



New South Wales

Coal and Oil Shale Mine Workers (Superannuation) Regulation 2000

under the

Coal and Oil Shale Mine Workers (Superannuation) Act 1941

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Coal and Oil Shale Mine Workers (Superannuation) Act 1941*.

MICHAEL EGAN, M.L.C.,

Acting Special Minister of State

Explanatory note

The object of this Regulation is to repeal and remake, without any changes in substance, the provisions of the *Coal and Oil Shale Mine Workers (Superannuation) Regulation 1995*.

This Regulation:

- (a) specifies the way in which applications for the suspension of certain provisions of the *Coal and Oil Shale Mine Workers (Superannuation) Act 1941* are made, and
- (b) prescribes a class of mine workers for the purposes of section 5A (Extension of compulsory retiring age) of the Act, and
- (c) requires mine workers to lodge notice of certain particulars with the mine owner and the mine owner to forward the notice to the Corporate Trustee.

This Regulation is made under the *Coal and Oil Shale Mine Workers (Superannuation) Act 1941*, including sections 5A and 32 (the general regulation-making power).

2000 No 58

Coal and Oil Shale Mine Workers (Superannuation) Regulation 2000

Explanatory note

This Regulation comprises or relates to matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

This Regulation is made in connection with the staged repeal of statutory rules under Part 3 of the *Subordinate Legislation Act 1989*.

Coal and Oil Shale Mine Workers (Superannuation) Regulation 2000

Contents

Contents

	Page
1 Name of Regulation	4
2 Commencement	4
3 Definition	4
4 Application for suspension of section 5 (1) and (2)	4
5 Variation of retirement age	4
6 Information concerning mine workers	5
7 Repeal and savings	5

Coal and Oil Shale Mine Workers (Superannuation) Regulation 2000

1 Name of Regulation

This Regulation is the *Coal and Oil Shale Mine Workers (Superannuation) Regulation 2000*.

2 Commencement

This Regulation commences on 1 April 2000.

3 Definition

(1) In this Regulation:

the Act means the *Coal and Oil Shale Mine Workers (Superannuation) Act 1941*.

(2) The explanatory note and table of contents do not form part of this Regulation.

4 Application for suspension of section 5 (1) and (2)

An application for the suspension of the provisions of section 5 (1) and (2) of the Act must:

- (a) be in writing, and
- (b) set out the reasons for which those provisions should be suspended, and
- (c) specify the date on and from which that suspension should have effect, and
- (d) be lodged with the Corporate Trustee not less than 30 days before that date.

5 Variation of retirement age

- (1) The class of mine workers who are employees within the meaning of the Coal Mining Industry (Supervision and Administration) Consent Award 1999, New South Wales and Tasmania, and who are covered by that Award, is prescribed for the purposes of section 5A of the Act.
- (2) In this clause, *Coal Mining Industry (Supervision and Administration) Consent Award 1999, New South Wales and*

Tasmania means the Award of that name made under the *Coal Industry Act 1946* of the Commonwealth as in force from time to time, and any Award replacing that Award.

6 Information concerning mine workers

- (1) A mine worker must cause to be given to the owner of the mine a notice stating the mine worker's date of birth and providing such other particulars concerning the mine worker as the owner may reasonably request.
- (2) The mine worker must ensure that the notice:
 - (a) is signed by the mine worker, and
 - (b) is given within 14 days after the mine worker becomes employed at the mine.

Maximum penalty: 5 penalty units.

- (3) The owner must forward the notice to the Corporate Trustee as soon as practicable after receiving it.

Maximum penalty: 5 penalty units.

7 Repeal and savings

- (1) The *Coal and Oil Shale Mine Workers (Superannuation) Regulation 1995* is repealed.
- (2) Any act, matter or thing that, immediately before the repeal of the *Coal and Oil Shale Mine Workers (Superannuation) Regulation 1995* had effect under that Regulation, is taken to have effect under this Regulation.