STATUTORY INSTRUMENTS

1985 No. 1107

HEALTH AND SAFETY

The Health and Safety (Enforcing Authority) (Amendment) Regulations 1985

Made - - - -	18*th July* 1985
Laid before Parliament	26*th July* 1985
Coming into Operation	1*st October* 1985

The Secretary of State, in exercise of the powers conferred on him by sections 15(1) and (3)(*c*) and 18(2) (*a*) of the Health and Safety at Work etc. Act 1974(**a**) ("the 1974 Act"), and of all other powers enabling him in that behalf 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 Health and Safety (Enforcing Authority) (Amendment) Regulations 1985 and shall come into operation on 1st October 1985.

Amendments

2. Schedule 1 to the Health and Safety (Enforcing Authority) Regulations 1977(**b**) shall be amended as follows:—

(*a*) after paragraph 6 there shall be inserted the following paragraph:—

"6A. The keeping of wild animals for exhibition to the public (otherwise than for the purposes of a circus) at premises to which members of the public have access with or without a charge for admission.";

(*b*) in paragraph 7 there shall be inserted in the appropriate places in alphabetical order the following definitions:—

" "circus" means a place where animals are kept or introduced wholly or mainly for the purpose of performing tricks or manoeuvres at that place;" and

(**a**) 1974 c.37; section 15(1) was amended by the Employment Protection Act 1975 (c.71), Schedule 15, paragraph 6.
(**b**) S.I. 1977/746, amended by S.I. 1980/1744.

" "wild animals" means animals not normally domesticated in Great Britain; and for this purpose "animals" means animals of the classes Mammalia, Aves, Reptilia, Amphibia, Pisces and Insecta and any other multi cellular organism that is not a plant or a fungus.".

Signed by order of the Secretary of State.

Peter Bottomley,
Joint Parliamentary Under Secretary of State,
Department of Employment.

18th July 1985.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend Part 1 of Schedule 1 to the Health and Safety (Enforcing Authority) Regulations 1977. Where the main activity carried on in any premises is specified in that Schedule, then, subject to specified exceptions, the local authority is the enforcing authority for the Health and Safety at Work etc. Act 1974 and the other relevant statutory provisions in respect of all activities carried on in those premises.

These Regulations add to the activities specified in that Schedule the keeping of wild animals for exhibition to the public (otherwise than for the purposes of a circus) at premises to which the public has access. "Wild animals" and "circus" are defined in Regulation 2(*b*) of these Regulations.

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