
STATUTORY INSTRUMENTS

2009 No. 693

HEALTH AND SAFETY

**The Health and Safety (Miscellaneous
Amendments and Revocations) Regulations 2009**

<i>Made</i>	- - - -	<i>11th March 2009</i>
<i>Laid before Parliament</i>		<i>16th March 2009</i>
<i>Coming into force</i>	- -	<i>6th April 2009</i>

The Secretary of State makes these Regulations in exercise of the powers conferred upon him by section 143(2) of the Mines and Quarries Act 1954 ^{M1}, section 2(2) of the European Communities Act 1972 ^{M2} and sections 15(1), (2), (3)(c), (5)(a) and (9), 18(2)(a) and 82(3)(a) of, and paragraphs 1(1), 4, 5, 6(1), 7, 9, 11, 13(2), 14 and 16, of Schedule 3 to, the Health and Safety at Work etc. Act 1974 ^{M3} (“the 1974 Act”).

The Secretary of State is a Minister designated in relation to the control and regulation of genetically modified organisms ^{M4}.

In making these Regulations, and save as is referred to below, he gives effect without modifications to proposals submitted to him by the Health and Safety Executive under section 11(3) of the 1974 Act.

Before submitting those proposals to the Secretary of State, the Health and Safety Executive consulted the bodies that appeared to it to be appropriate as required by section 50(3) of the 1974 Act.

The Secretary of State makes sub-paragraphs (4)(a) and (c), (9)(a), (b)(ii), (d) and (e) and (10)(a) of paragraph 4 of Schedule 1 to these Regulations independently of those proposals to the extent that those provisions relate to, or are connected with, the insertion by these Regulations of regulation 13(4)(f) of the Manufacture and Storage of Explosives Regulations 2005 ^{M5}.

In relation to the provisions made independently of the Health and Safety Executive's proposals and in accordance with section 50(1AA) of the 1974 Act, the Secretary of State has consulted the Health and Safety Executive and the other body which appeared to him to be appropriate to consult, namely, the Local Government Association.

Marginal Citations

- M1** 1954 c. 70 (2 & 3 Eliz. 2); subsections (1) to (4) of section 141, which included the power to make regulations, were repealed by [S.I. 1974/2013](#), with a saving for regulations made and in force under that section; [section 143\(2\)](#) provides an express power to revoke special regulations.

Changes to legislation: There are currently no known outstanding effects for the The Health and Safety (Miscellaneous Amendments and Revocations) Regulations 2009. (See end of Document for details)

- M2** 1972 c.68. As regards Scotland, see also section 57(1) of the [Scotland Act 1998 \(c. 46\)](#), which provides that, despite the transfer to the Scottish Ministers by virtue of that Act of functions in relation to the observing and implementing obligations under community law, any function of a Minister of the Crown in relation to any matter shall continue to be exercisable by him as regards Scotland for the purposes specified in section 2(2) of the European Communities Act 1972.
- M3** 1974 c.37. Section 11 is substituted by [S.I. 2008/960](#); sections [15\(1\)](#) and [50\(3\)](#) are amended by the [Employment Protection Act 1975 \(c. 71\)](#), [Schedule 15](#), paragraphs 6 and 16 respectively; section [50\(3\)](#) is further amended by the Health Protection Agency Act 2004, Schedule 3, paragraph 5(1) and (3) and [S.I. 2008/960](#), which also inserts section 50(1AA).
- M4** [S.I. 1991/755](#).
- M5** [S.I. 2005/1082](#), amended by [S.I. 2007/2598](#).

Citation and commencement

1. These Regulations may be cited as the Health and Safety (Miscellaneous Amendments and Revocations) Regulations 2009 and shall come into force on 6th April 2009.

Extension outside Great Britain

2. The amendments made by regulation 3(1) and Schedule 1 to —

- ^{F1}(a)
- ^{F2}(b)
- (c) the Control of Noise at Work Regulations 2005 ^{M6},

shall apply outside Great Britain to the extent that they affect provisions of those Regulations which apply outside Great Britain by virtue of ^{F3}... regulation 14 of the Control of Noise Regulations 2005.

- F1** Reg. 2(a) omitted (1.10.2014) by virtue of [The Explosives Regulations 2014 \(S.I. 2014/1638\)](#), reg. 1(1), [Sch. 13 para. 22\(a\)](#), Sch. 14 Pt. 2
 - F2** Reg. 2(b) omitted (1.10.2014) by virtue of [The Explosives Regulations 2014 \(S.I. 2014/1638\)](#), reg. 1(1), [Sch. 13 para. 22\(a\)](#), Sch. 14 Pt. 2
 - F3** Words in reg. 2 omitted (1.10.2014) by virtue of [The Explosives Regulations 2014 \(S.I. 2014/1638\)](#), reg. 1(1), [Sch. 13 para. 22\(b\)](#)
-
- Marginal Citations**
- M6** [S.I. 2005/1643](#).

Amendments and revocations

- 3.—(1) The instruments referred to in Schedule 1 are amended in accordance with that Schedule.
- (2) The instruments referred to in Schedule 2 are revoked.

Signed by authority of the Secretary of State for Work and Pensions

Department for Work and Pensions

William D.McKenzie.
Parliamentary Under-Secretary of State

SCHEDULE 1

Regulation 3(1)

AMENDMENTS

The Control of Explosives Regulations 1991

^{F4}1.

F4 Sch. 1 para. 1 revoked (1.10.2014) by [The Explosives Regulations 2014 \(S.I. 2014/1638\)](#), reg. 1(1), [Sch. 14 Pt. 2](#)

The Health and Safety (Enforcing Authority) Regulations 1998

^{F5}2.

F5 Sch. 1 para. 2 revoked (1.10.2014) by [The Explosives Regulations 2014 \(S.I. 2014/1638\)](#), reg. 1(1), [Sch. 14 Pt. 2](#)

The Genetically Modified Organisms (Contained Use) Regulations 2000

3. For paragraph (7) of regulation 24 of the Genetically Modified Organisms (Contained Use) Regulations 2000 ^{M7}, substitute —

“(7) Copies of the register as regards Great Britain shall be maintained at the offices of the Executive at Redgrave Court, Merton Road, Bootle, Merseyside, L20 7HS.”

Marginal Citations

M7 [S.I. 2000/2831](#), to which there are amendments not relevant to these Regulations.

The Manufacture and Storage of Explosives Regulations 2005

^{F6}4.

F6 Sch. 1 para. 4 revoked (1.10.2014) by [The Explosives Regulations 2014 \(S.I. 2014/1638\)](#), reg. 1(1), [Sch. 14 Pt. 2](#)

The Control of Noise at Work Regulations 2005

5. At the end of paragraph (4) of regulation 7 of the Control of Noise at Work Regulations 2005 ^{M8}, add —

“and shall comply with any requirement of the Personal Protective Equipment Regulations 2002 ^{M9} which is applicable to them.”

Marginal Citations

M8 [S.I. 2005/1643](#).

M9 [S.I. 2002/1144](#), to which there are amendments not relevant to these Regulations.

SCHEDULE 2

Regulation 3(2)

REVOCATIONS

<i>Title of instrument</i>	<i>Reference</i>
The Rotherham Main Mine (Employment Below Ground) Special Regulations 1957	S.I. 1957/331
The Newman Spinney Mine (Electricity) Special Regulations 1958	S.I. 1958/1168
The Loch Aline Mine (Diesel Vehicles) Special Regulations 1958	S.I. 1958/1678
The Sandwith Anhydrite Mine (Electricity) Special Regulations 1959	S.I. 1959/141
The Subwealden Mine (Diesel Vehicles) Special Regulations 1959	S.I. 1959/1011
The Middleton-by-Wirksworth Limestone Mine (Diesel Vehicles) Special Regulations 1959	S.I. 1959/1520
The Linby Mine (Refuge Holes) Special Regulations 1960	S.I. 1960/132
The Parsonage Mine (Refuge Holes) Special Regulations 1960	S.I. 1960/133
The Sandwith Anhydrite Mine (Explosives) Special Regulations 1960	S.I. 1960/718
The Billingham Mine (Explosives) Special Regulations 1960	S.I. 1960/724
The Ribber Mine (Explosives) Special Regulations 1960	S.I. 1960/1118
The Woodside Nos. 2 & 3 Mine (Diesel Vehicles) Special Regulations 1960	S.I. 1960/1291
The Moorgreen (Waterloo) Mine (Diesel Vehicles) Special Regulations 1960	S.I. 1960/2347
The Bestwood Mine (Diesel Vehicles) Special Regulations 1961	S.I. 1961/241
The Bates Mine (Diesel Vehicles) Special Regulations 1961	S.I. 1961/1273
The Hartley Bank Mine (Diesel Vehicles) Special Regulations 1961	S.I. 1961/1973
The Sandwith Anhydrite Mine (Diesel Vehicles) Special Regulations 1961	S.I. 1961/2305
The Grimethorpe Mine (Diesel Vehicles) Special Regulations 1961	S.I. 1961/2444
The Lynemouth Mine (Diesel Vehicles and Storage Battery Vehicles) Special Regulations 1961	S.I. 1961/2445
The Dollar Nos. 4 and 5 Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/13
The Lingdale Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/49
The Golborne Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/617
The Usworth Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/719
The Lea Hall Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/735
The North Skelton Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/763
The Calverton Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/931
The New Stamphill Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/1002
The Coppice Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/1020

The Brightling Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962 1094
The Horden Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/1096
The Sutton Manor Mine (Steam Boilers) Special Regulations 1962	S.I. 1962/1286
The Easington Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/1676
The Boldon Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/1729
The Harton Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/1730
The Heworth Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/1731
The Wardley Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/1732
The Washington “F” Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/1733
The Rufford Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/2059
The Trelewis Drift Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/2114
The Wharncliffe Woodmoor 4 and 5 Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/2193
The Seaham Mine (Diesel Vehicles) Special Regulations 1962	S.I. 1962/2512
The Denby Grange Mine (Refuge Holes) Special Regulations 1962	S.I. 1962/2578
The Bold Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/28
The Newstead Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/45
The Dawdon Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/118
The Lambton “D” Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/132
The Herrington Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/353
The Thoresby Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/825
The Mainsforth Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/889
The Cousland No. 2 Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1035
The Westoe Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1096
The Ledston Luck Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1117
The Nostell Mine (Refuge Holes) Special Regulations 1963	S.I. 1963/1137
The Hem Heath Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1197
The Abernant Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1335
The Skelpie Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1469
The Blaengwrach New Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1470
The Albion Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1536
The Markham Main Mine (Steam Boilers) Special Regulations 1963	S.I. 1963/1545
The Silverwood Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1618
The Fforchaman Mine (Diesel Vehicles) Special Regulations 1963	S.I. 1963/1778
The Merry Lees Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/239

Changes to legislation: There are currently no known outstanding effects for the The Health and Safety (Miscellaneous Amendments and Revocations) Regulations 2009. (See end of Document for details)

The Harelawhill Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/378
The Marley Hill Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/379
The Prince of Wales Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/539
The Kellingley Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/567
The Ormonde Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/616
The Eden/South Medomsley Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/660
The Denby Hall Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/669
The Newbiggin Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/899
The Cwmgwili Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/1225
The Ryhope Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/1418
The Wearmouth Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/1476
The Pleasley Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/1614
The Huncoat Mine (Diesel Vehicles) Special Regulations 1964	S.I. 1964/1952
The Nailstone Mine (Precautions against Inrushes) Special Regulations 1964	S.I. 1964/1773
The Blackhall Mine (Diesel Vehicles) Special Regulations 1965	S.I. 1965/41
The Langley Park Mine (Diesel Vehicles) Special Regulations 1965	S.I. 1965/272
The Brandon Pit House Mine (Diesel Vehicles) Special Regulations 1965	S.I. 1965/539
The South Crofty Mine (Locomotives) Special Regulations 1965	S.I. 1965/759
The Bevercotes Mine (Diesel Vehicles) Special Regulations 1965	S.I. 1965/1194
The Fishburn Mine (Diesel Vehicles) Special Regulations 1965	S.I. 1965/1430
The Stafford Mine (Diesel Vehicles) Special Regulations 1965	S.I. 1965/1699
The Astley Green Mine (Steam Boilers) Special Regulations 1965	S.I. 1965/1915
The Trimdon Grange Mine (Diesel Vehicles) Special Regulations 1965	S.I. 1965/1997
The East Hetton Mine (Diesel Vehicles) Special Regulations 1966	S.I. 1966/141
The Dean and Chapter Nos. 1, 2 and 3 Mine (Diesel Vehicles) Special Regulations 1966	S.I. 1966/350
The Thorny Bank Mine (Diesel Vehicles) Special Regulations 1966	S.I. 1966/475
The Cairn Hill Mine (Refuge Holes) Special Regulations 1966	S.I. 1966/777
The Arley Mine (Diesel Vehicles) Special Regulations 1966	S.I. 1966/979
The Sallet Hole Mine (Storage Battery Locomotives) Special Regulations 1966	S.I. 1966/1325
The Ellington Mine (Diesel Vehicles and Storage Battery Vehicles) Special Regulations 1967	S.I. 1967/956
The Haig Mine (Diesel Vehicles) Special Regulations 1967	S.I. 1967/1291

The Glebe Mine (Locomotives and Diesel Vehicles) Special Regulations 1967 S.I. 1967/1335

The Groverake Mine (Storage Battery Locomotives) Special Regulations 1967 S.I. 1967/1545

The Fauld Mine (Diesel Vehicles) Special Regulations 1968 S.I. 1968/1295

The Brenkley Mine (Endless Rope Haulage) Special Regulations 1969 S.I. 1969/559

The Bagworth Mine (Pass-Byes) (Revocation) Special Regulations 1969 S.I. 1969/727

The Lynemouth Mine (Cable Reel Shuttle Cars) Special Regulations 1969 S.I. 1969/799

The Ellington Mine (Cable Reel Shuttle Cars) Special Regulations 1969 S.I. 1969/800

The Prince of Wales Mine (Captive Rail Diesel Locomotives) Special Regulations 1969 S.I. 1969/1377

The Whiteheaps Mine (Storage Battery Locomotives) Special Regulations 1969 S.I. 1969/1592

The Blackdene Mine (Storage Battery Locomotives) Special Regulations 1969 S.I. 1969/1876

The Bullcliffe Wood Mine (Suspended Chair Haulage Apparatus) Special Regulations 1970 S.I. 1970/36

The Aberpergwm Mine (Diesel Vehicles) Special Regulations 1970 S.I. 1970/613

The Blidworth Mine (Man-riding) (Revocation) Special Regulations 1970 S.I. 1970/1122

The New Stubbin Mine (Diesel Vehicles) (Revocation) Special Regulations 1970 S.I. 1970/1174

The Creswell Mine (Winding and Haulage) Special Regulations 1970 S.I. 1970/1230

The Maltby Main Mine (Methane Gas-Fired Steam Boilers) Special Regulations 1970 S.I. 1970/1428

The West Cannock No. 5 Mine (Diesel Vehicles) Special Regulations 1971 S.I. 1971/28

The Winsford Rock Salt Mine (Diesel Vehicles and Storage Battery Vehicles) Special Regulations 1971 S.I. 1971/50

The Lynemouth Mine (Cable Reel Shuttle Cars) (Amendment) Special Regulations 1971 S.I. 1971/111

The Ellington Mine (Cable Reel Shuttle Cars) (Amendment) Special Regulations 1971 S.I. 1971/139

The Silverwood Mine (Methane Gas-Fired Steam Boilers) Special Regulations 1971 S.I. 1971/1325

The Ashington Mine (Endless Rope Haulage) Special Regulations 1971 S.I. 1971/1578

The Littleton Mine (Refuge Holes) Special Regulations 1971 S.I. 1971/1703

The Riddings Drift Mine (Rope Hauled Sledge) Special Regulations 1971 S.I. 1971/1704

Changes to legislation: There are currently no known outstanding effects for the The Health and Safety (Miscellaneous Amendments and Revocations) Regulations 2009. (See end of Document for details)

The Cotgrave Mine (Electric Lighting for Cinematography) Special Regulations 1972	S.I. 1972/371
The Marblaegis Mine (Diesel Vehicles) Special Regulations 1972	S.I. 1972/984
The Hatfield/Thorne Mine (Chain Haulage) Special Regulations 1972	S.I. 1972/1163
The Easington Mine (Man-riding) (Revocation) Special Regulations 1972	S.I. 1972/1179
The Savile Mine (Rope Hauled Sledge) Special Regulations 1972	S.I. 1972/1180
The Creswell Mine (Light Water Container Barrier) Special Regulations 1972	S.I. 1972/1351
The Vane Tempest Mine (Diesel Vehicles) (Revocation) Special Regulations 1972	S.I. 1972/1364
The Vane Tempest Mine (Endless Rope Haulage) Special Regulations 1972	S.I. 1972/1357
The Ledston Luck Mine (Rope Hauled Sledge) Special Regulations 1972	S.I. 1972/1389
The Hucknall Mine (Endless Rope Haulage) Special Regulations 1972	S.I. 1972/1630
The Glass Houghton Mine (Rope Hauled Sledge) Special Regulations 1972	S.I. 1972/1831
The Bentinck Mine (Endless Rope Haulage) Special Regulations 1972	S.I. 1972/1952
The Newstead Mine (Endless Rope Haulage) Special Regulations 1972	S.I. 1972/2036
The Longriggs Mine (Diesel Vehicles) Special Regulations 1973	S.I. 1973/371
The Nostell Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/737
The Pye Hill Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/917
The Savile Mine (Diesel Vehicles) Special Regulations 1973	S.I. 1973/940
The Calverton Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1003
The Cadley Hill Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1005
The Annesley Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1041
The Whitwick Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1042
The Cotgrave Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1043
The Linby Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1044
The Gedling Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1073
The Babbington Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1074
The Ash Grove No. 1 Mine (Diesel Vehicles) Special Regulations 1973	S.I. 1973/1206
The Creswell Mine (Light Water Container Barrier) Special Regulations 1973	S.I. 1973/1339
The Bagworth Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1499
The Rawdon Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1524
The Moorgreen Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1633

The Bates Mine (Endless Rope Haulage) Special Regulations 1973	S.I. 1973/1689
The Elsecar Main Mine (Diesel Vehicles) Special Regulations 1974	S.I. 1974/710
The Cynheidre/Pentremawr (Escape Breathing Apparatus) Special Regulations 1974	S.I. 1974/1101
The Bilsthorpe Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/1176
The Rixey Park Mine (Storage Battery Locomotives) Special Regulations 1974	S.I. 1974/1866
The Collins Green Mine (Employment Below Ground) Special Regulations 1974	S.I. 1974/1917
The Desford Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/1963
The Silverdale Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/2049
The Whitwick Mine (Diesel Vehicles) Special Regulations 1974	S.I. 1974/2112
The Markham Main Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/2198
The Frickley/South Elmsall Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/2199
The Ellistown Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/2200
The Hatfield/Thorne Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/2201
The Santon Main Mine (Diesel Vehicles) Special Regulations 1974	S.I. 1974/2217
The Askern Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/2218
The Kellingley Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/2219
The Measham Mine (Endless Rope Haulage) Special Regulations 1974	S.I. 1974/2220
The Kiveton Park Mine (Diesel Vehicles) Special Regulations 1974	S.I. 1974/2224
The Shilbottle Mine (Endless Rope Haulage) Special Regulations 1975	S.I. 1975/1078
The Baddesley Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/27
The Birch Coppice Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/28
The High Moor Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/43
The Warsop Main Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/44
The Snibston Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/82
The Monktonhall Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/479
The Snibston Mine (Diesel Vehicles) Special Regulations 1976	S.I. 1976/480
The Bogside Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/482
The Polkemmet Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/483
The Arkwright Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/484

Changes to legislation: There are currently no known outstanding effects for the The Health and Safety (Miscellaneous Amendments and Revocations) Regulations 2009. (See end of Document for details)

The Bolsolver Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/485
The Shirebrook Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/486
The Westthorpe Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/487
The Daw Mill Mine (Endless Rope Haulage) Regulations 1976	S.I. 1976/556
The Whitwell Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/967
The Seafield Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/1445
The Solsgirth Nos. 1 & 2 Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/1607
The Killoch Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/1608
The Bilston Glen Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/1609
The New Hucknall Mine (Endless Rope Haulage) Special Regulations 1976	S.I. 1976/1610
The Cardowan Mine (Endless Rope Haulage) Regulations 1976	S.I. 1976/1612
The Yorkshire Main Mine (Endless Rope Haulage) Regulations 1976	S.I. 1976/1654
The Frances Mine (Endless Rope Haulage) Regulations 1976	S.I. 1976/1655
The High Moor Mine (Diesel Vehicles) Regulations 1976	S.I. 1976/1733
The Markham Mine (Diesel Vehicles) Regulations 1976	S.I. 1976/1734
The Blackdene Mine (Storage Battery Locomotives) Special Regulations 1976	S.I. 1976/1827
The Bentinck Mine (Diesel Engined Stone Dusting Machine) Regulations 1976	S.I. 1976/2046
The High Moor Mine (Cable Reel Shuttle Cars) Regulations 1976	S.I. 1976/2052
The Bentley Mine (Endless Rope Haulage) Regulations 1977	S.I. 1977/203
The Murton Mine (Endless Rope Haulage) Regulations 1977	S.I. 1977/225
The Donisthorpe Mine (Endless Rope Haulage) Regulations 1977	S.I. 1977/243
The Rossington Mine (Endless Rope Haulage) Regulations 1977	S.I. 1977/483
The Goldthorpe/Highgate Mine (Endless Rope Haulage) Regulations 1977	S.I. 1977/658
The Ireland Mine (Diesel Vehicles) Regulations 1977	S.I. 1977/735
The Dinnington Main Mine (Revocation of Special Regulations) Regulations 1977	S.I. 1977/737
The Blaenserchan Mine (Diesel Vehicles) Regulations 1977	S.I. 1977/917
The Parsonage Mine (Endless Rope Haulage) Regulations 1977	S.I. 1977/1593
The Hapton Valley Mine (Diesel Vehicles) Regulations 1977	S.I. 1977/1696
The Treeton Mine (Refuge Holes) Special Regulations 1977	S.I. 1977/1758
The Golborne Mine (Endless Rope Haulage) Regulations 1977	S.I. 1977/1855

The Cynheidre/Pentremawr Mine (Escape Breathing Apparatus) (Amendment) Regulations 1977	S.I. 1977/2036
The Cwmgwili Mine (Escape Breathing Apparatus) Regulations 1977	S.I. 1977/2106
The Gascoigne Wood Mine (Refuge Holes) Regulations 1978	S.I. 1978/33
The Thoresby Mine (Cable Reel Load-Haul-Dump Vehicles) Regulations 1978	S.I. 1978/119
The Sallet Hole Nos. 1 & 2 Mines (Diesel Vehicles) Regulations 1978	S.I. 1978/761
The Trelewis Drift Mine (Diesel Vehicles) Regulations 1978	S.I. 1978/1376
The High Moor Mine (Cable Reel Load-Haul-Dump Vehicles) Regulations 1979	S.I. 1979/1293
The Boulby Mine (Diesel Vehicles) Regulations 1979	S.I. 1979/1532
The Whitwell Mine (Teleplatform Haulage and Refuge Holes) Regulations 1979	S.I. 1979/1769
The Sallet Hole No. 2 Mine (Storage Battery Locomotives) Regulations 1980	S.I. 1980/1203
The Harworth Mine (Cable Reel Load-Haul-Dump Vehicles) Regulations 1980	S.I. 1980/1474
The Point of Ayr Mine (Diesel Vehicles) Regulations 1980	S.I. 1980/1705
The Glebe Mine (Locomotives and Diesel Vehicles) Special Regulations 1981	S.I. 1981/1502
The Mines (Endless Rope Haulage) Regulations 1983	S.I. 1983/711
The Point of Ayr and Cadley Hill Mines (Drift) Regulations 1983	S.I. 1983/712
The Houghton Main Mine (Steam Boilers) Regulations 1983	S.I. 1983/1360
The Kellingley Mine (Steam Boilers) Regulations 1985	S.I. 1985/1162
The Gascoigne Wood Mine (Refuge Platforms) Regulations 1985	S.I. 1985/1262

EXPLANATORY NOTE

(This note is not part of the Regulations)

1. These Regulations amend five sets of Regulations, which are referred to below, and revoke a number of old Regulations concerning mines (*regulation 3 and Schedule 1*).

2. In addition to making minor and drafting amendments, these Regulations make the following changes of substance.

3. The maximum period of validity of an explosives certificate under the Control of Explosives Regulations 1991 (S.I. 1991/1531) is now extended to five years. The amendments made get rid of the distinction between periods of validity for explosives certificates relating to the acquisition and

keeping of explosives and those for acquisition only. The former were up to three years and are now up to five and the latter were up to one year but are now also up to five. The definition of chief officer of police is changed so that it is linked to statutory provisions and the power to delegate the chief office of police's functions under those Regulations is now provided for in a separate provision. Certain model rocket motors are added to the list of explosives in Schedule 1 to those Regulations, which relates to exceptions to the Regulations (*paragraph 1 of Schedule 1*).

4. The Health and Safety (Enforcing Authority) Regulations 1998 (S.I. 1998/494) are amended so that the Health and Safety Executive (“the Executive”) is the enforcing authority for the storage of ammonium nitrate blasting intermediate. The amendments also make the Executive the enforcing authority for section 25 of the Manufacture and Storage of Explosives Regulations 2005 (S.I. 2005/1082) (“the 2005 Regulations”) at sites in relation to which it has granted a person a licence to manufacture or store explosives or registered a person for such storage (*paragraph 2 of Schedule 1*).

5. The amendment to the Genetically Modified Organisms (Contained Use) Regulations 2000 (S.I. 2000/2831) reflects a change of address at which copies are to be maintained of the register as regards Great Britain of notifications of activities involving genetic modification of micro-organisms. The copies are now to be maintained at the offices of the Executive at Redgrave Court, Merton Road, Bootle, Merseyside, L20 7HS (*paragraph 3 of Schedule 1*).

6. The amendments to the 2005 Regulations include the following. The period for which a registration may be granted by the Executive, or a chief officer of police, is extended to five years; but if the applicant has an explosive certificate, the period is to be up to the expiry date of that certificate. The requirement of regulation 13 of the 2005 Regulations for local authority assent before a licence may be granted is disapplied in two cases. Firstly, where the application is for a licence to follow a licence which was granted to follow a “deemed licence” within the meaning of the 2005 Regulations and, secondly, where the police are applying for a licence to manufacture explosives for their operational purposes or training in those purposes. In those cases, the requirements of regulation 5(1) of the 2005 Regulations as to separation distances are also disapplied. Regulation 16 of the 2005 Regulations is amended so that a licensing authority may vary a registration. Regulation 20 of the 2005 Regulations now provides that a transfer of a licence or a registration is to be refused if the licensing authority is of the opinion that the applicant is not a fit person to store or manufacture explosives, as the case may be. A new regulation 25A is added, placing a duty on manufacturers, importers and suppliers of pyrotechnic articles to ensure, so far as is reasonably practicable, that the net mass of explosive in the article does not exceed the amount they have specified on the article, its packaging or its accompanying document (*paragraph 4 of Schedule 1*).

7. The amendment in Schedule 1 to the Control of Noise at Work Regulations 2005 is for fully implementing Article 6(1) of Directive [2003/10/EC](#) (OJ No. L42, 15.2.2003, p.38) on the minimum health and safety requirements regarding the exposure of workers to the risks arising from physical agents (noise) (seventeenth individual Directive within the meaning of Article 16(1) of Directive [89/391/EEC](#)) read with Article 4(1) of Council Directive [89/656/EEC](#) on the minimum health and safety requirements for the use by workers of personal protective equipment at the workplace (OJ No. L393, 30.12.1989, p. 18 – 28) (*paragraph 5 of Schedule 1*).

8. The revocations in Schedule 2 are of regulations, many of them special regulations for the purposes of the Mines and Quarries Act 1954, governing mines which have either been closed permanently or where the mechanical systems which were once used in them, and which the regulations concern, are no longer used.

9. A full impact assessment prepared of the effect that this instrument will have on the costs of business is available from the Health and Safety Executive's website (<http://www.hse.gov.uk/ria>) and the Better Regulation Executive's Impact Assessment library (<http://www.ialibrary.berr.gov.uk>). A copy of the impact assessment can also be requested from the Health and Safety Executive at 5S.3 Redgrave Court, Merton Road, Merseyside, L20 7HS. A copy is also annexed to the

Document Generated: 2023-11-20

Changes to legislation: *There are currently no known outstanding effects for the The Health and Safety (Miscellaneous Amendments and Revocations) Regulations 2009. (See end of Document for details)*

Explanatory Memorandum which is available alongside the instrument on the Office of Public Sector Information's website (<http://www.opsi.gov.uk/legislation.uk.htm>).

Changes to legislation:

There are currently no known outstanding effects for the The Health and Safety (Miscellaneous Amendments and Revocations) Regulations 2009.