

1950 No. 688

**FACTORIES**

**The Grinding of Metals (Miscellaneous Industries)  
(Amendment) Special Regulations, 1950**

<i>Made - - - - -</i>	26th April, 1950
<i>Laid before Parliament</i>	28th April, 1950
<i>Coming into Operation</i>	1st June, 1950

The Minister of Labour and National Service by virtue of section 60 of the Factories Act, 1937(a) (hereinafter referred to as "the principal Act"), section 8 of the Factories Act, 1948(b), and the Transfer of Functions (Factories, &c., Acts) Order, 1946(c) and of all other powers in that behalf, hereby makes the following Special Regulations.

*Short title, commencement and interpretation*

1.—(1) These Regulations may be cited as the Grinding of Metals (Miscellaneous Industries) (Amendment) Special Regulations, 1950, and shall come into operation on the 1st day of June, 1950. These Regulations and the Grinding of Metals (Miscellaneous Industries) Regulations, 1925(d) (hereinafter referred to as "the principal Regulations") may be cited together as the Grinding of Metals (Miscellaneous Industries) Special Regulations, 1925 and 1950.

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

*Operation of principal Regulations*

2. The provisions of Regulations 1, 2, 6 and 12 of the principal Regulations shall, as respects the particular processes therein respectively mentioned and to the extent to which they apply to those processes, be in substitution for the provisions of section 47 of the principal Act, but save as aforesaid the requirements imposed by the principal Regulations shall be in addition to and not in derogation of the provisions imposing requirements as to health or safety contained in Parts I, II or IV of the principal Act, and no exemption, suspension or relaxation from any of the provisions of the principal Regulations shall be deemed to be an exemption, suspension or relaxation, as the case may be, from any such requirement as to health or safety.

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(a) 1 Edw. 8 & 1 Geo. 6. c. 67.  
(b) 11 & 12 Geo. 6. c. 55.  
(c) S.R. & O. 1946 (No. 376) I, p. 1006.  
(d) S.R. & O. 1925 (No. 904), p. 356.  
(e) 52 & 53 Vict. c. 63.

*Amendment of the exemptions contained in the principal Regulations*

3. For the Part of the principal Regulations headed "Exemptions" there shall be substituted the following:—

*"Exemptions*

"Nothing in these Regulations shall apply—

- (i) to any process in, or incidental to, the manufacture of cutlery, edge tools, swords, bayonets, files, saws, ploughs, or other cutting or piercing implements of iron or steel, except processes in or incidental to (a) the manufacture of needles, pins and fish-hooks, or (b) the manufacture, repair or sharpening of saws, tools, or implements for use in machines for cutting or working of metals;
- (ii) in the case of a factory in which only repairs are carried on, to the following work, that is to say, the grinding or glazing of metals, or racing, hacking or rodding in connection therewith, carried on (a) in a room in which such work is not carried on for more than 12 hours in any week; or (b) in a place in the open air where no person is wholly or mainly employed in such work;
- (iii) to any grinding or glazing of any article of gold, platinum or iridium, or any processes incidental thereto;
- (iv) to processes in or incidental to the sharpening of tools or implements for use in the factory, carried on (a) at a grinding or glazing machine at which such work is not carried on for more than 12 hours in the aggregate in the day periods in any week and is not carried on for more than 12 hours in the aggregate in the night in any week, if the machine is in a room in which no person is wholly or mainly employed in such work (other than such work performed at a machine or machines with adequate appliances such as are mentioned in Regulation 1 of these Regulations) and if the machine is not used by a person wholly or mainly employed in such work (other than such work performed at a machine or machines with adequate appliances as aforesaid); or (b) in a place in the open air where no person is wholly or mainly employed in such work. For the purpose of this exemption the expression "night" means all the time not included in the day periods; and the expression "day period" means the period between seven o'clock in the morning and seven o'clock in the evening or, in relation to any particular factory, such alternative period between midnight and midnight of not less than 10 hours' consecutive duration as may be specified by the occupier by notice posted in the factory.

"In the case of factories or parts of factories not exempted from the application of these Regulations by virtue of any of the foregoing subparagraphs (i) to (iv) these Regulations, other than Regulations 3 and 9, shall not apply—

- (v) to the intermittent grinding or glazing of metals (a) in a room in which such work is not carried on for more than 12 hours in any week; or (b) in a place in the open air where no person is employed in such work for more than 12 hours in any week; so, however, that this exemption shall not apply in any case where the Chief Inspector of Factories gives notice in writing to that effect to the occupier of the factory.

“ If the Chief Inspector of Factories is satisfied in respect of any factory or any class of machines that owing to the special conditions or special methods of work or otherwise any of the requirements of these Regulations can be suspended or relaxed without danger to the health or safety of the persons employed, or that the application of these Regulations or some part thereof would for any reason be impracticable, he may by certificate in writing (which he may in his discretion revoke) authorise such suspension or relaxation for such period and on such conditions as he may think fit.”

*Amendment of Regulation 10 of the principal Regulations*

4. In Regulation 10 of the principal Regulations (which relates to the sweeping or otherwise cleaning of rooms in which cleaning of castings is done) proviso (iii) shall cease to have effect, but paragraph (a) of that Regulation shall not apply to any room in which rumbling is done but no other work is ordinarily performed.

*Amendment of Regulation 12 of the principal Regulations*

5. In Regulation 12 of the principal Regulations (which prohibits rumbling unless the arrangements therein specified are made to prevent any dust evolved from entering any occupied room) the proviso shall cease to have effect.

Dated this 26th day of April, 1950.

G. A. Isaacs,  
Minister of Labour and  
National Service.

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EXPLANATORY NOTE

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

The purpose of these Regulations is to amend the Grinding of Metals (Miscellaneous Industries) Regulations, 1925 in the following respects. The application to a particular room of exemptions (ii), (iv) and (v) will depend upon the length of time certain work is carried on in that room instead of upon the time a particular individual is employed on that work in that room. The present Regulations specify which of the provisions of the Regulations of 1925 are intended to be in addition to, and which of those provisions are intended to be in substitution for, certain provisions of the Factories Act, 1937. The present Regulations also amend certain provisions of the Regulations of 1925 with regard to the sweeping or otherwise cleaning of rooms in which cleaning of castings is done, and the conditions under which the process of rumbling may be carried on.

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STATUTORY INSTRUMENTS

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