

## COMAH improvement notice template amendment

**SLC 2007/04**

**Target Audience:**

All HID CI & SI

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Purpose  
Background  
Action  
Cancellation date  
Further information

## **Purpose**

This circular raises awareness, to those wishing to serve an improvement notice for resubmission of a COMAH safety report, of additional optional references to COMAH regulations in the generic sample Improvement Notice template contained in Appendix 4.4 in the Safety Report Assessment Manual (SRAM).

## **Background**

Appendix 4.4 in SRAM contains a sample template for issuing an Improvement Notice under the terms of the COMAH Regulations 1999 (as amended) for the purposes of requiring resubmission of a safety report to the COMAH Competent Authority (CA) by the operator of a COMAH establishment.

The template refers to regulations 7(7), 7(1) or 7(5), to be selected as appropriate to identify the regulation being contravened. Regulation 7(7) refers to reports covered by transitional arrangements attaching to existing establishments that became subject to COMAH upon the coming into force of the regulations. There are unlikely to be any notices issued under this regulation, but the reference in the notice is retained as the regulation remains in place. Regulations 7(1) and 7(5) relate to Pre-construction and Pre-operation safety reports.

## **Action**

Where regulations 7(1) to 7(10) do not apply, e.g. when a change in CHIP classification of a substance leads to a change of COMAH status for an establishment, assessment teams may consider it appropriate to serve an Improvement Notice requiring resubmission of a safety report under Regulation 7(10A).

Regulation 7(10A) should therefore be considered as an additional option on the sample generic template Improvement Notice provided in Appendix 4.4 of SRAM.

Operators of existing establishments having COMAH safety reports in place are required to review and revise their reports under the terms of Regulation 8. In circumstances where it is deemed necessary to serve an improvement notice requiring resubmission of a revision to an existing report, the appropriate paragraph under Regulation 8 may also be adopted as an option for use in the sample template (viz. Reg. 8(1); Reg. 8(3); Reg. 8(4)).

## **Cancellation date**

This document should be destroyed 6 months from the issue date.

**Further information**

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