



Mines And Quarries (Tips) Act 1969

1969 CHAPTER 10

PART I

SECURITY OF TIPS ASSOCIATED WITH MINES AND QUARRIES

5 Tipping rules.

- (1) Regulations may require that, in the case of any mine ^{F1} . . . with which is associated an active tip of such class or description as may be prescribed, the manager of the mine ^{F2} . . . shall make rules (in this Part of this Act referred to as “tipping rules”) with respect to tipping operations on any active tip of a prescribed class or description and the nature of the refuse to be deposited on such a tip.
- (2) Tipping rules shall comply with such requirements with respect to the form thereof and the matters to be specified therein as may be prescribed and may impose upon persons employed at the mine ^{F1} . . . such duties and prohibitions as it appears to the manager of the mine ^{F3} . . . requisite or expedient to impose on them for securing compliance with any requirement imposed by or by virtue of this Part of this Act.
- (3) If, with respect to any tipping rules for the time being in force, an inspector is of opinion that the rules require modification in any particular, he may serve on the manager of the mine concerned ^{F4} . . . a notice specifying the particular in which, in his opinion, the rules require modification and the nature of the modification which, in his opinion, ought to be made, and requiring the manager or owner, before the expiry of such period beginning with the date on which the notice becomes operative as may be specified therein, to modify the tipping rules in accordance with the tenor of the notice.
- (4) The provisions of Part XV of the principal Act with respect to references upon notices served by inspectors shall apply to a notice served by an inspector under this section.
- (5) Any provision of tipping rules which is inconsistent with the provisions of any regulation shall, to the extent of the inconsistency, be of no effect.
- (6) A copy of all tipping rules for the time being in force with respect to a mine ^{F1} . . . shall be kept at the office at the mine ^{F1} . . . or at such other place as may be approved by an inspector, and it shall be the duty of the manager of every mine ^{F5} . . . with

Status: Point in time view as at 01/01/2000. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Mines And Quarries (Tips) Act 1969, Section 5. (See end of Document for details)

respect to which tipping rules are for the time being in force to supply to every person employed at the mine^{F1}. . . whose duties consist of or include the carrying out of tipping operations a document explaining the effect of the tipping rules so far as they concern him.

- (7) A document purporting to be certified by the manager of a mine^{F6}. . . to be a true copy of any tipping rules for the time being in force with respect to that mine^{F1}. . . shall be receivable in evidence and shall, unless the contrary is proved, be deemed to be such a copy.

Textual Amendments

- F1** Words in s. 5(1)(2)(6)(7) omitted (1.1.2000) by virtue of S.I. 1999/2024, regs. 1(1), 47(5), **Sch. 4 Pt. II**
- F2** Words in s. 5(1) omitted (1.1.2000) by virtue of S.I. 1999/2024, regs. 1(1), 47(5), **Sch. 4 Pt. II**
- F3** Words in s. 5(2) omitted (1.1.2000) by virtue of S.I. 1999/2024, regs. 1(1), 47(5), **Sch. 4 Pt. II**
- F4** Words in s. 5(3) omitted (1.1.2000) by virtue of S.I. 1999/2024, regs. 1(1), 47(5), **Sch. 4 Pt. II**
- F5** Words in s. 5(6) omitted (1.1.2000) by virtue of S.I. 1999/2024, regs. 1(1), 47(5), **Sch. 4 Pt. II**
- F6** Words in s. 5(7) omitted (1.1.2000) by virtue of S.I. 1999/2024, regs. 1(1), 47(5), **Sch. 4 Pt. II**

Modifications etc. (not altering text)

- C1** Ss. 1–10 amended by S.I. 1990/1380, **regs. 3, 4**
 Ss. 1-10 saved by virtue of Health and Safety at Work Act 1974 (c. 37, SIF 43:3), s. 53, **Sch. 1** and Tay Road Bridge Order Confirmation Act 1991 (c. iv), **Sch. Pt. VII**, s. 62
- C2** Ss. 1-10 saved by virtue of Health and Safety at Work Act 1974 (c. 37, SIF 43:3), s. 53, **Sch. 1** and Highland Regional Council (Harbours) Order Confirmation Act 1991 (c. xii), **s. 61(1)(f)**.

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Changes to legislation:

There are currently no known outstanding effects for the Mines And Quarries (Tips) Act 1969, Section 5.