

AUSTRALIAN CAPITAL TERRITORY.

No. 11 of 1949.

AN ORDINANCE

Relating to the Installation, Use, Inspection and Operation of Machinery.

BE it ordained by the Governor-General in and over the Commonwealth of Australia, with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909-1938* and the *Seat of Government (Administration) Act 1910-1947*, as follows:—

1. This Ordinance may be cited as the *Machinery Ordinance 1949*. Short title.
2. In this Ordinance, unless the contrary intention appears— Definitions.
 - “machinery” includes any machine, boiler, pressure vessel, engine, motor or source of motive power, and any shaft, belt, gearing, pulley, flywheel, lift, crane, contrivance or appliance operated by machinery;
 - “this Ordinance” includes the Regulations.
3. Except where the contrary intention appears, this Ordinance shall bind the Crown. Application to Crown.
4. For the purposes of this Ordinance, the Minister may appoint a Registrar of Machinery, a Chief Inspector of Machinery, and such examiners and other officers as he thinks necessary. Appointment of Registrar, &c.
- 5.—(1.) The Minister may make regulations, not inconsistent with this Ordinance, for regulating, prohibiting or restricting the installation, use and operation of machinery, and for securing the safety of persons and property from injury or damage arising out of the installation, use or operation of machinery. Regulations.
 - (2.) Without limiting the generality of the last preceding sub-section, the regulations may make provision for or in relation to—
 - (a) the registration, inspection and testing of machinery;
 - (b) requiring licences or certificates to be held in relation to the installation, use, operation, inspection or testing of machinery, and the granting, suspension and cancellation of such licences and certificates;
 - (c) the precautions to be taken to secure the safety of persons employed at or in connexion with machinery;
 - (d) the powers (including powers of entry), duties and functions of the Registrar of Machinery and of the Chief Inspector, examiners, inspectors and officers appointed or licensed under this Ordinance;

* Notified in the *Commonwealth Gazette* on 13th October, 1949.

- (e) prohibiting the employment of any person of less than the prescribed age in connexion with any prescribed machinery;
 - (f) prescribing the fees to be paid in respect of the grant of licences and certificates and in respect of other prescribed matters; and
 - (g) the imposition for offences against the regulations of penalties not exceeding Fifty pounds or imprisonment for six months, or, in case of a continuing offence, not exceeding Five pounds for each day during which the offence continues, or imprisonment for six months.
- (3.) Regulations under this Ordinance—
- (a) shall have effect notwithstanding anything inconsistent therewith in any law of the State of New South Wales in force in the Territory; and
 - (b) may repeal or amend any law of the State of New South Wales in force in the Territory dealing with a matter which may be dealt with by regulations under this Ordinance.

Dated this 29th day of September, 1949.

W. J. McKELL

Governor-General.

By His Excellency's Command,

VICTOR JOHNSON

Minister of State for the Interior.

By Authority: L. F. JOHNSON, Commonwealth Government Printer, Canberra.