

New Zealand.

ANALYSIS.

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| <p>Title.</p> <ol style="list-style-type: none"> 1. Short Title. 2. Definition of "boiler" extended. 3. Definition of "machinery" amended. 4. Section 13 of principal Act amended. 5. Exemption as to Pelton or turbine wheels. 6. Section 39 of principal Act amended. 7. What a sufficient defence for neglect to exhibit certificate. 8. Repeal. Duration of certificates. | <ol style="list-style-type: none"> 9. When certificate deemed granted. 10. Power to cancel or suspend certificate. 11. Machinery subject to Act. 12. Fees. 13. Engine-driver of traction-engine. 14. Applicant for engine-driver's certificate for winding machinery eligible for examination in certain cases. <p>Schedule.</p> |
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1896, No. 32.

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| Title. | AN ACT to amend the Law relating to the Inspection and Regulation of certain Kinds of Machinery. [16th October, 1896.] |
| | BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:— |
| Short Title. | 1. The Short Title of this Act is "The Inspection of Machinery Act Amendment Act, 1896," and it shall form part of and be read together with "The Inspection of Machinery Act, 1882" (hereinafter called "the principal Act"). |
| Definition of "boiler" extended. | 2. A digester shall be deemed to be a "boiler" within the meaning of section two of the principal Act. |
| Definition of "machinery" amended. | 3. The definition of "machinery" in section two of the principal Act is hereby amended by inserting next after the words "water-power" the words "or by electricity." |
| Section 13 of principal Act amended. | 4. Section thirteen of the principal Act is hereby amended by inserting next after the words "steam-power" the words "or by water or electricity." |
| Exemption as to Pelton or turbine wheels. | 5. The words "by water," in the last-preceding section, shall not apply to any Pelton or turbine wheel of five-horse power nominal or under. |
| Section 39 of principal Act amended. | 6. Section thirty-nine of the principal Act is hereby amended as follows:— |
| | (1.) By inserting next after the words "fenced and guarded" the words "and is also in good repair and may be safely used for the purpose for which it is then used"; and also |

(2.) By substituting in lieu of the word "give" the words "report to the Chief Inspector accordingly, who shall thereupon, and on payment of the prescribed fee, cause to be granted and issued."

7. In any proceedings under section forty-one of the principal Act for neglecting to exhibit the certificate it shall be a sufficient defence if the defendant satisfies the Court,—

What a sufficient defence for neglect to exhibit certificate.

(1.) That, owing to the size of the boiler or machinery, the locality where it was working, or other sufficient cause, there was no conspicuous place in which the certificate could reasonably be affixed; and also

(2.) That at all reasonable times he kept the certificate available for inspection by all persons working at or with the boiler or machinery, and also by the Inspector and all members of the Police Force.

8. Section forty-three of the principal Act is hereby repealed, and in lieu thereof the following is substituted:—

Repeal.

"Subject to the proviso hereinafter contained, every certificate to be granted to the owner of any machinery shall remain in force for one year if during that period no material alteration or addition is made in or to the same, and the same is at all times kept securely fenced and guarded, and in good repair, and fit to be safely used for the purpose for which it is used: Provided that in the case of machinery used solely for threshing, chaff-cutting, or crushing grain, and not worked for more than six months in any one year, the period during which the certificate shall remain in force as aforesaid shall be two years in lieu of one."

Duration of certificates.

9. No certificate under the principal Act shall be deemed to be granted until it has been actually received by the grantee.

When certificate deemed granted.

10. Notwithstanding anything to the contrary contained in the principal Act, it is hereby declared that every certificate shall be deemed to be granted subject to the condition that the Inspector may at any time cancel or suspend the same in any case where he deems it necessary so to do for the purpose of giving due effect to the principal Act.

Power to cancel or suspend certificate.

11. The First Schedule of the principal Act is hereby repealed, and the following is substituted in lieu thereof:—

Machinery subject to Act.

"All machinery worked by steam, water, electricity, and used in printing, knitting, flax-milling, flour-milling, saw-milling, sheep-shearing, bone-crushing, quartz-crushing, pumping, preserving, weight-raising, chaff-cutting, cloth-mills, woollen-mills, batteries, foundries, or in any other manufacturing or industrial process whatsoever."

12. The Fifth Schedule of the principal Act is hereby repealed, and the Schedule hereto is substituted in lieu thereof.

Fees.

13. Notwithstanding anything contained in section four of "The Inspection of Machinery Amendment Act, 1894," it shall be lawful for any person who holds any engine-driver's certificate under "The Inspection of Machinery Act, 1882," to act in the capacity of engine-driver of a traction-engine.

Engine-driver of traction-engine.

Applicant for engine-driver's certificate for winding machinery eligible for examination in certain cases.

14. Notwithstanding anything contained in section five of "The Inspection of Machinery Amendment Act, 1894," or in an Order in Council made the thirteenth day of May, one thousand eight hundred and ninety-five, prescribing regulations under the same, it is hereby declared that any applicant for an engine-driver's certificate for winding machinery shall be eligible for examination under the above-mentioned section on his producing a certificate from a mine-owner or a certificated mine-manager to the effect that he has served for one month working winding machinery under a certificated winding-engine driver, provided that the applicant,—

- (1.) Is the possessor of a sea-going engineer's certificate, or
- (2.) Has served for three years fitting and erecting machinery,
or
- (3.) Is the possessor of a traction- and locomotive-engine driver's certificate, or
- (4.) Has had charge of a land boiler and machinery (including traction- and locomotive-engines) for two years.

Schedule.

SCHEDULE.

SCHEDULE OF FEES PAYABLE.

THE amount specified in the first column is the amount of the fee; the amount specified in the second column is the sum which may be accepted in satisfaction of the fee, provided such sum is paid and the certificate in respect thereof is taken up within one month after the date of notice that such certificate is ready for issue.

	Fee.			Abated Sum.			
	£	s.	d.	£	s.	d.	
In respect of boilers and digesters—							
For every digester having a capacity of over 12 cubic feet ...	0	15	0	...	0	10	0
For every boiler working up to 5-horse power	0	15	0	...	0	10	0
For every boiler working over 5- and up to 10-horse power ...	1	10	0	...	1	0	0
For every boiler working over 10-horse power	2	5	0	...	2	0	0
Provided that where more than one boiler is connected with any machinery the maximum fees shall not exceed—							
For each series of five connected boilers ...	5	0	0	...	4	0	0
In respect of machinery not having boilers connected therewith—							
For every hydraulic or other lift ...	0	10	0	...	0	5	0
For any other machine or machinery worked by water or electricity ...	0	5	0	...	0	2	6