

# COAL AND OIL SHALE MINE WORKERS (PENSIONS) AMENDMENT ACT.

Act No. 14, 1947.

George VI.  
No. 14, 1947.

An Act to increase the rates of pensions payable under the Coal and Oil Shale Mine Workers (Pensions) Act, 1941-1942; to make further provisions as to the granting of such pensions and the contributions to the Funds established under the said Act; for these and other purposes to amend the said Act in certain respects; to validate certain matters; and for purposes connected therewith. [Assented to, 28th March, 1947.]

BE it enacted by the King'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 :—

Short  
title and  
citation.

1. (1) This Act may be cited as the "Coal and Oil Shale Mine Workers (Pensions) Amendment Act, 1947."

(2)

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(2) The Coal and Oil Shale Mine Workers (Pensions) Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Coal and Oil Shale Mine Workers (Pensions) Act, 1941-1947. No. 14, 1947.

**2.** (1) The Coal and Oil Shale Mine Workers (Pensions) Act, 1941-1942, is amended:— Amendment  
of Act  
No. 45,  
1941.

(a) by inserting at the end of section six the following new subsection:— Sec. 6.  
(Pensions  
—mine  
workers  
who are  
retired.)

(4) (a) The amount of pension per week payable to any mine worker who has, before the twenty-ninth day of June, one thousand nine hundred and forty-seven, been awarded a pension pursuant to subsection one, two or three of this section, shall as from such date and notwithstanding anything contained in this section be two pounds five shillings.

(b) The amount of pension per week payable to any mine worker who on or after the twenty-ninth day of June, one thousand nine hundred and forty-seven becomes eligible for a pension pursuant to subsection one, two or three of this section, shall as from the date of retirement and notwithstanding anything contained in this section be two pounds five shillings.

(b) by omitting from subsection one of section seven the words “two pounds” and by inserting in lieu thereof the words “two pounds five shillings”; Sec. 7.  
(Pension—  
permanent  
incapacity.)

(c) (i) by inserting in subsection one of section eight after the word “pension” where firstly occurring the words “of two pounds five shillings per week”; Sec. 8.  
(Hard luck  
cases.)

(ii) by omitting subsection two of the same section;

(d) (i) by omitting from paragraph (a) of subsection one of section nine the words “an amount of one pound per week in respect of his wife, or, where his wife is in receipt of or is eligible for an invalid or old age Sec. 9.  
(Pensions—  
additional  
payments  
in respect  
of depen-  
dants.)

pension,

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pension, an amount of one pound five shillings” and by inserting in lieu thereof the words “an amount of one pound ten shillings”;

(ii) by omitting from paragraph (c) of the same subsection the words “one pound” and by inserting in lieu thereof the words “one pound ten shillings”;

(iii) by omitting from subsection five of the same section the words “one pound per week in respect of such female, or, where such female is in receipt of or is eligible for an old age pension, an amount of one pound five shillings” and by inserting in lieu thereof the words “one pound ten shillings”;

**Sec. 10.**  
(Pension payable to dependants.)

(e) by omitting from section ten the words “one pound ten shillings” wherever occurring and by inserting in lieu thereof the words “one pound fifteen shillings”.

(2) The amendments made by paragraphs (b), (c) and (d) of subsection one of this section shall commence upon the twenty-ninth day of June, one thousand nine hundred and forty-seven, and shall be deemed to extend to and from such date apply in respect of all mine workers who were immediately before such date in receipt of a pension pursuant to section six, seven, or eight or an addition to a pension pursuant to section nine of the Coal and Oil Shale Mine Workers (Pensions) Act, 1941-1942, as well as to mine workers becoming eligible for any such pension or addition thereto after such date.

(3) The amendments made by paragraph (e) of subsection one of this section shall commence upon the twenty-ninth day of June, one thousand nine hundred and forty-seven, and shall be deemed to extend to and from such date apply in respect of all persons who were immediately before such date in receipt of a pension pursuant to section ten of the Coal and Oil Shale Mine Workers (Pensions) Act, 1941-1942, as well as to persons becoming eligible for any such pension after such date.

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**3.** (1) The Coal and Oil Shale Mine Workers (Pensions) Act, 1941-1942, is further amended:—

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Further  
amendment  
of Act  
No. 45,  
1941.

- (a) by omitting from subsection two of section fifteen the word “who” and by inserting in lieu thereof the words “each of whom other than the Chairman”;
- (b) by omitting paragraph (a) of subsection three of the same section;
- (c) by inserting next after the same subsection the following new subsection:—

(3A) The Chairman of the Joint Coal Board constituted pursuant to the Coal Industry Act, 1946, shall be a member of the Tribunal and shall be the Chairman thereof.

- (d) by omitting paragraph (a) of subsection eight of the same section.

(2) Subsection one of this section shall commence upon the first day of April, one thousand nine hundred and forty-seven.

**4.** (1) The Coal and Oil Shale Mine Workers (Pensions) Act, 1941-1942, is further amended:—

Further  
amendment  
of Act No.  
45, 1941.

- (a) by omitting from subparagraph (i) of paragraph (b) of subsection three of section nineteen the words “one-third part” and by inserting in lieu thereof the words “two-seventh parts”;
- (b) by omitting from subparagraph (ii) of the same paragraph the words “two-third parts” and by inserting in lieu thereof the words “five-seventh parts”.

(2) Subsection one of this section shall commence upon the first day of July, one thousand nine hundred and forty-seven.

**5.**

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(Amendment) Act.**

**No. 14, 1947.**      **5.** The action of the Pensions Tribunal in awarding  
**Validation.**      and paying, as an addition to the pension of a mine  
worker in respect of his wife or a female dependant,  
an amount of one pound five shillings per week when  
such wife or female dependant was not in receipt of or  
eligible for an invalid or old age pension, is hereby  
validated.

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