

*Ollscoil na hÉireann, Gaillimh*  
*National University of Ireland, Galway*  
**Semester I Examinations 2004 / 2005**

**Exam Code(s)** 3HF1  
**Exam(s)** 3<sup>rd</sup> Year B.Sc. Health and Safety Systems

**Module Code(s)** LW 490  
**Module(s)** Health and Safety Law

**Paper No.**  
**Repeat Paper** Special Paper

**External Examiner(s)** Prof. Tom Reilly  
**Internal Examiner(s)** Ms. Deirdre Callanan

**Instructions:** Please answer **three** questions.  
 All questions carry equal marks.  
 Please indicate on your answer books which questions have been attempted.

**Duration** 2 hours

**No. of Pages**

**Department(s)** Law

**Course Co-ordinator(s)**

**Requirements:**

MCQ

Handout

Statistical Tables

Graph Paper

Log Graph Paper

Other Material

Safety, Health and Welfare at Work Act 1989  
 General Application Regulations 1993 (S.I. 44/93)  
 General Application (Amendment) Regulations 2001 (S.I. 188/2001)  
 General Application (Amendment No. 2) Regulations 2003 (S.I. 53/2003)  
 Safety, Health and Welfare at Work (Construction) Regulations 2001  
 European Communities (Protection of Workers) (Exposure to Asbestos) Regulations 1989 (S.I. 32/89).  
 European Communities (Protection of Workers) (Exposure to Asbestos) Regulations 1989 (S.I. 34/89).  
 European Communities (Protection of Workers)(Exposure to Asbestos) Amendment Regulations 1993 and 2000 (S.I. 276/93 and S.I. 74/00)

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NATIONAL UNIVERSITY OF IRELAND, GALWAY**

**SEMESTER I EXAMINATIONS 2004/2005**

**3<sup>rd</sup> Year B.Sc. Health & Safety Systems  
Health & Safety Law – LW490**

**Prof. T. Reilly  
Ms. Deirdre Callanan**

**TIME ALLOWED: Two Hours**  
**Answer Three Questions**  
**All questions carry equal marks.**

**Q.1** Explain the legal significance of the rulings in the

*Francovich v Italian Republic* (Cases C-6 & 9/90) [1991] ECR I - 5357

**OR**

*van Gend en Loos v Nederlandse Administratie der Belastingen*  
(Cases 26/62) [1963] ECR I

- Q.2** Critically discuss the role, composition and functioning of the State Claims Agency.
- Q.3** Identify the tasks that a Health and Safety Authority Inspector is commonly engaged upon in the enforcement of Health and Safety standards.
- Q.4** What are the significant measures proposed in the Safety, Health and Welfare at Work Bill 2004?
- Q.5** Prepare a memorandum for the director of a Construction Company that is involved in a demolition project that requires the removal of old asbestos insulation, advise him/her of the risks involved and the health and safety requirements in regard to the provision of personal protective equipment.
- Q.6** The Safety, Health and Welfare at Work (Construction) Regulations 2001 revoked the earlier regulations of 1995. Discuss what you feel to be the most significant provisions of the current regulations.