

## COAL INDUSTRY (AMENDMENT) ACT.

### Act No. 40, 1955.

An Act relating to the tenure of office of Francis Heath Gallagher as the Coal Industry Tribunal and Member of the Industrial Commission of New South Wales; for this purpose to amend the Coal Industry Act, 1946, and the Industrial Arbitration Act, 1940, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 29th November 1955.]

Elizabeth II,  
No. 40, 1955.

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

**1.** This Act may be cited as the “Coal Industry (Amendment) Act, 1955.”

Short title.

**2.** This Act shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

Commence-  
ment.

**3.** For the purposes of section thirty-six of the Coal Industry Act, 1946-1951—

Provisions  
relating to  
the tenure  
of office  
of Francis  
Heath  
Gallagher  
as Coal  
Industry  
Tribunal.

- (a) the holding by Francis Heath Gallagher, whether before or after the date of commencement of this Act, of office as a member of the Industrial Commission of New South Wales, and the engagement by him, whether before or after that date, in the performance of the duties and functions of that office, shall be deemed not to have been, or to be, engagement by him in paid employment outside the duties of his office as the person appointed to constitute the Coal Industry Tribunal; and

(b)

No. 40, 1955.

(b) a day on which Francis Heath Gallagher, whether before or after the date of commencement of this Act, performed or performs duties or functions as a member of the Industrial Commission of New South Wales shall be deemed not to have been, or to be, a day on which he absented or absents himself from duty as the person appointed to constitute the Coal Industry Tribunal.

Provisions  
relating to  
the tenure  
of office of  
Francis  
Heath  
Gallagher  
as a member  
of the  
Industrial  
Commission.

4. Section fourteen of the Industrial Arbitration Act, 1940, as amended by subsequent Acts, shall not operate and shall be deemed never to have operated to render Francis Heath Gallagher incapable of accepting or holding office as the person appointed to constitute the Coal Industry Tribunal under the Coal Industry Act, 1946, of this State and the Coal Industry Act 1946 of the Parliament of the Commonwealth of Australia.

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