EXPLANATORY NOTE

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

This Order relates to the superannuation of certain members of the civil staffs employed under the Commissioner of Police of the Metropolis and the Receiver for the Metropolitan Police District and members of the staffs of the metropolitan police courts.

Sections 39 and 40 of the Superannuation Act, 1949, as originally enacted, provided for the payment of gratuities to or in respect of persons who have served for seven years in unestablished or part-time service, respectively, in the civil service. Article 5 of the Metropolitan Police Staffs Superannuation Order, 1949, made corresponding provision in respect of members of the staffs referred to above. Sections 39 and 40 of the Act of 1949 were amended by sections 1 and 5 of the Superannuation Act, 1957, in respect of service ending on or after 15th May, 1957, so as to reduce the qualifying period for a gratuity from seven years to five years and to substitute a more favourable basis for calculating the amount of a gratuity. Article 1 of this Order makes corresponding amendments to the Order of 1949.

Section 3 of the Act of 1957 provides that where persons have served in a temporary capacity with the Imperial War Graves Commission and afterwards entered the civil service their former service may in certain circumstances be counted for superannuation purposes. Article 2 of this Order makes similar provision in respect of persons who have served with the Commission and afterwards on the staffs referred to in the first paragraph above.

MINES AND QUARRIES

MANAGEMENT AND CONTROL (MINES)

1958 No. 1597

The Coal and Other Mines (Mechanics and Electricians) (Variation) Regulations, 1958

Made - - - -	23*rd September*, 1958
Laid before Parliament	29*th September*, 1958
Coming into Operation	1*st November*, 1958

The Minister of Power in pursuance of the powers conferred upon him by section one hundred and forty-one and subsection (1) of section one hundred and forty-three of the Mines and Quarries Act, 1954(a), and of all other powers him enabling hereby orders that the following regulations shall have effect :—

1. These regulations shall come into operation on the first day of November, nineteen hundred and fifty-eight, and may be cited as the Coal and Other Mines (Mechanics and Electricians) (Variation) Regulations, 1958.

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

2. The Coal and Other Mines (Mechanics and Electricians) Regulations, 1956(a), shall have effect as hereinafter varied.

3. For regulation one (which relates to the application of the regulations) there shall be substituted the following regulation—

"1. Except where the application thereof is further expressly limited, these regulations shall apply to every mine of coal, stratified ironstone, shale or fireclay, and in these regulations "mine" means (except where further expressly limited) such a mine.".

4.—(1) In paragraphs (1), (2) and (3) of regulation twelve (which relate to the qualifications of mechanics of the mine and electricians of the mine) for the words "for a mine" where they first occur in each of those paragraphs there shall be substituted in each case the words "for a mine of coal, shale or fireclay".

(2) After paragraph (1) of regulation twelve there shall be inserted the following paragraph—

"(1A) After the thirty-first day of December, nineteen hundred and sixty-one, no person shall be qualified to be appointed or to be the mechanical engineer or mechanic in charge or the electrical engineer or electrician in charge for a mine of stratified ironstone unless—

(*a*) he is at least twenty-three years of age, and is the holder, as the case may be, of—

(i) a mechanical engineer's certificate or electrical engineer's certificate, being a certificate valid with respect to all mines or any class of mine; or

(ii) a mechanic's certificate class I or electrician's certificate class I, being a certificate valid with respect to mines of coal, shale or fireclay; or

(*b*) he was before the first day of January, nineteen hundred and fifty-nine, qualified in accordance with sub-paragraph (*b*) of paragraph (1) of regulation twelve to hold a corresponding appointment at a mine of coal, shale or fireclay; or

(*c*) he is qualified in accordance with sub-paragraph (*b*) of paragraph (1) of regulation thirteen to hold a corresponding appointment at a mine of coal, shale or fireclay; or

(*d*) he is the holder of a service certificate showing that during a period of at least six months between the first day of April, nineteen hundred and sixty-one and the thirty-first day of December, nineteen hundred and sixty-one, he had been, as the case may be,—

(i) the mechanical engineer or mechanic in charge for a mine of stratified ironstone at which the total number of prime movers exceeded ten or in which a prime mover capable of developing more than ten horse-power was used at or within thirty feet of a working face, or

(ii) the electrical engineer or electrician in charge for a mine of stratified ironstone at which the total number of electric motors exceeded ten or in which an electric motor was used at or within thirty feet of a working face."

(a) S.I. 1956/1759 (1956 I, p. 1223).

(3) After paragraph (3) of regulation twelve there shall be inserted the following paragraph—

"(3A) After the thirty-first day of December, nineteen hundred and sixty-one, no person shall be qualified to be appointed or to be a mechanic or an electrician for a mine of stratified ironstone unless—

(*a*) he is qualified in accordance with paragraph (2) or paragraph (3) of this regulation, as the case may be, to hold a corresponding appointment at a mine of coal, shale or fireclay; or

(*b*) he is at least twenty-three years of age, and is the holder, as the case may be, of a mechanical engineer's certificate or electrical engineer's certificate or a mechanic's certificate or electrician's certificate, being in any case a certificate valid only with respect to mines of stratified ironstone; or

(*c*) he is the holder of a service certificate showing that during a period of at least six months between the first day of April, nineteen hundred and sixty-one and the thirty-first day of December, nineteen hundred and sixty-one, he had been, as the case may be,—

(i) the mechanical engineer or mechanic in charge for a mine of stratified ironstone, or a mechanic for such a mine at which the total number of prime movers exceeded ten or in which a prime mover capable of developing more than ten horse-power was used at or within thirty feet of a working face, or

(ii) the electrical engineer or electrician in charge for a mine of stratified ironstone, or an electrician for such a mine at which the total number of electric motors exceeded ten or in which an electric motor was used at or within thirty feet of a working face.".

5.—(1) In paragraph (1) of regulation thirteen (which relates to the qualifications of mechanical engineers, mechanics in charge, electrical engineers and electricians in charge) for the words "for a mine" where they first occur there shall be substituted the words "for a mine of coal, shale or fireclay".

(2) In paragraph (2) of regulation thirteen (which relates to the qualifications of mechanics and electricians for mines) for the words "for the mine" wherever they occur there shall be substituted the words "for a mine of coal, shale or fireclay".

6. After regulation fourteen there shall be inserted the following regulation—

"14A. Without prejudice to the generality of section eighty-eight of the Act, it shall be the duty of the manager of every mine of stratified ironstone to secure that no mechanic of the mine or electrician of the mine who has not been employed in work below ground in any mine to which the Act applies is employed in the first-mentioned mine in work below ground unless for at least the first twenty working days of his employment below ground he is throughout every period during which he is so employed accompanied by a deputy, an official of the mine superior to the deputies, or a mechanic of the mine or electrician of the mine, being a person appointed for the purpose by the manager in pursuance of section thirteen of the Act who is competent to give instruction in safe methods of working and travelling below ground in a mine.".

7. In paragraph (1) of regulation sixteen (which relates to interpretation), after the definition of " the Act " there shall be inserted the following definition—

" " deputy " has the meaning assigned thereto in the Coal and Other Mines (Managers and Officials) Regulations, 1956(a) ; ".

Dated this twenty-third day of September, nineteen hundred and fifty-eight.

Mills,
Minister of Power.

EXPLANATORY NOTE

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

Part IV of the Coal and Other Mines (Mechanics and Electricians) Regulations, 1956 (S.I. 1956/1759), made by the Minister of Power under the Mines and Quarries Act, 1954, prescribes the qualifications required to be possessed (except in certain specified circumstances) by the persons appointed at every mine of coal, stratified ironstone, shale or fireclay to be the mechanical engineer or mechanic in charge and the mechanics (collectively referred to as " the mechanics of the mine ") and by the persons appointed at every such mine at which electricity is used to be the electrical engineer or electrician in charge and the electricians (collectively referred to as " the electricians of the mine "). These regulations vary the 1956 Regulations by introducing separate provisions prescribing different qualifications required to be possessed, after 31st December, 1961, by the mechanics and electricians of mines of stratified ironstone. Any person who is, after that date, qualified to be a mechanic or electrician of a mine of coal, shale or fireclay will, however, be qualified to hold a corresponding appointment at a mine of stratified ironstone.

The regulations also provide (in reg. 6) that no mechanic or electrician of the mine who has not been employed in work below ground in any mine to which the 1954 Act applies shall be employed in work below ground in a mine of stratified ironstone unless for at least the first 20 working days of such employment he is constantly accompanied by a deputy, an official of the mine superior to the deputies, or another mechanic or electrician of the mine, who must be competent to give instruction in safe methods of working and travelling below ground and must be specially appointed by the manager.

Certain minor consequential variations of the 1956 Regulations are also specified.

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