

Legislation Outlook

May 2022

This monthly legislation briefing is a **supplement** to your Activ Comply service to help you to **plan ahead** for maintenance of your ISO 14001, ISO 45001, ISO 50001 and ISO 27001 systems. In addition to giving you advance warning about important legislation that will affect your compliance with the standards, we'll provide news, newly-published guidance and government consultations that you might find useful, as well as any other significant legislation beyond the scope of the standards listed that will potentially impact your organisation. Unlike other services, we only report items of value: we don't waste your time on items such as an increase in administrative fees or changes that only affect enforcement agencies.

When legislative changes are announced with short notice (<1 month) they are not reported here. All changes are automatically delivered direct into your [Activ Comply](#) system as they come into effect so you can be confident that you are always 100% up to date.

April proved to be a relatively quiet month for long lead-time legislation, but please note the important safety alert from the Health and Safety Executive in our News section.

Upcoming Standard-Related Legislation

ISO 14001

Building (Scotland) Amendment Regulations 2022

These [Regulations](#) come into force in Scotland on 1 June 2022 and amend the Building (Scotland) Regulations 2004 to:

- introduce new requirements to improve fire safety in buildings by:
 - preventing the use of high risk materials in external wall cladding systems;
 - requiring a building warrant for any work to an external wall cladding system, other than a minor repair; and
 - clarifying that compliance with standard 2.7 (which addresses fire spread on external walls) requires that regard should be taken of the height, use and position of the building.
- improve the energy and emission performance of certain buildings through their design and construction; and
- reduce the risk to health from overheating in certain types of residential buildings by introducing a new standard 3.28.

ISO 14001 and ISO 45001

Prohibition of Smoking Outside Hospital Buildings (Scotland) Regulations 2022

These [Regulations](#) come into force on 5 September 2022 to prohibit smoking on hospital grounds in Scotland within 15 metres of any of the following buildings:

- a building used for the reception and treatment of persons suffering from illness;
- a maternity home;
- a building used for the reception and treatment of persons during convalescence or persons requiring medical rehabilitation;
- a building used for providing dental treatment and maintained in connection with a dental school;
- a clinic, dispensary or out-patient department maintained in connection with any building described above; and
- any building used to provide a corridor, walkway or other link between the buildings described above.

Remember: short-notice changes to legislation are not reported in this briefing; all changes are delivered direct into your Activ Comply system as they come into effect.

News

Safety Alert: Ear Loop Respirators and Masks

The Health and Safety Executive have issued a [safety alert](#) following research that FFP2 respirators/masks which rely on ear loops (including those provided with clips, 'snuggers' or other means of tightening the fit of the mask) to hold the respirator/mask in place, do not protect people adequately when used as tight fitting respiratory protective equipment (RPE).

If you have identified that tight fitting RPE is required for your workforce, you should note that the HSE no longer recommends using a mask/respirator which relies on ear loops to hold it in place.

Non-FFP2 masks that use ear loops, such as fluid resistance surgical masks (FRSM), are not affected by the safety alert as they are used for different purposes and are not required to be tight fitting.



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Consultations

Carbon Capture Usage and Storage (CCUS) Business Models

The Department for Business, Energy & Industrial Strategy has launched two consultations on proposed business models for industrial CCUS:

- the [Dispatchable Power Agreement](#) business model, which is the business model for power CCUS; and
- the [Industrial Carbon Capture](#) business model, which is designed to incentivise the deployment of carbon capture technology for industrial users in hard to abate industrial sectors.

Both these consultations close on 10 June 2022

Ionising Radiation Regulations 2017

The Health and Safety Executive have launched a [consultation](#) to seek views on the implementation of the Ionising Radiation Regulations 2017 as part of the HSE's post-implementation review. The consultation consists of a short survey, which will be available until 23 May 2022.

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