STATUTORY INSTRUMENTS

1961 No. 1389

PUBLIC HEALTH, ENGLAND AND WALES
PUBLIC HEALTH, SCOTLAND

The Rag Flock and Other Filling Materials Regulations, 1961

Made - - - -	*24th July*, 1961
Laid before Parliament	*27th July*, 1961
Coming into Operation	*1st August*, 1961

The Minister of Housing and Local Government and the Secretary of State acting jointly, in exercise of their powers under sections 9, 15, 30, 33 and 34 of the Rag Flock and Other Filling Materials Act, 1951(a), and of all other powers enabling them in that behalf, hereby make the following regulations:—

PART I—INTRODUCTORY

Citation and Commencement

1. These regulations may be cited as the Rag Flock and Other Filling Materials Regulations, 1961, and shall come into operation on the 1st day of August, 1961.

Interpretation

2. The Interpretation Act, 1889(b), applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

3.—(1) In these regulations "the Act" means the Rag Flock and Other Filling Materials Act, 1951, and "British Standard 1425: 1960" means the specification published under that name on the 22nd day of April, 1960, by the British Standards Institution, as amended by Amendment No. 1 published as aforesaid on the 20th day of February, 1961.

(2) References in these regulations to the impurities test, the oil and soap test, the animal fibre test, the trash content test, the chlorine test, and the dust index test, shall be construed as references, respectively, to tests carried out in accordance with the provisions of Appendices C, D, E, F, G and H to British Standard 1425 : 1960.

(3) References in these regulations to registered or licensed premises shall be construed as references to premises registered or licensed, as the case may be, under the Act.

PART II—PRESCRIPTION OF MATERIALS

4. Used wood wool is hereby prescribed as a filling material to which the Act applies.

(a) 14 & 15 Geo. 6. c. 63. (b) 52 & 53 Vict. c. 63.

PART III—STANDARDS OF CLEANLINESS

5.—(1) The standards of cleanliness applicable for the purposes of the Act in relation to each kind of filling materials described in column 1 of First Schedule hereto shall be such that a sample of those materials taken, submitted and prepared for testing in accordance with the provisions of the Second Schedule hereto, shall, when submitted to the tests appropriate thereto as shown in column 3 of the First Schedule, satisfy the requirements set opposite those tests respectively in column 4 of the First Schedule.

(2) In addition to complying with the standards appropriate thereto in accordance with the last foregoing paragraph, all filling materials to which the Act applies shall be free from vermin, which last expression, in its application to insects and parasites, shall include their eggs, larvae and pupae.

PART IV—ANALYSTS

6.—(1) The persons named in the Third Schedule hereto are, with their several consents, hereby prescribed as the analysts for the purposes of the Act.

(2) Any of the said persons may at any time give not less than one month's written notice to the Minister of Housing and Local Government and the Secretary of State of his desire to withdraw his consent to prescription as aforesaid and upon the expiry of such notice he shall cease to be so prescribed.

PART V—FEES

7.—(1) An analyst may charge a fee in respect of each sample of filling material sent to him in pursuance of section 15 of the Act.

(2) The amount of the fee chargeable as aforesaid shall not exceed the amount specified in column 2 of the First Schedule hereto opposite the entry in column 1 of that Schedule of the kind of filling materials from which the sample was taken.

PART VI—CERTIFICATES OF TESTS

8. A certificate given in pursuance of section 15 of the Act with respect to any sample shall be substantially in the following form:—

I certify that I have subjected the sample of (here state the kind of filling materials of which the sample was composed)..... ..... received by me from (here give the name and address of the person by whom the sample was submitted)..... ..... on (insert date) ..... and (where necessary or expedient here specify any special markings, etc., used to identify sample)..... to the under-mentioned tests in accordance with the Rag Flock and Other Filling Materials Regulations, 1961, and that the results of these tests were as shown hereunder:—

Tests	*Results*
1	1
2	2
etc.	etc.

Remarks

Date..... Signed.....

[Prescribed] [Public] Analyst.

PART VII—RECORDS

9.—(1) The records to be kept under section 9 of the Act by the occupiers of registered or licensed premises shall be substantially in the appropriate forms set out in the Fourth Schedule hereto and shall contain the information specified therein.

(2) All such records shall be kept separately from any other records and all entries therein shall be made in ink.

PART VIII—REVOCATIONS

10. The Rag Flock and Other Filling Materials Regulations, 1951(a), and the Rag Flock and Other Filling Materials Regulations, 1954(b), are hereby revoked.

FIRST SCHEDULE

(1) Kind of Filling Materials	(2) Fee	(3) Appropriate Test	(4) Requirements
1. Rag Flock	33s.	Impurities test	Not to contain more than 1·8 per cent. of soluble extracted matter.
		Oil and soap test	Not to contain more than 5 per cent. of oil and soap.
		Chlorine test	Not to contain more than 30 parts per 100,000 of chlorine in the form of soluble chlorides.
2. (*a*) Unused jute wadding or unused jute flock entirely composed of raw jute or new jute card waste or any mixture of those materials.	33s.	Impurities test	Not to contain more than 2 per cent. of soluble extracted matter.
		Oil and soap test	Not to contain more than 6 per cent. of oil and soap.
		Chlorine test	Not to contain more than 30 parts per 100,000 of chlorine in the form of soluble chlorides.
(*b*) Used jute wadding or used jute flock.	33s.	Impurities test	Not to contain more than 1·5 per cent. of soluble extracted matter.
		Oil and soap test	Not to contain more than 6 per cent. of oil and soap.
		Chlorine test	Not to contain more than 30 parts per 100,000 of chlorine in the form of soluble chlorides.
3. Wool which has been scoured but not dyed or spun.	48s.	Impurities test	Not to contain more than 1·5 per cent. of soluble extracted matter.
		Oil and soap test	Not to contain more than 3 per cent. of oil and soap.
		Chlorine test	Not to contain more than 30 parts per 100,000 of chlorine in the form of soluble chlorides.
		Animal fibre test	Not to contain less than 96 per cent. of animal fibre.

(a) S.I. 1951/1846 (1951 II, p. 332). (b) S.I. 1954/985 (1954 II, p. 1867).

(1) Kind of Filling Materials	(2) Fee	(3) Appropriate Test	(4) Requirements
4. (*a*) Unused woollen flock.	27s.6d.	Oil and soap test	Not to contain more than 5 per cent. of oil and soap.
		Animal fibre test	Not to contain less than 70 per cent. of animal fibre.
(*b*) Used woollen flock	40s.	Impurities test	Not to contain more than 1·5 per cent. of soluble extracted matter.
		Oil and soap test	Not to contain more than 5 per cent. of oil and soap.
		Animal fibre test	Not to contain less than 70 per cent. of animal fibre.
5. Woollen felt and woollen mixture felt.	48s.	Impurities test	Not to contain more than 1·8 per cent. of soluble extracted matter.
		Oil and soap test	Not to contain more than 5 per cent. of oil and soap.
		Chlorine test	Not to contain more than 30 parts per 100,000 of chlorine in the form of soluble chlorides.
		Animal fibre test	Not to contain less than 85 per cent. of animal fibre in the case of woollen felt and 60 per cent. of animal fibre in the case of woollen mixture felt.
6. (*a*) Unused cotton flock and unused cotton mill puffs obtained in the process of spinning unused raw cotton.	35s.	Oil test	Not to contain more than 2 per cent. of oil.
		Trash content test	Not to contain more than 15 per cent. of trash, namely seed, chaff (leaf and stalk), sand or other impurities.
(*b*) Unused cotton felt made from unused raw cotton, unspun cotton waste or cotton linters or from any combination of those materials	42s.	Oil test	Not to contain more than 2 per cent. of oil.
		Trash content test	Not to contain more than 7·5 per cent. of trash, namely seed, chaff (leaf and stalk), sand or other impurities.
		Dust index test	To have a dust index of not more than 1·8 where the test is carried out under the conditions specified in paragraph 10 of Part 6 of British Standard 1425:1960.

(1) Kind of Filling Materials	(2) Fee	(3) Appropriate Test	(4) Requirements
(*c*) Used cotton flock or used cotton mill puffs or used cotton felt.	59s.	Impurities test	Not to contain more than 1·5 per cent. of soluble extracted matter.
		Oil and soap test	Not to contain more than 5 per cent. of oil and soap.
		Trash content test	Not to contain in the case of used cotton flock and used cotton mill puffs, more than 15 per cent, and in the case of used cotton felt, more than 7·5 per cent. of trash, namely seed, chaff (leaf and stalk), sand or other impurities.
		Chlorine test	Not to contain more than 30 parts per 100,000 of chlorine in the form of soluble chlorides.
7. Kapok	9s.	Trash content test	Not to contain more than 3 per cent. of trash, namely seed, chaff (leaf and stalk), sand or other impurities.
8. (*a*) Unused kapok/cotton, being a mixture containing not less than 50 per cent. by weight of kapok, the remainder being cotton.	35s.	Oil test	Not to contain more than 2 per cent. of oil.
		Trash content test	Not to contain more than 5 per cent. of trash, namely seed, chaff (leaf and stalk), sand or other impurities.
(*b*) Unused cotton/kapok, being a mixture containing not less than 50 per cent. by weight of cotton and not less than 20 per cent. by weight of kapok.	35s.	Oil test	Not to contain more than 2 per cent. of oil.
		Trash content test	Not to contain more than 5 per cent. of trash, namely seed, chaff (leaf and stalk), sand or other impurities.
(*c*) Used kapok/cotton as defined in (*a*).	45s.	Impurities test	Not to contain more than 1·5 per cent. of soluble extracted matter.
		Oil test	Not to contain more than 2 per cent. of oil.
		Trash content test	Not to contain more than 5 per cent. of trash, namely seed, chaff (leaf and stalk), sand or other impurities.
(*d*) Used cotton/kapok as defined in (*b*).	45s.	Impurities test	Not to contain more than 1·5 per cent. of soluble extracted matter.
		Oil test	Not to contain more than 2 per cent. of oil.
		Trash content test	Not to contain more than 5 per cent. trash, namely seed, chaff (leaf and stalk), sand or other impurities.

(1) Kind of Filling Materials	(2) Fee	(3) Appropriate Test	(4) Requirements
9. Hair	14s.	Impurities test	Not to contain more than 1 per cent. of total extracted matter.
10. Coir fibre, Algerian fibre, Mexican fibre, Sisal. Any mixture of such fibres or any mixture thereof with hair.	18s.	Impurities test	Not to contain more than 1·5 per cent. of insoluble extracted matter and where the filling consists wholly or partly of used materials not to contain more than 1·5 per cent. of soluble extracted matter.
11. Feathers and down	14s.	Impurities test	Not to contain more than 2 per cent. of total extracted matter.
12. Unwoven synthetic fibres and synthetic fibre flock.	33s.	Impurities test Oil and soap test Chlorine test	Not to contain more than 1·5 per cent. of soluble extracted matter. Not to contain more than 2 per cent. of oil and soap. Not to contain more than 30 parts per 100,000 of chlorine in the form of soluble chlorides.
13. Used wood wool ...	33s.	Impurities test Oil and soap test Chlorine test	Not to contain more than 1·5 per cent. of soluble extracted matter. Not to contain more than 5 per cent. of oil and soap. Not to contain more than 30 parts per 100,000 of chlorine in the form of soluble chlorides.
14. Mixtures of unused cotton fillings with unused synthetic fibres of which not less than 50 per cent. are unused cotton fillings.	42s.	Oil test Trash content test Dust index test	Not to contain more than 2 per cent. of oil. Not to contain more than 7·5 per cent. of trash, namely seed, chaff (leaf and stalk) or other impurities. To have a dust index of not more than 1·8 where the test is carried out under the conditions specified in paragraph 11 of Part 15 of British Standard 1425: 1960.
15. Any filling materials to which the Act applies, and any mixture thereof, not otherwise specified in this Schedule.	33s.	Impurities test Oil and soap test Chlorine test	Not to contain more than 1·5 per cent. of soluble extracted matter. Not to contain more than 5 per cent. of oil and soap. Not to contain more than 30 parts per 100,000 of chlorine in the form of soluble chlorides.

SECOND SCHEDULE

TAKING AND TREATMENT OF SAMPLES

1. In this Schedule:—

"fraction" means a portion of material taken from a particular part of the bulk in the process of collecting a sample.

"laboratory sample" means the portion of a sample taken for use by an analyst for the purpose of a test.

"loose material" means material which is in such a condition that a quantity of it has no inherent shape.

"layered material" means material which has been processed so as to form a coherent layer of approximately uniform thickness.

2. A sample of materials submitted for testing shall be fairly representative of the bulk from which it was taken and shall include a due proportion of any dust and short fibres included in the bulk.

3. Where practicable, a sample shall consist of a quantity of material not less than 1 lb., or in the case of down, feathers or synthetic fibres, ½ lb., in weight and shall be taken in accordance with the provisions of this paragraph:—

(*a*) Samples of loose materials shall be taken by collecting a number of fractions of approximately 1 oz. or, in the case of down, feathers or synthetic fibres, ½ oz. in weight, taken at random, each including a due proportion of dust and short fibres that may have become separated from the filling.

(*b*) Samples of layered materials made up in rolls shall consist of a strip or strips of material not less than 12 inches wide taken from the full width of the roll or rolls.

4. A sample, before being tested, shall at all times be protected from rain, wind, heat and dust or other foreign matter and, in particular, it shall not be packed in hessian or any similar material unless it is first enclosed in stout paper so as to prevent any loss or gain of impurities or fine particles.

5. With respect to the preparation of laboratory samples:—

(*a*) every laboratory sample shall be fairly representative of the sample from which it is taken and, in particular, shall—

(i) include a due proportion of any dust or short fibres included in the sample, and

(ii) where the sample is submitted for testing in separate fractions, comprise an appropriate portion of each fraction.

(*b*) Where a sample is submitted for testing in its supporting fabric or coating no part of such fabric or coating shall be included in any laboratory sample.

(*c*) A laboratory sample shall be disintegrated carefully by hand before being tested and care shall be taken to avoid any loss of dust or short fibres during this process.

THIRD SCHEDULE

PRESCRIBED ANALYSTS

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FOURTH SCHEDULE

Forms to be used by the occupiers of registered premises:—

(*a*) with respect to every consignment of filling materials received at those premises.

1	2	3	4	5	
Date of receipt	Name of consignor	Address from which consignment was sent	Kinds of materials in consignment	In respect of each kind of materials	
				Whether used or unused	Quantity

(*b*) with respect to every consignment of second-hand articles containing filling materials received at those premises.

1	2	3	4	5	6
Date of receipt	Name and address of consignor	Kinds of articles in the consignment	Number of each kind of article	Date of despatch of each article from the premises	Name and address of consignee of each article

Form to be used by the occupiers of premises licensed:—

(*a*) for the manufacture of rag flock, or

(*b*) as a store for the keeping of rag flock,

with respect to all rag flock (whether loose or layered) consigned from those premises.

1	2	3
Date of despatch	Quantity consigned	Name and address of consignee

Form to be used by the occupiers of premises licensed as a store for the keeping of rag flock with respect to every consignment of rag flock received at those premises:—

1 Date of receipt	2 Quantity received	3 Name of consignor	4 Address from which consignment was sent

Given under the official seal of the Minister of Housing and Local Government this twenty-fourth day of July, nineteen hundred and sixty-one.

(L.S.) *Henry Brooke,*
Minister of Housing and Local Government.

Given under the seal of the Secretary of State for Scotland this twenty-fourth day of July, nineteen hundred and sixty-one.

(L.S.) *John Maclay,*
Secretary of State for Scotland.

EXPLANATORY NOTE

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

These regulations, which supersede the Rag Flock and Other Filling Materials Regulations, 1951 and 1954, prescribe :—

(*a*) used wood wool as a filling material to which the Rag Flock and Other Filling Materials Act, 1951, applies ;

(*b*) standards of cleanliness for each kind of filling material to which the Act applies ;

(*c*) analysts for the purposes of tests under the Act, the fees which may be charged by any analyst making such a test, and the form in which a certificate of the results is to be given ; and

(*d*) the form in which records are to be kept of occupiers of premises registered under the Act for the use of filling materials, or licenced for the manufacture or storage of rag flock, the manner in which the records are to be kept and the information which is to be recorded.