

1966 No. 882

MINES AND QUARRIES

The Coal and Other Mines (Managers and Officials) (Variation) Regulations 1966

<i>Made - - - -</i>	19th July 1966
<i>Laid before Parliament</i>	27th July 1966
<i>Coming into Operation</i>	4th August 1966

Whereas in pursuance of Part I of Schedule 2 to the Mines and Quarries Act 1954(a) the Minister of Power has published notice of his intention to make the following regulations and has not received any objection to the draft thereof in respect to which he is required to refer the draft regulations for inquiry and report :

Now, therefore, the Minister of Power in pursuance of the powers conferred upon him by sections 141 and 143 of the Mines and Quarries Act 1954 and of all other powers him enabling hereby makes the following regulations :—

1. These regulations shall come into operation on 4th August 1966 and may be cited as the Coal and Other Mines (Managers and Officials) (Variation) Regulations 1966.

2. The Coal and Other Mines (Managers and Officials) Regulations 1956(b) as varied by the Coal and Other Mines (Managers and Officials) (Variation) Regulations 1961(c), the Coal and Other Mines (Managers and Officials) (Variation) Regulations 1962(d) and the Coal and Other Mines (Managers and Officials) (Variation) Regulations 1963(e) shall have effect subject to the further variations specified in these regulations.

3. In these regulations the expression “the principal regulations” means the Coal and Other Mines (Managers and Officials) Regulations 1956 and a regulation referred to by number means the regulation so numbered in the principal regulations.

4. For paragraph (b) of regulation 7 of the principal regulations there shall be substituted the following paragraph :—

“(b) he is the holder of a deputy’s certificate granted by the Minister on the recommendation of the Mining Qualifications Board, which shall, unless an inspector by notice served on the manager of the mine consents to that person’s being such an official at that mine, be a certificate valid with respect to that mine, and has had not less than one year’s experience as a deputy ; or”.

5. In paragraph (5) of regulation 12 (being a paragraph which was added to the principal regulations by the Coal and Other Mines (Managers and Officials) (Variation) Regulations 1963) after the word “deputy” where it first occurs there shall be added the words “and, unless an inspector by notice served on the manager of the mine consents to that person’s making pre-shift inspections pursuant to this paragraph, such qualification is valid with respect to that mine”.

(a) 2 & 3 Eliz. 2. c. 70.

(b) S.I. 1956/1758 (1956 I, p. 1212).

(c) S.I. 1961/817 (1961 I, p. 1623).

(d) S.I. 1962/594 (1962 I, p. 559).

(e) S.I. 1963/1617 (1963 III, p. 3010).

6. For sub-paragraph (b) of regulation 26(1) of the principal regulations there shall be substituted the following sub-paragraph:—

“(b) a deputy’s certificate granted by the Minister on the recommendation of the Mining Qualifications Board, which shall, unless an inspector, by notice served on the manager of the mine consents to that person’s being a deputy at that mine, be a certificate valid with respect to that mine; or”.

7. For regulation 28 of the principal regulations there shall be substituted the following regulation:—

“28. It shall be the duty of the manager of every mine to secure that competent persons, each of whom is qualified under regulation 26 to be a deputy, and unless an inspector by notice served on the manager consents to that person’s making the inspections specified in the next following regulation, such qualification is valid with respect to that mine, are appointed by the manager and assigned by him to make such inspections.”

Dated 19th July 1966.

Richard Marsh,
Minister of Power.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations, which are made by the Minister of Power under the Mines and Quarries Act 1954, sections 141 and 143, vary the Coal and Other Mines (Managers and Officials) Regulations 1956, as previously varied, by providing that deputies, underground officials superior to deputies but inferior to managers and under-managers, other persons who carry out pre-shift inspections, and persons appointed to carry out inspections of places in a mine not comprised in any deputy’s district (all of whom are required to be qualified to be appointed as deputies) must have a qualification which is valid with respect to the mine at which they are so appointed, unless an inspector consents to the appointment of a person to perform those duties having a qualification valid with respect to some other class of mine.

Regulation 4 also varies the provisions of regulation 7(b) of the regulations of 1956, by substituting for the requirements, for an official superior to deputies but inferior to managers and under-managers to have certain experience as a deputy and to have attained a specified age, a requirement that such an official must have had not less than one year’s experience as a deputy.