1967. No. 188 **[C]**

OFFICE AND SHOP PREMISES

Washing Facilities

REGULATIONS, DATED 19TH JULY 1967, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER SECTION 10 OF THE OFFICE AND SHOP PREMISES ACT (NORTHERN IRELAND) 1966.

The Ministry of Health and Social Services in exercise of the powers conferred on it by section 10 of the Office and Shop Premises Act (Northern Ireland) 1966(a) and of all other powers enabling it in that behalf, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Office and Shop Premises (Washing Facilities) Regulations (Northern Ireland) 1967 and shall come into operation on 1st January 1969.

(2) In these Regulations—

"the Act" means the Office and Shop Premises Act (Northern Ireland) 1966;

"trough" means a trough measuring internally at least four feet over its longest or widest part with a smooth impervious surface and fitted with an unplugged waste pipe and having a supply of warm water laid on at points above the trough and at suitable intervals of not more than two feet;

"unit of trough or washing fountain accommodation" means two feet of length of a trough or, in the cases of circular or oval troughs and washing fountains, two feet of the circumference of the trough or fountain;

"wash-basin" means a fixed basin with a smooth impervious surface, having a supply of clean running hot and cold or warm water and fitted with a waste pipe and (except where the supply of water is from a spray tap) with a plug;

"wash-bowl" includes any water container suitable for use as a washing facility; and

"washing fountain" means a washing fountain measuring internally at least three feet over its widest part, with a smooth impervious surface and fitted with an unplugged waste pipe and having a supply of running warm water.

Application of Regulations

2.—(1) Subject to paragraph (2), these Regulations shall apply to all office and shop premises to which the Act applies.

(2) Nothing in these Regulations shall apply to any premises consisting of a covered market place to which section 50 (power to adapt Act in relation to covered markets) of the Act applies.

(a) 1966, c. 26 (N.I.).

Provision of washing facilities

3.—(1) The provision of washing facilities for the use of persons employed to work in premises to which these Regulations apply shall not be suitable and sufficient provision for the purposes of section 10(1) of the Act—

(*a*) unless in addition to the provision of the facilities specified in section 10(1), provision is made—

(i) in the case of premises other than those to which sub-paragraph (ii) applies, in accordance with the appropriate provisions of Part I of the Schedule (which relates to the provision of wash-basins, troughs and washing fountains); or

(ii) in the case of premises to which Part II of the Schedule applies, in accordance with the appropriate provisions of that Part of the Schedule (which relates to the provision of fixed or portable wash-bowls); and

(*b*) unless the following provisions of these Regulations are observed.

(2) The premises to which Part II of the Schedule applies are—

(*a*) premises of a class which by virtue of an Order of the Ministry of Health and Social Services pursuant to section 44 of the Act is for the time being exempted from so much of section 10(1) of the Act as requires the water supplied to be running water; and

(*b*) premises which by virtue of section 45 of the Act are for the time being exempted from so much of section 10(1) of the Act as requires the water supplied to be running water.

(3) Where in the case of any premises to which these Regulations apply—

(*a*) the number of persons employed to work therein regularly exceeds five at any one time;

(*b*) persons of each sex are regularly employed to work therein; and

(*c*) the circumstances affecting the premises are such that it is reasonably practicable to provide washing facilities in proper separate accommodation for persons of each sex;

the provision of washing facilities shall be deemed not to be suitable for the purposes of section 10(1) of the Act unless it affords proper separate accommodation for persons of each sex.

(4) In reckoning, for the purposes of this Regulation, Regulations 4 and 5 and paragraphs 1(*a*), 2, 3(*a*) and 4 of the Schedule, a number of persons, no account shall be taken of any person whose daily hours of work in the premises do not normally exceed two.

Washing facilities the use of which is shared

4.—(1) Where in the case of any premises to which these Regulations apply—

(*a*) there are in operation arrangements made in pursuance of section 10(5) of the Act for enabling all or any of the persons employed to work in the premises to have the use of washing facilities provided for the use of others; or

(*b*) washing facilities provided for the use of all or any of the persons employed to work in the premises are made available for regular use by other persons (not being members of the public);

then in either of such cases, in determining the number of wash-basins,