

VICTORIA.  
1890.

REGULATIONS FOR GRANTING CERTIFICATES TO  
MINING ENGINE-DRIVERS.

PRESENTED TO BOTH HOUSES OF PARLIAMENT PURSUANT TO SECTION 358 OF  
THE MINES ACT 1890.

THE Governor, with the advice of the Executive Council, in pursuance of the provisions of section 358 of the *Mines Act 1890*, No. 1120, has approved of the subjoined regulations relating to the granting of certificates of competency and service to mining engine-drivers.

J. B. PATTERSON,  
For the Minister of Mines.

Office of Mines,  
Melbourne, 28th July, 1890.

PRELIMINARY REQUIREMENTS.

1. Each applicant for a certificate of competency or service must forward to the Secretary for Mines, Mining Department, Melbourne, notice in writing of his intention to present himself for examination, such notice to be given not less than fourteen clear days prior to the date of examination.

The notice must be accompanied by cash, post-office order, or stamps to the amount or value of 10s.

Should the applicant pass the prescribed examination, the deposit shall, in each instance, go towards payment of the fee for certificate; in the event, however, of the failure of the candidate to pass the examination, such amount shall be forfeited to the consolidated revenue.

No certificate shall be issued until full payment of the fee required shall have been made to the Secretary for Mines.

CERTIFICATES OF COMPETENCY.

2. The certificates of competency to be issued by the Board of Examiners shall be of two classes, namely, *first* and *second* :—

A first-class certificate shall entitle the holder thereof to drive any engine used for mining purposes.

A second-class certificate shall entitle the holder thereof to drive any engine used for mining purposes except a winding engine.

3. An applicant for a second-class certificate must produce to the Board satisfactory evidence—

(a) Of his respectability of character.

(b) That within a period of two (2) years prior to the date of examination he has, during not less than six months, been assisting in the working of engines used for mining purposes.

(c) That he is at the date of examination not under the age of eighteen (18) years, nor over the age of fifty (50) years.

(d) That neither his eyesight nor his hearing is defective, and that he is not subject to any other mental or bodily infirmity likely to interfere with the efficient discharge of his duties.

A document signed by the mining manager and engineer or by the mining manager and legal manager of the company by whom the applicant is or has been employed, bearing on this clause, may be considered satisfactory evidence.

4. An applicant for a first-class certificate must produce to the Board satisfactory evidence—

(a) Of his respectability of character.

(b) That he has been the holder of a second-class certificate under these regulations, or that he has been the holder of a first-class certificate of competency or service issued under the *Factories and Shops Act 1890*, for a period of not less than twelve months, and that he has had at least three months' experience during that period in assisting at a winding engine.

(e) That he is at the date of examination not under the age of eighteen (18) years, nor over the age of fifty (50) years.

(d) That neither his eyesight nor his hearing is defective, and that he is not subject to any other mental or bodily infirmity likely to interfere with the efficient discharge of his duties.

A document signed by the mining manager and engineer or by the mining manager and legal manager of the company by whom the applicant is or has been employed, bearing on this clause, may be considered satisfactory evidence.

5. Provided, nevertheless, that at the first examination, held at any place, of candidates for certificates of competency, the Board may grant a first-class certificate to any applicant upon production by him of satisfactory evidence that he has had experience in driving, and is fully competent to drive any and every kind of engine used for mining purposes.

CERTIFICATES OF SERVICE.

6. An applicant for a certificate of service must produce to the Board satisfactory evidence that he has been in charge of and has efficiently managed, for a period of not less than twelve months prior to the 3rd November, 1885, winding, pumping, and crushing engines, with boilers and appendages, or any of them.

A document signed by the mining manager and engineer or by the mining manager and legal manager of the company by whom the applicant is or has been employed, bearing on this clause, may be considered satisfactory evidence.

(Forms of application for certificates may be obtained from any inspector of mines or from the secretary to the Board).

EXAMINATIONS.

7. Examinations will be conducted by the Board at such time and place as may from time to time be notified by the Secretary in the *Government Gazette* and in a newspaper published or circulated in the locality, and candidates will be examined according to priority of receipt of notice required by clause 1; a list of the candidates and the order in which they will be examined shall, if necessary, be published in a newspaper as aforesaid.

8. Candidates for certificates of competency will be examined as to their practical knowledge and working of machinery, including steam and other engines, boilers, furnaces, stampers, winding and pumping gear, or any other machinery used for mining purposes.

9. If a candidate shall fail to pass the examination prescribed, he shall not again present himself until a period of not less than six months shall have elapsed from the date of his last examination.

COPIES OF CERTIFICATES.

10. Whenever any person proves to the satisfaction of the Board of Examiners that he has, without fault on his part, lost or been deprived of any certificate previously granted to him under the provisions of the *Mines Act 1890*, such Board shall, upon payment of such fee, if any, as they may direct, but not exceeding the fee specified in the schedule hereto, cause a copy of the certificate to which the applicant appears to be entitled to be made out and certified by the secretary to the Board, and delivered to the applicant, and any copy so made and certified as aforesaid shall have the effect of the original certificate. The fee, if any, herein referred to shall be paid to the Secretary for Mines in cash or post-office order, and shall by him be paid into the consolidated revenue.

[Approximate Cost of Paper.—Preparation, not given; Printing (760 copies), £2 5s. 0d.]

## COMPLAINTS.

11. If at any time representations be made to the Board of Examiners that any engine-driver holding a certificate of competency or service is, by reason of incompetency or gross negligence, unfit to discharge his duties, or has been convicted of an offence against the *Mines Act 1890*, the Board may, if they think fit, inquire into the conduct of such engine-driver; and with respect to such inquiry the following provisions shall have effect:—

(1) The inquiry shall be held at such time and place as the Board may appoint, due notice of which shall be forwarded to the engine-driver.

(2) The secretary to the Board shall, before the commencement of the inquiry, furnish to the engine-driver a statement of the case upon which the inquiry is instituted.

(3) The engine-driver shall attend such inquiry, and may produce such evidence as may be considered necessary.

(4) The Board shall, upon the conclusion of the inquiry, forward to the Minister of Mines a report containing a full statement of the case and their opinion thereon.

12. If a candidate attempt to obtain a certificate of service by means of false testimonials, he shall not be allowed to again present himself until a period of not less than twelve months shall have elapsed from the date of his last examination.

Schedule referred to.	£ s. d.
To be paid by an applicant for a certificate of competency (either first or second class) ...	1 0 0
To be paid by the holder of a first-class certificate of competency under the <i>Factories and Shops Act 1890</i> for a first-class certificate of competency under the <i>Mines Act 1890</i> ...	0 5 0
To be paid by an applicant for a certificate of service ...	0 10 0
To be paid for a copy of a certificate ...	0 2 6

(L.s.) ROBERT FULFON, Chairman, } Board of  
JNO. NAYLOR, Member, } Examiners for  
JOHN COATS, Member, } Engine-drivers.  
BENJN. BARNES, Member, }

PHILLIP COHEN, Secretary to the Board.

Melbourne, 24th July, 1890.

Approved by the Governor in Council  
the 28th July, 1890.

G. WILSON BROWN,  
Clerk of the Executive Council.