Holidays — Different Days for Different Sets

REGULATIONS, DATED 4TH JULY, 1947, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER SECTION 95 OF THE FACTORIES ACT (NORTHERN IRELAND), 1938.

1947. No. 121

WHEREAS it has been proved to the satisfaction of the Ministry of Labour and National Insurance for Northern Ireland (hereinafter referred to as " the Ministry ") that the customs or exigencies of the trades carried on in factories of the classes or descriptions specified in the Schedule to these Regulations require that the special exceptions hereinafter mentioned should be granted ;

NOW, THEREFORE, the Ministry by virtue of the powers conferred upon it by Section 95 of the Factories Act (Northern Ireland), 1938 (hereinafter referred to as " the Act "), and of all other powers enabling it in that behalf, hereby makes the following Regulations :—

Special Exception to allow holidays on different days to women and young persons.

1. The classes or descriptions of factory specified in the Schedule to these Regulations are hereby granted a special exception authorising the occupier of any such factory in the case of whole holidays required to be allowed by him under Section 84 of the Act to allow all or any of the said whole holidays on different days to any of the women and young persons employed in the factory or to any sets of those women and young persons, instead of on the same days.

Prohibition of employment on a holiday.

2. A woman or young person shall not be employed in a factory on a holiday fixed by virtue of the said special exception for that woman or young person in that factory, and a woman or young person employed in any factory shall not be employed on such a holiday about the business of the factory or in any other business carried on by the occupier.

Notices posted to indicate women and young persons by name.

3. Where the occupier of a factory avails himself of the said special exception, the notice or notices required under the Act to be posted specifying the dates of holidays shall, in addition, indicate the particular persons for whom a holiday so specified is fixed, either by attaching their names to the notice or by reference to lists of their names which shall be kept by the occupier and which shall be available for inspection by persons employed by him and by any Inspector ; and if, in the case of any holiday so specified, the name of any person is not indicated as aforesaid or has not been so indicated throughout not less than three weeks before the holiday, a whole holiday allowed on that day to that person shall not be deemed to be a whole holiday allowed in compliance with the Act.

4. The special exception granted under Regulation 1 of these Regulations in respect of persons employed in a factory shall apply to young persons employed in connection with the factory in the circumstances specified in Section 102 of the Act, and for the purposes of these Regulations such young persons shall be treated as though employed in the factory. Application to young persons outside the factory.

5. The Order made by the Secretary of State on 20th December, 1882, under Part II of the Factory and Workshop Act, 1878 granting special exceptions from the provisions of that Act relating to holidays is hereby revoked so far as it applies to Northern Ireland. Revocation.

6.—(1) These Regulations may be cited as the Factories (Holidays—Different Days for Different Sets) Regulations (Northern Ireland), 1947, and shall come into force on the 1st day of August, 1947. Short title and commencement.

(2) The Interpretation Act, 1889 shall apply to the interpretation of these Regulations as it applies to an Act of Parliament.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 4th day of July, 1947, in the presence of

(L.S.) *F. C. S. Moore,*
Assistant Secretary.

SCHEDULE

(*a*) Factories in which a process is carried on in immediate connection with a retail shop in the occupation of the same occupier, in the same or nearby premises.

(*b*) Factories in which is carried on the printing of newspapers or of periodicals or of railway timetables or of law or parliamentary proceedings or of race or score cards.

(*c*) Factories in which is carried on the developing or printing of photographs.

(*d*) Factories in which is carried on the making or adapting for sale of any article of food or drink for early consumption or of a perishable nature or with constituents of a perishable nature, and factories in which the business of washing or filling bottles or containers for such articles is carried on.

(*e*) Factories to which the special exception provided for in section 99 of the Act (as to factories where milk is treated) applies.

(*f*) Factories in which the business of a florist is carried on.

(*g*) Laundries.

(*h*) Factories in which is carried on the dyeing or cleaning of articles of wearing apparel and made-up household articles of a textile character.

(*i*) Factories customarily kept open for at least six full working days in the week for repairing or cleaning road vehicles (which includes cycles) for members of the public.

(*j*) Factories to which the special exception provided for in section 87 of the Act (as to male young persons employed in shifts) applies.

(*k*) Premises included as factories by reason only of sub-paragraphs (vi) (viii) (ix) or (xi) of subsection (1) of Section 157 of the Act.

(*l*) Factories in which the viscose or acetate processes in the manufacture of rayon yarn are carried on.