explosives or part of two thousand pounds of explosives allowed to be imported under that licence, or, in the case of a licence in respect of a consignment of explosives imported for transhipment only and not for distribution in the United Kingdom, two pounds for each two thousand pounds of explosives or part of two thousand pounds of explosives allowed to be imported under that licence.

2. The Order in Council made under section eleven of the Revenue Act, 1909, and dated the fifteenth day of March, 1922(a), is hereby revoked.

3. This Order may be cited as the Explosives (Fees for Importation) Order, 1958, and shall come into operation on the first day of April, 1958.

W. G. Agnew.

EXPLANATORY NOTE

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

Under the Order in Council revoked by this Order the fee payable for a licence for the importation of explosives is £2 for each 2,000 lb. or part of 2,000 lb. allowed to be imported under that licence, or half that fee in the case of explosives imported for transhipment only. Under this Order the fees payable are doubled.

FACTORIES

HEALTH AND WELFARE (GENERAL PROVISIONS)

1958 No. 752

The Factories (Cleanliness of Walls and Ceilings) Order, 1958

Made - - - -	*5th May,* 1958
Coming into Operation	16*th June,* 1958

The Minister of Labour and National Service by virtue of the powers conferred on him by section one of the Factories Act, 1937(b), and of all other powers in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Factories (Cleanliness of Walls and Ceilings) Order, 1958, and shall come into operation on the 16th day of June, 1958.

(a) S.R. & O. 1922/288 (Rev. VII, p. 86: 1922 p. 254).
(b) 1 Edw. 8 & 1 Geo. 6. c. 67.

2.—(1) The Interpretation Act, 1889(a), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

(2) For the purposes of this Order, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them, respectively, that is to say:—

"emulsion paint" means paint, thinned with water, based either:—

(*a*) on polyvinyl acetate and giving a dried film containing not less than thirty per cent. of plasticised polyvinyl acetate; or

(*b*) on drying oils and giving a dried film containing not less than twenty per cent. drying oils or varnish based on drying oils;

"principal Act" means the Factories Act, 1937, as amended by or under any other Act.

3. Subject to the provisions of Article four of this Order, sub-paragraph (iii) of paragraph (*c*) of section one of the principal Act shall not apply to walls, partitions, sides, ceilings or tops which have been painted with at least two coats of emulsion paint and which are repainted with at least one coat of such paint at least once in every period of five years and are washed at least once in every period of fourteen months:

Provided that the name of the paint used and the name and address of the makers of the paint, together with a certificate, in the form prescribed in the Schedule to this Order, from the makers of the paint, and the dates of the original painting and of each washing and repainting, shall be entered in or attached to the general register.

4.—(1) If it appears to the inspector for the district that any part of a factory to which, by virtue of the preceding Article, sub-paragraph (iii) of paragraph (*c*) of section one of the principal Act does not apply, is not being kept in a clean state, he may, by written notice, require the occupier to whitewash or colourwash, wash, or paint or varnish the same, and in the event of the occupier failing to comply with such requisition within two months from the date of the notice this Order shall cease to apply to such part of the factory unless and until the inspector for the district otherwise determines.

(2) References in this Article to the inspector for the district shall, in the case of any factory as respects which the provisions of paragraph (*c*) of section one of the principal Act are enforceable by a district council, be construed as references to the medical officer of health of that council.

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

Harold Emmerson,
Secretary,
Ministry of Labour and National Service.

(a) 52 & 53 Vict. c. 63.

SCHEDULE

Article 3

Form of certificate to be used by makers of paints

It is hereby certified that the emulsion paint made by $\frac{\text{me}^*}{\text{us}^*}$ and known as ..... will, when finished for use in accordance with the directions given $\frac{\text{below}}{\text{on the label attached to each tin}^*}$ comply with the definition of emulsion paint in the Factories (Cleanliness of Walls and Ceilings) Order, 1958.

Name and address of Firm .....

.....

.....

Signature .....

Date .....

* Delete whichever item is not applicable.

EXPLANATORY NOTE

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

The Factories Act, 1937, s. 1 (*c*), imposes requirements for the periodical washing and repainting of internal walls, ceilings, etc., in all rooms, passages and staircases in factories, but provides for exemption by order in cases where such washing or repainting appears not to be necessary for keeping a factory in a clean state.

The Factories (Cleanliness of Walls and Ceilings) Order, 1938(**a**), as amended(**b**), grants such exemption where walls and ceilings have been painted with a washable water paint which is renewed and washed at specified intervals, if the dates of painting and washing and a maker's certificate of the quality of the paint are filed in the general register of the factory.

This Order grants a similar exemption where walls or ceilings are painted with emulsion paint.

(**a**) S.R. & O. 1938/487 (Rev. VII, p. 101: 1938 I, p. 1203).
(**b**) S.I. 1948/1674 (Rev. VII, p. 101: 1948 I, p. 1017).