§ 776.28 Covered preparatory activities.

(a) Before production begins. (1) The United States Supreme Court has held that the Act is applicable to employees of a company which was engaged in preliminary oil well drilling, even though the holes were drilled to a specified depth which was short of where the oil was expected to be found. The Act would also apply to drilling operations even though no oil was discovered. Laborers employed in erecting drilling rigs would also be covered. Other preparatory work before drilling begins in an oil field, such as staking oil claims, surveying, clearing the land, assembling materials and equipment, erecting sheds, derricks or dikes would also be within the scope of the

§ 776.29 Instrumentalities and channels of interstate commerce.

(a) Typical examples. Instrumentalities and channels which serve as the media for the movement of goods and persons in interstate commerce or for interstate communications include railroads, highways, city streets; telephone, gas, electric and pipe line systems; radio and television broadcasting facilities; rivers, canals and other waterways; airports; railroad, bus, truck or steamship terminals; freight depots, bridges, ferries, bays, harbors, docks, wharves, piers; ships, vehicles and aircraft which are regularly used in interstate commerce.

(b) General character of an instrumentality of interstate commerce. (1) An instrumentality of interstate commerce need not stretch across State lines but

---

25 See §§776.19 (a) and (b) and 776.21(b)(3).
26 See also cases cited in footnote 22 of this subpart.
29 Devine v. Levy, 39 F. Supp. 44.
31 Coverage of preparation of plans and designs is discussed in §776.19(b) (2).
32 General coverage bulletin, §776.11.