

Island of  Guernsey

Ordinance of the States **XVII**

Made 15th October, 1952
Coming into Operation .. 1st March, 1953

1952

**The Steam Boilers (Insurance) Ordinance,
1952**

THE STATES, on the representations of the States Board of Administration and the States Labour and Welfare Committee, hereby order:—

1. In this Ordinance, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:—

“the Committee” means the States Labour and Welfare Committee;

“explosion” means the sudden and violent rending or displacement of any part of a steam boiler by force of internal steam or fluid pressure accompanied by the forcible ejection of the contents or part thereof, of the boiler;

“owner” includes a hirer under a hire purchase agreement and the expression “owned” shall be construed accordingly;

“policy of insurance” includes a covering note;

“prescribed” means prescribed from time to time by the Committee;

“steam boiler” means any closed vessel, whether stationary or mobile and whether separate or one of a range, in which for any purpose steam is generated under pressure greater than five pounds avoirdupois to the square inch, and includes any economiser used to heat water being fed to any such vessel, and any superheater used for heating steam.

2. This Ordinance shall apply to every steam boiler used at any place in connexion with any trade, industry or calling but shall not apply to the boiler of any ship.

3. It shall not be lawful for any person to use, or to cause or permit any other person to use, a steam boiler to which this Ordinance applies unless there is in force in respect of that steam boiler a policy of insurance which is—

- (a) a policy issued by an insurer who is an insurer approved by the Committee; and
- (b) a policy which, subject to the exceptions, definitions and conditions thereof, indemnifies such person as may be specified therein in an amount of not less than two thousand pounds in any year of insurance as regards every steam boiler to which the policy relates, in respect of the following risks:—
 - (i) liability of the person insured for damage to property not belonging to the person insured; and
 - (ii) liability of the person insured on account of fatal or non-fatal injuries sustained by any person or persons not under a contract of service or apprenticeship with the person insured;

arising as the direct consequence of and solely due to the explosion or collapse of the steam boiler; and

- (c) as respects a policy issued on or after the coming into force of this Ordinance, a policy which and of which every renewal is accompanied by a certificate in the prescribed form (hereinafter in this Ordinance referred to as a "certificate of insurance"); or
- (d) as respects a policy issued before the coming into force of this Ordinance, a policy of which every renewal is accompanied by a certificate of insurance.

4. Every certificate of insurance issued in pursuance of section three of this Ordinance shall within fourteen days of the issue thereof be attached to the general register relating to the steam boiler in respect of which such certificate has been issued and kept under and in accordance with the provisions of the Safety of Employees (Miscellaneous Provisions) Ordinance, 1952, and on being attached as aforesaid shall for the purposes of that Ordinance be deemed to be part of the said register.

5. On the occurrence of an explosion of any steam boiler to which this Ordinance applies, written notice thereof in the prescribed form and accompanied by the prescribed particulars, shall forthwith be sent to the Committee by the owner.

6. (1) A person who uses or causes or permits to be used, any steam boiler owned by him to which this Ordinance applies and as regards which the insurance policy referred to in this Ordinance is not in force shall be guilty of an offence and shall be liable, on conviction, to a fine not exceeding fifty pounds.

(2) Except as provided in subsection (1) of this section, the owner of a steam boiler who acts in contravention of or fails to comply with any of the provisions of this Ordinance shall be guilty of an offence and shall be liable, on conviction, to a fine not exceeding ten pounds.

7. The Ordinances set out in the Schedule to this Ordinance are hereby repealed.

8. (1) The provisions of this Ordinance, other than section seven thereof, shall apply to the Island of Guernsey and the provisions of section seven shall apply to the Islands of Guernsey and Herm.

(2) This Ordinance shall come into force on the first day of March, 1953.

SCHEDULE

Enactments repealed.

Ordonnance par rapport aux Chaudières (1936)
(No. XVII of 1936).

Ordonnance supplémentaire à l'Ordonnance par rapport aux Chaudières (1936) (No. XVIII of 1936).

The Boilers (Amendment) Ordinance, 1950
(No. XXXV of 1950).

R. A. MALLETT,

Her Majesty's Deputy Greffier.

Copies may be purchased from
Her Majesty's Greffier, Royal Court House, Guernsey.

PRICE 6D.