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STATUTORY INSTRUMENTS

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**1993 No. 1897**

**The Management and Administration of  
Safety and Health at Mines Regulations 1993**

**PART II**

**OWNERS OF MINES**

**General duties of the owner of the mine**

6.—(1) A mine shall not be worked unless its owner is an individual or a body corporate or its owners are partners in it.

(2) It shall be the duty of the owner of the mine—

- (a) to make such financial and other provision to secure; and
- (b) otherwise to secure, so far as is practicable,

that the mine is managed and worked in accordance with the relevant statutory provisions (which are applicable to the mine) and is so planned and laid out as to enable that purpose to be readily secured.

(3) Without prejudice to the generality of paragraphs (1) and (2), the owner may appoint persons for the purposes of securing the fulfilment in relation to the mine of his statutory responsibilities, and in such a case the owner shall forthwith send copies of those appointments to the manager of the mine concerned and to the Executive.

(4) Without prejudice to section 2(3) of the 1974 Act, it shall be the duty of every owner of a mine to prepare and, as often as may be appropriate, to revise a written statement of his general policy with respect to the health and safety at work of all persons at work at the mine and the organisation and arrangements for the time being in force for carrying out that policy, and to bring the statement and any revision of it to the notice of all persons at work at the mine.

(5) Subject to paragraph (6), the duty imposed on the owner to secure that the mine is managed, worked, planned and laid out in accordance with the relevant statutory provisions shall apply in relation to all such provisions whether or not they expressly impose duties on him or on some other person.

(6) Paragraph (5) shall not apply in relation to those provisions of the 1954 Act listed in Schedule 1 (which expressly provide that a person is to be guilty of an offence).

**Notification of mining operations**

7.—(1) A mine shall not be worked unless the owner thereof has notified the Executive of the information specified in Part I of Schedule 2 at least 28 days in advance of the intended commencement of the mining operation.

(2) Where an event specified in Part II of Schedule 2 occurs, the owner shall notify the Executive of the event within 28 days of its occurrence.

(3) In the case of a mine which was in existence or under construction on the date of coming into force of these Regulations, notification under section 139 of the 1954 Act, in so far as it provided the

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information required by Schedule 2 to these Regulations, shall be deemed to be notification under paragraph (1).