EXPLANATORY NOTE

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

This order is made under the Mines and Quarries Act, 1954, s. 190, which empowers the Minister of Fuel and Power to re-enact (to the extent to which they could be enacted in regulations made under the Act and subject to modifications of the kind specified in that section) the provisions of regulations and enactments which will cease to have effect at the commencement of the Act.

The provisions set out as regulations in the first schedule to this order apply to mines of coal, stratified ironstone, shale and fireclay. These regulations make provision with regard to winding and haulage apparatus in shafts, staple-pits and unwalkable outlets; the duties of persons operating winding apparatus and rope haulage apparatus in shafts and outlets; the hours of employment of winding enginemen; the carriage of persons and things through shafts, staple-pits and unwalkable outlets; signalling in shafts, outlets and roads; miscellaneous provisions for securing safety in transport roads; and cappings of winding and haulage ropes. There are additional provisions relating to shafts and staple-pits in the course of being sunk, and other miscellaneous provisions with regard to safety in shafts, staple-pits and roads. The regulations comprise, and will at the commencement of the Act replace, provisions of the regulations and enactments specified in the second schedule to the order.

1956 No. 1940

The Coal and Other Mines (Height of Travelling Roads) Regulations, 1956

Made - - - -	*6th December*, 1956
Laid before Parliament	*12th December*, 1956
Coming into Operation	*1st January*, 1957

The Minister of Fuel and Power in pursuance of the powers conferred upon him by section one hundred and forty-one and section thirty-five of the Mines and Quarries Act, 1954(a) (hereinafter referred to as "the Act"), and of all other powers him enabling hereby orders that the following regulations shall have effect:—

1. These regulations shall apply to every mine of coal, stratified ironstone, shale or fireclay.

2.—(1) There shall be exempted from the provisions of subsection (1) of section thirty-five of the Act (which requires to be not less than five feet six inches high throughout every length of road in a mine which is used at the beginning or end of a shift by not less than ten persons for the purpose of walking to or from their working places in the mine, being a length made after the commencement of the Act) any part of any such road which is within a distance of nine hundred feet from a working face and the height

(a) 2 & 3 Eliz. 2. c. 70.

of which has been reduced by movement of the strata due to the working of that face being—

(*a*) where that face is a longwall face substantially parallel to that part of that road, a part not exceeding in length nine hundred feet or the length of that face whichever is the less; or

(*b*) in any other case, a part not exceeding four hundred and fifty feet in length:

Provided that, in a case in which the distance walked along parts of roads, to which the provisions of this paragraph would apply apart from this proviso and which are less than five feet six inches high, by not less than ten persons at the beginning or end of a shift for the purpose of going to or from their working places exceeds nine hundred feet, or more than one hundred and fifty feet of that distance is along parts of roads less than four feet six inches high, the provisions of this paragraph shall not apply to those parts of those roads.

(2) The exemption of any length of road by virtue of paragraph (1) of this regulation is subject to the condition that it is maintained not less than four feet high throughout.

3.—(1) For the purpose of these regulations the expression "working face" does not include a place in a road at which only ripping or work of repair is in progress.

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

(3) These regulations shall come into operation at the commencement of the Act and may be cited as the Coal and Other Mines (Height of Travelling Roads) Regulations, 1956.

Dated this sixth day of December, nineteen hundred and fifty-six.

Aubrey Jones,
Minister of Fuel and Power.

EXPLANATORY NOTE

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

Section 35 (1) of the Mines and Quarries Act, 1954, provides that any length of road in a mine which is used at the beginning or end of a shift by not less than 10 persons for the purpose of walking to or from their working places in the mine must, if made after the commencement of the Act, be not less than 5 feet 6 inches high throughout unless exempted by regulations or in the case of a particular mine by an inspector.

These regulations exempt certain lengths of road in mines of coal, stratified ironstone, shale and fireclay. The effect of them is that where a part of a road is within 900 feet of a working face and is subjected to "crushing" certain lengths thereof need not be maintained more than 4 feet high. But where 10 or more men walk for that purpose along two or more lengths of road to which that provision applies the total distance they have to walk must not exceed 900 feet along roads of which the height is less than 5 feet 6 inches or 150 feet along roads of which the height is less than 4 feet 6 inches.

(a) 52 & 53 Vict. c. 63.