

No. 44 of 1962.

An Ordinance to amend the *Mines Regulation Ordinance 1939-1957* and the *Mines Regulation Ordinance 1957*.

[Assented to 13th November, 1962.]

BE it ordained by the Legislative Council for the Northern Territory of Australia, in pursuance of the powers conferred by the *Northern Territory (Administration) Act 1910-1961*, as follows:—

1.—(1.) This Ordinance may be cited as the *Mines Regulation Ordinance 1962*.

Short title and citation.

(2.) The *Mines Regulation Ordinance 1939-1957* is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the *Mines Regulation Ordinance 1939-1962*.

2. This Ordinance shall come into operation on the date on which the *Mines Regulation Ordinance 1957* comes into operation.

Commencement.

3. Section seventeen of the Principal Ordinance is amended by omitting sub-section (4.) and inserting in its stead the following sub-sections:—

Miners employed at mine may appoint two practical miners to inspect mines.

“(4.) The persons who make the inspection shall record and sign a report of the result of the inspection in the Record Book, and if the report states the existence or apprehended existence of any danger, they shall forthwith cause a true copy of such report to be sent to the manager and—

(a) where the danger is from a defect in machinery, to an inspector of machinery appointed under the provisions of the *Inspection of Machinery Ordinance 1941-1956*; or

(b) where the danger is not from a defect in machinery, to an inspector.

“(4A.) For the purposes of this section, ‘machinery’ does not include electric wires or electric apparatus.”

4 Section twenty-six of the Principal Ordinance is repealed and the following section is inserted in its stead:—

Notice of
accident to
be given.

“ 26.—(1.) When an accident caused by machinery, other than an electrical accident, occurs in a mine and is attended with serious injury to any person, the manager shall, within twenty-four hours after the accident or as soon thereafter as possible, give notice thereof to an inspector of machinery appointed under the provisions of the *Inspection of Machinery Ordinance 1941-1956* or, if this is not practicable, to an inspector, warden or mining registrar whose office is nearest to the place where the mine is situated or to the Director of Mines.

“ (2.) When any other accident occurs in a mine and is attended with serious injury to any person, the manager shall, within twenty-four hours after the accident, or as soon thereafter as possible, give notice thereof to an inspector or warden or to the mining registrar whose office is nearest to the place where the mine is situated or to the Director of Mines.

“ (3.) Any manager who fails to give such notice shall, unless the notice was given by the owner or agent, be guilty of an offence.

“ (4.) For the purposes of this section—

‘ electrical accident ’ means an accident which is caused by a defect or breakdown in electric wires or electric apparatus employed in or about a mine or in or about any works used for the treatment of metals or minerals; and

‘ serious injury ’ means an injury which results in the injured person being disabled from following his ordinary occupation and earning his usual rate of remuneration for a period of two weeks or more.”.

5. Section three of the *Mines Regulation Ordinance 1957* is repealed.

Repeal of
section 3. of
the *Mines
Regulation
Ordinance
1957.*