

SCHEDULE 1

Regulation 6(6)

PROVISIONS OF THE 1954 ACT EXPRESSLY PROVIDING  
THAT A PERSON IS TO BE GUILTY OF AN OFFENCE

Column 1 Section	Column 2 Subject matter
65(1)	Damaging, destroying or losing a safety-lamp or allowing it to be damaged, destroyed or lost
65(2)	Tampering with a safety-lamp
66(1) and (3)	Having a cigar or cigarette, a pipe or other contrivance for smoking, or a match or mechanical lighter in or when about to go into a safety-lamp mine or safety-lamp part of a mine
66(6)	Refusal to allow searching
153	Inducing or procuring, or consenting to or conniving at, the commission of an offence under the Act
160	Liability of the parent for the employment of a young person in contravention of the Act

SCHEDULE 2

Regulation 7

NOTIFICATIONS TO THE EXECUTIVE

PART I

INFORMATION TO BE NOTIFIED 28 DAYS IN ADVANCE

1. The name, address and location of the mine.
2. The name and address of the owner.
3. The start of work to open a mine, seam or vein-system.
4. The start of operations to sink a new shaft or drive a new outlet.
5. The resumption of work on a seam or vein-system or use of a shaft or outlet.
6. The re-opening of a mine, seam, vein-system, shaft or outlet.

PART II

EVENTS TO BE NOTIFIED TO THE EXECUTIVE WITHIN 28 DAYS

1. Any change in the name, address and location of the mine.
2. Any change in the name and address of the owner.
3. A seam or vein-system ceasing to be worked or a shaft or outlet ceasing to be used.

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4. The abandonment of the mine or of a seam, vein-system, shaft, or outlet.

SCHEDULE 3

Regulation 41(1) and (2)

REPEALS AND MODIFICATIONS OF THE 1954 ACT

PART I

REPEALS

Column 1 Provision	Column 2 Description	Column 3 Extent of repeal
Section 2	Appointment, and general duties and powers of, mine managers	The whole section
Section 3	Rights of mine manager with respect to instructions given by or on behalf of the owner	The whole section
Section 4	Qualifications of mine managers	The whole section
Section 5	Limitation on number of mines a person may manage	The whole section
Section 6	Under-managers	The whole section
Section 7	Temporary appointments during vacancy in office of mine manager or under-manager	The whole section
Section 8	Daily supervision of mine managers and under-managers	The whole section
Section 9	Charge of mine when neither manager nor under-manager nor substitute is present	The whole section
Section 10	Duties of mine managers with respect to reading of reports, etc.	The whole section
Section 11	Surveyors	The whole section
Section 12	Deputies	The whole section
Section 13	Other officials, engineers, technicians, etc.	The whole section
Section 14	Duties of the mine manager to ensure that persons appointed by him understand their duties	The whole section

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Column 1 Provision	Column 2 Description	Column 3 Extent of repeal
Section 15	Notification to district inspector of appointments by mine owners	The whole section
Section 16	Disqualification of contractors and their employees for appointment as managers, etc., of mines	The whole section
Section 17	Keeping of plans	The whole section
Section 18	Furnishing of documents and information requisite for preparation of plans	The whole section
Section 20	Transmission to inspector, and preservation of, plans of abandoned or disused mines, seams and veins	The whole section
Section 60	Provision of barometers and other measuring instruments	The whole section
Section 80	Duty of workmen to deal with, or report, danger	The whole section except for the purposes of section 115 of the 1954 Act (application to quarries)
Section 88	Restriction on doing of work by unskilled persons	The whole section except for the purposes of section 115 of the 1954 Act (application to quarries)
Section 89	Penalisation of failure to observe safety directions, etc.	The whole section except for the purposes of section 115 of the 1954 Act (application to quarries)
Section 90	Penalisation of negligent acts or omissions and unauthorised removal, etc. of articles	The whole section except for the purposes of section 115 of the 1954 Act (application to quarries)
Section 91	First aid	The whole section
Section 139	Notification of beginning and ending of certain mining and quarrying operations	Subsection (1)
Section 147	Grant of certificates	The whole section
Section 148	The Mining Qualifications Board	The whole section
Section 149	Qualifications for grant of certificates	The whole section

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Column 1 Provision	Column 2 Description	Column 3 Extent of repeal
Section 158	Special defence available to mine under-managers with limited jurisdiction	The whole section
Section 168	Division of mines	The whole section
Section 182	General interpretation of provisions	Subsection (2)

## PART II MODIFICATIONS

Column 1 Provision	Column 2 Extent of modification
Section 53	For the words from “for the purpose of fulfilling” to the words “subsection (1) of section 12 of this Act” substitute the words “to exercise supervision in accordance with regulation 10(2)(a) or to make inspections in accordance with regulation 12(1) of the Management and Administration of Safety and Health at Mines Regulations 1993 (S.I. 1993 No. 1897)”.
Section 150	In subsection (1), from the beginning to the words “or by virtue of this Act” substitute the words “On the conviction of an offence under the relevant statutory provisions the holder of a certificate granted by the Health and Safety Executive under or by virtue of this Act or of a certificate of qualification issued under regulation 18 of the Management of Safety and Health at Mines Regulations 1993 (S.I. 1993 No. 1897) (whether issued by the Health and Safety Executive or some other body)”.
Section 180	For subsection (1) substitute the following subsection—  “(1) In this Act the expression “mine” means an excavation or system of excavations, including all such excavations to which a common system of ventilation is provided, made for the purpose of, or in connection with, the getting, wholly or substantially by means involving the employment of persons below ground, of minerals (whether in their natural state or in solution or suspension) or products of minerals.”.

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Column 1 Provision	Column 2 Extent of modification
Section 182	For paragraph (a) of subsection (3) substitute the following subsection— “(a) A mine shall be treated as being worked at any time when there are persons at work below ground or plant or equipment is in operation at the mine to maintain the safety of that mine or of any other mine or the operation of driving a shaft or outlet is being undertaken at the mine.”

SCHEDULE 4

Regulation 42

PROVISIONS OF THE 1954 ACT NOT TO APPLY TO MINES AND EXTENT OF CONSEQUENT MODIFICATIONS

Column 1 Provisions	Column 2 Extent of modifications
Sections 1, 133 to 136, 140, 162, 182(3)(c) and 184	Omit the words “mine or” wherever they occur.
Section 1	In subsection (1), omit the words “mines and”. In subsection (2), omit the words “the manager of the mine or, as the case may be”.
Section 133	In subsection (1), omit the words “mines or”.
Section 134	In this section, omit paragraph (a).
Section 184	In subsection (5) omit paragraph (a).

SCHEDULE 5

Regulation 43(1)

REVOCATIONS

Column 1 Description of Instrument	Column 2	Column 3 Extent of revocation
The Coal and Other Mines (Managers and Officials) Regulations 1956	<a href="#">S.I. 1956/1758</a>	The whole Regulations
The Coal and Other Mines (Surveyors and Plans) Regulations 1956	<a href="#">S.I. 1956/1760</a>	The whole Regulations

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Column 1 Description of Instrument	Column 2	Column 3 Extent of revocation
The Coal and Other Mines (General Duties and Conduct) Regulations 1956	<a href="#">S.I. 1956/1761</a>	Regulations 2, 4(2), 5, 7, 8(1) and 9
The Miscellaneous Mines (General) Regulations 1956	<a href="#">S.I. 1956/1778</a>	Regulations 2 to 6 Regulation 62 Regulation 66 Regulation 67 Regulation 81
The Coal and Other Mines (Locomotives) Regulations 1956	<a href="#">S.I. 1956/1771</a>	Regulation 10
The Coal and Other Mines (First Aid) Regulations 1962	<a href="#">S.I. 1962/1423</a>	The whole Regulations
The Coal and Other Mines (Mechanics and Electricians) Regulations 1965	<a href="#">S.I. 1965/1559</a>	The whole Regulations
The Coal Mines (Training) Regulations 1967	<a href="#">S.I. 1967/82</a>	The whole Regulations
The Coal Mines (Mines Management) Regulations 1972	<a href="#">S.I. 1972/631</a>	The whole Regulations
The Boulby Mine (Maintenance Scheme) Special Regulations 1974.	<a href="#">S.I. 1974/112</a>	The whole Regulations

## SCHEDULE 6

Regulation 43(2)

## MODIFICATIONS TO REGULATIONS RELATING TO DEPUTIES

Column 1 Provision	Column 2 Extent of modification
The Coal and Other Mines (Ventilation) Regulations 1956(1) Regulation 17	For the word “deputy” substitute the words “person appointed to make inspections in accordance with regulation 12(1) of the 1993 Regulations”.

(1) [S.I. 1956/1764](#).

Column 1 Provision	Column 2 Extent of modification
Regulation 23(1)	For the words “deputy in charge of a district affected” substitute the words “person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations, a person appointed to make inspections in accordance with regulation 12(1) of those Regulations over a district affected” and for the word “deputy”, substitute the word “person”.
Regulation 23(2)	For the words “A deputy” substitute the words “Such a person” and for the word “deputy” in the second place where that word occurs substitute the word “person”.
Regulation 27	For the words “deputy in charge of the district” substitute the words “person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations over that district or the person appointed to make inspections in that district in accordance with regulation 12(1) of those Regulations”.
Regulation 31	For the word “deputy” substitute the words “person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations, person appointed to make inspections in accordance with regulation 12(1) of those Regulations”.
Regulation 33(1)	<p>Before the definition of “the Act” insert the following definition–</p> <p>“the 1993 Regulations” means the Management and Administration of Safety and Health at Mines Regulations 1993 (S.I. 1993 No. 1897).’;</p> <p>Revoke the definition of “deputy”.</p>
The Coal and Other Mines (Safety-Lamps and Lighting) Regulations 1956(2)	
Regulation 3(1)	For the words “deputy” substitute the words “person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations, a person appointed to make inspections in accordance with regulation 12(1) of those Regulations”.
Regulation 15(1)	For the words “a manager, an undermanager, a deputy” substitute the words “a person

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(2) [S.I. 1956/1765](#).

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Column 1 Provision	Column 2 Extent of modification
	appointed to the management structure of the mine established in accordance with regulation 10(1) of the 1993 Regulations, a person appointed to make inspections in accordance with regulation 12(1) of those Regulations”.
Regulation 25(1)	Before the definition of “the Act” insert the following definition–
	<p>“the 1993 Regulations” means the Management and Administration of Safety and Health at Mines Regulations 1993 (S.I. 1993 No. 1897).’;</p> <p>Revoke the definition of “deputy”.</p>
The Coal and Other Mines (Locomotives) Regulations 1956(3)	
Regulation 36(1)	Revoke the definitions of “deputy” and “deputy’s district”.
The Coal Mines (Cardox and Hydrox) Regulations 1956(4)	
Regulation 8(5)	For the words “deputy or other official of the mine” substitute “a person appointed to the management structure of the mine established in accordance with regulation 10(1) of the 1993 Regulations”.
Regulation 19(2)	For the words “deputies’ inspections” substitute the words “inspections in accordance with regulation 12(1) of the 1993 Regulations”.
Regulation 26(d)	For the words “deputy in charge of the district” substitute the words “person appointed to exercise supervision of that district in accordance with regulation 10(2)(a) of the 1993 Regulations”.
Regulation 30(1)	Before the definition of “the Act”, insert the following definition–
	<p>“the 1993 Regulations” means the Management and Administration of Safety and Health at Mines Regulations 1993 (S.I. 1993 No. 1897).’;</p> <p>Revoke the definition of “deputy”.</p>

(3) S.I. 1956/1771.

(4) S.I. 1956/1942.



Column 1 Provision	Column 2 Extent of modification
The Stratified Ironstone, Shale and Fireclay Mines (Explosives) Regulations 1956(5)	
Regulation 3(b)(vi)	For the word “deputy” substitute the words “a person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations”.
Regulation 10(4)	For the words “deputy or other official of the mine” substitute the words “a person appointed to the management structure of the mine established in accordance with regulation 10(1) of the 1993 Regulations”.
Regulation 11(9)	For the word “deputy” substitute the words “a person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations”.
Regulation 16(1)	For the words “deputy in charge of the district” substitute the words “person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations for the district affected”.
Regulation 27(a)	For the words “deputy in charge of every district” substitute the words “person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations for every district”.
Regulation 33(1)	For the word “deputy” substitute the words “a person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations”.
Regulation 33(3)	For the words from “in pursuance of regulation twelve” to the end of the paragraph substitute “in pursuance of regulation 12(1) of the 1993 Regulations of the next inspection of the district in which the shot was fired and for matters ancillary and supplemental thereto”.
Regulation 33(4)	For the word “deputy”, in both places where that word appears, substitute the word “person”.
Regulation 33(5)	For the word “deputy” substitute the words “person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations”.

(5) S.I. 1956/1943, amended by S.I. 1993/208.

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Column 1 Provision	Column 2 Extent of modification
Regulation 39	For the words from “by the deputy” to the end of the regulation, substitute the words “in accordance with regulation 12(1) of the 1993 Regulations”.
Regulation 41(3)(a)(i)	For the word “deputy” substitute the words “person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations”.
Regulation 41(3)(b)	For the word “deputy” substitute the words “person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations”.
Regulation 41(4)(a)	For the words from “the deputy for the district” to the end, substitute the words “the person appointed to exercise supervision in accordance with regulation 10(2)(a) of the 1993 Regulations for the district in which the mis-fire has occurred is responsible for the keeping of the said record, by that person”.
Regulation 49(1)(a)(ii)	For the words “deputies' inspections” substitute the words “inspections in accordance with regulation 12(1) of the 1993 Regulations”.
Regulation 54(2)	For the words “deputies' inspections” substitute the words “inspections in accordance with regulation 12(1) of the 1993 Regulations”.
Regulation 56(1)	Before the definition of “the Act” insert the following definition—  ““the 1993 Regulations” means the Management and Administration of Safety and Health at Mines Regulations 1993 (S.I. 1993 No. 1897).”;  Revoke the definitions of “deputy” and “deputy’s district”.
The Coal and Other Mines (Shafts, Outlets and Roads) Regulations 1960(6)	
Regulation 2(1)	Revoke the definition of “deputy”.
The Reporting of Injuries, Diseases and Dangerous Occurrences Regulations 1985(7)	
Schedule 4, paragraph 1	In the definition of “appropriate person” in sub-paragraph (a) for the words “any official superior to a person appointed as a deputy”

(6) S.I. 1960/69.

(7) S.I. 1985/2023, amended by S.I. 1989/1457.

Column 1 Provision	Column 2 Extent of modification
	substitute the words “a person appointed to the management structure of the mine established in accordance with regulation 10(1) of the Management and Administration of Safety and Health at Mines Regulations 1993 (S.I. 1993 No. 1897)”.
The Coal and Other Safety-Lamp Mines (Explosives) Regulations 1993(8) Regulation 29(3)	For the words “deputy assigned to that district” substitute the words “a person appointed to exercise supervision in accordance with regulation 10(2)(a) of the Management and Administration of Safety and Health at Mines Regulations 1993 (S.I. 1993 No. 1897) for that district or a person appointed to make inspections in accordance with regulation 12(1) of those Regulations in that district”.
Regulation 29(4)	Revoke.