1993 (S.I. No. 44 of 1993) as amended (at 22 July 2008)

The provisions of the Safety, Health and Welfare at Work (General Application) Regulations 1993 (S.I. No. 44 of 1993), referred to in columns (1) and (2) of Part A of the attached Schedule were revoked from 31 August 2005, under the Safety, Health and Welfare at Work (General Application)(Amendment)(Revocation) Regulations 2005 (S.I. No. 392 of 2005). The purpose of those revocations was to avoid duplication or overlapping between those provisions and the equivalent provisions in the Safety, Health and Welfare at Work Act 2005 (No. 10 of 2005) referred to in column (3) of Part A of the attached Schedule.

The Safety, Health and Welfare at Work (General Application)(Amendment No. 2) Regulations 2003 (S.I. No. 53 of 2003) were also revoked from 31 August 2005, under S.I. No. 392 of 2005.

The remaining provisions of the General Application Regulations 1993 (other than Part X and the Twelfth Schedule relating to the notification of accidents and dangerous occurrences, which remained in place) and the Safety, Health and Welfare at Work (General Application) (Amendment) Regulations 2001 (S.I. No. 188 of 2001) were revoked from 1 November 2007 under the Safety, Health and Welfare at Work (General Application) Regulations 2007 (S.I. No. 299 of 2007).

In addition, other Regulations and Orders (which are part of the "relevant statutory provisions" as defined in the 2005 Act) are revoked and replaced from 1 November 2007 by the General Application Regulations 2007 and are listed at Part B of the attached Schedule.

Schedule

Part A

(1) **Regulation of or Schedule to the Safety, Health and Welfare at Work (General Application) Regulations 1993**	**(2)** **Extent of Revocation** (from 31 August 2005)	**(3)** **Equivalent Provision of the Safety, Health and Welfare at Work Act 2005** (from 1 September 2005)
Regulation 2(1) – Interpretation.	The definitions of "fixed term employee", "temporary employee" and "temporary employment business".	Section 2(1) – Interpretation - definitions of "fixed term employee", "temporary employee" and "temporary employment business".
Regulation 5 – General Duties of Employer - (as amended by the Safety Health and Welfare at Work (General Application) (Amendment) Regulations 2003 (S.I. No. 53 of 2003))	The whole Regulation.	Section 8 – General Duties of Employer

Regulation 6 – Duty to Co-Operate	The whole Regulation.	Section 21 – Duty of employers to co-operate
Regulation 7 – Financial Cost	The whole Regulation.	Section 8(5) – General Duties of Employer
Regulation 8 – Protective and Preventive Services - (as amended by the Safety, Health and Welfare at Work (General Application) (Amendment) Regulations 2003 (S.I. No. 53 of 2003))	The whole Regulation.	Section 18 – Protective and Preventive Measures
Regulation 9 – Emergency Duties - (as amended by the Safety, Health and Welfare at Work (General Application) (Amendment) Regulations 2003 (S.I. No. 53 of 2003))	The whole of paragraph (1).	Section 11 – Emergencies and serious and imminent dangers
Regulation 10 – Risk Assessment	The whole Regulation.	Section 19 – Hazard identification and risk assessment and Section 20 – Safety Statement
Regulation 11 - Information	The whole Regulation.	Section 9 – Information for employees
Regulation 12 – Consultation and Participation of Employees	The whole Regulation.	Section 25 – Safety Representatives and Section and Section 26 – Consultation and participation of employees, safety committees
Regulation 13 - Training	The whole Regulation.	Section 10 – Instruction, training and supervision of employees
Regulation 14 – Duties of Employees	The whole Regulation.	Section 13 – Duties of Employee
Regulation 15 – Health Surveillance	Paragraphs (1)(a) and (b), (2) and (3).	Section 22 – Health Surveillance
First Schedule- General Principles of Prevention	The whole Schedule.	Schedule 3 - General principles of Prevention

Part B

Other Regulations and Orders revoked and replaced from 1 November 2007 by the General Application Regulations 2007 (S.I. No. 299 of 2007)

(i) Factories (Report of Examination of Hoists and Lifts) Regulations 1956 (S.I. No. 182 of 1956),

(ii) Factories Act 1955 (Hoists and Lifts)(Exemption) Order 1957 (S.I. No. 80 of 1957),

(iii) Factories Act 1955 (Lifts)(Exemption) Order 1960 (S.I. No. 129 of 1960),

(iv) Regulations 22 to 35 and 37 and 38 and the Schedule to the Docks (Safety, Health and Welfare) Regulations 1960 (S.I. No. 279 of 1960),

(v) Factories Act 1955 (Hoistways)(Exemption) Order 1962 (S.I. No. 211 of 1962),

(vi) Quarries (Electricity) Regulations 1972 (S.I. No. 50 of 1972),

(vii) Mines (Electricity) Regulations 1972 (S.I. No. 51 of 1972),

(viii) Quarries (General) Regulations 1974 (S.I. No. 146 of 1974) to the extent of in Regulation 3, the definitions of "lifting appliance" and "safe working load", Regulations 40 and 41, in the First Schedule "FORM No. 3" and "FORM No. 5" and the Second Schedule,

(ix) Shipbuilding and Ship-Repairing (Safety, Health and Welfare) Regulations 1975 (S.I. No. 322 of 1975) to the extent of in Regulation 3(1), the definitions of "lifting equipment" and "lifting gear" and Regulations 32 to 48,

(x) Factories Act 1955 (Hoistways)(Exemption) Order 1976 (S.I. No. 236 of 1976),

(xi) Factories Act 1955 (Hoists)(Exemption) Order 1977 (S.I. No. 13 of 1977),

(xii) Mines (Electricity)(Amendment) Regulations 1979 (S.I. No. 125 of 1979),

(xiii) Quarries (Electricity)(Amendment) Regulations 1979 (S.I. No. 126 of 1979),

(xiv) Safety in Industry Acts 1955 and 1980 (Hoists and Hoistways)(Exemption) Order 1985 (S.I. No. 100 of 1985),

(xv) Safety, Health and Welfare at Work (Signs) Regulations 1995 (S.I. No. 132 of 1995),

(xvi) Safety, Health and Welfare at Work (Miscellaneous Welfare Provisions) Regulations 1995 (S.I. No. 358 of 1995),

(xvii) Safety, Health and Welfare at Work (Children and Young Persons) Regulations 1998 (S.I. No. 504 of 1998),

(xviii) Safety, Health and Welfare at Work (Night Work and Shift Work) Regulations 2000 (S.I. No. 11 of 2000),

(xix) Safety, Health and Welfare at Work (Pregnant Employees etc.) Regulations 2000 (S.I. No. 218 of 2000),

(xx) Regulations 80 to 123 of the Safety, Health and Welfare at Work (Construction) Regulations 2001 (S.I. No. 481 of 2001), the other provisions of those Regulations having been revoked by the Safety, Health and Welfare at Work (Construction) Regulations 2006 (S.I. No. 504 of 2006),

(xxi) Safety, Health and Welfare at Work (Explosive Atmospheres) Regulations 2003 (S.I. No. 258 of 2003),

(xxii) Safety, Health and Welfare at Work (Work at Height) Regulations 2006 (S.I. No. 318 of 2006),

(xxiii) Safety, Health and Welfare at Work (Control of Vibration at Work) Regulations 2006 (S.I. No. 370 of 2006), and

(xxiv) Safety, Health and Welfare at Work (Control of Noise at Work) Regulations 2006 (S.I. No. 371 of 2006), save that paragraph (3) of Regulation 11 of those Regulations, relating to the entertainment sector, remains in effect until 14 February 2008.

Part C

The above revocations are supplemented by the Safety, Health and Welfare at Work Act 2005 (Repeals)(Commencement) Order 2007 (S.I. No. 300 of 2007) which, as provided for in sections 1(2) and 4(2) of the Safety, Health and Welfare at Work Act 2005 (No. 10 of 2005) activated the repeal of sections 33 to 35 and 115 and 116 of the Factories Act 1955 (No. 10 of 1955) and sections 28 and 29 of the Safety in Industry Act 1980 (No. 9 of 1980) from 1 November 2007.

Part D

Safety, Health and Welfare at Work Act 2005 (Quarries) (Repeals and Revocations) (Commencement) Order 2008 (S.I. No. 29 of 2005)

This Order was signed by Billy Kelleher, Minister of State at the Department of Enterprise, Trade and Employment, on 14 February 2008 and came into operation on 1 May 2008.

The purpose of the Order (as provided for in sections 1(2) and 4(2) of the Safety, Health and Welfare at Work Act 2005 (No. 10 of 2005)) was to activate the repeal of the Mines and Quarries Act, 1965 (No. 7 of 1965) in so far as that Act relates to quarries (including Sections 23 to 29, 91 to 97 and 133(2) and (3)) and to revoke all Regulations, Orders and Rules made under that Act as they relate to quarries.

The instruments in the latter category comprise—

(i) Mines and Quarries (Reference) Rules 1970 (S.I. No. 75 of 1970),

(ii) Mines and Quarries Act, 1965 (Birth Certificates) Regulations, 1970 (S.I. No. 110 of 1970),

(iii) Mines and Quarries (Notification of Diseases) Order, 1971 (S.I. No. 61 of 1971),

(iv) Mines and Quarries Inquiries (Draft Regulations) Rules, 1971 (S.I. No. 219 of 1971),

(v) Quarries (Explosives) Regulations, 1971 (S.I. No. 237 of 1971), the whole Regulations not previously revoked,

(vi) In the Mines and Quarries (General Register) Regulations, 1974 (S.I. No. 97 of 1974)—

(*a*) the words “and quarries” wherever they appear,

(*b*) in Regulation 4 the words “and quarry”, and

(*c*) in Regulations 5, 6, 7 8 and 9 and the Schedule the words “or quarry” wherever they appear,

(vii) Quarries (General) Regulations, 1974 (S.I. No. 146 of 1974), the whole Regulations, not previously revoked, and

(viii) Quarries (Explosives)(Amendment) Regulations, 1976 (S.I. No. 1 of 1976).

The overall objective of the Order is to avoid overlapping or duplication between the repealed and revoked provisions and the Safety, Health and Welfare at Work (Quarries) Regulations 2008 from the coming into operation of the latter on 1 May 2008 and to remove from the statute book other provisions which are obsolete.

31 December 2011