

General Information	
Ministerial Decision Type	Miscellaneous
Report Title	Display Screen Equipment at Work ACoP
Minister	Social Security
Signatory	Minister
Lead Department	Justice and Home Affairs (JHA)
Lead Directorate	Health and Safety Inspectorate (JHA)
Ministerial Decision Summary: Public or Absolutely/Qualified Exempt	Select Public or Absolutely/Qualified Exempt. Public Select if more than one Absolutely/Qualified Exemption.
Date decision made if different to date 'Ministerial Decision Summary' signed.	Select date.
Report and Supplemental Report Details	
Report Author	Director of Health and Safety
Date of Report	21/01/2025
Supplementary Report Title <i>(If applicable)</i>	Insert Supplementary Report Title.
Supplementary Report Author <i>(If applicable)</i>	Insert Official Title Only.
Date of Supplementary Report <i>(If applicable)</i>	Select Date of Supplemental Report.
Ministerial Decision Report: Public or Absolutely/Qualified Exempt	Public Select if more than one Absolutely/Qualified Exemption.
Relevant Case/Application/URN <i>(Only complete if making a decision related to an appeal/case/application)</i>	Insert Relevant Case/Application.
Relevant Proposition Number <i>(Only complete if presenting Comments or if lodging an Amendment)</i>	Insert P. number.
Relevant Scrutiny Report <i>(Only complete if presenting a ministerial response)</i>	Insert S.R. number.
Associated Law(s) and/or Subordinate Legislation	Health and Safety at Work (Jersey) Law 1989
Action required if recommendation agreed	Department to take necessary action.

Resource Implications	There are no new financial and/or manpower implications.
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Introduction

A revision of the existing Display Screen Equipment at Work: Approved Code of Practice (ACoP) is proposed to reflect the variety of modern working practices that have developed since the original ACoP came into force on 1 December 1998.

This report sets out the consultation that has taken place. This was overwhelmingly support for the proposal for a revised ACoP that covered the range of modern working practices and devices now used.

Recommendation

In accordance with Article 10 of the Health and Safety at Work (Jersey) Law 1989, the Minister agrees to approve the Code of Practice for the Display Screen Equipment at Work, with a coming into force date of 1 February 2025

Detail (Decision and Reason for decision)

Status of an ACoP

Article 10(1) of the Law provides for the Minister of Social Security to approve Codes of Practice for the purposes of providing practical guidance on the requirements of the Law. An ACoP has a special legal status. If the guidance contained within an ACoP is followed, then this would be sufficient to comply with the general duties imposed by the HSW Law.

Whilst a failure to follow the guidance set out in an ACoP is not in itself an offence, the duty holder will have to show the court that they have provided an equivalent level of safety by alternative means, or they will be found guilty of the offence.

Process for the introduction of an ACoP

Following a period of consultation, the Minister is able to approve Codes of Practice under Article 10 of the HSW Law, for the purposes of providing practical guidance on how duty holders can comply with their legal requirements under health and safety at work legislation.

ACoPs introduced under Article 10 do not introduce new legal requirements but can be referred to by the Courts when considering the standard of health and safety measures that may be necessary to comply with the general duties imposed by the Law.

Consultation

A full public consultation of a draft revised ACoP took place from 5 January 2023 to 23 February 2023. The consultation was published on the gov.je and Health and Safety Inspectorate websites, and notification of the consultation was sent to professional and representative bodies including the Jersey Safety Council, the Jersey Occupational Safety & Health Association for their promulgation to stakeholders and members.

There was unanimous support for the revision of the existing ACoP with no significant adverse comments received during the consultation exercise. Constructive suggestions and comments were made, primarily about matters where additional guidance or clarification would be helpful. These have been considered in the preparation of the final draft ACoP.