

1973 No. 195

MINES AND QUARRIES

The Mines (Notification of Dangerous Occurrences) (Amendment) Order 1973

Made - - - - - 8th February 1973
Laid before Parliament 16th February 1973
Coming into Operation 19th March 1973

Whereas the Secretary of State is of opinion that the special class of occurrences at mines which is hereinafter specified is of so dangerous a nature as to render it expedient that notice should be given under section 116 of the Mines and Quarries Act 1954(a) in every case thereof:

Now, therefore, the Secretary of State, in exercise of the powers conferred by sections 117(1) and 173 of the Mines and Quarries Act 1954 and now vested in him(b) and all other powers in that behalf enabling him, hereby makes the following Order:—

1.—(1) This Order may be cited as the Mines (Notification of Dangerous Occurrences) (Amendment) Order 1973 and shall come into operation on 19th March 1973.

(2) The Interpretation Act 1889(c) applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament, and as if this Order was an Act of Parliament.

2. The Mines (Notification of Dangerous Occurrences) Order 1959(d) as amended by the Mines (Notification of Dangerous Occurrences) (Amendment) Order 1969(e) shall have effect subject to the insertion after sub-paragraph (t) of Article 3 of the following sub-paragraph—

“(u) any apparatus is used (other than for the purpose of training and practice) which has been provided at the mine in accordance with any scheme made pursuant to the Mines (Emergency Egress) Regulations 1973(f) or any other arrangements are carried out in accordance with the scheme whereby persons employed below ground in the mine use means of egress therefrom in an emergency.”

Dated 8th February 1973.

Tom Boardman,
 Minister for Industry,
 Department of Trade and Industry.

(a) 1954 c. 70.

(b) S.I. 1969/1498, 1970/1537 (1969 III, p. 4797; 1970 III, p. 5293).

(c) 1889 c. 63.

(d) S.I. 1959/2117 (1959 I, p. 1786).

(e) S.I. 1969/963 (1969 II, p. 2851).

(f) S.I. 1973/194 (1973 I, p. 784).

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order adds a new class of dangerous occurrences at mines of which notice is required to be given under section 116 of the Mines and Quarries Act 1954 to the inspector for the district and to the employees' nominee, whether or not death or serious bodily injury has been caused.

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