



# Mines and Quarries Act 1954

1954 CHAPTER 70 2 and 3 Eliz.2

## PART III

SAFETY, HEALTH AND WELFARE (MINES)

*Provisions for securing safe Ingress and Egress*

### 28 Provision of winding and haulage apparatus.

- (1) Every <sup>F1</sup> . . . unwalkable outlet for the time being provided at a mine of coal, stratified ironstone, shale or fireclay for affording to persons employed below ground therein means of ingress and egress shall be provided with apparatus for carrying persons between <sup>F1</sup> . . . the surface entrance to the outlet and the entrances therefrom to the workings and between those entrances themselves, being apparatus which complies with such requirements (if any) of regulations as it appears to the Minister requisite or expedient to impose for securing the safety of persons when being carried by means thereof and whose use is confined to the <sup>F1</sup> . . . outlet, save where an inspector in any particular case, by notice served on the manager of the mine, consents to its use not being so confined.
- (2) Every <sup>F1</sup> . . . unwalkable outlet for the time being provided at a mine other than of coal, stratified ironstone, shale or fireclay for affording to persons employed below ground therein means of ingress and egress, being a <sup>F1</sup> . . . outlet in the case of which the relevant distance exceeds [<sup>F2</sup>45 metres] shall be provided with apparatus <sup>F1</sup> . . . , for carrying persons between the surface entrance to the outlet and the entrances therefrom to the workings and between those entrances themselves being apparatus which complies with such requirements (if any) of regulations as it appears to the Minister requisite or expedient to impose for securing the safety of persons when being carried by means thereof, and whose use is confined to the <sup>F1</sup> . . . outlet, save where an inspector in any particular case, by notice served on the manager of the mine, consents to its use not being so confined:  
Provided that an inspector may by notice served on the manager of any such mine as is mentioned in the foregoing provisions of this subsection exempt from those provisions a shaft or outlet provided at that mine.

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*Status: Point in time view as at 01/04/1993. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Mines and Quarries Act 1954, Section 28. (See end of Document for details)*

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For the purposes of this subsection the expression “relevant distance” means, <sup>F1</sup> . . . in the case of an outlet, the distance between the point at which the outlet reaches the surface and the underground entrance provided for affording to persons access to the outlet which is furthest from that point.

- (3) All apparatus provided in pursuance of this section shall be properly maintained and, when not in use, kept constantly available for use.

#### **Textual Amendments**

- F1** Words in s. 28(1)(2) repealed (1.4.1993 except in so far as the amending regulations apply to mines of tin or tin ore and 1.1.1996 in so far as they do apply to mines of tin or tin ore), by S.I. 1993/302, regs. 1, 22(1), Sch. 1.
- F2** Words substituted by S.I. 1976/2063, reg. 3(1), Sch. 1 Pt. II except as to shafts sunk, or as the case may be, lengths of road made before 1.2.1977

**Status:**

Point in time view as at 01/04/1993. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Mines and Quarries Act 1954, Section 28.