

The Rt Hon Harold Walker MP
Parliamentary Under Secretary of State
Department of Employment
8 St Jason's Square
LONDON
SW1U 4JB

20 January 1975

Dear Harold

You wrote to me on the 6th January, to ask on behalf of the Secretary of State that the Commission should carry out certain functions under the Employers' Liability (Compulsory Insurance) Act 1969.

I am please to inform you that the Commission will undertake these responsibilities.

Yours sincerely

(W J SIMPSON)

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W J Simpson Esq
The Chairman
Health and Safety Commission

5/ET 106/1974

6 January 1975

EMPLOYERS' LIABILITY (COMPULSORY INSURANCE) ACT 1969

Among the duties carried out by HM Factory Inspectorate are the functions exercised on behalf of the Secretary of State under the Employers' Liability (Compulsory Insurance) Act 1969. This Act requires employers to insure against their liability for personal injury to their employees and the Secretary of State is given powers to make regulations by statutory instrument for any purposes of the Act.

Under section 13(1)(b) of the Health and Safety at Work etc Act 1974 it is proposed to transfer to the Commission from 1 January 1975 the function now exercisable by the Secretary of State under the 1969 Act in connection with the administration and enforcement of that Act and regulations thereunder, including the function of authorising inspectors for the purpose of section 4(2)(b) of that Act (but not including, of course, any power to make regulations).

The Secretary of State would, however, like the Commission to advise him as necessary in connection with the need for and content of any future regulations under the 1969 Act.

I shall be grateful if you will confirm that the Commission will assume these responsibilities. Financial provision for this work has been made.

There is one provision in regulations under the Act (namely Regulation 7 of the Employers' Liability (Compulsory Insurance) General Regulations 1971) which at present can be operated only by an officer of the Department of Employment. Until this regulation can be suitably amended, our officials can make interim arrangements for an officer of the Department to act for this purpose.

HAROLD WALKER