

RESPONSIBILITIES OF SECRETARIES OF STATE IN RELATION TO THE WORK OF HSC/E

SECRETARY OF STATE	RELEVANT AREA OF RESPONSIBILITY
WORK & PENSIONS	<p>All matters concerned with HSE staffing and establishment. All aspects of HSC/E work which concern primarily the protection of workers and the public from the generality of hazards (except where other Secretaries of State have specific responsibility), including protection of public and workers from hazards connected with transport of dangerous goods by all modes of transport, including road, rail, air, inland waterways and through ports and harbours.</p> <p>Administration and enforcement of the Employer's Liability (Compulsory Insurance) Act 1969.</p> <p>Granting of licences under the Manufacture and Storage of Explosives Regulations 2005.</p> <p>Safety in the supply, installation and use of gas, as principally covered by the Gas Safety (Management) Regulations 1996 and the Gas Safety (Installation and Use) Regulations 1998.</p> <p>Ministerial functions under Part III of Food and Environment Protection Act 1985 ("Pesticides etc"), the Control of Pesticides Regulations 1986, the Plant Protection Products Regulations 1995, the Plant Protection Products (Basic Conditions) Regulations 1997 and the Biocidal Products Regulations 2001, including as appropriate the authorisation of persons to enforce and of products for supply and use, (NB: these functions are delegated by Agency Agreement to the Health and Safety Commission.) Evaluation of applications for consent to release or market genetically modified organisms under Part VI of the Environmental Protection Act 1990.</p> <p>Control of Major Accident Hazard Regulations 1999 (Schedule 8) exclusion of information from Safety Reports for the public register for national security reasons or where it is determined to be commercially or personally confidential.</p>
COMMUNITIES and LOCAL GOVERNMENT SCOTLAND	<p>Policy for planning controls under the Planning (Hazardous Substances) Act 1990.</p> <p>Evaluation of applications for consent to, release or market genetically modified organisms under Part VI of the Environmental Protection Act</p>

	1990.
	Policy for planning controls under the Town and Country (Hazardous Substances) (Scotland) Regulations 1992.
WALES	Evaluation of applications for consent to release or market genetically modified organisms under Part VI of the Environmental Protection Act 1990.
	Policy for planning controls under the Planning (Hazardous Substances) Act 1990.
	Various territorial issues.
HOME OFFICE	Security of explosives.
HEALTH	Ministerial functions under Part III of Food and Environment Protection Act 1985 ("Pesticides etc"), the Control of Pesticides Regulations 1986, the Plant Protection Products Regulations 1995, the Plant Protection Products (Basic Conditions) Regulations 1997 and the Biocidal Products Regulations 2001, including as appropriate the authorisation of persons to enforce and of products for supply and use, (NB: these functions are delegated by Agency Agreement to the Health and Safety Commission.) Licensing authority for veterinary medicines, including sheep dip.
ENVIRONMENT FOOD & RURAL AFFAIRS	Ministerial functions under Part III of Food and Environment Protection Act 1985 ("Pesticides etc"), the Control of Pesticides Regulations 1986, the Plant Protection Products Regulations 1995, the Plant Protection Products (Basic Conditions) Regulations 1997 and the Biocidal Products Regulations 2001, including as appropriate the authorisation of persons to enforce and of products for supply and use, (NB: these functions are delegated by Agency Agreement to the Health and Safety Commission.) Licensing authority for veterinary medicines, including sheep dip. Evaluation of applications for consent to release or market genetically modified organisms under Part VI of the Environmental Protection Act 1990.
	Lead Department for the Ammonium Nitrate Materials (High Nitrogen Content) Safety Regulations 2003.
TRADE & INDUSTRY	Negotiation and implementation of those EC 'New Approach' Directives dealing substantially with the safety of products used at work (for example, Machinery Directive, Pressure Equipment Directive). Accounts for Civil Nuclear Safety in England, Scotland and Wales. Management of nuclear safety research programmes.
	[Testing and assessment of flameproof apparatus constructed to the requirements of the US Code of Federal Regulations.]
TRANSPORT	Protection of the public and workers from hazards connected with the transport of dangerous goods by all modes of transport, including road, rail, air, inland waterways and through ports & harbours. Appointment of organisations to test, inspect and approve containers; and approval of examination schemes submitted by container owners in accordance with the International Convention for Safe Containers as

implemented by the Freight Containers (Safety Convention) Regulations 1984.

DEFENCE

Accounts for Nuclear Safety at defence-related sites in England, Scotland and Wales.

NOTE: Any Secretary of State may, having consulted the Secretary of State for Work and Pensions, direct or ask the Commission to do work on particular matters with respect to its functions. The Commission may also submit proposals for regulations or approved codes of practice to any Minister responsible for provisions which are relevant statutory provisions for the purposes of the HSWA.