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STATUTORY INSTRUMENTS

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1958 No. 366

**AGRICULTURAL EMPLOYMENT**

**SAFETY, HEALTH AND WELFARE**

**The Agriculture (Avoidance of Accidents to Children)  
Regulations, 1958**

<i>Made</i> - - - -	6th March, 1958
<i>Laid before Parliament</i>	12th March, 1958
<i>Coming into Operation</i>	1st July, 1958

The Minister of Agriculture, Fisheries and Food and the Secretary of State for Scotland, acting jointly, in exercise of the powers conferred on them by subsections (1) and (2) of section 7 of the Agriculture (Safety, Health and Welfare Provisions) Act, 1956(a), and of all other powers enabling them in that behalf, after consultation with such organisations as appear to them to represent the interests concerned, hereby make the following regulations:—

*Citation and commencement*

1. These regulations, which may be cited as the Agriculture (Avoidance of Accidents to Children) Regulations, 1958, shall apply to Great Britain, and shall come into operation on the 1st day of July, 1958.

*Interpretation*

2.—(1) In these regulations:—

“child” means a child who has not attained the age at which his employment ceases to be prohibited—

(i) in England and Wales under paragraph (a) of subsection (1) of section 18 of the Children and Young Persons Act, 1933(b), or

(ii) in Scotland under paragraph (a) of subsection (1) of section 28 of the Children and Young Persons (Scotland) Act, 1937(c);

“trailer” means any vehicle used as a trailer whether or not designed to be so used, but does not include any such vehicle drawn by an animal.

(2) In these regulations any reference to a tractor, machine, implement, trailer or other vehicle includes any drawbar, towbar or coupling which may be used for the purpose of towing or propelling.

(3) The Interpretation Act, 1889(d), applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

*Prohibition on riding on vehicles and machines*

3.—(1) Subject to paragraph (2) of this regulation no child shall ride on any of the following classes of vehicles or machines while such vehicles or machines are being used in the course of agricultural operations or are going to or from the site of such operations:—

(a) tractors;

(b) self-propelled agricultural machines;

(c) trailers;

(d) trailers into which any conveyor mechanism is built;

(e) machines mounted in whole or in part on tractors or vehicles, or towed or propelled by tractors or vehicles;

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(a) 4 & 5 Eliz. 2. c. 49.

(c) 1 Edw. 8 & 1 Geo. 6. c. 37.

(b) 23 & 24 Geo. 5. c. 12.

(d) 52 & 53 Vict. c. 63.

- (f) binders or mowers drawn by animals.
- (2) The foregoing paragraph shall not apply as respects subparagraph (c) thereof in circumstances where the child rides—
- (a) on the floor of the trailer ; or
  - (b) on any load carried by the trailer provided that the trailer has four sides each of which is higher than the load.

*Prohibition on driving vehicles and machines*

4. No child shall drive any tractor, or self-propelled vehicle or machine while that tractor, vehicle or machine is being used in the course of agricultural operations or is going to or from the site of such operations.

*Prohibition on riding on implements*

5. No child shall ride on any of the following implements while they are being towed or propelled:—

- (a) agricultural implements mounted in whole or in part on tractors or vehicles, or towed or propelled by tractors or vehicles ;
- (b) animal-drawn rollers.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this sixth day of March, nineteen hundred and fifty-eight.

(L.S.)

*John Hare,*  
Minister of Agriculture, Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland this sixth day of March nineteen hundred and fifty-eight.

(L.S.)

*John S. Maclay,*  
Secretary of State for Scotland.

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EXPLANATORY NOTE

*(This Note is not part of the Regulations, but is intended to indicate their general purport.)*

These regulations, made under section 7 of the Agriculture (Safety, Health and Welfare Provisions) Act, 1956, prohibit children who have not attained the age at which they may be lawfully employed—at the date of making these regulations 13 years—from riding on or driving prescribed classes of vehicles and machines while such vehicles or machines are being used in the course of agricultural operations or are going to or from such operations. The regulations also prohibit children from riding on agricultural implements of prescribed classes while the implements are being towed or propelled.

Section 7 (3) provides that a person who causes or permits a child to ride on or drive a vehicle or machine or ride on an implement in contravention of the regulations shall be guilty of an offence, which in terms of section 14 of the Act renders that person liable on summary conviction to a fine not exceeding £50.

The regulations apply to Great Britain.

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