ARMY

1958 No. 2189

The Army Act, 1955 (Continuation) Order, 1958

Laid before Parliament in draft

Made - - - - 19th December, 1958

At the Court at Buckingham Palace, the 19th day of December, 1958

Present,

The Queen's Most Excellent Majesty in Council

Whereas a draft of the following Order in Council has been laid before Parliament and approved by resolution of each House of Parliament:

Now, therefore, Her Majesty, in pursuance of subsection (4) of section 226 of the Army Act, 1955(a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. The Army Act, 1955, shall continue in force for a period of twelve months beyond the 31st day of December, 1958, that date being the date on which it would otherwise expire.

2. This Order may be cited as the Army Act, 1955 (Continuation) Order, 1958.

W. G. Agnew.

ATTENDANCE CENTRES

1958 No. 1990

The Attendance Centre Rules, 1958

Laid before Parliament in draft

Made - - - - 24th November, 1958

Coming into Operation 1st December, 1958

In pursuance of the power conferred upon me by section fifty-two of the Criminal Justice Act, 1948(b), I hereby make the following Rules:—

General

1. These Rules shall apply to any attendance centre (hereinafter called "a centre") provided by the Secretary of State under subsection (2) of section forty-eight of the Act for the reception of male persons.

(a) 3 & 4 Eliz. 2. c. 18. (b) 11 & 12 Geo. 6. c. 58.

Occupation and instruction

2.—(1) The occupation and instruction given at a centre shall be such as to occupy the persons attending there during the period of attendance in a manner conducive to health of mind and body.

(2) The occupation and instruction shall be in accordance with a scheme approved by or on behalf of the Secretary of State.

Officer in charge

3.—(1) The officer in charge shall maintain a register in which shall be recorded in respect of each person required to attend—

(*a*) every attendance or failure to attend ;

(*b*) the duration of each attendance ; and

(*c*) the commission of any breach of these Rules and the manner in which it is dealt with.

(2) Subject to the provisions of Rule 9 of these Rules, it shall be the duty of the officer in charge to ensure that any person attending at the centre who has not completed the period of attendance specified in the order is, before leaving the centre, informed (both orally and in writing) of the day and time when he is next required to attend at the centre unless in any particular case it is impracticable to give this information.

Attendance

4.—(1) Persons required to attend at the centre shall so attend—

(*a*) on the first occasion, at the time specified in the order ; and

(*b*) on any subsequent occasion, at such time as may be notified to them in accordance with paragraph (2) of Rule 3 of these Rules, or, if no such notification has been given, at such time as may be notified to them in writing by or on behalf of the officer in charge ;

and on attending shall report to, and place themselves under the direction of, the officer in charge.

(2) The occasions of a person's attendance at a centre and the duration of each attendance shall, so far as practicable and subject to the provisions of Rule 9 of these Rules, be so arranged by the officer in charge that the duration of attendance on any occasion is not less than one hour.

Admission to centre

5. No person, other than a person on an occasion when he is required to attend in pursuance of an order, shall be admitted to, or remain in, a centre except with the permission of the Secretary of State or the officer in charge.

Unfitness for attendance

6.—(1) The officer in charge may at any time require a person attending at the centre to leave it if, in the opinion of the officer, that person is—

(*a*) so unwell as to be unfit to remain at the centre on that occasion ; or

(*b*) infested with vermin or suffering from any infectious disease or otherwise in a condition likely to be detrimental to other persons attending at the centre.

(2) Where a person is so required to leave, he shall be instructed in accordance with paragraph (2) of Rule 3 of these Rules as to his further attendance at the centre.

Discipline

7. The discipline of a centre shall be maintained by the personal influence of the officer in charge and staff.

8. Persons shall while attending at a centre conduct themselves in an orderly manner and shall obey any order given or instruction issued by the officer in charge or any member of the staff.

9.—(1) Any person committing a breach of these Rules may be required to leave the centre at any time.

(2) Where a person is so required to leave, he shall either—

(*a*) be instructed in accordance with paragraph (2) of Rule 3 of these Rules as to his further attendance at the centre ; or

(*b*) be informed (both orally and in writing) that he is not required to attend at the centre again and that it is intended in respect of the said breach to take steps to bring him before a court under subsection (7) of section nineteen of the Act.

10. Without prejudice to the generality of the last foregoing Rule, the officer in charge or any member of the staff may deal with a person committing a breach of these Rules in either or both of the following ways, that is to say :—

(*a*) by separating him from other persons attending at the centre ;

(*b*) by giving him a less attractive form of occupation ;

during the whole or any part of the period of attendance specified in the order then remaining uncompleted.

Interpretation

11. In these Rules, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say :—

" centre " has the meaning assigned to it in Rule 1 of these Rules ;

" member of the staff " means any person, other than the officer in charge, for the time being carrying out any instructional or supervisory duties at a centre ;

" officer in charge " means the person for the time being in charge of a centre ;

" order " means an order made by a magistrates' court under section nineteen of the Act requiring an offender to attend at a centre ;

" the Act " means the Criminal Justice Act, 1948.

Revocation

12. The Attendance Centre Rules, 1950(**a**), and the Attendance Centre Rules, 1953(**b**), are hereby revoked.

Citation and commencement

13. These Rules may be cited as the Attendance Centre Rules, 1958, and shall come into operation on the first day of December, 1958.

R. A. Butler,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
24th November, 1958.

(a) S.I. 1950/712 (1950 II, p. 509).
(b) S.I. 1953/1157 (1953 I, p. 123).

EXPLANATORY NOTE

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

The Rules replace the Rules revoked by Rule 12 of these Rules. The principal change is that the Rules revoked apply only to attendance centres for boys of between 12 and 17 years of age when the attendance centre order is made and these Rules apply to all attendance centres for male persons. (Under section 19 of the Criminal Justice Act, 1948, an attendance centre order can be made in the case of any person of between 12 and 21 years of age when the order is made.)

BAKING INDUSTRY

1958 No. 2061

The Baking Industry Exemption Order, 1958

Made - - - - *5th December,* 1958
Coming into Operation *1st January,* 1959

The Minister of Labour and National Service by virtue of the powers conferred on him by section nine of the Baking Industry (Hours of Work) Act, 1954(a), and of all other powers in that behalf, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Baking Industry Exemption Order, 1958, and shall come into operation on the first day of January, 1959.

(2) The Interpretation Act, 1889(b), applies to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Exemption from statutory restrictions on night work

2. The provisions of sections one to eight of the Baking Industry (Hours of Work) Act, 1954(a), shall not apply in relation to bakery workers to whom the following agreement relates employed by any employer to whom that agreement applies, that is to say, the national working agreement made on the eleventh day of November, 1958, between the Federation of Wholesale and Multiple Bakers (Great Britain and Northern Ireland), the Participating Employers referred to in the said agreement and the Amalgamated Union of Operative Bakers, Confectioners and Allied Workers.

Signed by order of the Minister of Labour and National Service this 5th day of December, 1958.

Guildhaume Myrddin-Evans,
Deputy Secretary,
Ministry of Labour and National Service

(a) 2 & 3 Eliz. 2. c. 57. (b) 52 & 53 Vict. c. 63.