



Health and Safety at Work (Major Hazard Facilities) Amendment Regulations (No 2) 2017

Patsy Reddy, Governor-General

Order in Council

At Wellington this 14th day of August 2017

Present:

Her Excellency the Governor-General in Council

These regulations are made under sections 211 and 212 of the Health and Safety at Work Act 2015—

- (a) on the advice and with the consent of the Executive Council; and
- (b) on the recommendation of the Minister for Workplace Relations and Safety made after complying with section 217 of that Act.

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Regulations

1 Title

These regulations are the Health and Safety at Work (Major Hazard Facilities) Amendment Regulations (No 2) 2017.

2 Commencement

These regulations come into force on 1 December 2017.

3 Principal regulations

These regulations amend the Health and Safety at Work (Major Hazard Facilities) Regulations 2016 (the **principal regulations**).

4 Regulation 3 amended (Application)

- (1) In regulation 3(2)(d), replace “regulation 3 of the Hazardous Substances (Classes 1 to 5 Controls) Regulations 2001” with “regulation 3(1) of the Health and Safety at Work (Hazardous Substances) Regulations 2017”.
- (2) In regulation 3(2)(e), replace “regulation 11 of the Hazardous Substances (Classes 1 to 5 Controls) Regulations 2001” with “regulation 3(1) of the Health and Safety at Work (Hazardous Substances) Regulations 2017”.

5 Regulation 26 amended (Specified hazardous substances)

In regulation 26(2)(a), replace “Hazardous Substances (Classification) Regulations 2001” with “Hazardous Substances (Classification) Notice 2017”.

6 Regulation 31 amended (Duty to prepare emergency plan)

In regulation 31(2)(b), replace “Hazardous Substances (Emergency Management) Regulations 2001” with “Part 5 of the Health and Safety at Work (Hazardous Substances) Regulations 2017”.

7 Schedule 2 amended

- (1) In Schedule 2, table 1, note 1, replace “regulation 4 of the Hazardous Substances (Classification) Regulations 2001” with “the Hazardous Substances (Classification) Notice 2017”.
- (2) In Schedule 2, table 1, note 7, replace “Hazardous Substances (Classification) Regulations 2001” with “Hazardous Substances (Classification) Notice 2017”.

Michael Webster,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 December 2017, amend the Health and Safety at Work (Major Hazard Facilities) Regulations 2016. The amendments replace references to various regulations made under the Hazardous Substances and New Organisms Act 1996 with references to other instruments that replace those regulations.

Issued under the authority of the Legislation Act 2012.

Date of notification in *Gazette*: 17 August 2017.

These regulations are administered by the Ministry of Business, Innovation, and Employment.