STATUTORY INSTRUMENTS

1979 No. 1553

HEALTH AND SAFETY

The Health and Safety (Fees for Medical Examinations) Regulations 1979

Made - - - -	*29th November* 1979
Laid before Parliament	*11th December* 1979
Coming into Operation	*7th January* 1980

The Secretary of State in exercise of the powers conferred on him by sections 43(2), (4), (5) and (6) and 60(5)(*b*) 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 (Fees for Medical Examinations) Regulations 1979 and shall come into operation on 7th January 1980.

Fees for examination by employment medical adviser

2. A fee shall be payable to the Health and Safety Executive by an employer for a medical examination conducted by an employment medical adviser appointed under section 56(1) of the Health and Safety at Work etc. Act 1974 under any provision specified in the Schedules to these Regulations; and—

(*a*) in the case of the first examination of any person under a provision set out in column 1 of Schedule 1 to the Regulations, the fee shall be that set out opposite thereto in column 3, and for a subsequent examination of that person shall be that set out in column 4;

(*b*) in the case of an examination under a provision set out in column 1 of Schedule 2 to the Regulations, the fee shall—

(i) for the first person examined during any one visit to a factory or other place of employment, be that set out in column 3 of that Schedule and for each other person examined during that visit be that set out in column 4.

(ii) for each person examined elsewhere, be that set out in column 5 of that Schedule.

(a) 1974 c. 37.

Fees for haemoglobin estimations

3. A fee shall be payable to the Health and Safety Executive by an employer for a haemoglobin estimation made in pursuance of the Lead Processes (Medical Examinations) Regulations 1964**(a)**, in connection with a medical examination conducted by an employment medical adviser; and the fee shall be ascertained in accordance with Schedule 3 to these Regulations.

Revocation

4. The Fees of Appointed Factory Doctors Order 1971**(b)** and the Medical Examinations (Fees) Order 1973**(c)** are hereby revoked.

Signed by order of the Secretary of State.
29th November 1979.

Patrick Mayhew,
Joint Parliamentary Under Secretary of State,
Department of Employment.

Regulation 2(*a*) SCHEDULE 1

1	2	3	4
Provision	Reference	Fee for first examination of any person	Fee for subsequent examination of same person
The Work in Compressed Air Special Regulations 1958.	S.I. 1958/61	£16·25	£5·50
The Diving Operations Special Regulations 1960.	S.I. 1960/688	£22·00	£11·25
The Carcinogenic Substances Regulations 1967.	S.I. 1967/879	£10·25	£5·00
The Ionising Radiations (Unsealed Radioactive Substances) Regulations 1968.	S.I. 1968/780	£22·00	£11·25
The Ionising Radiations (Sealed Sources) Regulations 1969.	S.I. 1969/808	£22·00	£11·25

(a) S.I. 1964/1728. **(b)** S.I. 1971/1060. **(c)** S.I. 1973/74.

Regulation 2(b) SCHEDULE 2

1	2	3	4	5
Provision	Reference	Fee for first person examined on any one visit to place of employment	Fee for each other person examined during same visit to place of employment	Fee for each person examined elsewhere
Section 75 of the Factories Act 1961.	1961 c. 34.			
Regulations dated 21st January 1907 with respect to the manufacture of paints and colours.	S.R. & O. 1907/17			
Regulations dated 6th August 1907 with respect to the process of the manipulation of yarn dyed by means of a lead compound.	S.R. & O. 1907/616			
Regulations dated 18th December 1908 with respect to the process of vitreous enamelling metal or glass.	S.R. & O. 1908/1258			
Regulations dated 30th June 1909 with respect to the coating of metal articles with a mixture of tin and lead, or lead alone.	S.R. & O. 1909/720			
Regulations dated 12th August 1911 with respect to the smelting and manufacture of lead and flaked litharge.	S.R. & O. 1911/752	£6·75	£2·25	£2·25
Regulations dated 23rd August 1921 with respect to the manufacture of any carbonate, sulphate, nitrate or acetate of lead.	S.R. & O. 1921/1443			
Order dated 8th November 1921 with respect to the employment of women and young persons in certain processes involving the use of a lead compound.	S.R. & O. 1921/1714			
The Indiarubber Regulations 1922.	S.R. & O. 1922/329			
The Chemical Works Regulations 1922.	S.R. & O. 1922/731			
The Electric Accumulator Regulations 1925.	S.R. & O. 1925/28			
The Vehicle Painting Regulations 1926.	S.R. & O. 1926/299			

SCHEDULE 2 (*contd.*)

1	2	3	4	5
Provision	Reference	Fee for first person examined on any one visit to place of employment	Fee for each other person examined during same visit to place of employment	Fee for each person examined elsewhere
The Lead Paint Regulations 1927.	S.R. & O. 1927/847	£6·75	£2·25	£2·25
The Patent Fuel Manufacture (Health and Welfare) Special Regulations 1946.	S.R. & O. 1946/258			
The Pottery (Health and Welfare) Special Regulations 1950.	S.I. 1950/65			
The Mule Spinning (Health) Special Regulations 1953.	S.I. 1953/1545			

Regulation 3

SCHEDULE 3

The fee payable under Regulation 3 for a haemoglobin estimation shall be—

(*a*) for the first person examined on any one occasion, £3·50;

(*b*) for the second and each other person examined on any one occasion up to the tenth such person, £2;

(*c*) for the eleventh and each subsequent person examined on any one occasion, £1·25.

EXPLANATORY NOTE

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

These Regulations fix the fees payable by employers to the Health and Safety Executive for work done by employment medical advisers appointed under section 56(1) of the Health and Safety at Work etc. Act 1974 for conducting various medical examinations of employees under or by virtue of the Factories Act 1961.

The Regulations supersede the provisions fixing the fees payable by employers for work done by employment medical advisers contained in the Medical Examinations (Fees) Order 1973. That Order also contains provision for fixing fees payable by employers where the examination is carried out by a registered medical practitioner who is not an employment medical adviser; that provision is no longer required and the Order is revoked.

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