



# Mines Act (Northern Ireland) 1969

## 1969 CHAPTER 6

### PART III

#### SAFETY, HEALTH AND WELFARE

##### PROVISIONS FOR SECURING SAFE OPERATION OF WINDING AND ROPE HAULAGE APPARATUS AND CONVEYORS

#### **42 Charge of winding and rope haulage apparatus when persons are carried.**

- (1) No mechanically or gravity operated winding apparatus with which a mine shaft or staple-pit is provided and no mechanically or gravity operated rope haulage apparatus at a mine shall be operated on any occasion when persons are carried by means thereof except by a competent<sup>F1</sup> . . . person who has attained the age of twenty-two years appointed by the manager of the mine to operate it on such an occasion; and accordingly it shall be the duty of the manager of every mine to appoint such number, if any, of competent<sup>F1</sup> . . . persons as may be sufficient to secure compliance with the foregoing provisions of this subsection.
- (2) It shall be the duty of the manager of every mine to and from which persons gain ingress and egress by being carried through a shaft or unwalkable outlet by means of mechanically or gravity operated winding or rope haulage apparatus, or in which persons gain access to a part thereof by being carried through a staple-pit by means of mechanically or gravity operated winding apparatus, to make, and to secure the efficient carrying out of, arrangements whereby, so long as any person is below ground in the mine who it is intended should come out through that shaft, outlet or staple-pit, a person appointed under this section is in attendance at the mine for the purpose of operating the apparatus aforesaid provided for carrying persons through that shaft or outlet or, as the case may be, that staple-pit.
- (3) [<sup>F2</sup>the Executive] may serve on the manager of a mine a notice requiring him to secure that, at such times as may be specified in the notice, a person who, in pursuance of arrangements made under subsection (2), is in attendance at the mine is not charged with the duty of operating more than one set of mechanically or gravity operated winding or rope haulage apparatus.

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*Status: Point in time view as at 01/01/2006. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Mines Act (Northern Ireland) 1969, Section 42. (See end of Document for details)*

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- (4) ...<sup>F3</sup>, no person appointed under this section shall be employed at a mine of coal, stratified ironstone, shale or fireclay for more than eight hours in any day on which his duties consist of, or include, the operation, when persons are carried by means thereof, of mechanically or gravity operated winding apparatus with which a shaft is provided, ...<sup>F3</sup>.

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| <b>F1</b> | 1990 NI 2   |
| <b>F2</b> | SR 1999/150 |
| <b>F3</b> | SR 1980/333 |

**Status:**

Point in time view as at 01/01/2006. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Mines Act (Northern Ireland) 1969, Section 42.