completed period of four months during the third year of currency and four pence in respect of each successive completed period of four months during the fourth, fifth and sixth years of currency and a further addition of four pence at the end of the sixth year."

(2) This Regulation applies only to certificates issued on or after the 13th day of May 1963.

(3) Certificates to which this Regulation applies shall be inscribed with the words "Tenth Issue".

3. For paragraph (*e*) of Schedule 3 to the Principal Regulation (which Schedule prescribes the maximum number of certificates which may be held) there shall be substituted the following paragraphs:—

"(*e*) One thousand two hundred, in the case of certificates issued between the first day of August 1956 and the twelfth day of March 1963 (known as the Ninth Issue).

(*f*) Three hundred, in the case of certificates issued on or after the thirteenth day of May 1963 (known as the Tenth Issue)."

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 1st day of May, nineteen hundred and sixty-three, in the presence of

(L.S.) *D. C. B. Holden,*
Second Secretary.

EXPLANATORY NOTE

(This note is not part of the Regulations but is intended to indicate their general purport.)

These Regulations prescribe the terms governing the issue of Ulster Savings Certificates which is to commence on 13th May 1963 and also set a maximum holding which a person may have in addition to the permitted maxima of Ulster Savings Certificates issued before 13th May 1963.

1963. No. 84 **[C]**

FACTORIES

Diving Operations

SPECIAL REGULATIONS, DATED 1ST MAY, 1963, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER THE FACTORIES ACTS (NORTHERN IRELAND), 1938 TO 1959.

The Ministry of Labour and National Insurance for Northern Ireland in exercise of the powers conferred by Section 65 of the Factories Act (Northern Ireland), 1938(**a**), Section 8 of the Factories Act (Northern Ireland), 1949(**b**),

(**a**) 2 Geo. 6. c. 23 (N.I.). (**b**) 1949. c. 6.

Section 28 of the Factories Act (Northern Ireland), 1959(**a**), and of all other powers in that behalf, hereby makes the following Special Regulations:—

Citation and commencement

1. These Regulations may be cited as the Diving Operations Special Regulations (Northern Ireland), 1963, and shall come into operation on the 2nd day of September, 1963.

Application of Regulations

2.—(1) These Regulations shall apply as respects diving operations carried out therein—

(*a*) to all factories; and

(*b*) to all premises, places, processes, operations and works to which the provisions of Part IV of the principal Act with respect to special regulations for safety and health are applied by sections 109 to 112 of that Act.

(2) The chief inspector may (subject to such conditions, if any, as may be specified therein) by certificate in writing (which he may in his discretion revoke at any time) exempt from any or all of the requirements of these Regulations—

(*a*) any particular plant or equipment or any class or description of plant or equipment; or

(*b*) any particular work or any class or description of work,

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

(3) The provisions of these Regulations shall be in addition to and not in substitution for or in diminution of other requirements imposed by or under the principal Act.

Interpretation

3. In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say:—

"air" includes any gas suitable for breathing at the depth at which the diver is to operate;

"appointed doctor" means any appointed factory doctor appointed under section 132 of the principal Act for a district or any duly qualified medical practitioner approved for all or any of the purposes of these Regulations;

"the principal Act" means the Factories Act (Northern Ireland), 1938, as amended by or under any other Act;

"plant or equipment" means plant or equipment intended to ensure the safety of persons working under water and includes any plant, equipment, machinery, apparatus or appliance, or any part thereof;

"self-contained" in relation to any diving plant or equipment means diving plant or equipment in which the supply of air is carried by the diver independently of any other source.

(**a**) 1959. c. 16.

Obligations under Regulations

4.—(1) It shall be the duty of every contractor and employer of workmen who is undertaking any diving operation to which these Regulations apply, to comply with the requirements of Regulations 5 to 9 insofar as they may affect any workman employed by him:

Provided that the requirements of the said Regulations shall be deemed not to affect any workman if and so long as his presence in any place is not in the course of performing any work on behalf of his employer or is not expressly or impliedly authorised or permitted by his employer.

(2) It shall be the duty of every person employed to comply with such of the requirements of these Regulations as relate to the doing of or abstaining from an act by him and to co-operate in carrying out these Regulations and if he discovers any defect in the plant or equipment, to report such defect without unreasonable delay to his employer or foreman, or to a person appointed by the employer to supervise the safe conduct of the operations.

(3) No person shall be held not to have complied with a requirement of any of these Regulations by reason of any matter proved to have been due to causes over which he had no control and against the happening of which it was not reasonably practicable for him to make provision, including (without prejudice to the generality of the foregoing) physical conditions which were unknown and which could not have been reasonably foreseen by a person experienced in the operations or in the use of any plant or equipment involved.

Employment of qualified persons as divers

5. No person shall be employed under water as a diver unless—

(*a*) he has previous experience and a knowledge of diving practice (including decompression procedure) to the depth at which he is to operate and has a full understanding of the operation both of the diving apparatus in use and of the apparatus which may be available in an emergency; or

(*b*) he is undergoing training under the immediate supervision of a diver who has such experience, knowledge and understanding.

Diving plant or equipment

6.—(1) No person shall be employed under water as a diver unless he is provided with diving plant or equipment (including means of access to and from the water) which is sufficient and suitable for the operations and properly maintained.

(2) Whilst any person is employed under water as a diver he shall be supplied with air which is fit for respiration, is adequate in quantity and of suitable pressure for the plant or equipment with which and in the circumstances in which he is working.

(3) In the case of diving plant or equipment which includes an air pipeline through which air is supplied from the surface such plant or equipment shall include air pumps or air compressors or air cylinders; and where use is made of air compressors, a sufficient reserve of air shall be provided to allow the diver to reach the surface if the compressors fail.

(4) No self-contained diving plant or equipment shall be used which is regenerative and operates on a closed circuit.