1971. No. 248 **[C]**

FACTORIES

Foundries — Protective Footwear and Gaiters

REGULATIONS, DATED 6TH AUGUST 1971, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER THE FACTORIES ACT (NORTHERN IRELAND) 1965.

The Ministry of Health and Social Services in exercise of powers conferred by sections 75 and 179(3) and (4) of the Factories Act (Northern Ireland) 1965(a) and of all other powers enabling it in that behalf hereby makes the following special Regulations:—

Citation and commencement

1. These Regulations may be cited as the Foundries (Protective Footwear and Gaiters) Regulations (Northern Ireland) 1971 and shall come into operation on 31st July 1972.

Interpretation

2.—(1) In these Regulations—

"approved" means approved for the time being by certificate of the Chief Inspector; and

"possession" does not include ownership.

(2) Footwear and gaiters provided in pursuance of these Regulations shall be footwear and gaiters made in conformity with approved specifications for footwear and gaiters, respectively.

Application of Regulations

3.—(1) Except as provided in paragraph (2), these Regulations shall apply to those parts of factories in which any of the following operations or processes is carried on—

(*a*) the production of iron castings or, as the case may be, steel castings by casting in moulds made of sand, loam, moulding composition or other mixture of materials, or by shell moulding, or by centrifugal casting and any process incidental to such production;

(*b*) the production of non-ferrous castings by casting metal in moulds made of sand, loam, metal, moulding composition or other material or mixture of materials, or by shell mouldings, diecasting (including pressure diecasting), centrifugal casting or continuous casting and any process incidental to such production; and

(*c*) the melting and casting of non-ferrous metal for the production of ingots, billets, slabs or other similar products, and the stripping thereof.

(a) 1965. c. 20 (N.I.).

(2) Nothing in these Regulations shall apply with respect to—

(*a*) any process to which either the Regulations(**b**) dated 12th August 1911 with respect to the smelting and manufacture of lead or the Electric Accumulator Special Regulations (Northern Ireland) 1945(**c**) apply; or

(*b*) any process for the purposes of a printing works; or

(*c*) any smelting process in which metal is obtained by a reducing operation or any process incidental to such operation; or

(*d*) the production of steel in the form of ingots; or

(*e*) any process in the course of the manufacture of solder or any process incidental to such manufacture; or

(*f*) the melting and casting of lead or any lead-based alloy for the production of ingots, billets, slabs or other similar products or the stripping thereof, or any process incidental to such melting, casting or stripping.

Exemption certificates

4. The Chief Inspector may (subject to such conditions as may be specified therein) by certificate in writing (which he may in his discretion revoke at any time) exempt from all or any of the requirements of these Regulations—

(*a*) any factory or any part of any factory or any class or description of factories or parts thereof; or

(*b*) any class or description of workers at any factory or at any class or description of factories,

if he is satisfied that the requirements in respect of which the exemption is granted are impracticable or inappropriate or not necessary for the protection of persons employed.

Provision of protective footwear and gaiters

5.—(1) This Regulation applies to employed persons who for any of their time—

(*a*) work at a spout of, or attend to, a cupola or furnace in such circumstances that material therefrom may come into contact with the body, being material at such a temperature that its contact with the body would cause a burn; or

(*b*) are engaged in, or in assisting with, the pouring of molten metal; or

(*c*) carry by hand or move by manual power any ladle or mould containing molten metal; or

(*d*) are engaged in knocking-out operations involving material at such a temperature that its contact with the body would cause a burn:

Provided that this Regulation shall not apply to any such employed person if and so long as the doing by him of any such work is not expressly or impliedly authorised or permitted by his employer.

(2) The employer of every person employed in a factory to whom this Regulation applies shall, in accordance with the provisions of paragraphs (3) to (6), give into the possession of every such person employed by him footwear and gaiters which, in either case,—

(*a*) are suitable for the person for whom they are provided; and

(*b*) when worn by him prevent, so far as is reasonably practicable, risk of burns to his feet and ankles.

(**b**) S.R. & O. 1911/752 (Rev. VII, p. 369; 1911, p. 55).
(**c**) S.R. & O. (N.I.) 1945, No. 41.