1968 No. 1063

HARBOURS, DOCKS, PIERS AND FERRIES

The Ports Welfare Amenities (Objections and Appeals) Regulations 1968

Made - - -	*4th July* 1968
Laid before Parliament	15*th July* 1968
Coming into Operation	24*th July* 1968

The Secretary of State in exercise of her powers under sections 25(4), 27(3) and 56(1) of the Docks and Harbours Act 1966(a) and of all other powers enabling her in that behalf, hereby makes the following Regulations :—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Ports Welfare Amenities (Objections and Appeals) Regulations 1968 and shall come into operation on 24th July 1968.

(2) In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say :—

"the Act" means the Docks and Harbours Act 1966 ; and

"the Board" means the National Dock Labour Board or any other body for the time being constituted or prescribed under the Dock Workers (Regulation of Employment) Act 1946(b) to be responsible for the administration of any scheme under that Act.

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

Objections to welfare amenity schemes and amendments thereof

2. An objection by a person aggrieved by a requirement which it is proposed to impose on him in a welfare amenity scheme under section 25 of the Act or in any amendment thereof under section 26 of the Act shall be made in writing within forty days of the giving of notice to him of the welfare amenity scheme or of the amendment thereof (as the case may be) or such longer time as the Secretary of State may allow and shall state—

(*a*) the name and address of the person objecting ;

(*b*) the provision or provisions of the welfare amenity scheme or (as the case may be) of the amendment thereof to which objection is made ;

(*c*) the grounds of the objection ; and

(*d*) the alteration in the welfare amenity scheme or (as the case may be) in the amendment thereof sought by the person objecting.

(a) 1966 c. 28. (b) 1946 c. 22. (c) 1889 c. 63.

Appeals against decisions of the Board on applications for the amendment of welfare amenity schemes

3. An appeal by any person aggrieved by the decision of the Board on an application made by him under section 27(1) of the Act for the amendment of a welfare amenity scheme—

(*a*) shall be made within twenty-eight days of the Board's giving him notice of its decision on his application ; and

(*b*) shall be made in writing and shall state—

(i) the name and address of the person appealing ;

(ii) the proposals specified in the application for the amendment of the welfare amenity scheme ;

(iii) the grounds of the appeal ; and

(iv) the alteration in the decision of the Board sought by the person appealing.

Signing and service of objections and appeals

4. Every such objection and appeal as aforesaid shall be submitted to the Secretary of State in triplicate and shall be signed by the person objecting or appealing, or if made by any corporate body or partnership firm, shall be signed by a person duly authorised in that behalf by such body, or a partner of the partnership firm as the case may be.

4th July 1968.

Barbara Castle,
First Secretary of State and Secretary of State for Employment and Productivity.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations prescribe the manner in which a person aggrieved by any proposed requirement on him in a welfare amenity scheme under the Docks and Harbours Act 1966 or in any amendment of such a scheme to provide or maintain welfare amenities in any port specified in that Act, may make objection to the Secretary of State.

The Regulations also prescribe the time within which and the manner in which a person on whom a requirement is imposed by such a scheme and who is aggrieved by a decision of the National Dock Labour Board on an application made by him for the amendment of the scheme, may appeal to the Secretary of State.