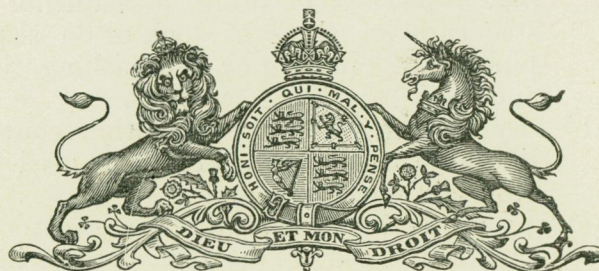


New South Wales.



ANNO OCTAVO

EDWARDI VII REGIS.

Act No. 8, 1908.

An Act to amend the Scaffolding and Lifts Act, 1902; and for purposes incidental thereto. [Assented to, 26th October, 1908.]

BE it enacted by the King'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. This Act may be cited as the “Scaffolding and Lifts Short title.
(Amending) Act, 1908,” and shall be construed with the Scaffolding and Lifts Act, 1902, hereinafter called the Principal Act.

2. The Principal Act is hereby amended as follows:—

Amendments of
Principal Act.

(1) Section three, by—

(a) the addition to the definition of “engine” of the following words: “and includes hand cranes, travelling cranes, and other similar apparatus or contrivance used in yards, quarries, or other places for the purpose of lifting or handling timber, iron, stone, or other materials”; and

(b)

Scaffolding and Lifts (Amending).

- (b) in the definition of the word "gear" the addition after the word "fastening" of the word "hand"; and
- (c) in the definition of "lift," the omission of the words "and comprising a movable platform"; and
- (d) the omission of the definition of "scaffolding," and the substitution of the following definition:—

"Scaffolding" means—

- (a) any structure built up and fixed to a height exceeding eight feet from the horizontal base on which it is built up and fixed for erecting, demolishing, altering, repairing, cleaning, or painting buildings or structures or ships in dock or on slips, or for the purpose of erecting or demolishing timber stacks; and
 - (b) any derrick, shearlegs, or other contrivance of a like kind used or intended to be used for any of the aforesaid purposes; and
 - (c) any projecting structure of a greater height from the ground than eight feet, used or intended to be used for any of the above purposes; and
 - (d) any swinging stage used or intended to be used for any of the above purposes; and
 - (e) the addition in appropriate alphabetical order of the following definitions:—
 - "Authorised attendant" means a person of sixteen years of age or upwards, certified by an inspector as competent to be placed in charge of a lift.
 - "Horizontal base" means ground level: Provided that, where any scaffolding is erected upon permanent floors, with walls on all sides not less than three feet higher than the scaffold boards, then such permanent floor will be deemed the horizontal base.
 - "Passenger lift" means a lift used chiefly for the conveyance of passengers, or certified by an inspector to be a passenger lift.
 - "Automatically controlled lift" means any lift that is certified by an inspector as being fully automatically and mechanically controlled.
 - "Steam crane" means steam crane, electric crane, hydraulic crane, or any other power crane or hoist used in connection with building operations, or used in any place for the purpose of lifting or handling timber, iron, stone, or other materials.
- (2) Section five, by the insertion of the words "engine or steam crane" after the word "scaffolding" wherever occurring in that section: *Provided*

Scaffolding and Lifts (Amending).

Provided that none of the enactments in this² or the Principal Act relating to the giving of notice of intention to erect, or to set up, or build scaffolding shall be taken to apply to the case of ships in dock, or on slips, or to the case of the erection or demolition of timber stacks.

- (3) Section six, by omitting the word "and" before the word "engines," and inserting after the word "engines" the words "and steam cranes."
- (4) Sections nine and ten, by the insertion of the words "or steam cranes" after the word "engine" or "engines" wherever occurring in those sections.

3. (1) The following section is inserted next after section seven Regulations.
of the Principal Act:—

7A. The Governor may also make the following regulations requiring or relating to—

- (a) the proper construction and use of scaffolding, lifts, engines, and steam cranes;
- (b) notice to be given of intention to erect scaffolding, lifts, engines, and steam cranes, and also as to (i) permits to be applied for by persons erecting or altering lifts, (ii) the plans and descriptions to accompany such applications;
- (c) notice to be given to the inspector by persons owning or using lifts existing before the commencement of this Act;
- (d) the certification of drivers of steam-cranes;
- (e) the certification, qualification, and duties of persons in charge of lifts;
- (f) the qualifications, powers, and duties of inspectors;
- (g) the matters referred to in the Schedules to the Principal Act;
- (h) the notice to be given to the inspector by owners, lessees, and others, in cases where the ownership or right of control of lift has been changed by sale, transfer, or otherwise;
- (i) notice to be given to the inspector by owners, lessees, and managers of lifts in cases where accidents have occurred;
- (j) all such other matters as the Governor may deem necessary for carrying this and the Principal Act into effect, and for the observance thereof;
- (k) the enforcement of such regulations by penalties not exceeding twenty pounds.

(2) Every such regulation shall be subject to the provisions of section seven of the Principal Act.

Scaffolding and Lifts (Amending).

4. The following sections are inserted next after section eight of the Principal Act:—

Passenger lifts.

Authorised attendant to be in charge of lift.

8A. If any person other than an authorised attendant works, operates, or interferes with the working of a passenger lift, he shall be liable to a penalty not exceeding ten pounds: Provided that this section shall not apply to the bona fide owner, lessee, or manager of the building wherein the lift is situated in case of emergency, nor to any workman engaged in inspecting, repairing, or erecting a lift, nor to any automatically controlled lift.

Name of attendant to be shown on lift.

8B. The owner, lessee, or manager of any building containing a passenger lift shall cause the name of every authorised attendant working the lift to be legibly written or printed and placed and retained in a prominent part of the car of the lift. Any such owner, manager, or lessee failing to comply with the provisions of this section shall be liable to a penalty not exceeding ten pounds.

5. The following section is inserted next after section nine of the Principal Act:—

Inspector may suspend incompetent attendant.

9A. Where it appears to an inspector that any person working a passenger or goods lift is careless, incompetent, or untrustworthy, the inspector may direct such person to, and he shall thereupon, cease to work, operate, or be in charge of such lift; and if any owner, lessee, or manager of any premises employs such person in connection with a lift without the authority in writing of an inspector, he shall be liable to a penalty not exceeding ten pounds.

By Authority : WILLIAM APPLEGATE GULLICK, Government Printer, Sydney, 1908.

[3d.]

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.

*Legislative Assembly Chamber,
Sydney, 20 October, 1908. }*

*RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.*

New South Wales.



ANNO OCTAVO

EDWARDI VII REGIS.

Act No. 8, 1908.

An Act to amend the Scaffolding and Lifts Act, 1902; and for purposes incidental thereto. [Assented to, 26th October, 1908.]

BE it enacted by the King'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. This Act may be cited as the “Scaffolding and Lifts (Amending) Act, 1908,” and shall be construed with the Scaffolding and Lifts Act, 1902, hereinafter called the Principal Act.

2. The Principal Act is hereby amended as follows:—

Amendments of
Principal Act.

(1) Section three, by—

(a) the addition to the definition of “engine” of the following words: “and includes hand cranes, travelling cranes, and other similar apparatus or contrivance used in yards, quarries, or other places for the purpose of lifting or handling timber, iron, stone, or other materials”; and

(b)

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

*JOHN J. COHEN,
Chairman of Committees of the Legislative Assembly.*

Scaffolding and Lifts (Amending).

- (b) in the definition of the word "gear" the addition after the word "fastening" of the word "hand"; and
 - (c) in the definition of "lift," the omission of the words "and comprising a movable platform"; and
 - (d) the omission of the definition of "scaffolding," and the substitution of the following definition :—
 "Scaffolding" means—
 - (a) any structure built up and fixed to a height exceeding eight feet from the horizontal base on which it is built up and fixed for erecting, demolishing, altering, repairing, cleaning, or painting buildings or structures or ships in dock or on slips, or for the purpose of erecting or demolishing timber stacks; and
 - (b) any derrick, shearlegs, or other contrivance of a like kind used or intended to be used for any of the aforesaid purposes; and
 - (c) any projecting structure of a greater height from the ground than eight feet, used or intended to be used for any of the above purposes; and
 - (d) any swinging stage used or intended to be used for any of the above purposes; and
 - (e) the addition in appropriate alphabetical order of the following definitions :—
 - "Authorised attendant" means a person of sixteen years of age or upwards, certified by an inspector as competent to be placed in charge of a lift.
 - "Horizontal base" means ground level: Provided that, where any scaffolding is erected upon permanent floors, with walls on all sides not less than three feet higher than the scaffold boards, then such permanent floor will be deemed the horizontal base.
 - "Passenger lift" means a lift used chiefly for the conveyance of passengers, or certified by an inspector to be a passenger lift.
 - "Automatically controlled lift" means any lift that is certified by an inspector as being fully automatically and mechanically controlled.
 - "Steam crane" means steam crane, electric crane, hydraulic crane, or any other power crane or hoist used in connection with building operations, or used in any place for the purpose of lifting or handling timber, iron, stone, or other materials.
- (2) Section five, by the insertion of the words "engine or steam crane" after the word "scaffolding" wherever occurring in that section :
 Provided

Scaffolding and Lifts (Amending).

Provided that none of the enactments in this or the Principal Act relating to the giving of notice of intention to erect, or to set up, or build scaffolding shall be taken to apply to the case of ships in dock, or on slips, or to the case of the erection or demolition of timber stacks.

- (3) Section six, by omitting the word "and" before the word "engines," and inserting after the word "engines" the words "and steam cranes."
- (4) Sections nine and ten, by the insertion of the words "or steam cranes" after the word "engine" or "engines" wherever occurring in those sections.

3. (1) The following section is inserted next after section seven Regulations.
of the Principal Act:—

7A. The Governor may also make the following regulations requiring or relating to—

- (a) the proper construction and use of scaffolding, lifts, engines, and steam cranes;
- (b) notice to be given of intention to erect scaffolding, lifts, engines, and steam cranes, and also as to (i) permits to be applied for by persons erecting or altering lifts, (ii) the plans and descriptions to accompany such applications;
- (c) notice to be given to the inspector by persons owning or using lifts existing before the commencement of this Act;
- (d) the certification of drivers of steam-cranes;
- (e) the certification, qualification, and duties of persons in charge of lifts;
- (f) the qualifications, powers, and duties of inspectors;
- (g) the matters referred to in the Schedules to the Principal Act;
- (h) the notice to be given to the inspector by owners, lessees, and others, in cases where the ownership or right of control of lift has been changed by sale, transfer, or otherwise;
- (i) notice to be given to the inspector by owners, lessees, and managers of lifts in cases where accidents have occurred;
- (j) all such other matters as the Governor may deem necessary for carrying this and the Principal Act into effect, and for the observance thereof;
- (k) the enforcement of such regulations by penalties not exceeding twenty pounds.

(2) Every such regulation shall be subject to the provisions of section seven of the Principal Act.

Scaffolding and Lifts (Amending).

4. The following sections are inserted next after section eight of the Principal Act :—

Passenger lifts.

Authorised attendant to be in charge of lift.

8A. If any person other than an authorised attendant works, operates, or interferes with the working of a passenger lift, he shall be liable to a penalty not exceeding ten pounds : Provided that this section shall not apply to the bona fide owner, lessee, or manager of the building wherein the lift is situated in case of emergency, nor to any workman engaged in inspecting, repairing, or erecting a lift, nor to any automatically controlled lift.

Name of attendant to be shown on lift.

8B. The owner, lessee, or manager of any building containing a passenger lift shall cause the name of every authorised attendant working the lift to be legibly written or printed and placed and retained in a prominent part of the car of the lift. Any such owner, manager, or lessee failing to comply with the provisions of this section shall be liable to a penalty not exceeding ten pounds.

5. The following section is inserted next after section nine of the Principal Act :—

Inspector may suspend incompetent attendant.

9A. Where it appears to an inspector that any person working a passenger or goods lift is careless, incompetent, or untrustworthy, the inspector may direct such person to, and he shall thereupon, cease to work, operate, or be in charge of such lift ; and if any owner, lessee, or manager of any premises employs such person in connection with a lift without the authority in writing of an inspector, he shall be liable to a penalty not exceeding ten pounds.

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

State Government House,
Sydney, 26th October, 1908.

HARRY H. RAWSON,
Governor.

SCAFFOLDING AND LIFTS (AMENDING) BILL.

SCHEDULE of Amendments referred to in Message of 14th October, 1908.

- Page 2, clause 2, line 2. *After "word" omit "hoist" insert "fastening"*
Page 2, clause 2, line 2. *Omit "s" from "words"*
Page 2, clause 2, line 2. *After "hand" omit "hoist"*
Page 2, clause 2, line 12. *After "slips" insert "or for the purpose of erecting or demolishing timber
"stacks"*
Page 2, clause 2. *At end of subsection (2) add "Provided that none of the enactments in this or the
"Principal Act relating to the giving of notice of intention to erect, or to set up, or
"build scaffolding shall be taken to apply to the case of ships in dock, or on slips, or to
"the case of the erection or demolition of timber stacks."*
Page 3, clause 3, line 23. *Omit "and attendants"*
Page 3, clause 3, line 24. *Omit "and lifts"*
Page 3, clause 3, line 25. *Before "qualification" insert "certification"*
Page 3, clause 3, line 27. *Before "powers" insert "qualifications"*
Page 3, clause 3, line 40. *After "be" omit remainder of clause insert "subject to the provisions of
"section seven of the Principal Act"*
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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.

*Legislative Assembly Chamber,
Sydney, 16 September, 1908. }*

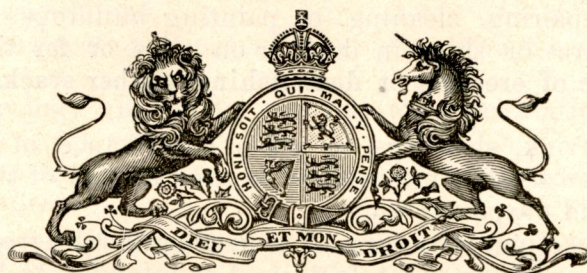
*RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.*

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

*Legislative Council Chamber,
Sydney, 14th October, 1908. }*

*JOHN J. CALVERT,
Clerk of the Parliaments.*

New South Wales.



ANNO OCTAVO

EDWARDI VII REGIS.

Act No. , 1908.

An Act to amend the Scaffolding and Lifts Act, 1902; and for purposes incidental thereto.

BE it enacted by the King'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:—

5 **1.** This Act may be cited as the "Scaffolding and Lifts (Amending) Act, 1908," and shall be construed with the Scaffolding and Lifts Act, 1902, hereinafter called the Principal Act. Short title.

2. The Principal Act is hereby amended as follows:—

Amendments of
Principal Act.

(1) Section three, by—

10 (a) the addition to the definition of "engine" of the following words: "and includes hand cranes, travelling cranes, and other similar apparatus or contrivance used in yards, quarries, or other places for the purpose of lifting or handling timber, iron, stone, or other materials"; and

19—

(b)

16790

NOTE.—The words to be omitted are ruled through; those to be inserted are printed in black letter.

Scaffolding and Lifts (Amending).

- (b) in the definition of the word "gear" the addition after the word "~~hoist fastening~~" of the words "hand hoist"; and
(c) in the definition of "lift," the omission of the words "and comprising a movable platform"; and

- (d) the omission of the definition of "scaffolding," and the substitution of the following definition:—

"Scaffolding" means—

- (a) any structure built up and fixed to a height exceeding eight feet from the horizontal base on which it is built up and fixed for erecting, demolishing, altering, repairing, cleaning, or painting buildings or structures or ships in dock or on slips, **or for the purpose of erecting or demolishing timber stacks;** and
(b) any derrick, shearlegs, or other contrivance of a like kind used or intended to be used for any of the aforesaid purposes; and
(c) any projecting structure of a greater height from the ground than eight feet, used or intended to be used for any of the above purposes; and
(d) any swinging stage used or intended to be used for any of the above purposes; and
(e) the addition in appropriate alphabetical order of the following definitions:—
"Authorised attendant" means a person of sixteen years of age or upwards, certified by an inspector as competent to be placed in charge of a lift.
"Horizontal base" means ground level: Provided that, where any scaffolding is erected upon permanent floors, with walls on all sides not less than three feet higher than the scaffold boards, then such permanent floor will be deemed the horizontal base.
"Passenger lift" means a lift used chiefly for the conveyance of passengers, or certified by an inspector to be a passenger lift.
"Automatically controlled lift" means any lift that is certified by an inspector as being fully automatically and mechanically controlled.
"Steam crane" means steam crane, electric crane, hydraulic crane, or any other power crane or hoist used in connection with building operations, or used in any place for the purpose of lifting or handling timber, iron, stone, or other materials.

- (2) Section five, by the insertion of the words "engine or steam crane" after the word "scaffolding" wherever occurring in that section:

Provided

Scaffolding and Lifts (Amending).

Provided that none of the enactments in this or the Principal Act relating to the giving of notice of intention to erect, or to set up, or build scaffolding shall be taken to apply to the case of ships in dock, or on slips, or to the case of the erection or demolition of timber stacks.

5 (3) Section six, by omitting the word "and" before the word "engines," and inserting after the word "engines" the words "and steam cranes."

(4) Sections nine and ten, by the insertion of the words "or steam cranes" after the word "engine" or "engines" wherever
10 occurring in those sections.

3. (1) The following section is inserted next after section seven of the Principal Act:—

7A. The Governor may also make the following regulations Regulations,
requiring or relating to—

15 (a) the proper construction and use of scaffolding, lifts, engines, and steam cranes;

(b) notice to be given of intention to erect scaffolding, lifts, engines, and steam cranes, and also as to (i) permits to be applied for by persons erecting or altering lifts, (ii) the
20 plans and descriptions to accompany such applications;

(c) notice to be given to the inspector by persons owning or using lifts existing before the commencement of this Act;

(d) the certification of drivers and attendants of steam-cranes and lifts;

25 (e) the certification, qualification, and duties of persons in charge of lifts;

(f) the qualifications, powers, and duties of inspectors;

(g) the matters referred to in the Schedules to the Principal Act;

30 (h) the notice to be given to the inspector by owners, lessees, and others, in cases where the ownership or right of control of lift has been changed by sale, transfer, or otherwise;

(i) notice to be given to the inspector by owners, lessees, and managers of lifts in cases where accidents have occurred;

35 (j) all such other matters as the Governor may deem necessary for carrying this and the Principal Act into effect, and for the observance thereof;

(k) the enforcement of such regulations by penalties not exceeding twenty pounds.

40 (2) Every such regulation shall be published in the Gazette, and shall thereupon have the force of law, but not sooner or otherwise subject to the provisions of section seven of the Principal Act.

Scaffolding and Lifts (Amending).

4. The following sections are inserted next after section eight of the Principal Act :—

Passenger lifts.

5 8A. If any person other than an authorised attendant works, Authorised attendant to be in charge of lift.
operates, or interferes with the working of a passenger lift, he shall
be liable to a penalty not exceeding ten pounds : Provided that this
section shall not apply to the bona fide owner, lessee, or manager of
the building wherein the lift is situated in case of emergency, nor
to any workman engaged in inspecting, repairing, or erecting a lift,
10 nor to any automatically controlled lift.

8B. The owner, lessee, or manager of any building containing a Name of attendant to be shown on lift.
passenger lift shall cause the name of every authorised attendant
working the lift to be legibly written or printed and placed and
retained in a prominent part of the car of the lift. Any such owner,
15 manager, or lessee failing to comply with the provisions of this section
shall be liable to a penalty not exceeding ten pounds.

5. The following section is inserted next after section nine of the Principal Act :—

9A. Where it appears to an inspector that any person working Inspector may suspend incompetent attendant.
20 a passenger or goods lift is careless, incompetent, or untrustworthy, the
inspector may direct such person to, and he shall thereupon, cease to
work, operate, or be in charge of such lift ; and if any owner, lessee,
or manager of any premises employs such person in connection with
a lift without the authority in writing of an inspector, he shall be
25 liable to a penalty not exceeding ten pounds.

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.

*Legislative Assembly Chamber,
Sydney, 16 September, 1908. }*

*RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.*

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

*Legislative Council Chamber,
Sydney, October, 1908. }*

Clerk of the Parliaments.

New South Wales.



ANNO OCTAVO

EDWARDI VII REGIS.

Act No. , 1908.

An Act to amend the Scaffolding and Lifts Act, 1902; and for purposes incidental thereto.

BE it enacted by the King'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:—

5 1. This Act may be cited as the "Scaffolding and Lifts Short title.
(Amending) Act, 1908," and shall be construed with the Scaffolding
and Lifts Act, 1902, hereinafter called the Principal Act.

2. The Principal Act is hereby amended as follows:—

Amendments of
Principal Act.

(1) Section three, by—

10 (a) the addition to the definition of "engine" of the following
words: "and includes hand cranes, travelling cranes,
and other similar apparatus or contrivance used in yards,
quarries, or other places for the purpose of lifting or
handling timber, iron, stone, or other materials"; and

19—

16790

NOTE.—The words to be omitted are ruled through; those to be inserted are printed in black letter.

Scaffolding and Lifts (Amending).

- (b) in the definition of the word "gear" the addition after the word "~~hoist~~ fastening" of the words "hand hoist"; and
- (c) in the definition of "lift," the omission of the words "and comprising a movable platform"; and
- 5 (d) the omission of the definition of "scaffolding," and the substitution of the following definition :—
- "Scaffolding" means—
- (a) any structure built up and fixed to a height exceeding eight feet from the horizontal base on which it is
- 10 built up and fixed for erecting, demolishing, altering, repairing, cleaning, or painting buildings or structures or ships in dock or on slips, **or for the purpose of erecting or demolishing timber stacks; and**
- (b) any derrick, shearlegs, or other contrivance of a like kind used or intended to be used for any of the aforesaid purposes; and
- (c) any projecting structure of a greater height from the ground than eight feet, used or intended to be
- 20 used for any of the above purposes; and
- (d) any swinging stage used or intended to be used for any of the above purposes; and
- (e) the addition in appropriate alphabetical order of the following definitions :—
- 25 "Authorised attendant" means a person of sixteen years of age or upwards, certified by an inspector as competent to be placed in charge of a lift.
- "Horizontal base" means ground level: Provided that, where any scaffolding is erected upon permanent floors, with walls on all sides not less than three feet higher
- 30 than the scaffold boards, then such permanent floor will be deemed the horizontal base.
- "Passenger lift" means a lift used chiefly for the conveyance of passengers, or certified by an inspector to be a passenger lift.
- 35 "Automatically controlled lift" means any lift that is certified by an inspector as being fully automatically and mechanically controlled.
- "Steam crane" means steam crane, electric crane, hydraulic crane, or any other power crane or hoist used in connection with building operations, or used in any place for the purpose of lifting or handling timber, iron, stone, or other materials.
- 40
- (2) Section five, by the insertion of the words "engine or steam crane" after the word "scaffolding" wherever occurring in that section : **Provided**
- 45

Scaffolding and Lifts (Amending).

Provided that none of the enactments in this or the Principal Act relating to the giving of notice of intention to erect, or to set up, or build scaffolding shall be taken to apply to the case of ships in dock, or on slips, or to the case of the erection or demolition of timber stacks.

5 (3) Section six, by omitting the word "and" before the word "engines," and inserting after the word "engines" the words "and steam cranes."

(4) Sections nine and ten, by the insertion of the words "or steam cranes" after the word "engine" or "engines" wherever occurring in those sections.

10 3. (1) The following section is inserted next after section seven of the Principal Act:—

7A. The Governor may also make the following regulations Regulations. requiring or relating to—

15 (a) the proper construction and use of scaffolding, lifts, engines, and steam cranes;

(b) notice to be given of intention to erect scaffolding, lifts, engines, and steam cranes, and also as to (i) permits to be applied for by persons erecting or altering lifts, (ii) the plans and descriptions to accompany such applications;

20 (c) notice to be given to the inspector by persons owning or using lifts existing before the commencement of this Act;

(d) the certification of drivers and attendants of steam-cranes and lifts;

25 (e) the certification, qualification, and duties of persons in charge of lifts;

(f) the qualifications, powers, and duties of inspectors;

(g) the matters referred to in the Schedules to the Principal Act;

30 (h) the notice to be given to the inspector by owners, lessees, and others, in cases where the ownership or right of control of lift has been changed by sale, transfer, or otherwise;

(i) notice to be given to the inspector by owners, lessees, and managers of lifts in cases where accidents have occurred;

35 (j) all such other matters as the Governor may deem necessary for carrying this and the Principal Act into effect, and for the observance thereof;

(k) the enforcement of such regulations by penalties not exceeding twenty pounds.

40 (2) Every such regulation shall be published in the Gazette, and shall thereupon have the force of law, but not sooner or otherwise subject to the provisions of section seven of the Principal Act.

Scaffolding and Lifts (Amending).

4. The following sections are inserted next after section eight of the Principal Act:—

Passenger lifts.

5 8A. If any person other than an authorised attendant works, ^{Authorised attendant to be in charge of lift.} he shall be liable to a penalty not exceeding ten pounds: Provided that this section shall not apply to the bona fide owner, lessee, or manager of the building wherein the lift is situated in case of emergency, nor to any workman engaged in inspecting, repairing, or erecting a lift,
10 nor to any automatically controlled lift.

8B. The owner, lessee, or manager of any building containing a ^{Name of attendant to be shown on lift.} passenger lift shall cause the name of every authorised attendant working the lift to be legibly written or printed and placed and retained in a prominent part of the car of the lift. Any such owner,
15 manager, or lessee failing to comply with the provisions of this section shall be liable to a penalty not exceeding ten pounds.

5. The following section is inserted next after section nine of the Principal Act:—

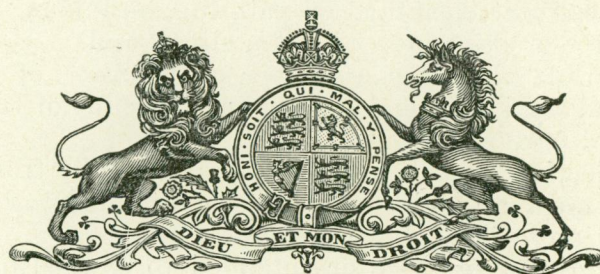
9A. Where it appears to an inspector that any person working ^{Inspector may suspend incompetent attendant.} a passenger or goods lift is careless, incompetent, or untrustworthy, the inspector may direct such person to, and he shall thereupon, cease to work, operate, or be in charge of such lift; and if any owner, lessee, or manager of any premises employs such person in connection with a lift without the authority in writing of an inspector, he shall be
20 liable to a penalty not exceeding ten pounds.

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.

*Legislative Assembly Chamber,
Sydney, 16 September, 1908.*

*RICHD. A. ARNOLD,
Clerk of the Legislative Assembly.*

New South Wales.



ANNO OCTAVO

EDWARDI VII REGIS.

Act No. , 1908.

An Act to amend the Scaffolding and Lifts Act, 1902; and for purposes incidental thereto.

BE it enacted by the King'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:—

5 1. This Act may be cited as the "Scaffolding and Lifts Short title.
(Amending) Act, 1908," and shall be construed with the Scaffolding
and Lifts Act, 1902, hereinafter called the Principal Act.

2. The Principal Act is hereby amended as follows:—

Amendments of
Principal Act.

(1) Section three, by—

10 (a) the addition to the definition of "engine" of the following
words: "and includes hand cranes, travelling cranes,
and other similar apparatus or contrivance used in yards,
quarries, or other places for the purpose of lifting or
handling timber, iron, stone, or other materials"; and

19—

(b)

Scaffolding and Lifts (Amending).

- (b) in the definition of the word "gear" the addition after the word "hoist" of the words "hand hoist"; and
- (c) in the definition of "lift," the omission of the words "and comprising a movable platform"; and
- 5 (d) the omission of the definition of "scaffolding," and the substitution of the following definition :—
- "Scaffolding" means—
- (a) any structure built up and fixed to a height exceeding eight feet from the horizontal base on which it is built up and fixed for erecting, demolishing, altering, repairing, cleaning, or painting buildings or structures or ships in dock or on slips; and
- 10 (b) any derrick, shearlegs, or other contrivance of a like kind used or intended to be used for any of the aforesaid purposes; and
- 15 (c) any projecting structure of a greater height from the ground than eight feet, used or intended to be used for any of the above purposes; and
- (d) any swinging stage used or intended to be used for any of the above purposes; and
- 20 (e) the addition in appropriate alphabetical order of the following definitions :—
- "Authorised attendant" means a person of sixteen years of age or upwards, certified by an inspector as competent to be placed in charge of a lift.
- 25 "Horizontal base" means ground level: Provided that, where any scaffolding is erected upon permanent floors, with walls on all sides not less than three feet higher than the scaffold boards, then such permanent floor will be deemed the horizontal base.
- 30 "Passenger lift" means a lift used chiefly for the conveyance of passengers, or certified by an inspector to be a passenger lift.
- 35 "Automatically controlled lift" means any lift that is certified by an inspector as being fully automatically and mechanically controlled.
- 40 "Steam crane" means steam crane, electric crane, hydraulic crane, or any other power crane or hoist used in connection with building operations, or used in any place for the purpose of lifting or handling timber, iron, stone, or other materials.
- (2) Section five, by the insertion of the words "engine or steam crane" after the word "scaffolding" wherever occurring in that section.

Scaffolding and Lifts (Amending).

- (3) Section six, by omitting the word "and" before the word "engines," and inserting after the word "engines" the words "and steam cranes."
- 5 (4) Sections nine and ten, by the insertion of the words "or steam cranes" after the word "engine" or "engines" wherever occurring in those sections.
3. (1) The following section is inserted next after section seven of the Principal Act:—
- 10 7A. The Governor may also make the following regulations Regulations. requiring or relating to—
- (a) the proper construction and use of scaffolding, lifts, engines, and steam cranes;
- 15 (b) notice to be given of intention to erect scaffolding, lifts, engines, and steam cranes, and also as to (i) permits to be applied for by persons erecting or altering lifts, (ii) the plans and descriptions to accompany such applications;
- (c) notice to be given to the inspector by persons owning or using lifts existing before the commencement of this Act;
- 20 (d) the certification of drivers and attendants of steam-cranes and lifts;
- (e) the qualification and duties of persons in charge of lifts;
- (f) the powers and duties of inspectors;
- (g) the matters referred to in the Schedules to the Principal Act;
- 25 (h) the notice to be given to the inspector by owners, lessees, and others, in cases where the ownership or right of control of lift has been changed by sale, transfer, or otherwise;
- (i) notice to be given to the inspector by owners, lessees, and managers of lifts in cases where accidents have occurred;
- 30 (j) all such other matters as the Governor may deem necessary for carrying this and the Principal Act into effect, and for the observance thereof;
- (k) the enforcement of such regulations by penalties not exceeding twenty pounds.
- 35 (2) Every such regulation shall be published in the Gazette, and shall thereupon have the force of law, but not sooner or otherwise.
4. The following sections are inserted next after section eight of the Principal Act:—

Passenger lifts.

- 40 8A. If any person other than an authorised attendant works, operates, or interferes with the working of a passenger lift, he shall be liable to a penalty not exceeding ten pounds: Provided that this section shall not apply to the bona fide owner, lessee, or manager of the
- Authorised attendant to be in charge of lift.

Scaffolding and Lifts (Amending).

the building wherein the lift is situated in case of emergency, nor to any workman engaged in inspecting, repairing, or erecting a lift, nor to any automatically controlled lift.

5 SB. The owner, lessee, or manager of any building containing a passenger lift shall cause the name of every authorised attendant working the lift to be legibly written or printed and placed and retained in a prominent part of the car of the lift. Any such owner, manager, or lessee failing to comply with the provisions of this section shall be liable to a penalty not exceeding ten pounds.

Name of attendant to be shown on lift.

10 5. The following section is inserted next after section nine of the Principal Act:—

9A. Where it appears to an inspector that any person working a passenger or goods lift is careless, incompetent, or untrustworthy, the inspector may direct such person to, and he shall thereupon, cease to work, operate, or be in charge of such lift; and if any owner, lessee, or manager of any premises employs such person in connection with a lift without the authority in writing of an inspector, he shall be liable to a penalty not exceeding ten pounds.

Inspector may suspend incompetent attendant.

No. , 1908.

A BILL

To amend the Scaffolding and Lifts Act, 1902 ; and for purposes incidental thereto.

[MR. LEE ;—5 *August*, 1908.]

BE it enacted by the King'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 :—

5 1. This Act may be cited as the "Scaffolding and Lifts (Amending) Act, 1908," and shall be construed with the Scaffolding and Lifts Act, 1902, hereinafter called the Principal Act. Short title.

2. The Principal Act is hereby amended as follows :—

Amendments of
Principal Act.

- 10 (1) Section three, by—
- (a) the addition to the definition of "engine" of the following words: "and includes hand cranes, travelling cranes, and other similar apparatus or contrivance used in yards, quarries, or other places for the purpose of lifting or handling timber, iron, or stone"; and
- 15 (b) in the definition of the word "gear" the addition after the word "hoist" of the words "hand hoist"; and

19—

(c)

- (c) in the definition of "lift," the omission of the words "and comprising a movable platform"; and
- (d) the omission of the definition of "scaffolding," and the substitution of the following definition :—
- "Scaffolding" means— 5
- (a) any structure built up and fixed to a height exceeding eight feet from the horizontal base on which it is built up and fixed for erecting, demolishing, altering, repairing, cleaning, or painting buildings or structures or ships in dock or on slips; and 10
- (b) any derrick, shearlegs, or other contrivance of a like kind used or intended to be used for any of the aforesaid purposes; and
- (c) any projecting structure of a greater height from the ground than eight feet, used or intended to be 15 used for any of the above purposes; and
- (d) any swinging stage used or intended to be used for any of the above purposes; and
- (e) the addition in appropriate alphabetical order of the following definitions :— 20
- "Authorised attendant" means a person of sixteen years of age or upwards, certified by an inspector as competent to be placed in charge of a lift.
- "Horizontal base" means ground level: Provided that, where any scaffolding is erected upon permanent floors, 25 with walls on all sides not less than three feet higher than the scaffold boards, then such permanent floor will be deemed the horizontal base.
- "Passenger lift" means a lift used chiefly for the conveyance of passengers, or certified by an inspector to 30 be a passenger lift.
- "Steam crane" means steam crane, electric crane, hydraulic crane, or any other power crane or hoist used in connection with building operations, or used in any place for the purpose of lifting or handling timber, 35 iron, or stone.
- (2) Section five, by the insertion of the words "engine or steam crane" after the word "scaffolding" wherever occurring in that section.
- (3) Section six, by omitting the word "and" before the word 40 "engines," and inserting after the word "engines" the words "and steam cranes."
- (4) Sections nine and ten, by the insertion of the words "or steam cranes" after the word "engine" or "engines" wherever occurring in those sections. 45

3. (1) The following section is inserted next after section seven of the Principal Act :—

7A. The Governor may also make the following regulations ^{Regulations.} requiring or relating to—

- 5 (a) the proper construction and use of scaffolding, lifts, engines, and steam cranes ;
- (b) notice to be given of intention to erect scaffolding, lifts, engines, and steam cranes, and also as to (i) permits to be applied for by persons erecting or altering lifts, (ii) the plans and descriptions to accompany such applications ;
- 10 (c) notice to be given to the inspector by persons owning or using lifts existing before the commencement of this Act ;
- (d) the certification of drivers and attendants of steam-cranes and lifts ;
- 15 (e) the qualification and duties of persons in charge of lifts ;
- (f) the powers and duties of inspectors ;
- (g) the matters referred to in the Schedules to the Principal Act ;
- (h) the notice to be given to the inspector by owners, lessees, and others, in cases where the ownership or right of control of lift has been changed by sale, transfer, or otherwise ;
- 20 (i) notice to be given to the inspector by owners, lessees, and managers of lifts in cases where accidents have occurred ;
- (j) all such other matters as the Governor may deem necessary for carrying this and the Principal Act into effect, and for the observance thereof ;
- 25 (k) the enforcement of such regulations by penalties not exceeding *twenty* pounds.

(2) Every such regulation shall be published in the Gazette, and shall thereupon have the force of law, but not sooner or otherwise.

4. The following sections are inserted next after section eight of the Principal Act :—

Passenger lifts.

35 8A. If any person other than an authorised attendant works, operates, or interferes with the working of a passenger lift, he shall be liable to a penalty not exceeding *ten* pounds : Provided that this section shall not apply to the bona fide owner, lessee, or manager of the building wherein the lift is situated, nor to any workman engaged in inspecting, repairing, or erecting a lift.

40 8B. The owner, lessee, or manager of any building containing a passenger lift shall cause the name of every authorised attendant working the lift to be legibly written or printed and placed and retained in a prominent part of the car of the lift. Any such owner, manager, or lessee failing to comply with the provisions of this section shall be liable to a penalty not exceeding *ten* pounds.

5. The following section is inserted next after section nine of the Principal Act:—

Inspector may
suspend incompetent
attendant.

9A. Where it appears to an inspector that any person working a passenger or goods lift is careless, incompetent, or untrustworthy, the inspector may direct such person to, and he shall thereupon, cease to work, operate, or be in charge of such lift; and if any owner, lessee, or manager of any premises employs such person in connection with a lift without the authority in writing of an inspector, he shall be liable to a penalty not exceeding *ten* pounds. 5

Sydney : William Applegate Gullick, Government Printer.—1903.

[3d.]