

COAL MINES REGULATION ACT 1946
COAL MINES AMENDMENT REGULATIONS 1990

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Coal Mines Amendment Regulations 1990*.

Principal regulations

2. In these regulations the *Coal Mines Regulations** are referred to as the principal regulations.

[*Reprinted in the Gazette of 8 July 1981 at pp. 2663-721. For amendments to 2 July 1990 see p. 200 of 1989 Index to Legislation of Western Australia.]

Regulation 27 amended

3. Regulation 27 of the principal regulations is amended by deleting “and the third class or deputy’s certificate of competency” and substituting the following—

“ , the third class or deputy’s certificate of competency, the open cut mine under manager’s certificate of competency ”.

Regulation 28 amended

4. Regulation 28 of the principal regulations is amended—

(a) in subregulation (1) by deleting “subparagraph (ii) of paragraph (a) of section 41D” and substituting the following—

“ section 41D (1) (a) (ii) ”; and

(b) in subregulation (2) by deleting “subparagraph (iii) of paragraph (b) of section 41D” and substituting the following—

“ section 41D (1) (b) (iii) ”.

Regulation 28AA inserted

5. After regulation 28 of the principal regulations the following regulation is inserted—

Examinations for open cut mine under manager’s certificate of competency

“ 28AA. (1) The examinations prescribed under section 41DA (a) (ii) of the Act in relation to an open cut mine under manager’s certificate of competency are as follows—

- (1) Arithmetic up to and inclusive of square root and mensuration.
- (2) The working environment of open cut coal mines; sources, nature and properties of gases met with in and around open cuts; dust suppression and control; precautions against fires and spontaneous combustion; provision of comfortable, hygienic and safe working conditions; lighting.
- (3) The winning and working of coal and shale in open cuts.
- (4) Knowledge of machinery and plant in common use in open cut coal mines with special reference to safety.
- (5) The mining laws of Western Australia set forth in the Act and these regulations.

(2) The examination prescribed under section 41DA (b) (iii) of the Act in relation to an open cut mine under manager’s certificate of competency shall consist of an examination in the mining laws of Western Australia as set forth in the Act and these regulations. ”.

Regulation 28B inserted

6. After regulation 28A of the principal regulations the following regulation is inserted—

Examination for equivalent certificate of competency

“ 28B. The examination prescribed under section 41F (2) (c) of the Act in relation to a certificate of competency issued under section 41F (1) of the Act shall consist of an oral examination in the mining laws of Western Australia as set forth in the Act and these regulations. ”.

Regulation 29 amended

7. Regulation 29 of the principal regulations is amended by inserting after “Each examination” the following—

“ , other than the examination referred to in regulation 28B, ”.

Regulation 30 amended

8. Regulation 30 of the principal regulations is amended—

(a) by deleting the full stop after paragraph (g) and substituting a semi-colon; and

(b) by inserting after paragraph (g) the following paragraphs—

“ (h) For an open cut mine under manager’s certificate of competency under section 41DA (a) of the Act—

Subject No. 1	24
Subject No. 2	64
Subject Nos. 3 and 5	80
Subject No. 4	32
Total	200
Oral section	100
Grand Total	300 ;

(i) For an open cut mine under manager's certificate of competency under section 41DA (b) of the Act—

Written section	100
Oral section	50
Grand Total	150 ;

(j) For a certificate of competency under section 41F (1) of the Act—

Grand Total	100. "
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Regulation 31 amended

9. Regulation 31 of the principal regulations is amended by repealing subregulation (I) and substituting the following subregulation—

- " (1) The minimum marks to qualify for a pass in an examination—
- (a) for a first class mine manager's certificate of competency, a second class mine manager's certificate of competency, an open cut mine manager's certificate of competency or an open cut mine under manager's certificate of competency are—
- (i) 50% of the maximum marks in each subject and 60% of the aggregate marks in the written section; and
- (ii) 66% of the maximum marks in the oral section;
- (b) for a third class or deputy's certificate of competency or a deputy's (open cut) certificate of competency are—
- (i) 50% of the maximum marks in the written section; and
- (ii) 66% of the maximum marks in the oral section; and
- (c) for a certificate of competency under section 41F (1) of the Act are 66% of the maximum marks. "

Regulation 32 amended

10. Regulation 32 of the principal regulations is amended in the paragraph after paragraph (11) by inserting after "Open Cut Mine Manager's Certificate of Competency" the following—

" , "Open Cut Mine Under Manager's Certificate of Competency" "

By His Excellency's Command,

G. PEARCE, Clerk of the Council.