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STATUTORY RULES OF NORTHERN IRELAND

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**2013 No. 206**

**HEALTH AND SAFETY**

**The Biocidal Products and Chemicals  
(Appointment of Authorities and Enforcement)  
Regulations (Northern Ireland) 2013**

*Made - - - - 2nd August 2013*

*Coming into operation 1st September 2013*

**THE BIOCIDAL PRODUCTS AND CHEMICALS  
(APPOINTMENT OF AUTHORITIES AND ENFORCEMENT)  
REGULATIONS (NORTHERN IRELAND) 2013**

PART 1

INTRODUCTION

1. Citation and commencement
2. (1) Except as provided by paragraphs (2) and (3) these...
3. Application within the territorial sea
4. Interpretation

PART 2

APPOINTMENT OF COMPETENT AUTHORITIES

5. Competent authorities
6. For the purposes of Article 43 of the CLP Regulation...

PART 3

CHAPTER 1

BIOCIDAL PRODUCTS

7. Application of the 1978 Order
8. Allocation of enforcement responsibility
9. Limitation on entry to domestic premises in certain circumstances
10. Confidentiality

*Status: This is the original version (as it was originally made).*

11. Labelling
12. Essential use
13. Appeal
14. Applications for biocidal product authorisations prior to 1st September 2013
15. Transitional, transitory and savings provisions

## CHAPTER 2

### CLASSIFICATION, LABELLING AND PACKAGING OF SUBSTANCES AND MIXTURES

16. Application of the 1978 Order
17. Allocation of enforcement responsibility

## CHAPTER 3

### EXEMPTIONS, PENALTIES, DUE DILIGENCE DEFENCE

18. Exemptions
19. (1) These Regulations shall not apply to a substance or...
20. Penalties
21. Due diligence defence

## PART 4

### REVOCATIONS AND AMENDMENTS

22. Revocations and amendments
23. The 2009 Regulations are amended in accordance with the provisions...
24. The following provisions of the 2009 Regulations are revoked—
25. The enactments or Regulations specified in Schedule 4 are amended...  
Signature

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### SCHEDULE 1 Transitional, transitory and savings provisions

1. In this Schedule— “COPR” means the Control of Pesticides Regulations...
2. (1) Following a decision that an unlisted active substance shall...
3. Following a decision that an unlisted active substance shall not...
4. (1) Where— (a) there is a decision referred to in...
5. (1) Where— (a) there is a decision referred to in...
6. (1) Following an application for authorisation under the Biocides Regulation...
7. Despite the revocation of the Biocidal Products Regulations (Northern Ireland)...
8. (1) Where a certificate of exemption— (a) was issued under...
9. A certificate of exemption granted pursuant to paragraph 8(2)—
10. (1) Despite the revocation of the Biocidal Products Regulations (Northern...

- SCHEDULE 2 Defence Exemption Certificates
1. The Secretary of State may decide that it is necessary...
  2. The Secretary of State may decide to apply the exemption—...
  3. A decision by the Secretary of State to apply the...
  4. A certificate— (a) must contain sufficient particulars of the persons...
  5. The Secretary of State may provide to a person who...
  6. A person who claims the benefit of a certificate must...
  7. The persons referred to in paragraph 6 are—
  8. Unless the contrary is proved— (a) a certificate;
  9. A person who fails to comply with paragraph 6 shall...
- SCHEDULE 3 Amendments to the Chemicals (Hazard Information and Packaging for Supply) Regulations (Northern Ireland) 2009
- PART 1 — References to Regulation (EU) No 649/2012
1. In paragraph (ii) of the Preamble, for “Regulation (EC) No...
  2. In regulation 3(3)(c), for “Regulation (EC) No 689/2008 of the...
- PART 2 — Advertisements for dangerous preparations and penalties
3. After regulation 5 insert— Advertisements for dangerous preparations (1) Subject to paragraph (2), a person who supplies a...
  4. After regulation 14(1) insert— (1A) The maximum penalty for an...
- SCHEDULE 4 Consequential Amendments
- PART 1 — ENACTMENTS
1. Wildlife (Northern Ireland) Order 1985
- PART 2 — SUBORDINATE LEGISLATION
2. Control of Pesticides Regulations (Northern Ireland) 1987
  3. African Swine Fever Order (Northern Ireland) 2003
  4. Diseases of Animals (Approval of Disinfectants) Order (Northern Ireland) 2008
  5. Environmental Liability (Prevention and Remediation) Regulations (Northern Ireland) 2009
- SCHEDULE 5 Premises and Activities Within The Territorial Sea
1. (1) In this Schedule— “activity” includes a diving project and...
  2. Offshore installations
  3. Wells
  4. Pipelines
  5. Mines
  6. Gas Importation and Storage
  7. Production of Energy from Water or Wind
  8. Underground Coal Gasification
  9. Other activities
- Explanatory Note