

GREFFE
ROYAL COURT

18 NOV 2021

DMJ.

GUERNSEY

GUERNSEY STATUTORY INSTRUMENT

2021 No. 148

**The Health and Safety at Work (Dangerous Substances)
(Guernsey) Regulations, 2021**

Made

17th November, 2021

Coming into operation

1st January 2022

THE COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY in exercise of the powers conferred upon it by section 36(1)(e) of the Health and Safety at Work (General) (Guernsey) Ordinance 1987^a, and all other powers enabling them in that behalf, hereby makes the following Regulations: -

Dangerous substances.

1. For the purposes of paragraphs 13(2)(a) and 14(2) of Part I of Schedule 2 to the Health and Safety at Work (General) (Guernsey) Ordinance, 1987, the substances specified in the Schedule to these Regulations are hereby deemed to be "**dangerous substances**" and (for the purposes of the said paragraph 14(2)) dangerous for conveyance.

^a Recueil d'Ordonnances Tome XXIV, p. 162; amended by Recueil d'Ordonnances Tome XXV, p/ 328; Tome XXVII, p. 139; Ordinance No. XXXIII of 2003; No. LII of 2012; No. IX of 2016; and No. XXXVII of 2020.

Revocations.

2. The Health and Safety at Work (Dangerous Substances) (Guernsey) Regulations, 1987^b and the Health and Safety at Work (Dangerous Substances) (Guernsey) Regulations, 1995^c are hereby revoked.

Citation and commencement.

3. These Regulations may be cited as the Health and Safety at Work (Dangerous Substances) (Guernsey) Regulations, 2021 and shall come into force on the 1st January, 2022.

Dated this the 17th day of November 2021



P. ROFFEY

President of the States Committee for Employment & Social Security

For and on behalf of the Committee

b G.S.I. No. 37 of 1987.

c G.S.I. No. 9 of 1995.

SCHEDULE

Regulation 1

Dangerous substances

The substances set out in –

- a) Annex A: General provisions and provisions concerning dangerous articles and substances and Part 3: Dangerous goods list, special provisions and exemptions related to limited and excepted quantities of the Agreement concerning the International Carriage of Dangerous Goods by Road (ADR 2021) or any subsequent revision.
- b) The Control of Substances Hazardous to Health Regulations 2002^d (as amended) (COSHH) or any subsequent revision.
- c) The Health and Safety Executive publication EH40/2005 (Fourth Edition 2020) Workplace exposure limits or any subsequent revision.
- d) The Dangerous Substances and Explosive Atmospheres Regulations 2002^e (DSEAR) or any subsequent revision.
- e) The Health and Safety Executive publication *The Approved List of biological agents* (Fourth Edition 2021) or any subsequent revision.

^d U.K. S.I. No. 2677 of 2002; as amended by U.K. S.I. No. 978 of 2003; No. 3386 of 2004; No. 557 of 2006; No. 1894 of 2007; No. 960 of 2008; No. 2852 of 2008; No. 716 of 2009; No. 632 of 2012; No. 1478 of 2013; No. 469 of 2014; No. 3248 of 2014; No. 21 of 2015; No. 1637 of 2015; No. 1682 of 2015; No. 390 of 2018; No. 1370 of 2018; No. 696 of 2019; and S.I. No. 720 of 2019.

^e U.K. S.I. No. 2776 of 2002; as amended by U.K. S.I. No. 716 of 2009; No. 1637 of 2014; No. 3248 of 2014; No. 21 of 2015; No. 1107 of 2016; and No. 720 of 2019.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations specify the substances deemed to be "dangerous substances" under paragraphs 13(2)(a) and 14(2) of Part I of Schedule 2 to the Health and Safety at Work (General) (Guernsey) Ordinance, 1987.

These Regulations come into force on the 1st January, 2022.