

1977 No. 913

HEALTH AND SAFETY

MINES AND QUARRIES

**The Coal Mines (Precautions against Inflammable Dust)
Amendment Regulations 1977**

Made - - - 26th May 1977

Laid before Parliament 2nd June 1977

Coming into Operation 23rd June 1977

The Secretary of State, in exercise of the powers conferred on him by section 15(1), (2) and (3)(b) of, and paragraph 1(4) of Schedule 3 to, the Health and Safety at Work etc. Act 1974(a) ("the 1974 Act") as amended by section 116 of, and paragraph 6 of Schedule 15 to, the Employment Protection Act 1975(b) and of all other powers enabling him in that behalf and for the purpose of giving effect without modifications to proposals submitted to him by the Health and Safety Commission under section 11(2)(d) of the 1974 Act after the carrying out by the said Commission of consultations in accordance with section 50(3) of that Act, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations which may be cited as the Coal Mines (Precautions against Inflammable Dust) Amendment Regulations 1977 shall come into operation on 23rd June 1977.

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

Amendment of the Coal Mines (Precautions against Inflammable Dust) Regulations 1956

2. Regulation 7 of the Coal Mines (Precautions against Inflammable Dust) Regulations 1956(d), as amended(e), shall be further amended by adding the following paragraph:—

“(6) Where the production and transport of coal in the mine ceases for 21 or more consecutive days, those days shall be disregarded for the purpose of calculating the intervals not exceeding 30 days mentioned in paragraph (1) of this regulation; so however that in the case of a length of road to which paragraph (2) of this regulation applies, this paragraph shall

(a) 1974 c. 37.

(b) 1975 c. 71.

(c) 1889 c. 63.

(d) S.I. 1956/1769 (1956 I, p. 1388).

(e) The relevant amending instrument is S.I. 1974/2124 (1974 III, p. 8357).

apply only if not earlier than 2 working days before the production and transport ceased that length of road was treated with incombustible dust to the standard required by regulation 5 of these regulations”.

Alexander Eadie,
Parliamentary Under-Secretary of State,
Department of Energy.

John Grant,
Parliamentary Under-Secretary of State,
Department of Employment.

26th May 1977.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Coal Mines (Precautions against Inflammable Dust) Regulations 1956 enabling the periods when a mine is out of production for 21 or more consecutive days to be disregarded in certain circumstances for the purposes of calculating the intervals within which dust samples must be taken under Regulation 7 of those Regulations.