

1974 No. 2081

INDUSTRIAL TRAINING

**The Industrial Training (Construction Board) Order 1964
(Amendment) Order 1974**

<i>Made</i>	-	-	-	-	<i>10th December 1974</i>
<i>Laid before Parliament</i>	-				<i>19th December 1974</i>
<i>Coming into Operation</i>	-				<i>14th January 1975</i>

The Secretary of State, on the recommendation of the Manpower Services Commission, and in exercise of his powers under section 9 of the Industrial Training Act 1964(a), as amended by section 6(1) of, and paragraph 12 of Part I of Schedule 2 to, the Employment and Training Act 1973(b), and of all other powers enabling him in that behalf, hereby makes the following Order:—

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Industrial Training (Construction Board) Order 1964 (Amendment) Order 1974 and shall come into operation on 14th January 1975.

(2) In this Order—

- (a) “ the Act ” means the Industrial Training Act 1964 as amended by the Employment and Training Act 1973;
- (b) “ the Board ” means the Construction Industry Training Board;
- (c) “ levy Order ” includes the Industrial Training Levy (Construction Board) Order 1965(c), the Industrial Training Levy (Construction Board) Order 1966(d), the Industrial Training Levy (Construction Board) Order 1967(e), the Industrial Training Levy (Construction Board) Order 1968(f), the Industrial Training Levy (Construction Board) Order 1969(g), the Industrial Training Levy (Construction Board) Order 1970(h), the Industrial Training Levy (Construction Board) Order 1971(i), the Industrial Training Levy (Construction Board) Order 1972(j), the Industrial Training Levy (Construction Board) Order 1973(k) and the Industrial Training Levy (Construction Board) Order 1974(l);

(a) 1964 c. 16.

(c) S.I. 1965/1218 (1965 II, p. 3456).

(e) S.I. 1967/1042 (1967 II, p. 3127).

(g) S.I. 1969/1125 (1969 II, p. 3328).

(i) S.I. 1971/837 (1971 II, p. 2412).

(k) S.I. 1973/199 (1973 I, p. 799).

(b) 1973 c. 50.

(d) S.I. 1966/1059 (1966 II, p. 2595).

(f) S.I. 1968/1061 (1968 II, p. 2854).

(h) S.I. 1970/471 (1970 I, p. 1570).

(j) S.I. 1972/79 (1972 I, p. 216).

(l) S.I. 1974/1553. (1974 III, p. 5874)

(d) “ the 1973 Order ” means the Industrial Training (Construction Board) Order 1973(a);

(e) “ the principal Order ” means the Industrial Training (Construction Board) Order 1964(b).

(3) The Interpretation Act 1889(c) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament and as if this Order, the principal Order and the 1973 Order were Acts of Parliament.

Amendment of the principal Order

2. The principal Order (as amended by the 1973 Order) shall be further amended in accordance with the Schedule to this Order, and accordingly the activities in relation to which the Board exercises the functions conferred by the Act upon industrial training boards shall be the activities specified in Schedule 1 to the principal Order as amended by the 1973 Order and this Order.

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.

(2) The provisions of this Order shall not—

(a) extend the operation of a levy Order;

(b) affect the operation of a levy Order in relation to the assessment of an employer within the meaning of that Order in respect of an establishment that was engaged in the relevant levy period wholly or mainly in activities included in Schedule 1 to the principal Order as amended by the 1973 Order and this Order;

(c) affect the operation of any assessment notice served by the Board under the provisions of a levy Order before the day upon which this Order comes into operation or any appeal or other proceedings arising out of any such notice.

Signed by order of the Secretary of State,
10th December 1974.

Harold Walker,

Joint Parliamentary Under Secretary of State,
Department of Employment.

(a) S.I. 1973/160 (1973 I, p. 654).

(b) S.I. 1964/1079 (1964 II, p. 2384).

(c) 1889 c. 63.

Article 2.

SCHEDULE

AMENDMENTS TO THE PRINCIPAL ORDER (AS AMENDED BY THE 1973 ORDER)

1. In this Schedule the expression " the Schedule " means Schedule 1 to the principal Order (as amended by the 1973 Order).
2. In paragraph 1 of the Schedule in sub-paragraph (a)(iii)—for the words " gas-making plant " substitute the words " gas-making or gas treatment works ".
3. In paragraph 2 of the Schedule—
 - (a) after sub-paragraph (c)(ii) insert:—
 - (iiA) the assembly, construction, erection, installation or fitting on site of any of the chemical, electrical or mechanical apparatus, machinery or plant of a chemical works, gas-making or gas treatment works, nuclear or thermal power station, hydro-electric station, oil refinery or oil terminal, metal smelter, steel mill, paper mill or brewery.”;
 - (b) in sub-paragraph (d)(v) for the words " statutory water undertakers within the meaning of the Water Act 1945(a) " substitute the words " statutory water undertakers within the meaning of the Water Act 1973(b) ";
 - (c) in sub-paragraph (e) omit the words " or river authority ".
4. In paragraph 3 of the Schedule—
 - (a) in sub-paragraph (k)(i) for the words " Local Government Act 1933(c) " substitute the words " Local Government Act 1972(d) ";
 - (b) for sub-paragraph (n) substitute:—

“ (n) ‘ pipe-line ’ does not include a pneumatic despatch tube ”;
 - (c) omit sub-paragraph (r).
5. In the Appendix to the Schedule substitute the following entries for the corresponding entries in the Appendix:—

Column 1	Column 2	Column 3
The engineering industry	The Industrial Training (Engineering Board) Order 1964 as amended by the Industrial Training (Engineering Board) Order 1971 and the Industrial Training (Engineering Board) Order 1964 (Amendment) Order 1974(e)	Schedule 1 Paragraph 1(m)
The furniture and timber industry	The Industrial Training (Furniture and Timber Industry Board) Order 1965 as amended by the Industrial Training (Furniture and Timber Industry Board) Order 1969, the Industrial Training (Furniture and Timber Industry Board) Order 1969 (Amendment) Order 1970 and the Industrial Training (Furniture and Timber Industry Board) Order 1965 (Amendment) Order 1973(f)	Schedule 1 Paragraph 1(x)

(a) 1945 c. 42.

(b) 1973 c. 37.

(c) 1933 c. 51.

(d) 1972 c. 70.

(e) S.I. 1964/1086, 1971/1530, 1974/2082 (1964 II, p. 2402; 1971 III, p. 4309; 1974 III, p. 8135)

(f) S.I. 1965/2028, 1969/1290, 1970/1634, 1973/1224 (1965 III, p. 5998; 1969 III, p. 3820; 1970 III, p. 5372; 1973 II, p. 3662).

Column 1	Column 2	Column 3
The road transport industry	The Industrial Training (Road Transport Board) Order 1966 as amended by the Industrial Training (Road Transport Board) Order 1972 and the Industrial Training (Road Transport Board) Order 1966 (Amendment) Order 1973(a)	Schedule 1 Paragraph 1(q)

(a) S.I. 1966/1112, 1972/772, 1973/860 (1966 III, p. 2712; 1972 II, p. 2471; 1973 II, p. 2663).

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order further amends the Industrial Training (Construction Board) Order 1964 (which was amended by the Industrial Training (Construction Board) Order 1973) which specifies the activities in relation to which the Construction Industry Training Board exercises its functions.

There will henceforth be excluded from the activities of the Industry the assembly, construction, erection, installation or fitting on site of any of the chemical, electrical or mechanical apparatus, machinery or plant of a chemical works, gas-making or gas treatment works, nuclear or thermal power station, hydro-electric station, oil refinery or oil terminal, metal smelter, steel mill, paper mill or brewery.

SI 1974/2081
ISBN 0-11-042081-0



780110420813