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GUERNSEY STATUTORY INSTRUMENT

1953 - No. 22

The Safety of Employees Regulations, 1953

Made ... .. 20th February, 1953  
Coming into Operation ... .. 2nd March, 1953

The States Labour and Welfare Committee, as the Administering Authority constituted by the States under the Health, Safety and Welfare of Employees Law, 1950, and in pursuance of the powers conferred on them by the Safety of Employees (Miscellaneous Provisions) Ordinance, 1952, hereby make the following Regulations:

PART I

Interpretation

1.(1) The Interpretation (Guernsey) Law, 1948, shall apply to the interpretation of these Regulations as it applies to the interpretation of an enactment.

(2) In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:-

"the Factories Act" means the Factories Act, 1937;

"the Ordinance" means the Safety of Employees (Miscellaneous Provisions) Ordinance, 1952, as amended from time to time.

Hoists and Lifts

2.(1) For the purposes of subsection (2) of section eight of the Ordinance -

(a) the form of report of the result of an examination of a hoist or lift shall be Form 54 prescribed by the Minister of Labour and National Service under section twenty-two of the Factories Act and for the said purposes the references in the said Form 54 to section twenty-two of the Factories Act and to the Minister of Labour and National Service shall be construed as references to section eight of the Ordinance and to the Committee respectively; and

(b) the particulars to be contained in the said form shall be the particulars mentioned on the said Form 54.

(2) As respects any class or description of hoist or hoistway specified in the first column of the Schedule to these Regulations, the requirements of section eight of the Ordinance specified in the second column of the said Schedule and set opposite to that class or description of hoist or hoistway shall not apply, subject however, to the conditions and limitations set opposite thereto in the third column of the said Schedule.

(3) In paragraph (2) of this Regulation and in the Schedule to these Regulations the expressions "hoist" and "hoistway" include "lift" and "liftway" respectively.

Cranes and other lifting machines

3.(1) The register required by subsection (2) of section ten of the Ordinance to be kept with respect to examinations of cranes and other lifting machines shall contain the following particulars:

- (a) name of occupier of factory;
- (b) address of factory;
- (c) distinguishing number or mark (if any) and description sufficient to identify the crane or other lifting machine;
- (d) date of each examination made under subsection (2) of section ten of the Ordinance and by whom it was carried out;
- (e) particulars of each such examination of all parts and working gear whether fixed or movable, including the anchoring and fixing appliances; and
- (f) particulars of any defect found at any such examination and affecting the safe working load, and of the steps taken to remedy such defect.

(2) The said register shall be attached to the general register.

Steam Boilers

4.(1) The provisions of paragraphs (2) (3) and (4) of this Regulation shall have effect in relation to the manner, for the purposes of subsection (7) of section fifteen of the Ordinance, of preparing the interior and exterior of a steam boiler for any examination thereof in accordance with the requirements of subsection (6) of that section.

(2) The owner of a steam boiler (not being an economiser or a superheater) shall, according to the type of that steam boiler, give such facilities for such examination (internal and external), hammer testing, drilling, lifting, hydraulic testing, steam trial or other means of testing as may be necessary for the examination referred to in paragraph (1) of this Regulation. The boiler shall be opened out, cleaned and scaled; doors of man-holes, mud-holes and hand-holes shall be taken off; fire-bars and, in the case of Lancashire and Cornish boilers, fire-bridges if of brick shall be removed; all connections shall be opened out; and safety valves shall be taken adrift and cleaned. Brickwork shall be removed for the purpose of the examination to the extent required by the person making the examination and shall in any case be removed to the extent necessary to expose the seams of shell boilers and the drums and headers of water tube boilers, not less frequently than once in every six years in the case of a steam boiler (not being an economiser or a superheater) situated in the open or exposed to the weather or to damp, and not less frequently than once in every ten years in the case of every other steam boiler (not being an economiser or a superheater).

(3) The owner of an economiser shall, according to the type of that economiser, give facilities for such examination (internal and external), hammer testing, hydraulic testing, drilling, pipe withdrawal or other means of testing as may be necessary for the examination referred to in paragraph (1) of this Regulation. Connections shall be opened out, safety valves shall be taken adrift and cleaned. Brickwork shall be removed for the purpose of the said examination to the extent required by the person making the examination.

(4) The owner of a superheater shall, according to the type of that superheater, give facilities for such examination (internal and external), hammer testing, drilling, lifting, hydraulic testing or other means of testing as may be necessary for the examination

referred to in paragraph (1) of this Regulation. Connections shall be opened out and safety valves shall be taken adrift and cleaned. Brickwork shall be removed for the purpose of the said examination to the extent required by the person making the examination.

(5) For the purposes of subsection (8) of section fifteen of the Ordinance -

- (a) the form of report of the result of an examination of a steam boiler (not being an economiser or a superheater), when cold shall be Form 55 prescribed by the Secretary of State under section twenty-nine of the Factories Act, and for the said purposes the references in the said Form 55 to section twenty-nine of the Factories Act and to the Secretary of State and the chief inspector shall be construed as references to section fifteen of the Ordinance and to the Committee respectively; and the particulars to be contained in the said form shall be those mentioned on the said Form 55;
- (b) the form of report of the result of an examination of a steam boiler under normal steam pressure shall be Form 55A prescribed by the Secretary of State under section twenty-nine of the Factories Act, and for the said purposes the reference in the said Form 55A to section twenty-nine of the Factories Act shall be construed as a reference to section fifteen of the Ordinance; and the particulars to be contained in the said form shall be those mentioned on the said Form 55A;
- (c) the form of report of the result of an examination of an economiser, when cold, shall be Form 56 prescribed by the Secretary of State under section twenty-nine of the Factories Act and for the said purposes the references in the said Form 56 to section twenty-nine of the Factories Act and to the expression "pressure greater than atmospheric pressure" shall be construed as references to section fifteen of the Ordinance and to the expression "pressure greater than five pounds avoirdupois to the square inch" respectively; and the particulars to be contained in the said form shall be those mentioned on the said Form 56;
- (d) the form of report of the result of an examination of a superheater, when cold, shall be Form 57 prescribed by the Secretary of State under section twenty-nine of the Factories Act, and for the said purposes the references in the said Form 57 to section twenty-nine of the Factories Act and to the Secretary of State shall be construed as references to section fifteen of the Ordinance and to the Committee respectively; and the particulars to be contained in the said form shall be those mentioned on the said Form 57; and
- (e) the form of report of the result of an examination of a steam tube oven or steam tube hotplate shall be Form 62 prescribed by the Secretary of State under section twenty-nine of the Factories Act, and for the said purposes the references in the said Form 62 to section twenty-nine of the Factories Act and to the Certificate of Exemption No. 6 (General) dated 21st July, 1939 - Form 667 shall be construed as references to section fifteen of the Ordinance and to subsection (20) of the said section fifteen respectively; and the particulars to be contained in the

said form shall be those mentioned on the said Form 62.

Steam Receivers

5. For the purposes of subsection (5) of section sixteen of the Ordinance -

- (a) the form of report of the result of an examination of a steam receiver shall be Form 58 prescribed by the Secretary of State under section thirty of the Factories Act, and for the said purposes the reference in the said Form 58 to section thirty of the Factories Act shall be construed as a reference to section sixteen of the Ordinance; and the particulars to be contained in the said form shall be the particulars mentioned on the said Form 58;
- (b) the form of supplementary report of the result of an examination of a steam receiver shall be Form 60 prescribed by the Secretary of State under sections thirty and thirty-one of the Factories Act and for the said purposes the reference in the said Form 60 to sections thirty and thirty-one of the Factories Act shall be construed as a reference to section sixteen of the Ordinance; and the particulars to be contained in the said form shall be the particulars mentioned on the said Form 60.

Air receivers

6. For the purposes of subsection (4) of section seventeen of the Ordinance -

- (a) the form of report of the result of an examination of an air receiver shall be Form 59 prescribed by the Secretary of State under section thirty-one of the Factories Act and for the said purposes the reference in the said Form 59 to section thirty-one of the Factories Act shall be construed as a reference to section seventeen of the Ordinance; and the particulars to be contained in the said form shall be the particulars mentioned on the said Form 59;
- (b) the form of supplementary report of the result of an examination of an air receiver shall be Form 60 prescribed by the Secretary of State under sections thirty and thirty-one of the Factories Act and for the said purposes the reference in the said Form 60 to sections thirty and thirty-one of the Factories Act shall be construed as a reference to section seventeen of the Ordinance; and the particulars to be contained in the said form shall be the particulars mentioned on the said Form 60.

Water-sealed gasholders

7. The record required by subsection (2) of section nineteen of the Ordinance to be kept with respect to examinations of water-sealed gasholders shall contain the following particulars:-

- (a) name of occupier of factory;
- (b) address of factory;
- (c) distinguishing number or letter and type of gasholder;
- (d) (i) number of lifts;  
(ii) maximum capacity in cubic feet;  
(iii) pressure thrown by holder when full of gas;
- (e) particulars as to the condition of:-
  - (i) crown;
  - (ii) side sheeting, including grips and cups;

- (iii) guiding mechanism (roller carriages, rollers, pins, guides, rails or ropes);
- (iv) tank;
- (v) other structure, if any (columns, framing and bracing);
- (f) particulars as to the position of the lifts at the time of examination;
- (g) particulars as to whether the tank and lifts were found sufficiently level for safe working and if not, as to the steps taken to remedy the defect; and
- (h) date of examination and by whom it was carried out.

Notification of Accidents

8. For the purposes of subsection (1) of section fifty-seven of the Ordinance the form of written notice of an accident to which that section applies shall be Form 1.

General registers

9. The form of the general register required to be kept under section seventy-three of the Ordinance shall be Form 2.

Commencement

10. These Regulations shall come into operation on the second day of March, 1953.

Dated this Second day of March, 1953.

*W. J. Corbett*

President  
of the States Labour and  
Welfare Committee for and  
on behalf of the Committee.

Class or description of hoist or hoistway.	Requirements which shall not apply.	Conditions or Limitations (if any)
<p>1. Hoistways of pavement hoists, that is to say hoists in the case of which the top landing is the surface of a street or public place, or of a yard or other open space within a factory where persons are required to pass.</p>	<p>Subsection (3), in so far as it requires the hoistway to be protected by an enclosure and gate at or above the top landing.</p> <p>Subsection (4) except in the case of a hoist with more than one landing other than the top landing.</p>	<p>The hoistway shall be securely covered or securely fenced at the top landing except when and where access is required for persons, goods or materials.</p> <p>Every gate shall be kept closed and fastened except when the cage or platform is at the landing.</p>
<p>2. Hoistways of hoists of movable type which are used for the stacking, loading, or unloading of goods or materials but not for carrying persons and which do not pass through any floor.</p>	<p>Subsections (3) and (4).</p>	
<p>3. Hoists which are not connected with mechanical power and which are not used for carrying persons, and the enclosures of the hoistways of such hoists.</p>	<p>Subsection (5)</p>	
<p>4. Hoists in the case of which the doors of the hoistway are of solid construction and the interior surfaces of the said doors and of the hoistway opposite to any side of the cage in which there is an opening are, throughout the height of travel of the cage, smooth and flush with each other save for any recess designed for working purposes and not more than half an inch in depth, and handgrips not exceeding one inch in depth provided for closing doors and so constructed as to prevent trapping.</p>	<p>Paragraph (b) of subsection (7).</p>	