

*This Reg. will be
replaced 4-6-84
by Reg. Filed 2-21-84
see Reg. behind THIS Reg.*

WEST VIRGINIA ADMINISTRATIVE REGULATIONS

DEPARTMENT OF MINES

CHAPTER 22-4

SERIES 24

(1981)

SUBJECT: RULES AND REGULATIONS GOVERNING THE DUTY OF MINE FOREMAN TO
NOTIFY OPERATOR WHEN UNABLE TO COMPLY WITH LAW; DUTY OF OPERATOR;
AND MINE FOREMAN TO HAVE NO SUPERIOR OFFICERS

PROMULGATED
REGULATION

SECY. OF STATE

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RECEIVED

I N D E X

Subject: Rules and Regulations Governing the Duty of Mine Foreman to Notify Operator When Unable to Comply with Law; Duty of Operator; and Mine Foreman to Have No Superior Officers

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Duty of Mine Foreman to Notify Operator When Unable to Comply With Law; Duty of Operator; and Mine Foreman to Have No Superior Officers	Section 4

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TYPE OF RULE: LEGISLATIVE

Section 1. General

1.01 Authority - These rules and regulations are issued under authority of Chapter 22, Article 2A, Section 4 of the Code.

1.02 Effective Date - These rules and regulations were promulgated on the 4th day of December, 1981, and become effective on the 15 day of January, 1982.

Section 2. Effect of Regulations

2.01 These rules and regulations shall have the effect of law and violations shall be deemed a violation of law and so cited with the same effect as law. All provisions of Article 1, Chapter 22 of the Code relative to enforcement are applicable to the enforcement of these rules and regulations.

Section 3. Definitions

All terms used in these rules and regulations, not defined herein, shall have the meanings set forth in Section 1, Article 1, Chapter 22 of the Code.

Section 4. Duty of Mine Foreman to Notify Operator When Unable to Comply With Law; Duty of Operator

4.01 The mine foreman shall notify, in writing, the operator or superintendent of the mine, and the director of the department of mines, of his inability

to comply with any of the requirements of this law, and it shall then become the duty of such operator or superintendent promptly to attend to the matter complained of by the mine foreman so as to enable him to comply with the provisions hereof. Every operator of a mine shall furnish all supplies necessary for the mine foreman to comply with the requirements of this law after being requested to do so in writing by the mine foreman.

In the performance of the duties delegated to mine foreman, or certified persons acting as such, they shall have no superior officers, with respect to those duties specifically devolved upon them by the statute, and all employees working inside of such mine or mines shall be subordinate to them in their particular work.