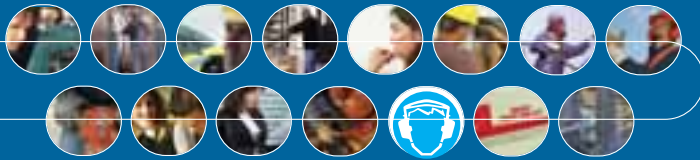


Safety Toolkit and Short Guide to General Application Regulations 2007
Children and Young Persons Section



**Children and
Young Persons**

Introduction



Safety Toolkit

The objective of the Toolkit is to provide guidance on the prevention of accidents or ill health at work and to provide a practical tool towards a safer workplace. It covers requirements of the Safety, Health and Welfare at Work (General Application) Regulations, 2007 as amended and is aimed specifically at small and micro businesses. It is not intended as a legal interpretation of the legislation. Legal advice should be sought where required.

Checklists provided are non-exhaustive and in no particular order

How do I use the Toolkit?

The Toolkit is intended to assist you to monitor and improve standards of safety, health and welfare. It will assist you towards complying with the law.

1. Use the checklists to monitor how you're doing.
2. Make any required improvements.
3. If necessary, investigate further to find out what you need to do and set a timescale for achieving it.
4. Use the Action Date column to show when action taken.

Checklists provided are non-exhaustive and in no particular order.

At the end of each point in the check list reference is made to the corresponding part of the Regulations, for example (r51) indicates Regulation 51.

Where can I get further advice?

The Health and Safety Authority's website www.hsa.ie contains a large amount of additional information. Most of the information on the website can be accessed free-of-charge. The website has detailed guides on each section of these Regulations. Each guide contains advice on where to find further information.

The Health and Safety Authority's Workplace Contact Unit (WCU) is a helpdesk resource for employers, employees and the public. You can contact the WCU through

- ▲ Locall: 1890 289 389 (Monday to Friday, 9am to 5pm)
- ▲ Fax: 01 614 7125
- ▲ Email: wcu@hsa.ie
- ▲ Write to: Workplace Contact Unit, Health and Safety Authority, Metropolitan Building, James Joyce Street, Dublin 1



Children and Young Persons

Children or young people have an increased risk from work because of their lack of maturity and experience.

What does this section deal with?

This section deals with the conditions under which a child or young person is employed. The regulations define a child as under 16 and a young person as 16 to 18. The employer is required to carry out a risk assessment prior to a child or a young person commencing employment and, when there is a major change.

The employer must ensure that risks to a child or young person or to their development are assessed taking into account the increased risk from lack of maturity and experience. Preventive measures must be taken. Specifically, exposure to physical, biological and chemical agents or certain identified work situations or processes must be avoided.

Where there is a risk or a risk to development, the employer must provide health surveillance. An assessment of health and capabilities must be carried out prior to night work. The employer must inform the child or young person of the results and in the case of a child the parent or guardian must also be informed.

Does this section apply to all children and young persons?

Yes

Some Important Points

▲ No person under 18 can give signals or operate lifting equipment.

Do not employ a child or young person where risk assessment reveals work:

- ▲ is beyond physical or psychological capacity
- ▲ involves harmful exposure to harmful agents or radiation
- ▲ involves the risk of accidents due to insufficient attention to safety or lack of experience or training
- ▲ presents a risk from exposure to extreme heat or cold or to noise or vibration



Children and Young Persons Checklist

Interpretation

See Reg 143 for definitions of child (under 16), night work, risk assessment and young person (16 to 18) (*r143*)

Requirement

Yes No N/A Action Date

No person under 18 to give signals or operate lifting equipment (*r51*)

Risk assessment before employing a child or young person and whenever major change which could affect such child or young person (*r144*)

Assess any specific risk from lack of experience, absence of awareness of risks or lack of maturity (*r144*)

Assess any specific risk from exposure to agents in Part A of Schedule 7 (*r144*)

SCHEDULE 7 Part A — Guide list of agents, processes and work

Physical Agents

▲ Ionising radiation (*s7pA*)

▲ high-pressure atmosphere (*s7pA*)

Biological agents

▲ groups 3 and 4 in Regulation 2(1) of Biological Agents Regulations 1994 (*s7pA*)

Chemical agents

substances and preparations classified under the Classification, Packaging, Labelling and Notification of Dangerous Substances Regulations as (*s7pA*)

▲ toxic (T) (*s7pA*)

▲ very toxic (T+) (*s7pA*)

Requirement	Yes	No	N/A	Action Date
▲ corrosive (C) (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ explosive (E) (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ carcinogenic (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ mutagenic (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ toxic to reproduction (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ harmful (Xn) (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ irritant (Xi) (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
Substances and preparation in Carcinogens Regulations 2001 (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
Lead (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
Asbestos (s7pA)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
Assess any specific risk from processes and work specified in Part B of Schedule 7 (r144)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	

SCHEDULE 7 Part B — Processes and work (r144)

▲ processes in Carcinogens Regulations 2001 (s7pB)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ manufacture and handling of explosives (s7pB)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ work with dangerous, fierce or poisonous animals (s7pB)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ animal slaughtering on an industrial scale (s7pB)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ production, storage or application of compressed, liquefied or dissolved gases (s7pB)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ vats, tanks, reservoirs or carboys containing specified chemical agents (s7pB)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ risk of structural collapse (s7pB)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	

Requirement	Yes	No	N/A	Action Date
▲ high-voltage hazards (<i>s7pB</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ Work the pace of which is determined by machinery and involving payment by results (<i>r144</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
Take the necessary preventive and protective measures (<i>r144</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
When carrying out a risk assessment take account of the following:				
▲ the fitting-out and the layout (<i>r144</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ nature, degree and exposure to physical, chemical or biological agent (<i>r144</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ form, range and use of work equipment (<i>r144</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ arrangement of work processes and of work operations (<i>r144</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ training, instruction and supervision provided (<i>r144</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
Inform a child or young person of any risk and preventive measures and inform parent or guardian of child (<i>r144</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
No child or young person employed where risk assessment reveals work:				
▲ is beyond the physical or psychological capacity (<i>r145</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ involves harmful exposure to agents which are toxic, carcinogenic, cause heritable genetic damage or harm to the unborn child or which in any other way chronically affect human health (<i>r145</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ involves harmful exposure to radiation (<i>r145</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ involves the risk of accidents which cannot be recognised or avoided owing to insufficient attention to safety or lack of experience or training (<i>r145</i>) or	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
▲ presents a risk from exposure to extreme heat or cold or to noise or vibration (<i>r145</i>)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	

Requirement	Yes	No	N/A	Action Date
Make available health surveillance where risk assessment reveals a risk to safety or health or physical or mental development of a child or young person (r146)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
Make available to a child or young person a free assessment of his or her health and capabilities before assignment to night work and at regular intervals thereafter (r146)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	
Inform a child or young person of the result of any health surveillance or health assessment and inform parent or guardian of child (r146)	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	

This is a guidance document and using the checklist should help you comply with the Regulations. The checklists are non-exhaustive and in no particular order. Further guidance can be found at www.hsa.ie