



# Factories Act (Northern Ireland) 1965

## 1965 CHAPTER 20

### PART VII

#### SPECIAL APPLICATIONS AND EXTENSIONS

##### WORKS OF BUILDING AND ENGINEERING CONSTRUCTION

#### 125 Building operations and works of engineering construction.

- (1) Subject to the following provisions of this section, the provisions of this Act specified in subsection (2) shall apply—
- (a) to building operations; and
  - (b) to works of engineering construction;
- undertaken by way of trade or business, or for the purpose of any industrial or commercial undertaking, and to any line or siding which is used in connection therewith and for the purposes thereof and is not part of a railway or tramway.
- (2) The said provisions are:—
- (a) the provisions of Part I with respect to sanitary conveniences;
  - <sup>F1</sup>(aa) the provisions of [<sup>F2</sup> section 10A] ;]
  - (b) the provisions of sections 50 and 51 so far as they enable the Ministry to make regulations;  
*Para. (c) rep. by SR 1991/471*  
*Paras. (d)(e) rep. by SR 1979/246*
  - (f) Part V;  
*Para. (g) rep. by 1978 NI 9*  
*Para. (h) rep. by SR 1979/246*
  - (j) <sup>F3</sup> the provisions of Part X with respect to <sup>F4</sup> . . . <sup>F5</sup> . . . , <sup>F6</sup> . . . , preservation of registers and records, . . . <sup>F7</sup>;
  - (k) the provisions of Part XI with respect to . . . <sup>F7</sup> duties . . . <sup>F7</sup> of [<sup>F8</sup> district councils and of the<sup>F9</sup> Director of Public Health for Northern Ireland];]
  - (l) Part XII;

*Status: Point in time view as at 31/10/2011.*

*Changes to legislation: There are currently no known outstanding effects for the  
 Factories Act (Northern Ireland) 1965, Section 125. (See end of Document for details)*

- (m) Part XIII;
- (n) Part XIV.

*Subs. (3) rep. by SR 1996/510*

- (4) The provisions of this Act in their application to building operations or to works of engineering construction shall have effect as if any place where such operations or works are carried on were a factory and any person undertaking any such operations or works to which this Act applies were the occupier of a factory, and with such other adaptations and modifications as may be made by regulations made by the Ministry.
- (5) <sup>F3</sup> The provisions of this Act requiring <sup>F10</sup> . . . registers to be kept<sup>F5</sup> . . . shall be deemed to be complied with as respects building operations or works of engineering construction if the register is kept at an office of the person undertaking the operations or works<sup>F5</sup> . . . .

*Subs. (6), (7) rep. by SR 1995/209*

- (8) The application of this Act to any building operations or works of engineering construction by virtue of the foregoing provisions of this section shall not be excluded by reason of the fact that they are undertaken on premises to which this Act applies apart from those provisions; and nothing in this section shall be taken as prejudicing the application of this Act to those premises apart from this section.

**F1** 1978 NI 9

**F2** 1990 NI 2

**F3** Mod., SR 1979/246

**F4** SR 1991/105

**F5** SR 1996/512

**F6** Words in s. 125(2)(j) repealed (31.10.2011) by [Factories Act \(Northern Ireland\) 1965 and Office and Shop Premises Act \(Northern Ireland\) 1966 \(Repeals and Modifications\) Regulations \(Northern Ireland\) 2011 \(S.R. 2011/283\)](#), **reg. 4(2)(b)**

**F7** SR 1979/246

**F8** SRO (NI) 1973/211

**F9** Words in s. 125(2) amended by [S.I. 1991/194 \(N.I. 1\)](#), art. 32(1A) (as substituted (1.4.2009) by [Health and Social Care \(Reform\) Act \(Northern Ireland\) 2009 \(c. 1\)](#), ss. 32, 34(3), **Sch. 6 para. 13(11)**; [S.R. 2009/114](#), **art. 2**)

**F10** Word in s. 125(5) repealed (31.10.2011) by [Factories Act \(Northern Ireland\) 1965 and Office and Shop Premises Act \(Northern Ireland\) 1966 \(Repeals and Modifications\) Regulations \(Northern Ireland\) 2011 \(S.R. 2011/283\)](#), **reg. 4(2)(c)**

**Status:**

Point in time view as at 31/10/2011.

**Changes to legislation:**

There are currently no known outstanding effects for the Factories Act (Northern Ireland) 1965, Section 125.