

New South Wales



ANNO UNDECIMO

ELIZABETHÆ II REGINÆ

Act No. 8, 1962.

An Act to make further provisions for the regulation and inspection of mines other than coal and shale mines; for this and other purposes to amend the Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended; and for purposes connected therewith. [Assented to, 21st May, 1962.]

BE

Mines Inspection (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title and citation. **1.** (1) This Act may be cited as the "Mines Inspection (Amendment) Act, 1962".

(2) The Mines Inspection Act, 1901, as amended by subsequent Acts, by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended, and by this Act, may be cited as the Mines Inspection Act, 1901-1962.

Amendment of Act No. 75, 1901. **2.** (1) The Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor as aforesaid, is amended—

Sec. 4.
(Interpretation of terms.)

(a) (i) by inserting in subsection one of section four in the definition of "Inspector" after the words "electrical inspector of mines" the words "and inspector of mechanical engineering";

(ii) by omitting from the definition of "Mine" in the same subsection the words "includes any quarry." and by inserting in lieu thereof the word and paragraphs "includes—

(a) any quarry;

(b) any place where two or more men are employed in connection with prospecting operations for the purposes of the discovery or exploration of or for any metal or mineral whether by drilling, boring or any other method; and

(c) so much of the surface of any place and the buildings, workshops, change-houses, structures and works thereon, whether completed or in course of construction or erection, surrounding or adjacent

Mines Inspection (Amendment).

adjacent to the shaft, outlets or site, of a mine as hereinbefore defined as are occupied by the owner together with the mine for the purposes of or in connection with the working of the mine, or the removal from the mine of refuse, or the health, safety or welfare of persons employed in, at or about the mine.”;

- (iii) by omitting from the same subsection the definition of “Metal” and “mineral” and by inserting in lieu thereof the following definition : —

“Metal” and “mineral” includes gold, sandstone, basalt, andesite, trachyte, porphyry, any substance which is for the time being a mineral within the meaning of the Mining Act, 1906, as amended by subsequent Acts, and any other substance or rock used for commercial or industrial purposes, but does not include coal or shale.

- (iv) by omitting subsection two of the same section.

- (b) by inserting in subsection one of section 4A after the word “forty-three” the words “, forty-four, forty-five”;
- Sec. 4A.
(Application of certain provisions to dredges.)

- (c) by omitting subsection one of section twenty-six and by inserting in lieu thereof the following subsection : —
- Sec. 26.
(Who shall not be employed in mines.)

(1) Boys under the age of sixteen years and females shall not be employed in or about any mine :

Provided that boys not under the age of fifteen years may be employed as apprentices above ground and where the Minister is satisfied that working conditions are suitable, females may be employed in the main office at a mine or in any other surface work ;

(d)

Mines Inspection (Amendment).

Sec. 32.
(Appointment of inspectors.)

- (d) (i) by inserting in subsection one of section thirty-two after the words "electrical inspectors of mines" the words "and inspectors of mechanical engineering";
- (ii) by inserting at the end of subsection four of the same section the words "and by inspectors of mechanical engineering only in relation to the installation and use of machinery and the erection of buildings, workshops, change-houses, structures or works in or about a mine";
- (iii) by inserting in paragraph (a) of subsection five of the same section after the words "electrical inspector" the words "or an inspector of mechanical engineering";
- (iv) by omitting paragraph (b) of the same subsection and by inserting in lieu thereof the following paragraph :—

(b) An electrical inspector shall be the holder of a degree or diploma in electrical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the Department of Mines or a qualification recognised by the Department of Mines as equivalent to any such degree or diploma.

- (v) by inserting at the end of the same subsection the following new paragraph :—

(c) An inspector of mechanical engineering shall be the holder of a degree or diploma in mechanical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the Department of Mines or a qualification recognised by the Department of Mines as equivalent to any such degree or diploma.

(e)

Mines Inspection (Amendment).

- (e) by omitting section thirty-three; Sec. 33.
(Appointment of districts.)
- (f) by omitting from subsection one of section forty-three the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 43.
(Notice to be given of accidents in mines.)
- (g) (i) by omitting from section forty-four the words "in which a total of not less than ten persons are employed below ground" and by inserting in lieu thereof the words "in or about which two or more persons are employed"; Sec. 44.
(Notice to be given of opening and abandonment of mine.)
- (ii) by omitting paragraph (a) of the same section and by inserting in lieu thereof the following paragraph : —
- (a) where any working is commenced—
- (i) for the purpose of sinking a shaft or driving a tunnel for the purpose of opening up a vein, lode or mineral deposit; or
- (ii) in connection with quarrying operations; or;
- (h) (i) by omitting from paragraph (b) of general rule six in section fifty-five the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 55.
(General rules.)
- (ii) by omitting from general rule thirty-six in the same section the words "the District Inspector of Mines" and by inserting in lieu thereof the words "an inspector";
- (iii) by omitting from paragraph (c) of general rule fifty-six in the same section the words "the inspector for the district" and by inserting in lieu thereof the words "an inspector";

Mines Inspection (Amendment).

Schedule III.

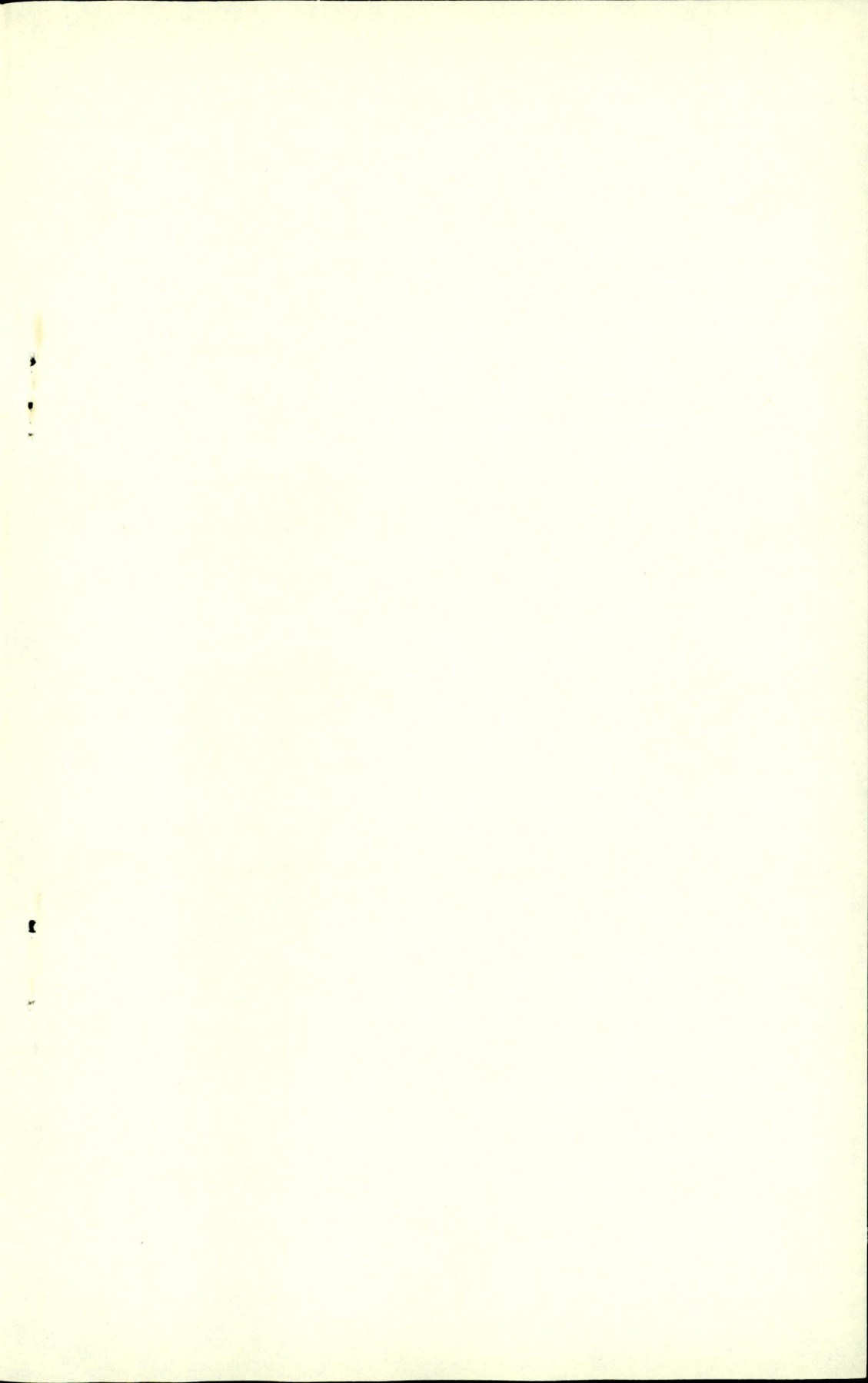
(i) by omitting from subparagraph one of paragraph eight of Schedule III published in Gazette No. 66 of the twenty-ninth day of June, 1945, and as subsequently amended, the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector".

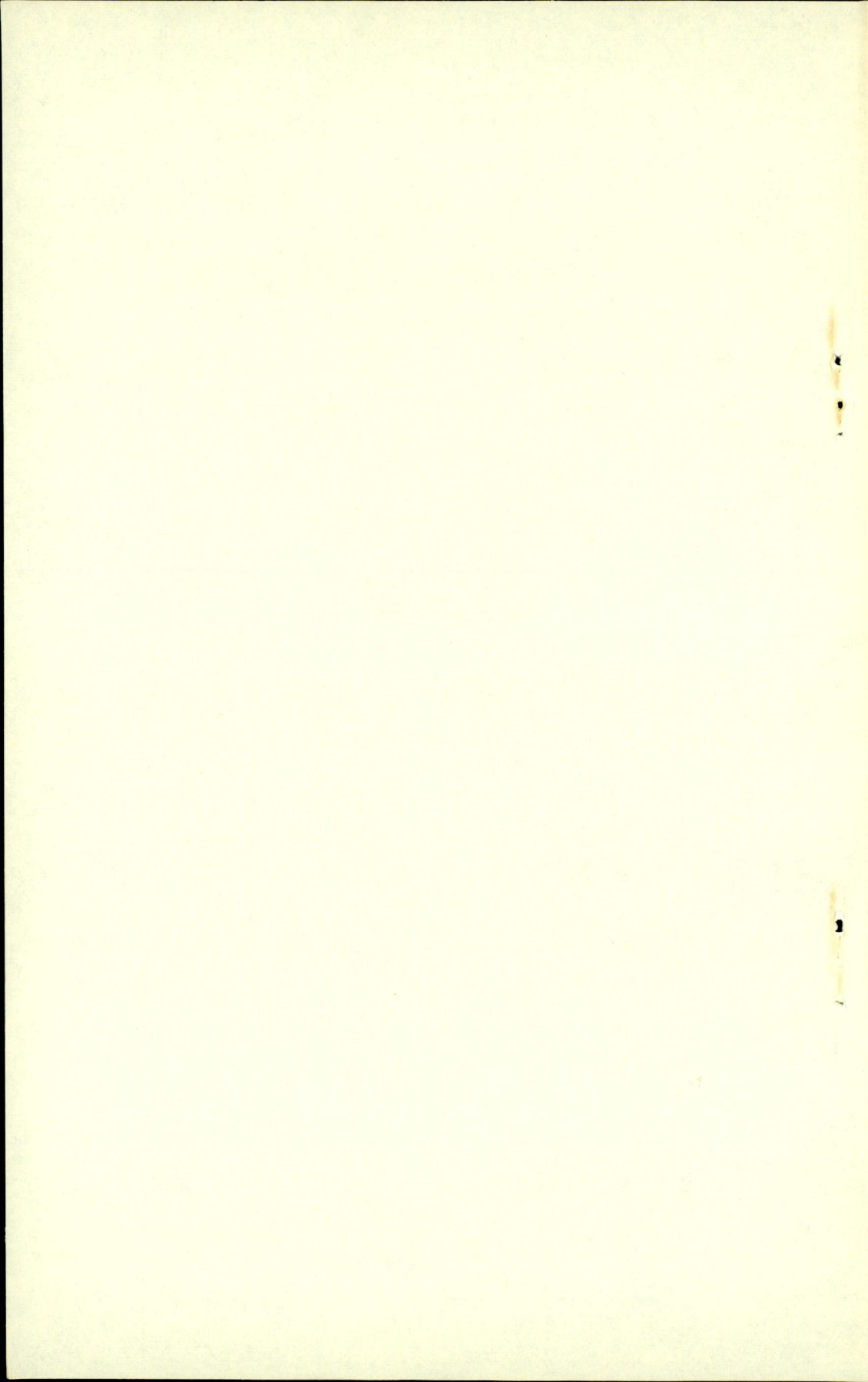
(2) The amendment made by paragraph (c) of subsection one of this section shall not apply to persons employed in or about any mine immediately before the commencement of this Act.

(3) Any reference in any Act, regulation or other instrument to an inspector for the district, an inspector of the district or any like expression shall be deemed to be a reference to an inspector.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1962





I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 8 May, 1962.*

New South Wales



ANNO UNDECIMO

ELIZABETHÆ II REGINÆ

Act No. 8, 1962.

An Act to make further provisions for the regulation and inspection of mines other than coal and shale mines; for this and other purposes to amend the Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended; and for purposes connected therewith. [Assented to, 21st May, 1962.]

BE

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

HOWARD T. FOWLES,
Chairman of Committees of the Legislative Assembly.

Mines Inspection (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title and citation. **1.** (1) This Act may be cited as the "Mines Inspection (Amendment) Act, 1962".

(2) The Mines Inspection Act, 1901, as amended by subsequent Acts, by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended, and by this Act, may be cited as the Mines Inspection Act, 1901-1962.

Amendment of Act No. 75, 1901. **2.** (1) The Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor as aforesaid, is amended—

- Sec. 4. (Interpretation of terms.)**
- (a) (i) by inserting in subsection one of section four in the definition of "Inspector" after the words "electrical inspector of mines" the words "and inspector of mechanical engineering";
- (ii) by omitting from the definition of "Mine" in the same subsection the words "includes any quarry." and by inserting in lieu thereof the word and paragraphs "includes—
- (a) any quarry;
- (b) any place where two or more men are employed in connection with prospecting operations for the purposes of the discovery or exploration of or for any metal or mineral whether by drilling, boring or any other method; and
- (c) so much of the surface of any place and the buildings, workshops, change-houses, structures and works thereon, whether completed or in course of construction or erection, surrounding or adjacent

Mines Inspection (Amendment).

adjacent to the shaft, outlets or site, of a mine as hereinbefore defined as are occupied by the owner together with the mine for the purposes of or in connection with the working of the mine, or the removal from the mine of refuse, or the health, safety or welfare of persons employed in, at or about the mine.”;

- (iii) by omitting from the same subsection the definition of “Metal” and “mineral” and by inserting in lieu thereof the following definition : —

“Metal” and “mineral” includes gold, sandstone, basalt, andesite, trachyte, porphyry, any substance which is for the time being a mineral within the meaning of the Mining Act, 1906, as amended by subsequent Acts, and any other substance or rock used for commercial or industrial purposes, but does not include coal or shale.

- (iv) by omitting subsection two of the same section.

- (b) by inserting in subsection one of section 4A after the word “forty-three” the words “, forty-four, forty-five”;

Sec. 4A.
(Application of certain provisions to dredges.)

- (c) by omitting subsection one of section twenty-six and by inserting in lieu thereof the following subsection : —

Sec. 26.
(Who shall not be employed in mines.)

(1) Boys under the age of sixteen years and females shall not be employed in or about any mine :

Provided that boys not under the age of fifteen years may be employed as apprentices above ground and where the Minister is satisfied that working conditions are suitable, females may be employed in the main office at a mine or in any other surface work ;

(d)

Mines Inspection (Amendment).

Sec. 32.
(Appointment of inspectors.)

(d) (i) by inserting in subsection one of section thirty-two after the words "electrical inspectors of mines" the words "and inspectors of mechanical engineering";

(ii) by inserting at the end of subsection four of the same section the words "and by inspectors of mechanical engineering only in relation to the installation and use of machinery and the erection of buildings, workshops, change-houses, structures or works in or about a mine";

(iii) by inserting in paragraph (a) of subsection five of the same section after the words "electrical inspector" the words "or an inspector of mechanical engineering";

(iv) by omitting paragraph (b) of the same subsection and by inserting in lieu thereof the following paragraph :—

(b) An electrical inspector shall be the holder of a degree or diploma in electrical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the Department of Mines or a qualification recognised by the Department of Mines as equivalent to any such degree or diploma.

(v) by inserting at the end of the same subsection the following new paragraph :—

(c) An inspector of mechanical engineering shall be the holder of a degree or diploma in mechanical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the Department of Mines or a qualification recognised by the Department of Mines as equivalent to any such degree or diploma.

(e)

Mines Inspection (Amendment).

- (e) by omitting section thirty-three; Sec. 33.
(Appoint-
ment of
districts.)
- (f) by omitting from subsection one of section forty-three the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 43.
(Notice to
be given
of accidents
in mines.)
- (g) (i) by omitting from section forty-four the words "in which a total of not less than ten persons are employed below ground" and by inserting in lieu thereof the words "in or about which two or more persons are employed"; Sec. 44.
(Notice to
be given of
opening and
abandon-
ment of
mine.)
- (ii) by omitting paragraph (a) of the same section and by inserting in lieu thereof the following paragraph :—
- (a) where any working is commenced—
- (i) for the purpose of sinking a shaft or driving a tunnel for the purpose of opening up a vein, lode or mineral deposit; or
- (ii) in connection with quarrying operations; or;
- (h) (i) by omitting from paragraph (b) of general rule six in section fifty-five the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 55.
(General
rules.)
- (ii) by omitting from general rule thirty-six in the same section the words "the District Inspector of Mines" and by inserting in lieu thereof the words "an inspector";
- (iii) by omitting from paragraph (c) of general rule fifty-six in the same section the words "the inspector for the district" and by inserting in lieu thereof the words "an inspector";
- (i)

Mines Inspection (Amendment).

Schedule III. (i) by omitting from subparagraph one of paragraph eight of Schedule III published in Gazette No. 66 of the twenty-ninth day of June, 1945, and as subsequently amended, the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector".

(2) The amendment made by paragraph (c) of subsection one of this section shall not apply to persons employed in or about any mine immediately before the commencement of this Act.

(3) Any reference in any Act, regulation or other instrument to an inspector for the district, an inspector of the district or any like expression shall be deemed to be a reference to an inspector.

In the name and on behalf of Her Majesty I assent to this Act.

E. W. WOODWARD,
Governor.

*Government House,
Sydney, 21st May, 1962.*

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

ALLAN PICKERING,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 3 May, 1962.*

New South Wales



ANNO UNDECIMO

ELIZABETHÆ II REGINÆ

Act No. , 1962.

An Act to make further provisions for the regulation and inspection of mines other than coal and shale mines; for this and other purposes to amend the Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended; and for purposes connected therewith.

BE

Mines Inspection (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows : —

1. (1) This Act may be cited as the "Mines Inspection (Amendment) Act, 1962". Short title and citation.

(2) The Mines Inspection Act, 1901, as amended by subsequent Acts, by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended, and by this Act, may be cited as the Mines Inspection Act, 1901-1962.

2. (1) The Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor as aforesaid, is amended— Amendment of Act No. 75, 1901.

- (a) (i) by inserting in subsection one of section four in the definition of "Inspector" after the words "electrical inspector of mines" the words "and inspector of mechanical engineering"; Sec. 4. (Interpretation of terms.)
- (ii) by omitting from the definition of "Mine" in the same subsection the words "includes any quarry." and by inserting in lieu thereof the word and paragraphs "includes—
- (a) any quarry;
- (b) any place where two or more men are employed in connection with prospecting operations for the purposes of the discovery or exploration of or for any metal or mineral whether by drilling, boring or any other method; and
- (c) so much of the surface of any place and the buildings, workshops, change-houses, structures and works thereon, whether completed or in course of construction or erection, surrounding or adjacent

Mines Inspection (Amendment).

adjacent to the shaft, outlets or site, of a mine as hereinbefore defined as are occupied by the owner together with the mine for the purposes of or in connection with the working of the mine, or the removal from the mine of refuse, or the health, safety or welfare of persons employed in, at or about the mine.”;

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(iii) by omitting from the same subsection the definition of “Metal” and “mineral” and by inserting in lieu thereof the following definition :—

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“Metal” and “mineral” includes gold, sandstone, basalt, andesite, trachyte, porphyry, any substance which is for the time being a mineral within the meaning of the Mining Act, 1906, as amended by subsequent Acts, and any other substance or rock used for commercial or industrial purposes, but does not include coal or shale.

(iv) by omitting subsection two of the same section.

25

(b) by inserting in subsection one of section 4A after the word “forty-three” the words “, forty-four, forty-five”;

Sec. 4A.
(Application of certain provisions to dredges.)

30

(c) by omitting subsection one of section twenty-six and by inserting in lieu thereof the following subsection :—

Sec. 26.
(Who shall not be employed in mines.)

(1) Boys under the age of sixteen years and females shall not be employed in or about any mine :

35

Provided that boys not under the age of fifteen years may be employed as apprentices above ground and where the Minister is satisfied that working conditions are suitable, females may be employed in the main office at a mine or in any other surface work ;

(d)

Mines Inspection (Amendment).

- (d) (i) by inserting in subsection one of section thirty-two after the words "electrical inspectors of mines" the words "and inspectors of mechanical engineering"; Sec. 32. (Appointment of inspectors.)
- 5 (ii) by inserting at the end of subsection four of the same section the words "and by inspectors of mechanical engineering only in relation to the installation and use of machinery and the erection of buildings, workshops, change-houses, structures or works in or about a mine";
- 10 (iii) by inserting in paragraph (a) of subsection five of the same section after the words "electrical inspector" the words "or an inspector of mechanical engineering";
- 15 (iv) by omitting paragraph (b) of the same subsection and by inserting in lieu thereof the following paragraph :—
- 20 (b) An electrical inspector shall be the holder of a degree or diploma in electrical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the Department of Mines or a qualification recognised by the Department of Mines as equivalent to any such degree or diploma.
- 25 (v) by inserting at the end of the same subsection the following new paragraph :—
- 30 (c) An inspector of mechanical engineering shall be the holder of a degree or diploma in mechanical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the Department of Mines or a qualification recognised by the Department of Mines as equivalent to any such degree or diploma.
- 35 (e)

Mines Inspection (Amendment).

- (e) by omitting section thirty-three; Sec. 33.
(Appoint-
ment of
districts.)
- 5 (f) by omitting from subsection one of section forty-three the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 43.
(Notice to
be given
of accidents
in mines.)
- 10 (g) (i) by omitting from section forty-four the words "in which a total of not less than ten persons are employed below ground" and by inserting in lieu thereof the words "in or about which two or more persons are employed"; Sec. 44.
(Notice to
be given of
opening and
abandon-
ment of
mine.)
- (ii) by omitting paragraph (a) of the same section and by inserting in lieu thereof the following paragraph :—
- (a) where any working is commenced—
- 15 (i) for the purpose of sinking a shaft or driving a tunnel for the purpose of opening up a vein, lode or mineral deposit; or
- 20 (ii) in connection with quarrying operations; or;
- (h) (i) by omitting from paragraph (b) of general rule six in section fifty-five the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 55.
(General
rules.)
- 25 (ii) by omitting from general rule thirty-six in the same section the words "the District Inspector of Mines" and by inserting in lieu thereof the words "an inspector";
- 30 (iii) by omitting from paragraph (c) of general rule fifty-six in the same section the words "the inspector for the district" and by inserting in lieu thereof the words "an inspector";
- (i)

Mines Inspection (Amendment).

(i) by omitting from subparagraph one of paragraph **Schedule III.**
eight of Schedule III published in Gazette No. 66
of the twenty-ninth day of June, 1945, and as
subsequently amended, the words "the inspector of
5 the district" and by inserting in lieu thereof the
words "an inspector".

(2) The amendment made by paragraph (c) of sub-
section one of this section shall not apply to persons employed
in or about any mine immediately before the commencement
10 of this Act.

(3) Any reference in any Act, regulation or other
instrument to an inspector for the district, an inspector of the
district or any like expression shall be deemed to be a
reference to an inspector.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1962

[8d.]

Journal of the

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No. , 1962.

A BILL

To make further provisions for the regulation and inspection of mines other than coal and shale mines; for this and other purposes to amend the Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended; and for purposes connected therewith.

[MR. SIMPSON ;—11 *April*, 1962.]

BE

Mines Inspection (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Mines Inspection (Amendment) Act, 1962". Short title and citation.

(2) The Mines Inspection Act, 1901, as amended by subsequent Acts, by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended, and by this Act, may be cited as the Mines Inspection Act, 1901-1962.

2. (1) The Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor as aforesaid, is amended— Amendment of Act No. 75, 1901.

(a) (i) by inserting in subsection one of section four in the definition of "Inspector" after the words "electrical inspector of mines" the words "and inspector of mechanical engineering"; Sec. 4. (Interpretation of terms.)

(ii) by omitting from the definition of "Mine" in the same subsection the words "includes any quarry." and by inserting in lieu thereof the word and paragraphs "includes—

(a) any quarry;

(b) any place where two or more men are employed in connection with prospecting operations for the purposes of the discovery or exploration of or for any metal or mineral whether by drilling, boring or any other method; and

(c) so much of the surface of any place and the buildings, workshops, change-houses, structures and works thereon, whether completed or in course of construction or erection, surrounding or adjacent

Mines Inspection (Amendment).

adjacent to the shaft, outlets or site, of a mine as hereinbefore defined as are occupied by the owner together with the mine for the purposes of or in connection with the working of the mine, or the removal from the mine of refuse, or the health, safety or welfare of persons employed in, at or about the mine.”;

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(iii) by omitting from the same subsection the definition of “Metal” and “mineral” and by inserting in lieu thereof the following definition : —

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“Metal” and “mineral” includes gold, sandstone, basalt, andesite, trachyte, porphyry, any substance which is for the time being a mineral within the meaning of the Mining Act, 1906, as amended by subsequent Acts, and any other substance or rock used for commercial or industrial purposes, but does not include coal or shale.

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20

(iv) by omitting subsection two of the same section.

(b) by inserting in subsection one of section 4A after the word “forty-three” the words “, forty-four, forty-five”;

25

(c) by omitting subsection one of section twenty-six and by inserting in lieu thereof the following subsection : —

30

(1) Boys under the age of sixteen years and females shall not be employed in or about any mine :

Provided that boys not under the age of fifteen years may be employed as apprentices above ground and where the Minister is satisfied that working conditions are suitable, females may be employed in the main office at a mine or in any other surface work ;

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Mines Inspection (Amendment).

(d) (i) by inserting in subsection one of section thirty-
two after the words "electrical inspectors of mines" the words "and inspectors of mechanical engineering";

Sec. 32.
(Appoint-
ment of
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5 (ii) by inserting at the end of subsection four of
the same section the words "and by inspectors
of mechanical engineering only in relation to
10 the installation and use of machinery and the
erection of buildings, workshops, change-
houses, structures or works in or about a
mine";

(iii) by inserting in paragraph (a) of subsection
15 five of the same section after the words
"electrical inspector" the words "or an
inspector of mechanical engineering";

(iv) by omitting paragraph (b) of the same sub-
section and by inserting in lieu thereof the
following paragraph :—

20 (b) An electrical inspector shall be the
holder of a degree or diploma in electrical
engineering from the University of Sydney, the
University of New South Wales or other educa-
tional body approved by the Department of
25 Mines or a qualification recognised by the
Department of Mines as equivalent to any such
degree or diploma.

(v) by inserting at the end of the same subsection
the following new paragraph :—

30 (c) An inspector of mechanical engineering
shall be the holder of a degree or diploma in
mechanical engineering from the University of
Sydney, the University of New South Wales
or other educational body approved by the
Department of Mines or a qualification recog-
nised by the Department of Mines as
35 equivalent to any such degree or diploma.

(e)

Mines Inspection (Amendment).

- (e) by omitting section thirty-three; Sec. 33.
(Appoint-
ment of
districts.)
- 5 (f) by omitting from subsection one of section forty-three the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 43.
(Notice to
be given
of accidents
in mines.)
- 10 (g) (i) by omitting from section forty-four the words "in which a total of not less than ten persons are employed below ground" and by inserting in lieu thereof the words "in or about which two or more persons are employed"; Sec. 44.
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- (ii) by omitting paragraph (a) of the same section and by inserting in lieu thereof the following paragraph : —
- (a) where any working is commenced—
- 15 (i) for the purpose of sinking a shaft or driving a tunnel for the purpose of opening up a vein, lode or mineral deposit; or
- 20 (ii) in connection with quarrying operations; or;
- (h) (i) by omitting from paragraph (b) of general rule six in section fifty-five the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 55.
(General
rules.)
- 25 (ii) by omitting from general rule thirty-six in the same section the words "the District Inspector of Mines" and by inserting in lieu thereof the words "an inspector";
- 30 (iii) by omitting from paragraph (c) of general rule fifty-six in the same section the words "the inspector for the district" and by inserting in lieu thereof the words "an inspector";
- (i)

Mines Inspection (Amendment).

(i) by omitting from subparagraph one of paragraph Schedule III. eight of Schedule III published in Gazette No. 66 of the twenty-ninth day of June, 1945, and as subsequently amended, the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector".

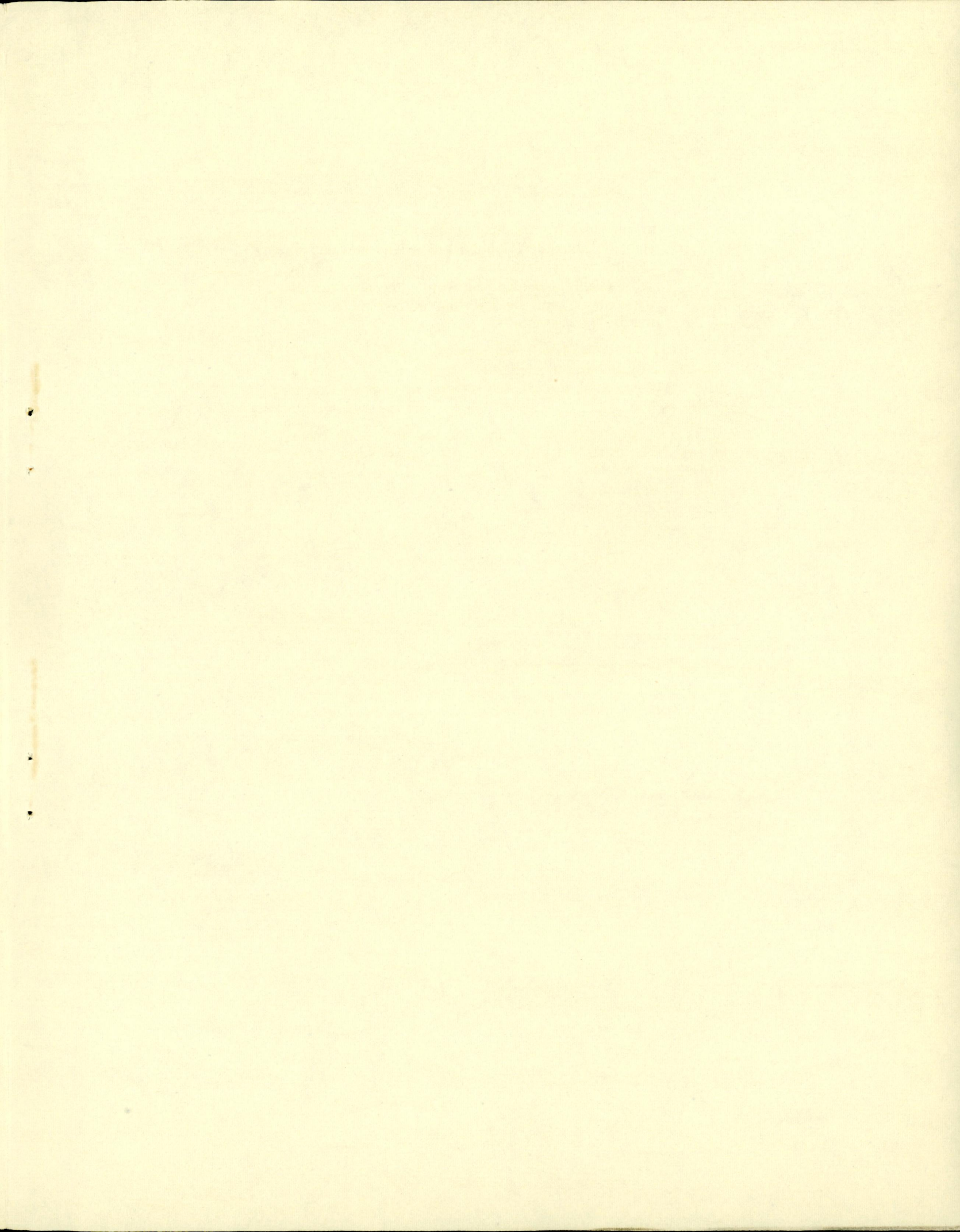
(2) The amendment made by paragraph (c) of subsection one of this section shall not apply to persons employed in or about any mine immediately before the commencement of this Act.

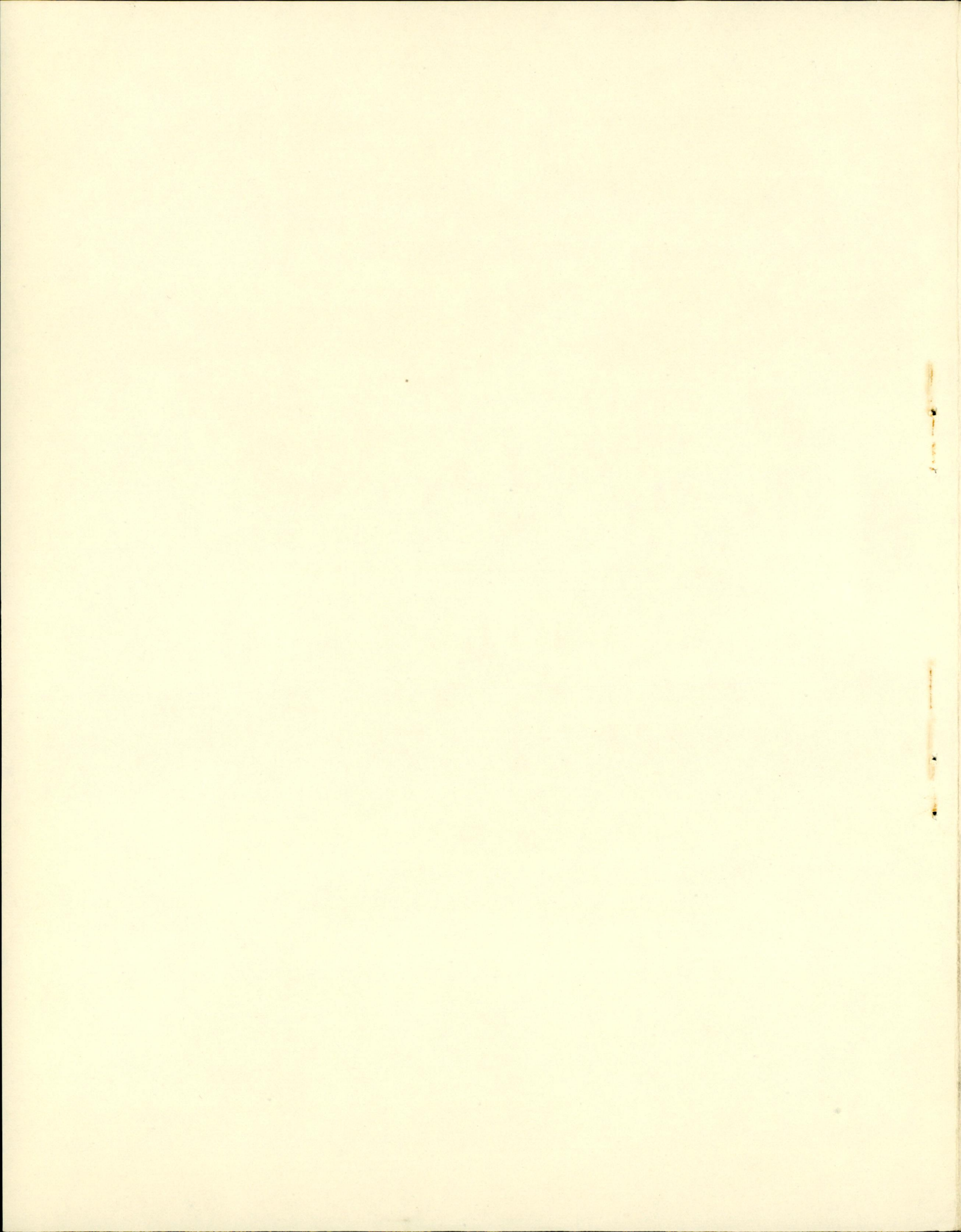
(3) Any reference in any Act, regulation or other instrument to an inspector for the district, an inspector of the district or any like expression shall be deemed to be a reference to an inspector.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1962

[9d.]





MINES INSPECTION (AMENDMENT) BILL, 1962.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to widen the definitions of “mine”, and “metal” and “mineral”, to bring surface buildings in course of construction, or not, exploratory drilling rigs where two or more men are employed and certain other places, and all substances, other than coal and oil shale used for commercial or industrial purposes, within the purview of the Mines Inspection Act, 1901, as amended;
- (b) to increase from fourteen years to sixteen years the age under which boys shall not be employed in or about mines and to provide that in certain circumstances females and boys not under the age of fifteen years may be employed in surface work;
- (c) to enable inspectors of mechanical engineering to be appointed in respect of mines to which the said Act, as amended, applies and to alter the necessary qualifications of electrical inspectors under the said Act, as amended;
- (d) to delete from the Mines Inspection Act, 1901, as amended, the requirements that districts be appointed and that inspectors be appointed to those districts;
- (e) to require notice to be given to an inspector when mining or quarrying operations involving the employment of two or more men are commenced, and upon the occurrence of certain other incidents in connection with mines and quarries where two or more men are employed;
- (f) to make provisions incidental and ancillary to the foregoing.

MINES INSPECTION (AMENDMENT) BILL

EXPLANATORY NOTE

The objects of this Bill are—

- (a) to widen the definition of "mine," and "surface," and "surface buildings" in clause 1 of the said Act so as to include in that clause any mine and any surface buildings or other works which are used for commercial or industrial purposes within the purview of the Mines Inspection Act, 1901, as amended;
- (b) to insert in clause 1 of the said Act the words "and any boys" after the words "and any persons" and to provide that in certain circumstances females and boys not under the age of fifteen years may be employed in surface work;
- (c) to enable inspectors of mechanical conveniences to be appointed in respect of mines in which the said Act is amended, and to alter the definition of "mechanical conveniences" in clause 1 of the said Act, as amended;
- (d) to delete from the Mines Inspection Act, 1901, as amended, the provisions relating to the appointment and the powers of inspectors of mines and to the appointment of inspectors of surface buildings;
- (e) to require notice to be given to an inspector when mining or quarrying operations involving the employment of two or more men are commenced, and upon the occurrence of any accident or other incident in connection with a mine and quarry where two or more men are employed;
- (f) to make provision in relation to the foregoing.

No. , 1962.

A BILL

To make further provisions for the regulation and inspection of mines other than coal and shale mines; for this and other purposes to amend the Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended; and for purposes connected therewith.

[MR. SIMPSON;—11 *April*, 1962.]

BE

Mines Inspection (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows : —

1. (1) This Act may be cited as the "Mines Inspection (Amendment) Act, 1962". Short title and citation.

(2) The Mines Inspection Act, 1901, as amended by subsequent Acts, by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended, and by this Act, may be cited as the Mines Inspection Act, 1901-1962.

2. (1) The Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor as aforesaid, is amended— Amendment of Act No. 75, 1901.

(a) (i) by inserting in subsection one of section four in the definition of "Inspector" after the words "electrical inspector of mines" the words "and inspector of mechanical engineering"; Sec. 4. (Interpretation of terms.)

(ii) by omitting from the definition of "Mine" in the same subsection the words "includes any quarry." and by inserting in lieu thereof the word and paragraphs "includes—

(a) any quarry;

(b) any place where two or more men are employed in connection with prospecting operations for the purposes of the discovery or exploration of or for any metal or mineral whether by drilling, boring or any other method; and

(c) so much of the surface of any place and the buildings, workshops, change-houses, structures and works thereon, whether completed or in course of construction or erection, surrounding or adjacent

Mines Inspection (Amendment).

adjacent to the shaft, outlets or site,
of a mine as hereinbefore defined as
are occupied by the owner together
with the mine for the purposes of or
in connection with the working of the
mine, or the removal from the mine of
refuse, or the health, safety or welfare
of persons employed in, at or about
the mine.”;

(iii) by omitting from the same subsection the
definition of “Metal” and “mineral” and
by inserting in lieu thereof the following
definition :—

“Metal” and “mineral” includes gold, sand-
stone, basalt, andesite, trachyte, por-
phyry, any substance which is for the
time being a mineral within the
meaning of the Mining Act, 1906, as
amended by subsequent Acts, and any
other substance or rock used for com-
mercial or industrial purposes, but does
not include coal or shale.

(iv) by omitting subsection two of the same section.

(b) by inserting in subsection one of section 4A after the
word “forty-three” the words “, forty-four, forty-
five”;

Sec. 4A.
(Application
of certain
provisions
to dredges.)

(c) by omitting subsection one of section twenty-six
and by inserting in lieu thereof the following
subsection :—

Sec. 26.
(Who shall
not be
employed
in mines.)

(1) Boys under the age of sixteen years and
females shall not be employed in or about any
mine :

Provided that boys not under the age of fifteen
years may be employed as apprentices above ground
and where the Minister is satisfied that working
conditions are suitable, females may be employed in
the main office at a mine or in any other surface
work ;

(d)

Mines Inspection (Amendment).

- (d) (i) by inserting in subsection one of section thirty-two after the words "electrical inspectors of mines" the words "and inspectors of mechanical engineering"; Sec. 32. (Appointment of inspectors.)
- 5 (ii) by inserting at the end of subsection four of the same section the words "and by inspectors of mechanical engineering only in relation to the installation and use of machinery and the erection of buildings, workshops, change-
- 10 houses, structures or works in or about a mine";
- (iii) by inserting in paragraph (a) of subsection five of the same section after the words "electrical inspector" the words "or an
- 15 inspector of mechanical engineering";
- (iv) by omitting paragraph (b) of the same subsection and by inserting in lieu thereof the following paragraph :—
- 20 (b) An electrical inspector shall be the holder of a degree or diploma in electrical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the Department of Mines or a qualification recognised by the
- 25 Department of Mines as equivalent to any such degree or diploma.
- (v) by inserting at the end of the same subsection the following new paragraph :—
- 30 (c) An inspector of mechanical engineering shall be the holder of a degree or diploma in mechanical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the
- 35 Department of Mines or a qualification recognised by the Department of Mines as equivalent to any such degree or diploma.
- (e)

Mines Inspection (Amendment).

- (e) by omitting section thirty-three; Sec. 33.
(Appointment of districts.)
- 5 (f) by omitting from subsection one of section forty-three the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 43.
(Notice to be given of accidents in mines.)
- 10 (g) (i) by omitting from section forty-four the words "in which a total of not less than ten persons are employed below ground" and by inserting in lieu thereof the words "in or about which two or more persons are employed"; Sec. 44.
(Notice to be given of opening and abandonment of mine.)
- (ii) by omitting paragraph (a) of the same section and by inserting in lieu thereof the following paragraph : —
- (a) where any working is commenced—
- 15 (i) for the purpose of sinking a shaft or driving a tunnel for the purpose of opening up a vein, lode or mineral deposit; or
- 20 (ii) in connection with quarrying operations; or;
- (h) (i) by omitting from paragraph (b) of general rule six in section fifty-five the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 55.
(General rules.)
- 25 (ii) by omitting from general rule thirty-six in the same section the words "the District Inspector of Mines" and by inserting in lieu thereof the words "an inspector";
- 30 (iii) by omitting from paragraph (c) of general rule fifty-six in the same section the words "the inspector for the district" and by inserting in lieu thereof the words "an inspector";
- (i)

Mines Inspection (Amendment).

- (i) by omitting from subparagraph one of paragraph Schedule III. eight of Schedule III published in Gazette No. 66 of the twenty-ninth day of June, 1945, and as subsequently amended, the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector".
- 5
- (2) The amendment made by paragraph (c) of subsection one of this section shall not apply to persons employed in or about any mine immediately before the commencement 10 of this Act.
- (3) Any reference in any Act, regulation or other instrument to an inspector for the district, an inspector of the district or any like expression shall be deemed to be a reference to an inspector.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1962

[9d.]

MINES INSPECTION (AMENDMENT) BILL, 1962.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to widen the definitions of “mine”, and “metal” and “mineral”, to bring surface buildings in course of construction, or not, exploratory drilling rigs where two or more men are employed and certain other places, and all substances, other than coal and oil shale used for commercial or industrial purposes, within the purview of the Mines Inspection Act, 1901, as amended;
- (b) to increase from fourteen years to sixteen years the age under which boys shall not be employed in or about mines and to provide that in certain circumstances females and boys not under the age of fifteen years may be employed in surface work;
- (c) to enable inspectors of mechanical engineering to be appointed in respect of mines to which the said Act, as amended, applies and to alter the necessary qualifications of electrical inspectors under the said Act, as amended;
- (d) to delete from the Mines Inspection Act, 1901, as amended, the requirements that districts be appointed and that inspectors be appointed to those districts;
- (e) to require notice to be given to an inspector when mining or quarrying operations involving the employment of two or more men are commenced, and upon the occurrence of certain other incidents in connection with mines and quarries where two or more men are employed;
- (f) to make provisions incidental and ancillary to the foregoing.

EXPLANATORY NOTE

The object of this Bill is to amend the Mines Act, 1955, in order to give effect to the recommendations of the Commission of Enquiry into the Safety of Mines, 1957-58, and to provide for the more effective enforcement of the provisions of that Act.

The Bill contains provisions relating to the appointment and powers of inspectors, the duties of mine owners and managers, and the powers of the Government to take over mines in the event of an emergency.

Part I of the Bill deals with the appointment and powers of inspectors, and Part II deals with the duties of mine owners and managers.

Part III of the Bill deals with the powers of the Government to take over mines in the event of an emergency, and Part IV deals with the powers of the Government to make regulations.

The Bill also contains provisions relating to the appointment and powers of inspectors, the duties of mine owners and managers, and the powers of the Government to take over mines in the event of an emergency.

No. , 1962.

A BILL

To make further provisions for the regulation and inspection of mines other than coal and shale mines; for this and other purposes to amend the Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended; and for purposes connected therewith.

[MR. SIMPSON;—11 April, 1962.]

BE

Mines Inspection (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Mines Inspection (Amendment) Act, 1962". Short title and citation.

(2) The Mines Inspection Act, 1901, as amended by subsequent Acts, by the Governor in pursuance of the powers conferred by sections 4A and fifty-six of that Act, as so amended, and by this Act, may be cited as the Mines Inspection Act, 1901-1962.

2. (1) The Mines Inspection Act, 1901, as amended by subsequent Acts and by the Governor as aforesaid, is amended— Amendment of Act No. 75, 1901.

(a) (i) by inserting in subsection one of section four in the definition of "Inspector" after the words "electrical inspector of mines" the words "and inspector of mechanical engineering"; Sec. 4. (Interpretation of terms.)

(ii) by omitting from the definition of "Mine" in the same subsection the words "includes any quarry." and by inserting in lieu thereof the word and paragraphs "includes—

(a) any quarry;

(b) any place where two or more men are employed in connection with prospecting operations for the purposes of the discovery or exploration of or for any metal or mineral whether by drilling, boring or any other method; and

(c) so much of the surface of any place and the buildings, workshops, change-houses, structures and works thereon, whether completed or in course of construction or erection, surrounding or adjacent

Mines Inspection (Amendment).

5 adjacent to the shaft, outlets or site,
of a mine as hereinbefore defined as
are occupied by the owner together
with the mine for the purposes of or
in connection with the working of the
mine, or the removal from the mine of
refuse, or the health, safety or welfare
of persons employed in, at or about
the mine.”;

10 (iii) by omitting from the same subsection the
definition of “Metal” and “mineral” and
by inserting in lieu thereof the following
definition :—

15 “Metal” and “mineral” includes gold, sand-
stone, basalt, andesite, trachyte, por-
phyry, any substance which is for the
time being a mineral within the
meaning of the Mining Act, 1906, as
amended by subsequent Acts, and any
20 other substance or rock used for com-
mercial or industrial purposes, but does
not include coal or shale.

(iv) by omitting subsection two of the same section.

25 (b) by inserting in subsection one of section 4A after the
word “forty-three” the words “, forty-four, forty-
five”;

Sec. 4A.
(Application
of certain
provisions
to dredges.)

(c) by omitting subsection one of section twenty-six
and by inserting in lieu thereof the following
subsection :—

Sec. 26.
(Who shall
not be
employed
in mines.)

30 (1) Boys under the age of sixteen years and
females shall not be employed in or about any
mine :

35 Provided that boys not under the age of fifteen
years may be employed as apprentices above ground
and where the Minister is satisfied that working
conditions are suitable, females may be employed in
the main office at a mine or in any other surface
work ;

(d)

Mines Inspection (Amendment).

- (d) (i) by inserting in subsection one of section thirty-two after the words "electrical inspectors of mines" the words "and inspectors of mechanical engineering"; Sec. 32. (Appointment of inspectors.)
- 5 (ii) by inserting at the end of subsection four of the same section the words "and by inspectors of mechanical engineering only in relation to the installation and use of machinery and the erection of buildings, workshops, change-
- 10 houses, structures or works in or about a mine";
- (iii) by inserting in paragraph (a) of subsection five of the same section after the words "electrical inspector" the words "or an
- 15 inspector of mechanical engineering";
- (iv) by omitting paragraph (b) of the same subsection and by inserting in lieu thereof the following paragraph :—
- 20 (b) An electrical inspector shall be the holder of a degree or diploma in electrical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the Department of Mines or a qualification recognised by the
- 25 Department of Mines as equivalent to any such degree or diploma.
- (v) by inserting at the end of the same subsection the following new paragraph :—
- 30 (c) An inspector of mechanical engineering shall be the holder of a degree or diploma in mechanical engineering from the University of Sydney, the University of New South Wales or other educational body approved by the
- 35 Department of Mines or a qualification recognised by the Department of Mines as equivalent to any such degree or diploma.
- (e)

Mines Inspection (Amendment).

- (e) by omitting section thirty-three; Sec. 33.
(Appointment of districts.)
- (f) by omitting from subsection one of section forty-three the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; 5 (Notice to be given of accidents in mines.)
- (g) (i) by omitting from section forty-four the words "in which a total of not less than ten persons are employed below ground" and by inserting in lieu thereof the words "in or about which two or more persons are employed"; 10 (Notice to be given of opening and abandonment of mine.)
- (ii) by omitting paragraph (a) of the same section and by inserting in lieu thereof the following paragraph :—
- (a) where any working is commenced—
- (i) for the purpose of sinking a shaft or driving a tunnel for the purpose of opening up a vein, lode or mineral deposit; or 15
- (ii) in connection with quarrying operations; or; 20
- (h) (i) by omitting from paragraph (b) of general rule six in section fifty-five the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector"; Sec. 55.
(General rules.)
- (ii) by omitting from general rule thirty-six in the same section the words "the District Inspector of Mines" and by inserting in lieu thereof the words "an inspector"; 25
- (iii) by omitting from paragraph (c) of general rule fifty-six in the same section the words "the inspector for the district" and by inserting in lieu thereof the words "an inspector"; 30

(i)

Mines Inspection (Amendment).

(i) by omitting from subparagraph one of paragraph Schedule III. eight of Schedule III published in Gazette No. 66 of the twenty-ninth day of June, 1945, and as subsequently amended, the words "the inspector of the district" and by inserting in lieu thereof the words "an inspector".

5 (2) The amendment made by paragraph (c) of subsection one of this section shall not apply to persons employed in or about any mine immediately before the commencement
10 of this Act.

(3) Any reference in any Act, regulation or other instrument to an inspector for the district, an inspector of the district or any like expression shall be deemed to be a reference to an inspector.

BY AUTHORITY:

V. C. N. BLIGHT, GOVERNMENT PRINTER, SYDNEY, NEW SOUTH WALES—1962

Mississippi (Continued)

(4) by omitting from subparagraph (a) of paragraph 3(a) the words "in the district" and by inserting in lieu thereof the words "in the district";

(5) The amendments made by paragraphs (1) of this section shall not apply to persons employed in or about any state institution before the commencement of the Act.

(6) Any district in any Act remaining in effect on the date of the passage of this Act shall be deemed to be a district in the district.

Approved: _____

