

**SECOND SUPPLEMENT TO THE GIBRALTAR  
GAZETTE**  
No. 3914 of 1 March, 2012

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LEGAL NOTICE NO. 21 OF 2012.

**FACTORIES ACT**

**CONTROL OF CHEMICAL AGENTS AT WORK (AMENDMENT)  
REGULATIONS 2012**

In exercise of the powers conferred on him by sections 58 and 81 of the Factories Act and of all other enabling powers, and for the purpose of transposing into the law of Gibraltar Commission Directive 2009/161/EU of 17 December 2009 establishing a third list of indicative occupational exposure limit values in implementation of Council Directive 98/24/EC and amending Commission Directive 2000/39/EC, the Minister has made the following Regulations—

**Title and commencement.**

1. These Regulations may be cited as the Control of Chemical Agents at Work (Amendment) Regulations 2012 and come into operation on the day of publication.

**Amendment of Regulations.**

2. In Schedule 1 to the Control of Chemical Agents at Work Regulations 2003—

(a) after the entry—

“

200-663-8	67-66-3	Chloroform	10	2	-	-	skin
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”

insert—

“

	68-12-2	N,N Dimethylformamide	15	5	30	10	skin
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”;

(b) after the entry—

“

200-835-2	75-05-8	Acetonitrile	70	40	-	-	skin
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”

insert—

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“

-	75-15-0	Carbon disulphide	15	5	-	-	skin
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”

(c) after the entry-

“

201-176-3	79-09-4	Propionic acid	31	10	62	20	-
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”

insert-

“

-	80-05-7	Bisphenol A (inhalable dust)	10	-	-	-	-
-	80-62-6	Methyl methacrylate	-	50	-	100	-

”

(d) after the entry-

“

202-436-9	95-63-6	1,2,4-Trimethylbenzene	100	20	-	-	-
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”

insert-

“

-	96-33-3	Methylacrylate	18	5	36	10	-
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”

(e) after the entry-

“

203-539-1	107-98-2	1-Methoxypropanol-2	375	100	568	150	skin
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”

insert-

“

-	108-05-4	Vinyl acetate	17,6	5	35,2	10	-
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”

(f) for the entry-

“

203-632-7	108-95-2	Phenol	7,8	2	-	-	Skin
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”

substitute the entry-

“

	108-95-2	Phenol	8	2	16	4	Skin
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”

(g) after the entry-

“

203-692-4	109-66-0	Pentane	3000	1000	-	-	-
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”

insert-

“

-	109-86-4	2-Methoxyethanol	-	1	-	-	Skin
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”

(h) after the entry-

“

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203-767-1	110-43-0	Heptan-2-one	238	50	475	100	Skin
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”

insert-

“

-	110-49-6	2-Methoxyethyl acetate	-	1	-	-	Skin
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”

”

(i) after the entry-

“

203-767-1	110-43-0	n-Hexane	72	20	-	-	-
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”

insert-

“

-	110-80-5	2-Ethoxy ethanol	8	2	-	-	Skin
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”

”

(j) after the entry-

“

203-815-1	110-91-8	Morpholine	36	10	72	20	-
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”

insert-

“

-	111-15-9	2-Ethoxyethyl acetate	11	2	-	-	Skin
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”

”

(k) after the entry-

“

204-469-4	121-44-8	Triethylamine	8.4	2	12,6	3	Skin
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”

insert-

“

-	123-91-1	1,4 Dioxane	73	20	-	-	-
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”

”

(l) after the entry-

“

204-826-4	127-19-5	N,N-Dimethylacetamide	36	10	72	20	-
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”

insert-

“

-	140-88-5	Ethylacrylate	21	5	42	10	-
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”

”

(m) after the entry-

“

208-793-7	541-85-5	5-Methylheptan-3-one	53	10	107	20	-
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”

insert-

“

-	624-83-9	Methylisocyanate	-	-	-	0,0 2	-
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”;

(n) after the entry-

-	625-16-1	Amylacetate, tert	270	50	540	100	-
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”

insert-

-	872-50-4	n-Methyl-2-pyrrolidone	40	10	80	20	Skin
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”;

(o) after the entry-

215-535-7	1130-20-7	Xylene, mixed isomers, pure	221	50	442	100	Skin
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”

insert-

-	1634-04-4	Tertiary-butyl-methyl ether	183,5	50	367	100	-
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”;

(p) after the entry-

231-635-3	7664-41-7	Amonia, anhydrous					
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”

insert-

-	7664-93-9	Sulphuric acid (mist) <sup>(9)(10)</sup>	0,05	-	-	-	-
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”;

(q) after the entry-

231-959-5	7782-50-5	Chlorine	-	-	1,5	0,5	-
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”

insert-

-	7783-06-4	Hydrogen sulphide	7	5	14	10	-
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”;

(r) after the entry-

		Tin (inorganic compounds as Sn) <sup>(8)</sup>	2	-	-	-	-
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”

insert-

-		Mercury and divalent inorganic mercury compounds including mercuric oxide and mercuric chloride (measured as mercury) <sup>(11)</sup>	0,02	-	-	-	-
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”;

(s) in footnote (3), for the word “identifies” substitute the word “indicates”;

(t) for footnote (5) substitute the following footnote-

“(5) Short-term exposure limit (STEL). A limit value above which exposure should not occur and which is related to a 15-minute period unless otherwise specified.”;

(u) after footnote (8) insert the following footnotes-

“(9) When selecting an appropriate exposure monitoring method, account should be taken of potential limitations and interferences that may arise in the presence of other sulphur compounds.

(10) The mist is defined as the thoracic fraction.

(11) During exposure monitoring for mercury and its divalent inorganic compounds, account should be taken of relevant biological monitoring techniques that complement the IOELV.”.

Dated 1st March, 2012.

J BOSSANO,  
Minister with responsibility for employment.

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#### EXPLANATORY MEMORANDUM

These Regulations incorporate the third list of indicative occupational exposure limit values as required by Commission Directive 2009/161/EU.

