STATUTORY INSTRUMENTS

1980 No. 1100

HEALTH AND SAFETY

The Petroleum (Consolidation) Act 1928 (Conveyance by Road Regulations Exemptions) Regulations 1980

Made - - - -	*28th July* 1980
Laid before Parliament	*7th August* 1980
Coming into Operation	*28th August* 1980

The Minister of Transport in exercise of the powers conferred by section 15(1) and (5)(*b*) of the Health and Safety at Work etc. Act 1974**(a)** ("the 1974 Act") and now vested in him**(b)** and of all other enabling powers and for the purpose of giving effect without modifications to proposals submitted to him by the Health and Safety Commission under section 11(2)(*d*) of the 1974 Act after the carrying out by the said Commission of consultations in accordance with section 50(3) of that Act, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Petroleum (Consolidation) Act 1928 (Conveyance by Road Regulations Exemptions) Regulations 1980 and shall come into operation on 28th August 1980.

Power to grant exemptions

2.—(1) Subject to paragraph (2) of this Regulation, the Health and Safety Executive may, by a certificate in writing, exempt any person or class of persons, substance or class of substances from any requirement or prohibition imposed by any of the Regulations specified in column (1) of the Schedule to these Regulations; and any such exemption may be granted subject to conditions and to a limit of time and may be revoked at any time.

(2) The Executive shall not grant any such exemption unless, having regard to the circumstances of the case and in particular to—

(*a*) the conditions, if any, which it proposes to attach to the exemption, and

(*b*) any other requirements imposed by or under any enactment which apply to the case,

it is satisfied that the health and safety of persons who are likely to be affected by the exemption will not be prejudiced in consequence of it.

28th July 1980.

Norman Fowler,
Minister of Transport.

(a) 1974 c. 37; section 15(1) was amended by the Employment Protection Act 1975 (c. 71), section 116 and Schedule 15, paragraph 6.
(b) S.I. 1979/571.

THE SCHEDULE *Regulation 2(1)*

REGULATIONS FROM WHICH EXEMPTIONS MAY BE GRANTED

Regulations from which exemptions may be granted (1)	Reference (2)	Relevant amending instruments (3)
The Petroleum-Spirit (Conveyance by Road) Regulations 1957	S.I. 1957/191.	S.I. 1958/962; S.I. 1966/1190; S.I. 1974/1942; and S.I. 1979/427.
The Carbon Disulphide (Conveyance by Road) Regulations 1958	S.I. 1958/313.	S.I. 1962/2527 and S.I. 1979/427.
The Corrosive Substances (Conveyance by Road) Regulations 1971	S.I. 1971/618.	S.I. 1979/427.
The Inflammable Liquids (Conveyance by Road) Regulations 1971	S.I. 1971/1061.	S.I. 1979/427.
The Inflammable Substances (Conveyance by Road) (Labelling) Regulations 1971	S.I. 1971/1062.	S.I. 1979/427.
The Organic Peroxides (Conveyance by Road) Regulations 1973	S.I. 1973/2221.	S.I. 1979/427.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations enable the Health and Safety Executive to grant exemptions from any requirement or prohibition imposed by any provision of certain Regulations made under section 6 of the Petroleum (Consolidation) Act 1928 and relating to the conveyance by road of petroleum-spirit and certain other dangerous substances; those Regulations are listed in the Schedule to these Regulations. The Executive may attach conditions to any exemption and may only grant an exemption if it is satisfied that the health and safety of persons who are likely to be affected by the exemption will not be prejudiced in consequence of it.