EXPLANATORY NOTE

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

The Rules prescribe the procedure and forms applicable to the summoning of witnesses for their appearance at the County Court in criminal proceedings and certain appeals.

1966. No. 258 **[C]**

INDUSTRIAL TRAINING

Man-made Fibres Producing Industry Training Board

ORDER, DATED 1ST NOVEMBER 1966, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER THE INDUSTRIAL TRAINING ACT (NORTHERN IRELAND) 1964.

The Ministry of Health and Social Services (hereinafter referred to as "the Ministry") after consultation with organisations and associations of organisations appearing to it to be representative respectively of substantial numbers of employers engaging in the activities hereinafter mentioned and of substantial numbers of persons employed in those activities and in exercise of the powers conferred by section 1 of, and paragraphs 1 and 7 of Schedule 1 to, the Industrial Training Act (Northern Ireland) 1964(a) (hereinafter referred to as "the Act") and of all other powers enabling it in that behalf, hereby makes the following Order:

Citation

1. This Order may be cited as the Industrial Training (Man-made Fibres Producing Board) Order (Northern Ireland) 1966.

Establishment of Industrial Training Board

2. An industrial training board to be known as the Man-made Fibres Producing Industry Training Board (hereinafter referred to as "the Board") is hereby established to exercise in relation to the activities specified in Schedule 1 as the activities of the man-made fibres producing industry the functions conferred on industrial training boards by the Act.

Membership and proceedings of the Board

3. The Provisions of Schedule 2 shall have effect in relation to the Board.

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 1st day of November nineteen hundred and sixty-six.

(L.S.) *W. G. H. Quigley,*
Assistant Secretary.

(a) 1964. c. 18 (N.I.).

SCHEDULE 1

The Man-made Fibres Producing Industry

1. Subject to the provisions of this Schedule, the activities of the man-made fibres producing industry are the carrying out of the following activities in so far as they are carried out in Northern Ireland:—

(*a*) the production of man-made fibres;

(*b*) the processes of twisting, doubling, folding, winding, pirning, warping, warp dressing, beaming, sizing, dyeing, finishing, oiling, combing, recombing or bulking man-made fibres, being processes ancillary to the production of man-made fibres and carried out by employers engaged in their production;

(*c*) any activities being—

(i) related activities incidental or ancillary to principal activities of the man-made fibres producing industry; or

(ii) activities undertaken in the administration, control or direction of one or more establishments engaged wholly or mainly in principal activities of that industry, in related activities incidental or ancillary thereto, or in the administration, control or direction of one or more establishments engaged in such principal or related activities;

and carried out, in either case, by the employer engaged in those principal activities or, where that employer is a company, by the company or by an associated company of the company;

(*d*) any activities of industry or commerce (other than man-made fibres producing activities) carried out at or from an establishment mainly engaged—

(i) in man-made fibres producing activities; or

(ii) in man-made fibres producing activities and in activities described in the Appendix to this Schedule, but to a greater extent in man-made fibres producing activities than in activities described in that Appendix in relation to any one industry.

2. Notwithstanding anything contained in this Schedule, there shall not be included in the man-made fibres producing industry:—

(*a*) the activities of any establishment engaged—

(i) mainly in activities, not being man-made fibres producing activities or activities described in the Appendix to this Schedule; or

(ii) to a less extent in man-made fibres producing activities than in activities described in that Appendix in relation to any one industry;

(*b*) the supply of food or drink for immediate consumption.

3.—(1) In this Schedule:—

(*a*) "company" includes any body corporate, and "subsidiary" has the same meaning as by virtue of Section 148 of the Companies Act (Northern Ireland) 1960(**a**) it has for the purposes of that Act;

(*b*) "man-made fibres" means any textile fibres except—

(i) the natural growth of a plant, the hair or fleece of an animal, human hair or silk;

(ii) asbestos, metal, or glass fibres; or

(iii) rubber threads;

and "textile fibres" means continuous filaments, staple fibres or tow;

(*c*) "man-made fibres producing activities" means any one or more of the principal activities of the man-made fibres producing industry or of the activities included in that industry by virtue of paragraph 1(*c*);

(*d*) "office premises" has the same meaning as in section 1(2)(*a*) of the Office and Shop Premises Act (Northern Ireland) 1966(**b**);

(**a**) 1960. c. 22 (N.I.). (**b**) 1966. c. 26 (N.I.).

(*e*) "principal activities of the man-made fibres producing industry" means activities which, subject to the provisions of paragraph 2, are specified in paragraph 1(*a*) and (*b*) as activities of the man-made fibres producing industry;

(*f*) "related activities" means any of the following activities, that is to say—

(i) research, development, design or drawing;

(ii) buying, selling, letting out on hire, testing, advertising, packing, distribution, delivery, transport or any similar operations;

(iii) operations of a kind performed at office premises or laboratories, at stores, warehouses or similar places;

(iv) cleaning, washing or garaging vehicles, or carrying out running repairs or minor adjustments thereto;

(v) training of employees or apprentices;

(*g*) "rubber" means the following products, whether or not vulcanised or hardened, that is to say, natural rubber, balata, gutta percha, and similar natural gums, synthetic rubber and factice derived from oils and such substances reclaimed.

(2) For the purposes of this Schedule, two companies shall be taken to be associated companies if one is a subsidiary of the other, or both are subsidiaries of a third company, and "associated company" shall be construed accordingly.

APPENDIX

The activities that would be included in an industry specified in Column 1 hereof by virtue of the industrial training order specified in the corresponding entry in Column 2, if the provisions specified in Column 3 were omitted from that order

Column 1.	Column 2.	Column 3.
The construction industry	The Industrial Training (Construction Board) Order (Northern Ireland) 1964(**a**)	Schedule 1 Paragraph 1(*h*)
The engineering industry	The Industrial Training (Engineering Board) Order (Northern Ireland) 1964(**b**)	Schedule 1 Paragraph 1(*p*)
The catering industry	The Industrial Training (Catering Board) Order (Northern Ireland) 1966(**c**)	Schedule 1 Paragraph 1(*c*)
The clothing and footwear industry	The Industrial Training (Clothing and Footwear Board) Order (Northern Ireland) 1966(**d**)	Schedule 1 Paragraph 1(*j*)

(a) S.R. & O. (N.I.) 1964, No. 145.
(b) S.R. & O. (N.I.) 1964, No. 146.
(c) S.R. & O. (N.I.) 1966, No. 32.
(d) S.R. & O. (N.I.) 1966, No. 130.

SCHEDULE 2

Membership

1. A casual vacancy occurring in the membership of the Board shall be filled by a person who shall be appointed or appointed after consultation in like manner as the person whom he replaces was appointed.

2. The term of office of members of the Board shall be three years or such other period as may be determined by the Ministry at the time the appointments are made but a person appointed to fill a casual vacancy shall hold office only for the remainder of the term for which the member he replaces was appointed.

3. If a member of the Board—

(*a*) is absent from meetings of the Board for more than six months consecutively, unless his absence is due to illness or some other reason approved by the Ministry; or

(*b*) becomes in the opinion of the Ministry unfit to continue in office or incapable of performing his duties;

the Ministry may declare the office of that member to be vacant and shall notify the fact in such manner as it shall think fit, and thereupon the office of the member shall become vacant.

4. A member of the Board may at any time resign from the Board by giving to the Ministry a notice in writing signed by him of his resignation.

5. A person who has held office as a member of the Board shall be eligible for reappointment.

Proceedings and Meetings

6. At a meeting of the Board three-fifths of the members shall be the quorum, or if the number so ascertained includes a fraction the nearest higher whole number of members.

7. The chairman shall preside at all meetings of the Board at which he shall be present, but if at any meeting the said chairman be not present within 5 minutes of the time appointed for holding the meeting the members present shall choose some one of their number to be chairman of the meeting.

8. At a meeting of the Board a resolution put to the vote on any matter not relating to the imposition of a levy shall be decided on a show of hands of the members present and voting; each member shall have one vote and if the votes are equally divided the chairman of the meeting shall have a second or casting vote.

9.—(1) If at a meeting of the Board a resolution relating to the imposition of a levy is put to the vote of the members appointed as mentioned in paragraph 3(1)(*a*) of Schedule 1 to the Act, each such member shall have one vote, and the resolution shall be decided by a show of hands of those members present and voting unless a poll is demanded by any such member (before or on the declaration of the result of the show of hands) in which case the poll shall be taken forthwith and the votes may be given either personally or by proxy.

(2) The instrument appointing a proxy shall be in writing under the hand of the appointor, and the proxy shall be a member of the Board appointed as mentioned in paragraph 3(1)(*a*) of Schedule 1 to the Act.

(3) An instrument appointing a proxy shall be in the following form or a form as near thereto as circumstances admit:—

I ..... of .....
being a member of the Man-made Fibres Producing Industry Training Board appointed as mentioned in paragraph 3(1)(*a*) of Schedule 1 to the Industrial Training Act (Northern Ireland) 1964, hereby appoint

..... of ..... or failing him ..... of ..... as my proxy to vote for me on my behalf on any matter relating to the imposition of a levy at the meeting of the said Board to be held on ..... day of ..... 19.... and at any adjournment thereof.

Signed this ..... day of ..... 19....

(4) A vote given in accordance with the terms of an instrument of proxy shall be valid notwithstanding the previous death or insanity of the principal or revocation of the proxy, provided that no intimation in writing of any such death, insanity or revocation shall have been received by the Board at its office before the commencement of the meeting or adjourned meeting at which the proxy is used.

10. Minutes shall be kept of the proceedings of the Board and any such minutes shall, if signed by any person purporting to have acted as chairman of the meeting or at a meeting at which they were read, be evidence of the proceedings at the first-mentioned meeting, and a meeting to which any such minutes relate shall, unless the contrary is proved, be taken to have been regularly convened and constituted.

11. The Board shall have an office at which communications and notices will at all times be received.

EXPLANATORY NOTE

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

This Order, which is made under the Industrial Training Act (Northern Ireland) 1964, establishes an industrial training board to be known as the Man-made Fibres Producing Industry Training Board, and defines the industry to which it relates. Provision is made as to the membership of the Board and its meetings and proceedings.

1966. No. 259 **[C]**

HOUSING

Housing Subsidy Order

ORDER*, DATED 1ST NOVEMBER 1966, MADE BY THE MINISTRY OF DEVELOPMENT WITH THE APPROVAL OF THE MINISTRY OF FINANCE, UNDER SECTION 1 OF THE HOUSING (NO. 2) ACT (NORTHERN IRELAND) 1946.

The Ministry of Development (in this Order referred to as "the Ministry"), with the approval of the Ministry of Finance, in exercise of the powers conferred on the Ministry by Section 1 of the Housing (No. 2) Act (Northern Ireland) 1946(a), and of every other power enabling it in that behalf, hereby makes the following Order:—

(a) 1946. c. 20.

*This Order was confirmed by Resolutions of the Senate on the 24th day of January 1967 and of the House of Commons on the 17th day of January 1967.