

Act 1994 No. 1

**COAL AND OIL SHALE MINE WORKERS  
(SUPERANNUATION) AMENDMENT BILL 1994**

NEW SOUTH WALES



**EXPLANATORY NOTE**

**(This Explanatory Note relates to this Bill as introduced into Parliament)**

The objects of this Bill are:

- to enable employment in the coal industries in Tasmania and Western Australia (as well as Queensland) to be taken into account in determining the benefits payable to or in respect of former New South Wales mine workers; and
- to clarify certain provisions of Parts 2 and 4B of the Coal and Oil Shale Mine Workers (Superannuation) Act 1941 (“the Principal Act”) relating to the entitlement to benefits and refunds of contributions of mine workers who were contributors to the Coal and Oil Shale Mine Workers Superannuation Fund on 2 January 1993; and
- to introduce further measures to ensure that the Coal and Oil Shale Mine Workers’ Superannuation Tribunal and the Fund comply with the Commonwealth Occupational Superannuation Standards Regulations; and
- to make other amendments to the Principal Act of a minor, ancillary or consequential nature.

---

**Clause 1** specifies the short title of the proposed Act.

**Clause 2** specifies the dates on which the provisions of the proposed Act are to commence or are to be taken to have commenced.

**Clause 3** is a formal provision that gives effect to the amendments set out in Schedules 1–4.

**Clause 4** revokes certain proclamations that are currently in force under section 4 of the Principal Act (which is to be repealed). Those proclamations, which declare Queensland, Tasmania and Western Australia to be “reciprocating States”, are to be replaced by a definition of “Reciprocating State”, which is to be inserted in section 2 of the Principal Act (**Definitions**). (See Schedule 1 (1) and (2).)

**Clause 5** makes it clear that the explanatory notes contained in the Schedules do not form part of the proposed Act.

**Schedule 1** contains amendments relating to the service of mine workers employed in the reciprocating States (Queensland, Tasmania and Western Australia).

**Schedule 2** contains amendments relating to benefits payable in respect of applications made on or after 3 January 1993.

**Schedule 3** contains amendments relating to refunds of contributions under Part 4B of the Act (**Refund of mine workers' contributions before 3 January 1993**).

**Schedule 4** contains miscellaneous amendments to the Principal Act.

---