

# Template

3-5 minute presentations on implementation of  
Article 14, (1) and (2)

# Who implements Article 14(1) and (2)\*

According to the national or local law, who is responsible for implementing the obligations under Article 14 (1) and (2) as indicated in the table below, and follow-up questions (a), (b), (c), and (d) as appropriate.

**Please select the appropriate box. If further clarification is necessary, please feel free to explain your selection in words .**

	Competent authority  (Please indicate which authority or authorities)	Operator	Both competent authority and operator	Other
Article 14, (1) (Annex V, Part 1)	The CCA is the Health and Safety Authority.	The Operator is obliged to submit the relevant information to the CCA		
Article 14 (1) (Annex V, Part 2)		The operator provides this information to the persons likely to be affected		
Article 14 (2) Determining “persons likely to be affected”	The CCA reviews and sets the public information zone by agreement with Operator or otherwise		Operator submits the proposed public information zone to the CCA	
Article 14 (2) (Information for Upper tier sites)	The CCA is responsible for ensuring the Operator complies with requirements of Art 14 (2)	The Operator is obliged to provide information to the public (Art 14 2 (a)), safety report and inventory (Art14 2 (b), (c))		

# How are Article 14(1) and (2) implemented?

According to the national or local law, who is responsible for implementing the obligations under Article 14 (1) and (2) as indicated in the table below, and follow-up questions (a), (b), (c), and (d) as appropriate.

**Please select the appropriate box. If further clarification is necessary, please feel free to explain your selection in words .**

	Competent authority  (Please indicate which authority or authorities)	Operator	Both competent authority and operator	Other
Article 14, (1) (Annex V, Part 1)	CCA makes information permanently available electronically	All sites required to provide information to the public under Regulation 25 (4)	All Operators are required to submit Annex V Part 1 information to CCA	
Article 14 (1) (Annex V, Part 2)	As above	Upper tier establishments provide additional annex V part 2 information directly to public		
Article 14 (2) Determining “persons likely to be affected”	The CCA reviews and sets the public information zone by agreement with Operator or otherwise	Operator submits the proposed public information zone to the CCA		
Article 14 (2) (Information for Upper tier sites)	The CCA is responsible for ensuring the Operator complies with requirements of Art 14 (2)	The Operator is obliged to provide information to the public (Art 14 2 (a)), safety report and inventory (Art14 2 (b), (c))		

# Evaluating implementation –

**Authority** - Please briefly describe any rules or guidance followed **by authorities** in implementing their duties

S.I. 209 of 2015 & associated guidance, SR assessment guidance, National Framework for Emergency Management Guidelines (LCAs).

**Operator** - How does the authority evaluate that the implementation **by the operator** is effective the requirement, (e.g., criteria, minimum information, frequency, methods)?

Safety Report assessment guidance includes a section on information that should be included in information to the public leaflet/script, also included as an inspection item (dedicated PIZ checklist) and check that persons “likely to be affected” have received the information and are kept informed of changes or tests etc. Require Operator to review, update and redistribute every 5 years maximum or sooner if required(Reg11).

# Evaluating implementation –

**Confidentiality** - How do we deal with the requests for confidentiality? What information do we consider as confidential? Are there any criteria developed for declaring information as confidential?

Requests for confidentiality are made directly by Operator to CCA under Regulation 26. Operator must demonstrate why the information has to be declared confidential – CCA refers to Freedom of Information and Access to information on the Environment legislation.

Confidential information covers personal information, intellectual property, security information and proprietary substances.

The rules and requirements of the freedom of information and access to information on the environment legislation must be adhered to in Ireland

# Guidance and tools

If you have any guidance online, please provide the links here.

<https://www.hsa.ie/eng/chemicals/comah/>