1979 No. 238

FACTORIES

Factories Act (Enforcement of Section 135) Regulations (Northern Ireland) 1979

Made . . . . . *29th June* 1979

Coming into operation . . . *7th August* 1979

The Department of Manpower Services(a), after consultation with such bodies as appeared to it to be appropriate, and in exercise of the powers conferred on it by Article 54(1), (3) and (4) of the Health and Safety at Work (Northern Ireland) Order 1978(b) and of every other power enabling it in that behalf, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Factories Act (Enforcement of Section 135) Regulations (Northern Ireland) 1979 and shall come into operation on 7th August 1979.

Application

2. The Factories Act (Northern Ireland) 1965(c) shall have effect as if after section 135 there were inserted the following section:—

"**135A.**—(1) The Department, with the approval of the Department of the Civil Service as to numbers and salaries, may appoint such officers as it thinks necessary for the purpose of enforcing the provisions of section 135 and of any regulations made or having effect thereunder and the persons so appointed shall for that purpose have the powers conferred on them by subsection (3).

(2) Every appointment under subsection (1) shall be made in writing and an officer appointed thereunder shall, if so required when exercising or seeking to exercise any power conferred on him by subsection (3), produce his written appointment or a duly authenticated copy thereof.

(3) An officer appointed under subsection (1) may, for the purpose there mentioned, exercise any of the following powers:—

(*a*) at any reasonable time to enter a factory when he has reasonable cause to believe that any person is employed therein and any place from which any work is given out in connection with the business of a factory;

(*b*) to require the production of, inspect and take copies of or of any entry in any books or documents kept, furnished or exhibited in pursuance of section 135;

(a) in which functions under 1965 c. 20 (N.I.) were vested by S.R. & O. (N.I.) 1973 No. 504, Art. 6(1) and Sch. 3 (II, p. 2992)
(b) S.I. 1978/1039 (N.I. 9)—brought into operation by S.R. 1978 No. 384 (C. 21)
(c) 1965 c. 20 (N.I.)