1970. No. 123 [C]

MINES

Manner of Search for Smoking Materials

ORDER, DATED 1ST JUNE 1970, MADE BY THE MINISTRY OF COMMERCE UNDER SECTION 66(8) OF THE MINES ACT (NORTHERN IRELAND) 1969.

1. The Ministry of Commerce in exercise of the powers conferred on it by section 66(8) of the Mines Act (Northern Ireland) 1969(a), and of all other powers enabling it in that behalf, hereby prescribes that every search made in pursuance of the said section 66 of the Act at any mine shall be in the manner following, that is to say—

(*a*) the search shall be made by a person appointed for the purpose in writing by the manager of the mine (that person being hereinafter referred to as "the searcher");

(*b*) in the case of a search of any person employed or about to be employed on a shift, the search shall be made in the presence of not less than two other persons so employed or about to be so employed;

(*c*) in making the search the searcher shall observe the proprieties and shall cause to the person being searched no more inconvenience than may be necessary for the purpose of making an efficient search;

(*d*) the searcher shall—

(i) feel for any such article as is mentioned in subsection (1) of the said section 66 of the Act by handling the clothing of the person being searched (including the inside of any pockets), and, if after so doing he has reason to believe or suspect that any such article is in the possession of that person, examine that clothing;

(ii) examine any other article which that person has with him.

2. The Order made by the Secretary of State dated 21st May 1912(**b**) is hereby revoked.

3. This Order may be cited as the Mines (Manner of Search for Smoking Materials) Order (Northern Ireland) 1970.

Sealed with the Official Seal of the Ministry of Commerce for Northern Ireland this 1st day of June 1970.

(L.S.)

J. H. Armstrong,
Assistant Secretary.

EXPLANATORY NOTE

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

This Order specifies the authorised manner of search for smoking materials of persons going below ground in a safety-lamp mine or entering a safety-lamp part of a mine.

(a) 1969. c. 6 (N.I.). (b) S.R. & O. 1912, No. 510.