

Implementation in Great Britain of Council Directive 1999/38/EC of 29 April 1999 amending for the 2nd time Directive 90/394/EEC on the protection of workers from the risks related to exposure to Carcinogens at work and extending it to Mutagens

Provision in Directive	Summary of Provision	Section of Great Britain Regulations (see key on the last page for the abbreviations used)
Article 1 Paragraph 1	The provisions of Directive 90/394/EC apply to asbestos where they are more favourable to health and safety than those in the asbestos Directive 83/477/EEC	Insofar as it applies to exposure to asbestos, Directive 90/394/EEC is implemented by the Control of Asbestos at Work Regulations 2002
Paragraph 2	Definition of “mutagen”	COSHH(A) 2003 regulation 2(a) - definition of “mutagen”
Paragraph 3	<p>Determination and assessment of risks and regular review of the assessment</p> <p>Prevention and reduction of exposure</p> <p>Information for the competent authority</p> <p>Hygiene and individual protection</p>	<p>COSHH 2002 regulation 6(1), (2) and (3)</p> <p>COSHH 2002 regulation 7(3)(a) and (b); regulation 10 and Schedule 5; COSHH 2002 regulation 7(5)(d) and COSHH(A) 2003 regulation 2(b)</p> <p>HSWA 1974, Sections 20, 27 and 28</p> <p>COSHH 2002 regulation 7(5)(b) and COSHH(A) 2003 regulation 2(b)</p>

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	<p>Information and training of workers</p> <p>Health surveillance</p>	<p>COSHH 2002 regulations 12, especially 12(5) and Schedule 7 and 7(5)(e) and COSHH(A) 2003 regulation 2(b)</p> <p>COSHH 2002 regulation 11(9)(e) and (b)</p>
Paragraph 4	<p>Definition of “mutagen”</p> <p>Reduction and replacement</p> <p>Prevention and reduction of exposure</p>	<p>COSHH 2003 regulation 2(a) - definition of “mutagen”</p> <p>COSHH 2002 regulation 7(1) and (2)</p> <p>COSHH 2002 regulation 7(3), (4) and and 7(5) and 7(5)(a) and COSHH(A) 2003 regulation 2(b)</p>
Paragraph 5	Annex I Substances preparations and processes covered by the Directive – hardwood dusts	COSHH 2002 regulation 2(1) - the definition of “carcinogen” and Schedule 1 <i>Other substances and processes to which the definition of “carcinogen” relates</i> – see entry for “hardwood dusts”
Paragraph 6	Annex III I limit values for occupational	

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	exposure Vinyl chloride monomer Hardwood dusts	Health and Safety Commission Notice of Approval dated 11 November 2002 for a revised maximum exposure limit for vinyl chloride (copy attached) HSE publication <i>EH40/2002 – Occupational Exposure Limits 2002</i> , Table 1 <i>List of approved maximum exposure limits</i> (copy attached, see entry for hardwood dust)

Key to abbreviations

COSHH(A) 2003: The Control of Substances Hazardous to Health (Amendment) Regulations 2003

COSHH 2002: The Control of Substances Hazardous to Health Regulations 2002

HSWA1974: The Health and Safety at Work etc. Act 1974