



ANNO DECIMO TERTIO

ELIZABETHAE II REGINAE

A.D. 1964

No. 31 of 1964

An Act to amend the Mines and Works Inspection Act,
1929-1962.

[Assented to 22nd October, 1964.]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Mines and Works Inspection Act Amendment Act, 1964". Short titles.

(2) The Mines and Works Inspection Act, 1929-1962, as amended by this Act, may be cited as the "Mines and Works Inspection Act, 1929-1964".

(3) The Mines and Works Inspection Act, 1929-1962, is hereinafter referred to as "the principal Act".

2. This Act is incorporated with the principal Act and that Act and this Act shall be read as one Act. Incorporation.

3. The following section is inserted in the principal Act after section 5 thereof:— Enactment of s. 5a of principal Act—

5a. (1) Where the Governor is of the opinion— Further application of Act.

(a) that any place in on or under which any operation or undertaking is being carried out, or any part thereof, or any machinery in or about any such operation or undertaking, or any matter, thing, or practice (including conditions of ventilation) in or connected with such operation or undertaking, or in connection

with the control, management, or direction thereof, is dangerous or defective so as in his opinion to threaten or tend to injure the health or safety of any person, or to create or continue any nuisance or to damage property ; or

- (b) that the absence of any matter, thing, or practice (including conditions of ventilation) in, connected with, or about any operation or undertaking being carried out in on or under any place or any part thereof or the control, management or direction thereof threatens or tends to injure the health or safety of any person, or to create or continue any nuisance or to damage property ;

and that such place, operation, undertaking, machinery, matter, thing or practice is of a kind substantially similar to a mine or, as the case may be, to any operation or undertaking or to any machinery ordinarily used in a mine or to any matter, thing or practice ordinarily encountered or observed in a mine, the Governor may by proclamation declare that from the date specified in that behalf in such proclamation and for such period not exceeding two years as is so specified, the place or any specified part thereof shall be deemed to be a mine and that the operation or undertaking and any machinery used in or about the same and any activity or activities specified in such proclamation shall be deemed to be mining within the meaning and for the purpose of this Act or any specified provisions of this Act.

(2) Every such proclamation shall have effect according to the tenor thereof and so far as may be necessary to give effect to such proclamation the place or specified part thereof to which this Act or any specified provision of this Act applies by reason of a proclamation under this section shall be deemed to be a mine within the meaning of this Act or provision of this Act so specified and any operation, undertaking, machinery, activity or activities specified therein shall be deemed to be mining within the meaning of this Act so specified.

(3) The Governor may by proclamation from time to time—

- (a) revoke alter or amend any proclamation made pursuant to subsection (1) of this section ;

(b) extend the period of operation of any such proclamation for such further period not exceeding one year as he thinks fit.

(4) A copy of any proclamation made pursuant to this section shall, as soon as practicable after the making thereof, be served upon the person or persons apparently in charge of the place specified therein.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

EDRIC BASTYAN, Governor.