

1968 No. 1882

**INDUSTRIAL TRAINING**

**The Industrial Training (Carpet Board) Order 1968**

*Made* - - - - 25th November 1968  
*Laid before Parliament* 4th December 1968  
*Coming into Operation* 18th December 1968

The Secretary of State after consultation with the Carpet Industry Training Board and with organisations and associations of organisations appearing to be representative respectively of substantial numbers of employers engaging in the activities hereinafter mentioned and of substantial numbers of persons employed in those activities and in exercise of her powers under section 9 of the Industrial Training Act 1964(a) and of all other powers enabling her in that behalf hereby makes the following Order :—

*Citation, commencement and interpretation*

1.—(1) This Order may be cited as the Industrial Training (Carpet Board) Order 1968 and shall come into operation on 18th December 1968.

(2) In this Order—

- (a) “the Act” means the Industrial Training Act 1964 ;
- (b) “the Board” means the Carpet Industry Training Board ;
- (c) “levy Order” means the Industrial Training Levy (Carpet) Order 1967(b) or the Industrial Training Levy (Carpet) Order 1968(c) ;
- (d) “the principal Order” means the Industrial Training (Carpet Board) Order 1966(d).

(3) The Interpretation Act 1889(e) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament and as if this Order and the principal Order were Acts of Parliament.

*Activities of the Board*

2. The activities in relation to which the Board exercises the functions conferred by the Act upon industrial training boards shall, in lieu of the activities specified in Schedule 1 to the principal Order, be the activities specified in the Schedule to this Order, and accordingly in the principal Order the latter Schedule shall be substituted for the former Schedule.

*Transitional provisions*

3.—(1) The chairman and other members of the Board on the day upon which this Order comes into operation shall continue to be members of the Board and to hold and vacate their offices in accordance with the terms of the instruments appointing them to be members.

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(a) 1964 c. 16.

(c) S.I. 1968/30 (1968 I, p. 88).

(e) 1889 c. 63.

(b) S.I. 1967/331 (1967 I, p. 1147).

(d) S.I. 1966/245 (1966 I, p. 499).

(2) The provisions of this Order shall not—

- (a) extend the operation of either levy Order ;
- (b) affect the operation of either levy Order in relation to the assessment of an employer within the meaning of that Order in respect of an establishment engaged in the first levy period or the second levy period, as the case may be, wholly or mainly in activities included in the Schedule to this Order ;
- (c) affect the operation of any assessment notice served by the Board under the provisions of either levy Order before the date upon which this Order comes into operation or any appeal or other proceedings arising out of any such notice.

25th November 1968.

*Barbara Castle,*  
First Secretary of State and Secretary of State  
for Employment and Productivity.

## SCHEDULE

Article 2 .

### THE CARPET INDUSTRY

1. Subject to the provisions of this Schedule, the activities of the carpet industry are the following activities in so far as they are carried out in Great Britain:—

- (a) the manufacture (otherwise than wholly or mainly from jute) of carpets, carpeting, mats, matting, rugs or any similar floor coverings ;
- (b) the manufacture of pressed or needle felt when carried out by an employer (or an associated company of the employer, being a company) engaged mainly in the manufacture of all or any of the products to which the foregoing sub-paragraph applies ;
- (c) the manufacture, from paper, of yarn or woven fabric ;
- (d) any of the following processes when carried out by an employer (or an associated company of the employer, being a company) engaged in the manufacture of any products to which sub-paragraph (a) of this paragraph applies for the purposes thereof—
  - (i) sorting, treating, dyeing, using or consuming textile fibres or tops, or packing, re-packing or warehousing such fibres, tops or yarn ;
  - (ii) carding, combing or re-combing textile fibres ;
  - (iii) making rovings from textile fibres or tops, or spinning yarn ;
  - (iv) twisting, doubling, folding, winding, warping, warp dressing, beaming, reeling, curling, sizing or dyeing yarn or any other process in the preparation of yarn for further processing ;
- (e) any activities, being—
  - (i) related activities incidental or ancillary to principal activities of the carpet industry ; or
  - (ii) activities undertaken in the administration, control or direction of one or more establishments, being establishments engaged wholly or mainly in principal activities of that industry, in related activities incidental or ancillary thereto, or in the administration, control or direction of one or more other establishments engaged in such principal or related activities ;

and carried out, in either case, by the employer engaged in those principal activities or, where that employer is a company, by the company or by an associated company of the company ;

- (f) any activities of industry or commerce (other than carpet activities) carried out at or from an establishment mainly engaged—
  - (i) in carpet activities ; or
  - (ii) in carpet activities and in activities described in the Appendix to this Schedule, but to a greater extent in carpet activities than in activities described in that Appendix in relation to any one industry.

2. Notwithstanding anything contained in this Schedule, there shall not be included in the activities of the carpet industry:—

- (a) the activities of any establishment engaged—
  - (i) mainly in activities not being carpet activities or activities described in the Appendix to this Schedule ; or
  - (ii) to a less extent in carpet activities than in activities described in that Appendix in relation to any one industry ;
- (b) the activities of any establishment engaged wholly or mainly in related activities, being activities—
  - (i) incidental or ancillary to the activities of one or more establishments (in this sub-paragraph hereafter referred to as “the principal establishment”) engaged wholly or mainly in any activities not being principal activities of the carpet industry ; and
  - (ii) carried out by the employer carrying on the principal establishment or, where that employer is a company, by the company or by an associated company of the company ;
- (c) the activities of any establishment engaged wholly or mainly in the activities following or any of them, that is to say—
  - (i) the manufacture of pressed or needle felt, not being manufacture specified in paragraph 1(b) of this Schedule ;
  - (ii) the manufacture of any products wholly or mainly from cork ;
  - (iii) the manufacture, wholly or mainly from candlewick or terry towelling, of mats, rugs or toilet sets ;
  - (iv) the processing of rubber or of plastics material ;
  - (v) the coating or impregnation of textile fabric with rubber or plastics material ;
  - (vi) the manufacture of linoleum or any similar floor covering or of felt base floor covering ; or
  - (vii) the manufacture, mainly from skins with the hair or wool on or from fur skins, of rugs or similar floor coverings ;
- (d) the activities of any company, association or body that is required by its constitution to apply its profits, if any, or other income in promoting its objects and is prohibited thereby from paying any dividend to its members, and that has for its sole or principal object or among its principal objects the provision of facilities for any of the purposes mentioned in section 15(1) of the Disabled Persons (Employment) Act 1944(a) (which relates to the provision for registered persons who are seriously disabled of work or training) ;
- (e) any work, occupation or training that is provided in accordance with arrangements made by a local authority under the Disabled Persons (Employment) Act 1958(b) or any other enactment that authorises or requires the provision of arrangements for persons suffering from illness, severe physical defect or disability or from mental disorder, or for persons who have been suffering from illness or whose care is undertaken with a view to preventing them from becoming ill, or for old people ;
- (f) the supply of food or drink for immediate consumption.

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(a) 1944 c. 10.

(b) 1958 c. 33.

3. In this Schedule unless the context otherwise requires—

- (a) “carpet activities” means any one or more of the principal activities of the carpet industry and the activities included in that industry by virtue of paragraph 1(e) of this Schedule ;
- (b) “company” includes any body corporate, and “subsidiary” has the same meaning as by virtue of section 154 of the Companies Act 1948(a) it has for the purposes of that Act ;
- (c) “felt base floor covering” means any floor covering made from bitumen saturated grey felt paper that is paint-coated and finished with an enamel paint or plastics surface ;
- (d) “manufacture” includes any process or operation incidental or appertaining to manufacture ;
- (e) “office premises” has the same meaning as in section 1(2) of the Offices, Shops and Railway Premises Act 1963(b) ;
- (f) “principal activities of the carpet industry” means activities which, subject to the provisions of paragraph 2 of this Schedule, are specified in paragraph 1, other than sub-paragraphs (e) and (f) thereof, as activities of the carpet industry ;
- (g) “processing” in relation to rubber or plastics material means any of the operations of masticating, compounding, mixing, calendering, moulding, pressing, casting, dipping, coating, heat sealing, laminating, machining (other than stitching), cutting, vulcanising or foaming ;
- (h) “related activities” means any of the following activities, that is to say—
  - (i) research, development, design or drawing ;
  - (ii) buying, selling, testing, advertising, packing, distribution, transport or any similar operations ;
  - (iii) operations of a kind performed at office premises or laboratories, or at stores, warehouses or similar places ;
  - (iv) cleaning, washing or garaging vehicles, or carrying out running repairs or minor adjustments thereto ; or
  - (v) training of employees or apprentices ;
- (i) “rubber” means the following products, whether or not vulcanised or hardened, that is to say, natural rubber, balata, gutta percha, and similar natural gums, synthetic rubber and factice derived from oils, and such substances reclaimed ;
- (j) “textile fibres” means any fibres consisting, or including more than 15 per cent. by weight, of—
  - (i) animal fibres of any kind or mixture ;
  - (ii) the waste of any such fibres ; or
  - (iii) any mixture of such fibres or waste ;and includes any other fibres or continuous filaments when used or intended for use in a textile factory for the production of yarn or fabric by a system of manufacture similar to one commonly employed in the production of woollen or worsted yarn or fabric ;
- (k) “yarn” (except in paragraph 1(c) of this Schedule) means yarn consisting of textile fibres.

4. For the purposes of this Schedule two companies shall be taken to be associated companies if one is a subsidiary of the other, or both are subsidiaries of a third company, and “associated company” shall be construed accordingly.

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(a) 1948 c. 38.

(b) 1963 c. 41.

## APPENDIX

The activities that would be included in an industry specified in Column 1 hereof by virtue of the industrial training order specified in the corresponding entry in Column 2, if the provisions specified in Column 3 were omitted from that order.

Column 1	Column 2	Column 3
The wool, jute and flax industry	The Industrial Training (Wool Industry Board) Order 1964 as amended by the Industrial Training (Wool, Jute and Flax Board) Order 1968(a)	Schedule 1 Paragraph 1(s)
The iron and steel industry	The Industrial Training (Iron and Steel Board) Order 1964(b)	Schedule 1 Paragraph 1(j)
The construction industry	The Industrial Training (Construction Board) Order 1964 as amended by the Industrial Training (Construction Board) Order 1967(c)	Schedule 1 Paragraph 1(l)
The engineering industry	The Industrial Training (Engineering Board) Order 1964 as amended by the Industrial Training (Engineering Board) Order 1968(d)	Schedule 1 Paragraph 1(m)
The shipbuilding industry	The Industrial Training (Shipbuilding Board) Order 1964 as amended by the Industrial Training (Shipbuilding Board) Order 1968(e)	Schedule 1 Paragraph 1(g)
The ceramics, glass and mineral products industry	The Industrial Training (Ceramics, Glass and Mineral Products Board) Order 1965(f)	Schedule 1 Paragraph 1(n)
The furniture and timber industry	The Industrial Training (Furniture and Timber Industry Board) Order 1965(g)	Schedule 1 Paragraph 1(r)
The man-made fibres producing industry	The Industrial Training (Man-made Fibres Producing Industry Board) Order 1966(h)	Schedule 1 Paragraph 1(d)
The knitting, lace and net industry	The Industrial Training (Knitting, Lace and Net Industry Board) Order 1966(i)	Schedule 1 Paragraph 1(j)
The cotton and allied textiles industry	The Industrial Training (Cotton and Allied Textiles Board) Order 1966(j)	Schedule 1 Paragraph 1(p)

(a) S.I. 1964/907, 1968/898 (1964 II, p.1928; 1968 II, p.2376).

(c) S.I. 1964/1079, 1967/924 (1964 II, p.2384; 1967 II, p.2757).

(e) S.I. 1964/1782, 1968/1614 (1964 III, p.3928; 1968 III, p.4432).

(g) S.I. 1965/2028 (1965 III, p.5998).

(i) S.I. 1966/246 (1966 I, p.506).

(b) S.I. 1964/949 (1964 II, p.2127).

(d) S.I. 1964/1086, 1968/1333 (1964 II, p.2402; 1968 II, p. 3694).

(f) S.I. 1965/1391 (1965 II, p.4062).

(h) S.I. 1966/143 (1966 I, p.257).

(j) S.I. 1966/823 (1966 II, p.1907).

APPENDIX—*contd.*

Column 1	Column 2	Column 3
The agricultural, horticultural and forestry industry	The Industrial Training (Agricultural, Horticultural and Forestry Board) Order 1966(a)	Schedule 1 Paragraph 1(m)
The road transport industry	The Industrial Training (Road Transport Board) Order 1966(b)	Schedule 1 Paragraph 1(o)
The hotel and catering industry	The Industrial Training (Hotel and Catering Board) Order 1966(c)	Schedule 1 Paragraph 1(e)
The civil air transport industry	The Industrial Training (Civil Air Transport Board) Order 1967(d)	Schedule 1 Paragraph 1(h)
The petroleum industry	The Industrial Training (Petroleum Board) Order 1967(e)	Schedule 1 Paragraph 1(h)
The rubber and plastics processing industry	The Industrial Training (Rubber and Plastics Processing Board) Order 1967(f)	Schedule 1 Paragraph 1(k)
The chemical and allied products industry	The Industrial Training (Chemical and Allied Products Board) Order 1967(g)	Schedule 1 Paragraph 1(s)
The paper and paper products industry	The Industrial Training (Paper and Paper Products Board) Order 1968(h)	Schedule 1 Paragraph 1(j)
The printing and publishing industry	The Industrial Training (Printing and Publishing Board) Order 1968(i)	Schedule 1 Paragraph 1(n)
The distributive industry	The Industrial Training (Distributive Board) Order 1968(j)	Schedule 1 Paragraph 1(h)
The food, drink and tobacco industry	The Industrial Training (Food, Drink and Tobacco Board) Order 1968(k)	Schedule 1 Paragraph 1(q)
The footwear, leather and fur skin industry	The Industrial Training (Footwear, Leather and Fur Skin Board) Order 1968(l)	Schedule 1 Paragraph 1(v)

(a) S.I. 1966/969 (1966 II, p.2333).  
(c) S.I. 1966/1347 (1966 III, p.3669).  
(e) S.I. 1967/648 (1967 I, p.2032).  
(g) S.I. 1967/1386 (1967 III, p.4049).  
(i) S.I. 1968/786 (1968 II, p.2185).  
(k) S.I. 1968/1033 (1968 II, p.2721).

(b) S.I. 1966/1112 (1966 III, p.2712).  
(d) S.I. 1967/263 (1967 I, p.968).  
(f) S.I. 1967/1062 (1967 II, p.3151).  
(h) S.I. 1968/787 (1968 II, p.2194).  
(j) S.I. 1968/1032 (1968 II, p.2709).  
(l) S.I. 1968/1763

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order re-defines the activities in relation to which the Carpet Industry Training Board exercises its functions. The Board was established on 18th March 1966 by the Industrial Training (Carpet Board) Order 1966.

Amongst the activities henceforth to be included in the carpet industry is the manufacture from paper of yarn or woven fabric. The manufacture of pressed or needle felt will henceforth be included in the industry only if the employer is engaged mainly in the manufacture of carpets or similar floor coverings.

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STATUTORY INSTRUMENTS

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1968 No. 1882

INDUSTRIAL TRAINING

**The Industrial Training (Carpet Board) Order 1968**

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