

Women and Young Persons**Hours of Employment (Special Exception under Section 98)**

REGULATIONS, DATED 15th AUGUST, 1946, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER SECTION 98 OF THE FACTORIES ACT (NORTHERN IRELAND), 1938.

1946. No. 124

The Ministry of Labour and National Insurance for Northern Ireland (in these Regulations referred to as "the Ministry"), in pursuance of the powers conferred upon it by Section 98 of the Factories Act (Northern Ireland), 1938, (hereinafter referred to as "the Act"), and of all other powers enabling it in that behalf, hereby makes the following Regulations prescribing conditions subject to which the occupier of a factory may avail himself of the special exception contained in the said section as respects the employment of women and young persons who have attained the age of sixteen in processes connected with the preserving or canning of fruit or vegetables during the months of June, July, August and September, where such processes require to be carried out without delay in order to prevent goods from being spoiled.

1. Subject as hereinafter in these regulations provided, no woman or young person employed in pursuance of the special exception shall be employed in the business of the factory, or in any other business carried on by the occupier, except in conformity with the following conditions, namely :—

- (a) the total hours worked, exclusive of intervals allowed for meals and rest, shall not exceed in the case of any such young person fifty-four or in the case of any such woman sixty in any week ;
- (b) between midday on any day on which a woman or young person is employed in pursuance of the special exception and midday on the next day, that woman or young person shall be allowed an interval of at least eleven consecutive hours ;
- (c) no such woman or young person shall be employed continuously for a spell of more than four and a half hours without an interval of at least half an hour for a meal or rest, so, however, that where an interval of not less than ten minutes is allowed in the course of a spell, the spell may be increased to five hours ;
- (d) no such woman or young person shall be employed before seven o'clock in the morning or after ten o'clock in the evening ;
- (e) a woman or young person employed in pursuance of the special exception in any week shall either

- (i) not be employed after one o'clock in the afternoon on at least one week-day in that week, or
- (ii) not be employed before two o'clock in the afternoon on at least one week-day in that week, or
- (iii) not be employed at any time on at least one week-day in the following week.

2. In the case of women and young persons employed in pursuance of the special exception in a system of shifts so arranged that the turns for each shift neither exceed nine hours in any day nor exceed in the aggregate one hundred and two hours in any two consecutive weeks, a woman or young person may, notwithstanding paragraph (d) of regulation 1, be employed in the factory before seven o'clock in the morning but not earlier than six o'clock in the morning, and a woman may, notwithstanding the said paragraph (d), be employed in the factory after ten o'clock in the evening but not later than eleven o'clock in the evening, and paragraph (e) of regulation 1 shall not apply; but save as aforesaid the employment of women or young persons in a system of shifts shall be subject to regulation 1.

3. Notwithstanding paragraph (a) of regulation 1, the hours worked by the women employed in a factory may, in not more than four weeks in any calendar year, being weeks in which the occupier of the factory avails himself of the special exception, be extended to sixty-five.

4. Notwithstanding anything in the preceding regulations, in the event of the arrival at the factory of exceptionally large quantities of fruit or vegetables :—

- (a) women who are not employed in a system of shifts arranged as specified in regulation 2 may be employed, on the day of such arrival, after ten o'clock in the evening but not later than eleven o'clock in the evening or, on not more than six occasions in any calendar year, not later than midnight;
- (b) women who are employed in the evening in such a system of shifts as aforesaid may on that day be further employed, between eleven o'clock in the evening and midnight, beyond the hours for the shift.

5. In the case of a factory the occupier of which avails himself of the special exception, the amount of overtime employment, reckoned in accordance with Section 79 of the Act, shall not, in the eight months of the current calendar year other than June, July, August and September, exceed in the aggregate twenty-five hours; and if in the first five months of any calendar year the said amount has exceeded twenty-five hours the occupier shall not be entitled to avail himself of the special exception in that year.

6. Before a woman is, on any day, employed in pursuance of regulation 4 after ten o'clock in the evening or after eleven o'clock in the

evening as the case may be, the occupier of the factory shall send in writing to the Chief Inspector a notice of the proposed employment in such form as may be prescribed by Order of the Ministry.

7. The occupier shall keep, in such form as may be prescribed by Order of the Ministry, a register in which shall be entered the name of every woman and young person employed in pursuance of the special exception, the dates of birth of such young persons, and particulars of the hours worked by such women and young persons and of the intervals allowed to them for meals and rest ; and such particulars shall be entered in the register not later than the day following the day to which they relate.

8. The Order made by the Secretary of State on the 11th September, 1907, (a) under Section 41 of the Factory and Workshop Act, 1901, (b) prescribing conditions for the cleaning or preparing of fruit, is hereby revoked so far as it relates to Northern Ireland.

9. These regulations may be cited as the Factories (Fruit and Vegetable Preserving — Hours of Women and Young Persons) Regulations (Northern Ireland), 1946, and shall come into force on the 2nd September, 1946.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this fifteenth day of August, 1946, in the presence of

(L.S.)

F. C. S. Moore,

Assistant Secretary.

Stormont, Belfast.

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Appointed Days

ORDER, DATED 25TH MARCH, 1946, MADE BY THE MINISTER OF LABOUR UNDER THE FAMILY ALLOWANCES ACT (NORTHERN IRELAND), 1945.

1946. No. 39

WHEREAS it is provided by sub-section (1) of section 26 of the Family Allowances Act (Northern Ireland), 1945, (hereinafter referred to as "the Act") that the Act shall come into force on such date as the

(a) S. R. & O. 1907, No. 728.

(b) I Edw. 7, c. 22.