
 STATUTORY INSTRUMENTS

1978 No. 1951

**HEALTH AND SAFETY
MINES AND QUARRIES**
**The Mines and Quarries Act 1954 (Modification)
Regulations 1978**

Made - - - - - 29th December 1978
Laid before Parliament 3rd January 1979
Coming into Operation 23rd January 1979

The Secretary of State, in exercise of the powers conferred on him by section 15(1) and (3)(a) of the Health and Safety at Work etc. Act 1974(a) (“the 1974 Act”) as amended by section 116 of, and paragraph 6 of Schedule 15 to, the Employment Protection Act 1975(b) and of all other powers enabling him in that behalf and for the purpose of giving effect without modifications to proposals submitted to him by the Health and Safety Commission under section 11(2)(d) of the 1974 Act after the carrying out by the said Commission of consultations in accordance with section 50(3) of that Act, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Mines and Quarries Act 1954 (Modification) Regulations 1978 and shall come into operation on 23rd January 1979.

(2) The Interpretation Act 1978(c) applies to these Regulations as it applies to subordinate legislation made after the commencement of that Act.

Modification of section 148 of the Mines and Quarries Act 1954

2. Section 148 of the Mines and Quarries Act 1954(d), as modified(e), shall be further modified as follows:—

(a) in subsection (1), after the words “of this Act” there shall be inserted the words “or by health and safety regulations”;

(a) 1974 c. 37.

(b) 1975 c. 71.

(c) 1978 c. 30.

(d) 1954 c. 70.

(e) The relevant amending Instrument is S.I. 1974/2013.

(b) in subsection (2)—

- (i) for the word “ten” in each place where it appears there shall be substituted the word “thirteen”;
- (ii) for the words “by regulations having effect by virtue of Part IV of this Act” there shall be substituted “by health and safety regulations relating to quarries”;
- (iii) for the word “twelve” there shall be substituted the word “fifteen”.

Alexander Eadie,

Parliamentary Under-Secretary of State,
Department of Energy.

John Grant,

Parliamentary Under-Secretary of State,
Department of Employment.

29th December 1978.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend section 148 of the Mines and Quarries Act 1954 to require the Mining Qualifications Board to ascertain the fitness of candidates for such certificates as by virtue of health and safety regulations are to be granted on their recommendation.

They also amend the section by increasing the maximum number of persons who may be appointed to the Board to fifteen, during any period when the Board is responsible for granting certificates prescribed as qualifications by health and safety regulations relating to quarries, and to thirteen at other times.

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