EMPLOYMENT OF YOUNG PERSONS

1957 No. 1093

The Mines (Employment of Young Persons) (Appointed Day) Order, 1957

Made - - - -	*25th June*, 1957
Laid before Parliament	*28th June*, 1957
Coming into Operation	*1st July*, 1957

The Minister of Power in pursuance of the powers conferred upon him by subsection (2) of section one hundred and twenty-four of the Mines and Quarries Act, 1954(a), and of all other powers him enabling hereby orders as follows:—

1. This order shall come into operation on the first day of July, nineteen hundred and fifty-seven, and may be cited as the Mines (Employment of Young Persons) (Appointed Day) Order, 1957.

2. The first day of July, nineteen hundred and fifty-seven, is hereby appointed in relation to mines of every class as the day after which no male young person who has not attained the age of sixteen shall be employed below ground in a mine of any class except for the purpose of receiving instruction of such description as may be prescribed.

Dated this twenty-fifth day of June, nineteen hundred and fifty-seven.

Mills,
Minister of Power.

EXPLANATORY NOTE

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

This order, made by the Minister of Power under the Mines and Quarries Act, 1954, s. 124 (2), appoints 1st July, 1957, as the day after which no male young person under the age of 16 may be employed below ground in any class of mine except for the purpose of receiving any description of instruction specified in regulations which may be made by the Minister under the Act.

1957 No. 1094

The Coal Mines (Training) (Variation) Regulations, 1957

Made - - - -	*25th June*, 1957
Laid before Parliament	*28th June*, 1957
Coming into Operation	*2nd July*, 1957

The Minister of Power in pursuance of the powers conferred upon him by section one hundred and forty-one, subsection (1) of section one hundred and forty-three and subsection (2) of section one hundred and twenty-four

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

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 second day of July, nineteen hundred and fifty-seven, and may be cited as the Coal Mines (Training) (Variation) Regulations, 1957.

2. The Coal Mines (Training) Regulations, 1956(b), shall have effect as hereinafter varied.

3. In paragraph (*a*) of regulation two (which relates to training for employment in work below ground), after the word "regulation" there shall be inserted the words "being (except in the case of a person who has received such training before attaining the age of sixteen) training received".

4. After Part II (which relates to training and supervision) there shall be inserted the following Part—

"PART II A

Instruction of young persons below the age of sixteen

8A. Without prejudice to the provisions of paragraph (*a*) of regulation two, and except as otherwise expressly provided in regulation eight B, nothing in Part II of these regulations or in regulation twelve shall apply in relation to any male young person who has not attained the age of sixteen.

8B.—(1) The instruction for the purpose of receiving which any male young person who has not attained the age of sixteen may be employed below ground in a mine shall be none other than—

(*a*) any instruction, other than practical instruction, in, or in any work connected with, mining minerals, given in any part of the mine by a competent person appointed by the manager for the purpose;

(*b*) any instruction comprised in such training as is described in paragraph (1) of regulation three;

(*c*) in the case of any such young person who has received such training as is so described—

(i) further instruction of any kind which was or could have been given as part of that training; or

(ii) instruction in safe and efficient methods of working below ground, including practical instruction in and demonstrations of mining operations, given (otherwise than at a coal face) in a deputy's district the whole of which is set aside for training purposes (hereinafter referred to as a "training district") in the manner described in paragraph (2) of this regulation; or

(iii) (if the said person is employed below ground in any mine in the county of Brecknock, Cardigan, Carmarthen, Glamorgan or Monmouth) instruction, including practical instruction, in work at a coal face, given in a training district in the manner described in paragraph (3) of this regulation.

(2) The manager of a mine shall ensure that any instruction given to a person in pursuance of sub-paragraph (*c*) (ii) of paragraph (1) of this regulation is given by—

(*a*) an instructor who is not for the time being instructing or supervising an aggregate of more than five persons; or

(a) 2 & 3 Eliz. 2. c. 70. (b) S.I. 1956/2017 (1956 I, p. 1260).

(*b*) a supervising workman who is not for the time being instructing or supervising any other person.

(3) The manager of a mine shall ensure that any instruction given to a person in pursuance of sub-paragraph (*c*) (iii) of paragraph (1) of this regulation—

(*a*) is given by an instructor or supervising workman who is not for the time being instructing or supervising any other person, unless, in relation to an instructor, an inspector by notice served on the manager so consents;

(*b*) is given during a period in which no work is being performed at the coal face except by a person being trained, an instructor, a supervising workman, an official of the mine or any other person duly authorised to perform it by the manager or by an official of the mine nominated for the purpose by the manager;

(*c*) is (in the case of practical instruction) no more in quantity and no more arduous than is reasonable having regard to the age and experience of the person receiving it.

8C.—(1) The manager of a mine shall define in writing any training district and shall within seven days of the commencement or termination (as the case may be) of—

(*a*) the use of any training district for training purposes;

(*b*) (in the case of a mine in the county of Brecknock, Cardigan, Carmarthen, Glamorgan or Monmouth) the use of a coal face for the purpose of the giving of instruction in work thereat in pursuance of sub-paragraph (*c*) (iii) of paragraph (1) of regulation eight B;

give notice thereof to the inspector for the district. No training district or face (as the case may be) shall be used for any such purpose if an inspector by notice served on the manager objects thereto.

(2) No wages of any person employed in a training district during any period in which any person employed therein is receiving instruction in pursuance of this Part of these regulations shall depend directly on the amount of mineral gotten or the quantity of work done during that period.

8D. No person who is below ground in a mine for the purpose of receiving instruction in pursuance of this Part of these regulations shall be at any place in the mine unless he is at all times under the close personal supervision of the instructor, supervising workman or other person whose duty it is to instruct him."

5.—(1) After paragraph (1) of regulation eleven (which relates to the duty of a training officer for a mine), there shall be inserted the following paragraph—

"(1A) It shall be the duty of a training officer for a mine or a person whose appointment for the purpose has been notified to the inspector for the district, being in either case a person who has supervised the giving of the whole or part of the training provided for any male young person who has not attained the age of sixteen employed at the mine, to keep records of the whole of that training, showing separately the instruction received by that young person in pursuance of regulation eight B of these regulations."

(2) In paragraph (2) of regulation eleven, for the word "paragraph" there shall be substituted the word "paragraphs".

6.—In paragraph (1) of regulation fourteen (which relates to interpretation)—

(*a*) after the definition of "the Act" there shall be inserted the following definition—

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

(*b*) after the definition of "supervising workman" there shall be inserted the following definition—

"'training district' has the meaning assigned thereto in sub-paragraph (*c*) (ii) of paragraph (1) of regulation eight B;".

Dated this twenty-fifth day of June, nineteen hundred and fifty-seven.

Mills,
Minister of Power.

EXPLANATORY NOTE

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

By virtue of the Mines and Quarries Act, 1954, s. 124 (2), and the Mines (Employment of Young Persons) (Appointed Day) Order, 1957 (S.I. 1957/1093) no male young person under the age of 16 may be employed below ground in a mine of any class after 1st July, 1957, except for the purpose of receiving instruction of such description as may be prescribed by regulations. These regulations, made by the Minister of Power, vary the Coal Mines (Training) Regulations, 1956 (S.I. 1956/2017) by introducing a new Part (Part IIA) which specifies the various descriptions of instruction for the purpose of receiving which such young persons may be employed below ground in mines of coal.

The permitted instruction is, first, any instruction (except practical instruction) in, or in work connected with, mining, given in any part of a mine, and any instruction of a kind mentioned in reg. 3 (1) of the 1956 regulations (which describes training for young persons who are under 18 when they begin it). In the case of any young person under 16 who has completed the training so described, he may receive further instruction of a kind which was, or could have been given, as part of that training, or instruction in safe and efficient methods of working below ground, including practical instruction in and demonstrations of mining operations, given (otherwise than at a coal face, except if he is employed in a mine in the county of Brecknock, Cardigan, Carmarthen, Glamorgan or Monmouth) in a deputy's district wholly set aside for training purposes.

The regulations also include provisions with regard to the persons who are to give the permitted instruction, provide for the supervision of the young persons when they are below ground and for the keeping of records of the training given, and specify certain minor and consequential variations of the 1956 regulations.

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