



Mines and Quarries Act 1954

1954 CHAPTER 70

PART II

MANAGEMENT AND CONTROL (MINES)

Officials and Technicians

12 Deputies

(1) Provision may be made by regulations—

- (a) for imposing, in relation to a mine, such requirements with respect to the carrying out, by competent persons appointed for the purpose by the manager of the mine and having such qualifications (if any) as may be prescribed, of inspections of the mine as it may appear to the Minister requisite or expedient to impose for the purpose of securing the safety and health of the workmen employed thereat;
- (b) for providing that, subject to any exceptions for which provision may be made by the regulations, the persons appointed to discharge at a mine the duties imposed by virtue of the foregoing paragraph shall have the immediate charge of the workmen employed at the mine and of the operations carried on by them thereat;
- (c) for prescribing any duties to be discharged by the persons so appointed in addition to those imposed on them by virtue of the foregoing paragraphs or by or by virtue of any of the following provisions of this Act, and for requiring that, subject to any exceptions for which provision may be made by the regulations, those persons shall devote the whole of their time to the discharge of the duties prescribed by virtue of this paragraph or imposed as aforesaid; and
- (d) for requiring or authorising the delimitation in a mine of districts for the purpose of the discharge by the persons so appointed of their duties, for requiring that where, in a mine, districts are delimited for that purpose no one of those persons shall have charge of more than one district and for relating to each district the duties of the person in charge of it;

Status: This is the original version (as it was originally enacted).

and it shall be the duty of the manager of a mine in relation to which requirements are imposed by virtue of paragraph (a) of this subsection to secure that the number of persons appointed for the purpose of fulfilling those requirements is sufficient to secure the efficient discharge of the duties imposed on those persons.

- (2) Regulations having effect by virtue of the foregoing subsection shall be so framed as, in the opinion of the Minister, to secure that, in the discharge, by persons appointed for the purpose of fulfilling, in relation to a mine, requirements imposed by virtue of paragraph (a) of that subsection, of duties prescribed by virtue of the other provisions of that subsection, those persons shall give preference to the securing of the safety and health of the workmen employed at the mine over the securing of any other matter.

13 Other officials, engineers, technicians, and c

- (1) It shall be the duty of the manager of every mine to appoint (in addition to any persons appointed by him in pursuance of, or of regulations having effect by virtue of, any provision of this Act other than this subsection) such number of officials, engineers and technicians and other competent persons (if any) as is sufficient (taking into account activities in that behalf which are undertaken in person by the manager of the mine, by any under-manager thereof and by any persons appointed as aforesaid) to secure—
- (a) the adequate inspection of the mine and the equipment thereof;
 - (b) the thorough supervision of all operations at the mine; and
 - (c) the carrying on of the undertaking of the mine in conformity with the provisions of this Act, orders made thereunder and regulations.
- (2) Regulations may require the manager of a mine to appoint, for the purpose of supervising, inspecting or conducting at, or in relation to, the mine, such operations or matters as may be prescribed, such officials, engineers or technicians or other competent persons as may be prescribed, and regulations made by virtue of this subsection may prescribe the qualifications to be held and the duties to be discharged by the persons thereby required to be appointed.

14 Duty of mine manager to ensure that persons appointed by him understand their duties

It shall be the duty of the manager of every mine to ensure to the best of his ability that every person appointed by him in pursuance of the foregoing provisions of this Act or regulations having effect by virtue of any of those provisions understands the nature and scope of any duties which fall to be performed by that person, being either duties imposed by or by virtue of this Act or duties whose performance is undertaken for the purpose of attaining any of the objects mentioned in paragraphs (a) to (c) of subsection (1) of the last foregoing section.