

New South Wales



ANNO TERTIO

ELIZABETHÆ II REGINÆ

Act No. 23, 1954.

An Act to increase the rates of pensions payable under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952; for this and other purposes to amend the said Act in certain respects; to validate certain matters; and for purposes connected therewith. [Assented to, 29th April, 1954.]

BE 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. (1) This Act may be cited as the "Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954." Short title and citation.

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(2) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954.

Amendment
of Act No.
45, 1941.

2. The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is amended—

Sec. 2.
(Defini-
tions.)

(a) by omitting from the proviso to the definition of "Mine worker" in subsection one of section two the words "subsection four of this section" and by inserting in lieu thereof the words "sections 2A, 2B, 2C and 2D of this Act";

(b) by omitting subsection four of the same section.

Further
amendment
of Act No.
45, 1941.

3. (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended—

Sec. 6.
(Pensions—
mine
workers
who are
retired.)

(a) by inserting at the end of section six the following new subsection:—

(10) (a) The amount of pension per week payable to any mine worker who has, before the twenty-ninth day of October, one thousand nine hundred and fifty-three, been awarded a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from such date and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

(b) The amount of pension per week payable to any mine worker who, on or after the twenty-ninth day of October, one thousand nine hundred and fifty-three, becomes eligible for a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from the date of retirement and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

(b)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- (b) by omitting from subsections one and (1A) of section seven the words "four pounds ten shillings" wherever occurring and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 7.
(Pension—
permanent
incapacity.)
- (c) by omitting from subsection one of section eight the words "four pounds ten shillings" and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 8.
(Hard luck
cases.)
- (d) (i) by omitting from subsection one of section nine the words "three pounds fifteen shillings" wherever occurring and by inserting in lieu thereof the words "three pounds seventeen shillings and sixpence"; Sec. 9.
(Pensions—
additional
payments
in respect
of depen-
dants.)
- (ii) by omitting from subsections five and (5A) of the same section the words "three pounds seven shillings and sixpence" wherever occurring and by inserting in lieu thereof the words "three pounds ten shillings";
- (e) (i) by omitting from subsections one and (1c) of section ten the words "four pounds" wherever occurring and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10.
(Pension
payable
to depen-
dants.)
- (ii) by omitting from subsection (1E) of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings";
- (f) (i) by omitting from subsection three of section 10A the words "three pounds fifteen shillings" and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10A.
(De facto
wife.)
- (ii)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(ii) by omitting from subsection five of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings".

(2) (a) The amendments made by paragraph (b), paragraph (c) and paragraph (d) of subsection one of this section shall be deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred and fifty-three, apply in respect of all mine workers who were immediately before such date in receipt of a pension pursuant to section seven or eight or an addition to a pension pursuant to section nine of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to mine workers becoming eligible for any such pension or addition thereto after such date.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall be deemed to extend to and from the commencement of such amendments, apply in respect of all persons who were immediately before such commencement in receipt of a pension pursuant to section ten or 10A of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to persons becoming eligible for any such pension after such commencement.

(c) The amendments made by subparagraph (ii) of paragraph (e) and subparagraph (ii) of paragraph (f) of subsection one of this section shall be deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred and fifty-three, apply in respect of all persons who were immediately before such date in receipt of an addition to a pension pursuant to section ten or 10A of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to persons becoming eligible for any addition to such pension after such date.

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(3) (a) The amendments made by paragraphs (a), (b), (c) and (d), and subparagraph (ii) of paragraph (e), and subparagraph (ii) of paragraph (f) of subsection one of this section shall be deemed to have commenced on the twenty-ninth day of October, one thousand nine hundred and fifty-three.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall—

(i) in the case of a widow who was entitled to a widow's pension under any legislation of the Commonwealth relating to Social Services on the twentieth day of October, one thousand nine hundred and fifty-three, be deemed to have commenced upon the said day;

(ii) in any other case, be deemed to have commenced upon the twenty-ninth day of October, one thousand nine hundred and fifty-three,

and a reference in paragraph (b) of subsection two of this section to the commencement of such amendments shall be construed accordingly.

4. (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended—

Further amendment of Act No. 45, 1941.

(a) (i) by inserting in subsection five of section nine after the words "sixteen years" where secondly occurring the words "or that his wife is permanently incapable of performing her domestic duties and that by reason thereof he employs a female over the age of sixteen years (whether or not such female is a member of the mine worker's family) to perform the domestic duties of his household which his wife would but for such incapacity have been capable of performing;

Sec. 9. (Pensions—additional payments in respect of dependants.)

(ii)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- (ii) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";
- (iii) by inserting at the end of the same subsection the following new paragraph:—

The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

- (iv) by inserting in subsection (5A) of the same section after the word "invalid" the words "or is through permanent sickness or disability unable to care for himself";
- (v) by omitting from the same subsection the word "relative";
- (vi) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";
- (vii) by inserting at the end of the same subsection the following new paragraph:—

The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

- (b) (i) by omitting from subsection (1E) of section ten the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

Sec. 10.
(Pension payable to dependants.)

- (ii) by inserting at the end of the same subsection the following new paragraph:—

The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

- (c) (i) by omitting from subsection five of section 10A the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

Sec. 10A.
(De facto wife.)

- (ii) by inserting at the end of the same subsection the following new paragraph:—

The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

Sec. 13.
(Deductions
from
pensions.)

- (d) (i) by omitting from subsection one of section thirteen the figures "1947-1948" and by inserting in lieu thereof the figures "1947-1953";
- (ii) by omitting from the same subsection the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- (iii) by omitting from paragraph (a) of subsection two of the same section the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- (iv) by inserting at the end of the same section the following new subsection:—

(3) In this section—

"Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any agreement referred to in section one hundred and thirty-seven of that Act.

Sec. 19B.
(Amount of
subsidy.)

- (e) (i) by omitting subsections one and (1A) of section 19B and by inserting in lieu thereof the following subsection:—

(1) The amount of subsidy per week payable to any mine worker eligible for a subsidy in pursuance of section 19A of this Act shall, subject to any deductions required to be made as hereinafter provided, be—

- (a) the maximum amount per week which would be payable by way of compensation in accordance with the provisions of the Workers' Compensation Act, 1926, or any amendment thereof,

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thereof, to or in respect of such mine worker had such mine worker been awarded compensation for total incapacity due to the inhalation of dust; or

- (b) an amount equivalent to the pension and additions thereto which such mine worker would be entitled to receive per week under section six, seven, eight or nine of this Act had such mine worker been eligible therefor,

whichever is the greater.

- (ii) by omitting from paragraph (b) of subsection two of the same section the figures "1947" and by inserting in lieu thereof the figures "1947-1953";

- (iii) by omitting from the same subsection the words "Provided that paragraph (e) of this subsection shall apply only in the case of any subsidy payable to a mine worker who is under the age of sixty years" and by inserting in lieu thereof the words: "Provided that in the case of a mine worker who is of or over the age of sixty years paragraph (e) of this subsection shall not operate so as to reduce the subsidy payable to him to an amount less than that to which he would have been entitled under paragraph (b) of subsection one of this section had such paragraph been applicable to him".

- (iv) by inserting at the end of the same subsection the following new paragraph:—

In this subsection—

"Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any

agreement

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

agreement referred to in section one hundred and thirty-seven of that Act.

(2) The amendments made by subparagraphs (i) and (iii) of paragraph (e) of subsection one of this section shall be deemed to have commenced upon the first day of November, one thousand nine hundred and fifty-one.

Amendment
of Act No.
52, 1952.
Sec. 2 (3).
(Correc-
tion.)

5. (1) The Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1952, is amended by omitting from subparagraph (i) of paragraph (b) of subsection three of section two the words "one thousand nine hundred and fifty-one" and by inserting in lieu thereof the words "one thousand nine hundred and fifty-two".

(2) Subsection one of this section shall be deemed to have commenced upon the fourth day of December, one thousand nine hundred and fifty-two.

Variation
of
estimates.

6. (1) The estimate made by the Superannuation Tribunal constituted under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, in accordance with section nineteen of that Act, of the amount required by the Coal and Oil Shale Mine Workers Superannuation Fund for the period of twelve months commencing on the first day of July, one thousand nine hundred and fifty-three, shall be deemed to be varied to the extent necessary to include the amount required for payment of pensions increased or other sums payable out of such Fund by virtue of the operation of this Act, and the estimate as so varied shall for all purposes of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954, be deemed to be the estimate of the amount required by such Fund for the aforesaid period of twelve months for payment of pensions and other sums chargeable upon or payable out of that Fund and for the provision of a reserve in connection with that Fund.

(2)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(2) The estimate made by the Superannuation Tribunal constituted under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, in accordance with section 19D of that Act, of the amount required by the Coal and Oil Shale Mine Workers Compensation Subsidy Fund for the period of twelve months commencing on the first day of July, one thousand nine hundred and fifty-three, shall be deemed to be varied to the extent necessary to include the amount required for payment of subsidy increased or other sums payable out of such Fund by virtue of the operation of this Act and the Workers' Compensation (Amendment) Act, 1953, and the estimate as so varied shall for all purposes of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954, be deemed to be the estimate of the amount required by such Fund for the aforesaid period of twelve months for payment of subsidy and other sums chargeable upon or payable out of that Fund and for the provision of a reserve in connection with that Fund.

By Authority:

A. H. PETTIFER, Government Printer, Sydney, 1954.

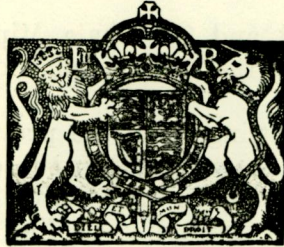
Continued from Vol. 1, No. 1 (September), 1953

The first part of the paper discusses the historical background of the problem of the distribution of income in the United States. It points out that the income distribution has become increasingly unequal since the beginning of the century, and that this is due to a number of factors, including the concentration of income in the hands of a few large corporations and the growth of a service economy. The author then discusses the various theories of income distribution, including the theories of Marx, Keynes, and others, and compares them with the actual distribution of income in the United States. He concludes that the most realistic theory is the one which recognizes the role of the market in determining the distribution of income, but also recognizes the need for government intervention to correct the inequalities which result from the operation of the market.

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

H. ROBBINS,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 8 April, 1954.

New South Wales



ANNO TERTIO

ELIZABETHÆ II REGINÆ

Act No. 23, 1954.

An Act to increase the rates of pensions payable under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952; for this and other purposes to amend the said Act in certain respects; to validate certain matters; and for purposes connected therewith. [Assented to, 29th April, 1954.]

BE 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. (1) This Act may be cited as the "Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954." Short title and citation.

(2)

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. BOOTH,
Chairman of Committees of the Legislative Assembly.

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(2) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954.

Amendment of Act No. 45, 1941. **2.** The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is amended—

Sec. 2.
(Definitions.)

(a) by omitting from the proviso to the definition of "Mine worker" in subsection one of section two the words "subsection four of this section" and by inserting in lieu thereof the words "sections 2A, 2B, 2C and 2D of this Act";

(b) by omitting subsection four of the same section.

Further amendment of Act No. 45, 1941. **3.** (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended—

Sec. 6.
(Pensions—mine workers who are retired.)

(a) by inserting at the end of section six the following new subsection:—

(10) (a) The amount of pension per week payable to any mine worker who has, before the twenty-ninth day of October, one thousand nine hundred and fifty-three, been awarded a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from such date and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

(b) The amount of pension per week payable to any mine worker who, on or after the twenty-ninth day of October, one thousand nine hundred and fifty-three, becomes eligible for a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from the date of retirement and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

(b)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- (b) by omitting from subsections one and (1A) of section seven the words "four pounds ten shillings" wherever occurring and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 7.
(Pension—
permanent
incapacity.)
- (c) by omitting from subsection one of section eight the words "four pounds ten shillings" and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 8.
(Hard luck
cases.)
- (d) (i) by omitting from subsection one of section nine the words "three pounds fifteen shillings" wherever occurring and by inserting in lieu thereof the words "three pounds seventeen shillings and sixpence"; Sec. 9.
(Pensions—
additional
payments
in respect
of depen-
dants.)
- (ii) by omitting from subsections five and (5A) of the same section the words "three pounds seven shillings and sixpence" wherever occurring and by inserting in lieu thereof the words "three pounds ten shillings";
- (e) (i) by omitting from subsections one and (1c) of section ten the words "four pounds" wherever occurring and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10.
(Pension
payable
to depen-
dants.)
- (ii) by omitting from subsection (1E) of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings";
- (f) (i) by omitting from subsection three of section 10A the words "three pounds fifteen shillings" and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10A.
(De facto
wife.)
- (ii)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- (ii) by omitting from subsection five of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings".

(2) (a) The amendments made by paragraph (b), paragraph (c) and paragraph (d) of subsection one of this section shall be deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred and fifty-three, apply in respect of all mine workers who were immediately before such date in receipt of a pension pursuant to section seven or eight or an addition to a pension pursuant to section nine of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to mine workers becoming eligible for any such pension or addition thereto after such date.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall be deemed to extend to and from the commencement of such amendments, apply in respect of all persons who were immediately before such commencement in receipt of a pension pursuant to section ten or 10A of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to persons becoming eligible for any such pension after such commencement.

(c) The amendments made by subparagraph (ii) of paragraph (e) and subparagraph (ii) of paragraph (f) of subsection one of this section shall be deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred and fifty-three, apply in respect of all persons who were immediately before such date in receipt of an addition to a pension pursuant to section ten or 10A of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to persons becoming eligible for any addition to such pension after such date.

(3)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(3) (a) The amendments made by paragraphs (a), (b), (c) and (d), and subparagraph (ii) of paragraph (e), and subparagraph (ii) of paragraph (f) of subsection one of this section shall be deemed to have commenced on the twenty-ninth day of October, one thousand nine hundred and fifty-three.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall—

(i) in the case of a widow who was entitled to a widow's pension under any legislation of the Commonwealth relating to Social Services on the twentieth day of October, one thousand nine hundred and fifty-three, be deemed to have commenced upon the said day;

(ii) in any other case, be deemed to have commenced upon the twenty-ninth day of October, one thousand nine hundred and fifty-three,

and a reference in paragraph (b) of subsection two of this section to the commencement of such amendments shall be construed accordingly.

4. (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended—

Further
amendment
of Act No.
45, 1941.

(a) (i) by inserting in subsection five of section nine after the words "sixteen years" where secondly occurring the words "or that his wife is permanently incapable of performing her domestic duties and that by reason thereof he employs a female over the age of sixteen years (whether or not such female is a member of the mine worker's family) to perform the domestic duties of his household which his wife would but for such incapacity have been capable of performing;

Sec. 9.
(Pensions—
additional
payments
in respect
of depen-
dants.)

(ii)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(ii) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

(iii) by inserting at the end of the same subsection the following new paragraph:—

The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

(iv) by inserting in subsection (5A) of the same section after the word "invalid" the words "or is through permanent sickness or disability unable to care for himself";

(v) by omitting from the same subsection the word "relative";

(vi) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

(vii) by inserting at the end of the same subsection the following new paragraph:—

The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

- (b) (i) by omitting from subsection (1E) of section 10. ten the words "an amount of" and by (Pension payable to dependants.) inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

- (ii) by inserting at the end of the same subsection the following new paragraph:—

The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

- (c) (i) by omitting from subsection five of section 10A the words "an amount of" and by (De facto wife.) inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

- (ii) by inserting at the end of the same subsection the following new paragraph:—

The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

Sec. 13.
(Deductions
from
pensions.)

- (d) (i) by omitting from subsection one of section thirteen the figures "1947-1948" and by inserting in lieu thereof the figures "1947-1953";
- (ii) by omitting from the same subsection the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- (iii) by omitting from paragraph (a) of subsection two of the same section the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- (iv) by inserting at the end of the same section the following new subsection:—

(3) In this section—

"Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any agreement referred to in section one hundred and thirty-seven of that Act.

Sec. 19B.
(Amount of
subsidy.)

- (e) (i) by omitting subsections one and (1A) of section 19B and by inserting in lieu thereof the following subsection:—

(1) The amount of subsidy per week payable to any mine worker eligible for a subsidy in pursuance of section 19A of this Act shall, subject to any deductions required to be made as hereinafter provided, be—

- (a) the maximum amount per week which would be payable by way of compensation in accordance with the provisions of the Workers' Compensation Act, 1926, or any amendment thereof,

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thereof, to or in respect of such mine worker had such mine worker been awarded compensation for total incapacity due to the inhalation of dust; or

- (b) an amount equivalent to the pension and additions thereto which such mine worker would be entitled to receive per week under section six, seven, eight or nine of this Act had such mine worker been eligible therefor,

whichever is the greater.

- (ii) by omitting from paragraph (b) of subsection two of the same section the figures "1947" and by inserting in lieu thereof the figures "1947-1953";
- (iii) by omitting from the same subsection the words "Provided that paragraph (e) of this subsection shall apply only in the case of any subsidy payable to a mine worker who is under the age of sixty years" and by inserting in lieu thereof the words: "Provided that in the case of a mine worker who is of or over the age of sixty years paragraph (e) of this subsection shall not operate so as to reduce the subsidy payable to him to an amount less than that to which he would have been entitled under paragraph (b) of subsection one of this section had such paragraph been applicable to him".
- (iv) by inserting at the end of the same subsection the following new paragraph:—

In this subsection—

"Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any agreement

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agreement referred to in section one hundred and thirty-seven of that Act.

(2) The amendments made by subparagraphs (i) and (iii) of paragraph (e) of subsection one of this section shall be deemed to have commenced upon the first day of November, one thousand nine hundred and fifty-one.

Amendment
of Act No.
52, 1952.
Sec. 2 (3).
(Correc-
tion.)

5. (1) The Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1952, is amended by omitting from subparagraph (i) of paragraph (b) of subsection three of section two the words "one thousand nine hundred and fifty-one" and by inserting in lieu thereof the words "one thousand nine hundred and fifty-two".

(2) Subsection one of this section shall be deemed to have commenced upon the fourth day of December, one thousand nine hundred and fifty-two.

Variation
of
estimates.

6. (1) The estimate made by the Superannuation Tribunal constituted under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, in accordance with section nineteen of that Act, of the amount required by the Coal and Oil Shale Mine Workers Superannuation Fund for the period of twelve months commencing on the first day of July, one thousand nine hundred and fifty-three, shall be deemed to be varied to the extent necessary to include the amount required for payment of pensions increased or other sums payable out of such Fund by virtue of the operation of this Act, and the estimate as so varied shall for all purposes of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954, be deemed to be the estimate of the amount required by such Fund for the aforesaid period of twelve months for payment of pensions and other sums chargeable upon or payable out of that Fund and for the provision of a reserve in connection with that Fund.

(2)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(2) The estimate made by the Superannuation Tribunal constituted under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, in accordance with section 19D of that Act, of the amount required by the Coal and Oil Shale Mine Workers Compensation Subsidy Fund for the period of twelve months commencing on the first day of July, one thousand nine hundred and fifty-three, shall be deemed to be varied to the extent necessary to include the amount required for payment of subsidy increased or other sums payable out of such Fund by virtue of the operation of this Act and the Workers' Compensation (Amendment) Act, 1953, and the estimate as so varied shall for all purposes of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954, be deemed to be the estimate of the amount required by such Fund for the aforesaid period of twelve months for payment of subsidy and other sums chargeable upon or payable out of that Fund and for the provision of a reserve in connection with that Fund.

In the name and on behalf of Her Majesty I assent to this Act.

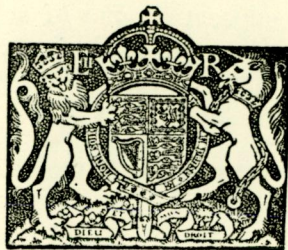
J. NORTHCOTT,
Governor.

*Government House,
Sydney, 29th April, 1954.*

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

H. ROBBINS,
Clerk of the Legislative Assembly.
Legislative Assembly Chamber,
Sydney, 7 April, 1954.

New South Wales



ANNO TERTIO

ELIZABETHÆ II REGINÆ

Act No. , 1954.

An Act to increase the rates of pensions payable under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952; for this and other purposes to amend the said Act in certain respects; to validate certain matters; and for purposes connected therewith.

BE 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
5 the same, as follows:—

1. (1) This Act may be cited as the "Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954." Short title and citation.

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(2) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954.

5 **2.** The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is amended— Amendment of Act No. 45, 1941.

10 (a) by omitting from the proviso to the definition of "Mine worker" in subsection one of section two the words "subsection four of this section" and by inserting in lieu thereof the words "sections 2A, 2B, 2C and 2D of this Act"; Sec. 2. (Definitions.)

(b) by omitting subsection four of the same section.

3. (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended— Further amendment of Act No. 45, 1941.

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

20 (10) (a) The amount of pension per week payable to any mine worker who has, before the twenty-ninth day of October, one thousand nine hundred and fifty-three, been awarded a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from such date and notwithstanding anything contained in this section be four pounds twelve shillings and the date of the retirement of the worker concerned and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

25 (b) The amount of pension per week payable to any mine worker who, on or after the twenty-ninth day of October, one thousand nine hundred and fifty-three, becomes eligible for a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from the date of retirement and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

(b)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- 5 (b) by omitting from subsections one and (1A) of section seven the words "four pounds ten shillings" wherever occurring and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 7. (Pension—permanent incapacity.)
- (c) by omitting from subsection one of section eight the words "four pounds ten shillings" and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 8. (Hard luck cases.)
- 10 (d) (i) by omitting from subsection one of section nine the words "three pounds fifteen shillings" wherever occurring and by inserting in lieu thereof the words "three pounds seventeen shillings and sixpence"; Sec. 9. (Pensions—additional payments in respect of dependants.)
- 15 (ii) by omitting from subsections five and (5A) of the same section the words "three pounds seven shillings and sixpence" wherever occurring and by inserting in lieu thereof the words "three pounds ten shillings";
- 20
- (e) (i) by omitting from subsections one and (1c) of section ten the words "four pounds" wherever occurring and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10. (Pension payable to dependants.)
- 25
- (ii) by omitting from subsection (1E) of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings";
- 30
- (f) (i) by omitting from subsection three of section 10A the words "three pounds fifteen shillings" and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10A. (De facto wife.)
- 35
- (ii)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(ii) by omitting from subsection five of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings".

(2) (a) The amendments made by paragraph (b), paragraph (c) and paragraph (d) of subsection one of this section shall be deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred and fifty-three, apply in respect of all mine workers who were immediately before such date in receipt of a pension pursuant to section seven or eight or an addition to a pension pursuant to section nine of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to mine workers becoming eligible for any such pension or addition thereto after such date.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall be deemed to extend to and from the commencement of such amendments, apply in respect of all persons who were immediately before such commencement in receipt of a pension pursuant to section ten or 10A of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to persons becoming eligible for any such pension after such commencement.

(c) The amendments made by subparagraph (ii) of paragraph (e) and subparagraph (ii) of paragraph (f) of subsection one of this section shall be deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred and fifty-three, apply in respect of all persons who were immediately before such date in receipt of an addition to a pension pursuant to section ten or 10A of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to persons becoming eligible for any addition to such pension after such date.

(3)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(3) (a) The amendments made by paragraphs (a), (b), (c) and (d), and subparagraph (ii) of paragraph (e), and subparagraph (ii) of paragraph (f) of subsection one of this section shall be deemed to have commenced on the twenty-ninth day of October, one thousand nine hundred and fifty-three.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall—

10 (i) in the case of a widow who was entitled to a widow's pension under any legislation of the Commonwealth relating to Social Services on the twentieth day of October, one thousand nine hundred and fifty-three, be deemed to have
15 commenced upon the said day;

(ii) in any other case, be deemed to have commenced upon the twenty-ninth day of October, one thousand nine hundred and fifty-three,

and a reference in paragraph (b) of subsection two of
20 this section to the commencement of such amendments shall be construed accordingly.

4. (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended—

Further
amendment
of Act No.
45, 1941.

(a) (i) by inserting in subsection five of section
25 nine after the words "sixteen years" where secondly occurring the words "or that his wife is permanently incapable of performing her domestic duties and that by reason thereof he employs a female over the age
30 of sixteen years (whether or not such female is a member of the mine worker's family) to perform the domestic duties of his household which his wife would but for such incapacity have been capable of performing;
35

Sec. 9.
(Pensions—
additional
payments
in respect
of dependants.)

(ii)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

5 (ii) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

(iii) by inserting at the end of the same subsection the following new paragraph:—

10 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any
15 circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings
20 per week.

(iv) by inserting in subsection (5A) of the same section after the word "invalid" the words "or is through permanent sickness or disability unable to care for himself";

25 (v) by omitting from the same subsection the word "relative";

(vi) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";
30

(vii) by inserting at the end of the same subsection the following new paragraph:—

35 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- 5 Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.
- 10 (b) (i) by omitting from subsection (1E) of section ten the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding"; Sec. 10.
(Pension payable to dependants.)
- 15 (ii) by inserting at the end of the same subsection the following new paragraph:—
The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.
- 20
- 25
- 30 (c) (i) by omitting from subsection five of section 10A the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding"; Sec. 10A.
(De facto wife.)
- 35 (ii) by inserting at the end of the same subsection the following new paragraph:—
The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by
40 the

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- 5 the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.
- 10 (d) (i) by omitting from subsection one of section thirteen the figures "1947-1948" and by inserting in lieu thereof the figures "1947-1953"; Sec. 13. (Deductions from pensions.)
- (ii) by omitting from the same subsection the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- 15 (iii) by omitting from paragraph (a) of subsection two of the same section the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- 20 (iv) by inserting at the end of the same section the following new subsection:—
- (3) In this section—
- "Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any agreement referred to in section one hundred and thirty-seven of that Act.
- 25
- 30 (e) (i) by omitting subsections one and (1A) of section 19B and by inserting in lieu thereof the following subsection:— Sec. 19B. (Amount of subsidy.)
- (1) The amount of subsidy per week payable to any mine worker eligible for a subsidy in pursuance of section 19A of this Act shall, subject to any deductions required to be made as hereinafter provided, be—
- 35 (a) the maximum amount per week which would be payable by way of compensation in accordance with the provisions of the Workers' Compensation Act, 1926, or any amendment thereof,
- 40

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

thereof, to or in respect of such mine worker had such mine worker been awarded compensation for total incapacity due to the inhalation of dust; or

(b) an amount equivalent to the pension and additions thereto which such mine worker would be entitled to receive per week under section six, seven, eight or nine of this Act had such mine worker been eligible therefor,

whichever is the greater.

(ii) by omitting from paragraph (b) of subsection two of the same section the figures "1947" and by inserting in lieu thereof the figures "1947-1953";

(iii) by omitting from the same subsection the words "Provided that paragraph (e) of this subsection shall apply only in the case of any subsidy payable to a mine worker who is under the age of sixty years" and by inserting in lieu thereof the words; "Provided that in the case of a mine worker who is of or over the age of sixty years paragraph (e) of this subsection shall not operate so as to reduce the subsidy payable to him to an amount less than that to which he would have been entitled under paragraph (b) of subsection one of this section had such paragraph been applicable to him".

(iv) by inserting at the end of the same subsection the following new paragraph:—

In this subsection—

"Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any

agreement

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

agreement referred to in section one hundred and thirty-seven of that Act.

(2) The amendments made by subparagraphs (i) and (iii) of paragraph (e) of subsection one of this section shall be deemed to have commenced upon the first day of November, one thousand nine hundred and fifty-one.

5. (1) The Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1952, is amended by omitting from subparagraph (i) of paragraph (b) of subsection three of section two the words "one thousand nine hundred and fifty-one" and by inserting in lieu thereof the words "one thousand nine hundred and fifty-two".

Amendment of Act No. 52, 1952. Sec. 2 (3). (Correction.)

(2) Subsection one of this section shall be deemed to have commenced upon the fourth day of December, one thousand nine hundred and fifty-two.

6. (1) The estimate made by the Superannuation Tribunal constituted under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, in accordance with section nineteen of that Act, of the amount required by the Coal and Oil Shale Mine Workers Superannuation Fund for the period of twelve months commencing on the first day of July, one thousand nine hundred and fifty-three, shall be deemed to be varied to the extent necessary to include the amount required for payment of pensions increased or other sums payable out of such Fund by virtue of the operation of this Act, and the estimate as so varied shall for all purposes of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954, be deemed to be the estimate of the amount required by such Fund for the aforesaid period of twelve months for payment of pensions and other sums chargeable upon or payable out of that Fund and for the provision of a reserve in connection with that Fund.

Variation of estimates.

(2)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(2) The estimate made by the Superannuation Tribunal constituted under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, in accordance with section 19D of that Act, of the amount required by the
5 Coal and Oil Shale Mine Workers Compensation Subsidy Fund for the period of twelve months commencing on the first day of July, one thousand nine hundred and fifty-three, shall be deemed to be varied to the extent
10 of subsidy increased or other sums payable out of such Fund by virtue of the operation of this Act and the Workers' Compensation (Amendment) Act, 1953, and the estimate as so varied shall for all purposes of the
15 Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954, be deemed to be the estimate of the amount required by such Fund for the aforesaid period of twelve months for payment of subsidy and other sums chargeable upon or payable out of that Fund and for the provision of a reserve in connection with that Fund.

[1s.]

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(2) The State University of Louisiana shall have the right to

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PROOF

No. , 1954.

A BILL

To increase the rates of pensions payable under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952; for this and other purposes to amend the said Act in certain respects; to validate certain matters; and for purposes connected therewith.

[Mr. HAWKINS;—6 April, 1954.]

BE 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. (1) This Act may be cited as the "Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954."

Short title
and
citation.

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(2) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954.

5 **2.** The Coal and Oil Shale Mine Workers (Superannuation Act, 1941-1952, is amended— Amendment of Act No. 45, 1941.

10 (a) by omitting from the proviso to the definition of "Mine worker" in subsection one of section two the words "subsection four of this section" and by inserting in lieu thereof the words "sections 2A, 2B, 2C and 2D of this Act"; Sec. 2. (Definitions.)

(b) by omitting subsection four of the same section.

3. (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended— Further amendment of Act No. 45, 1941.

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

20 (10) (a) The amount of pension per week payable to any mine worker who has, before the twenty-ninth day of October, one thousand nine hundred and fifty-three, been awarded a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from such date and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

25 (b) The amount of pension per week payable to any mine worker who, on or after the twenty-ninth day of October, one thousand nine hundred and fifty-three, becomes eligible for a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from the date of retirement and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

(b)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- 5 (b) by omitting from subsections one and (1A) of section seven the words "four pounds ten shillings" wherever occurring and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 7.
(Pension—
permanent
incapacity.)
- (c) by omitting from subsection one of section eight the words "four pounds ten shillings" and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 8.
(Hard luck
cases.)
- 10 (d) (i) by omitting from subsection one of section nine the words "three pounds fifteen shillings" wherever occurring and by inserting in lieu thereof the words "three pounds seventeen shillings and sixpence"; Sec. 9.
(Pensions—
additional
payments
in respect
of depen-
dants.)
- 15 (ii) by omitting from subsections five and (5A) of the same section the words "three pounds seven shillings and sixpence" wherever occurring and by inserting in lieu thereof the words "three pounds ten shillings";
- 20
- (e) (i) by omitting from subsections one and (1c) of section ten the words "four pounds" wherever occurring and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10.
(Pension
payable
to depen-
dants.)
- 25
- (ii) by omitting from subsection (1E) of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings";
- 30
- (f) (i) by omitting from subsection three of section 10A the words "three pounds fifteen shillings" and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10A.
(De facto
wife.)
- 35
- (ii)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

5 (ii) by omitting from subsection five of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings".

(2) (a) The amendments made by paragraph (b), paragraph (c) and paragraph (d) of subsection one of this section shall be deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred
10 and fifty-three, apply in respect of all mine workers who were immediately before such date in receipt of a pension pursuant to section seven or eight or an addition to a pension pursuant to section nine of the Coal and Oil Shale Mine Workers (Superannuation) Act,
15 1941-1952, as well as to mine workers becoming eligible for any such pension or addition thereto after such date.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall be deemed to
20 extend to and from the commencement of such amendments, apply in respect of all persons who were immediately before such commencement in receipt of a pension pursuant to section ten or 10A of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well
25 as to persons becoming eligible for any such pension after such commencement.

(c) The amendments made by subparagraph (ii) of paragraph (e) and subparagraph (ii) of paragraph (f) of subsection one of this section shall be
30 deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred and fifty-three, apply in respect of all persons who were immediately before such date in receipt of an addition to a pension pursuant to section ten or 10A of the Coal and Oil Shale
35 Mine Workers (Superannuation) Act, 1941-1952, as well as to persons becoming eligible for any addition to such pension after such date.

(3)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(3) (a) The amendments made by paragraphs (a), (b), (c) and (d), and subparagraph (ii) of paragraph (e), and subparagraph (ii) of paragraph (f) of subsection one of this section shall be deemed to have commenced on the twenty-ninth day of October, one thousand nine hundred and fifty-three.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall—

- 10 (i) in the case of a widow who was entitled to a widow's pension under any legislation of the Commonwealth relating to Social Services on the twentieth day of October, one thousand nine hundred and fifty-three, be deemed to have
- 15 commenced upon the said day;
- (ii) in any other case, be deemed to have commenced upon the twenty-ninth day of October, one thousand nine hundred and fifty-three,

and a reference in paragraph (b) of subsection two of this section to the commencement of such amendments shall be construed accordingly.

4. (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended—

Further amendment of Act No. 45, 1941.

- 25 (a) (i) by inserting in subsection five of section nine after the words "sixteen years" where secondly occurring the words "or that his wife is permanently incapable of performing her domestic duties and that by reason thereof he employs a female over the age
- 30 of sixteen years (whether or not such female is a member of the mine worker's family) to perform the domestic duties of his household which his wife would but for such incapacity have been capable of performing;
- 35

Sec. 9. (Pensions—additional payments in respect of dependants.)

(ii)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

5 (ii) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

(iii) by inserting at the end of the same subsection the following new paragraph:—

10 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any
15 circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings
20 per week.

(iv) by inserting in subsection (5A) of the same section after the word "invalid" the words "or is through permanent sickness or disability unable to care for himself";

25 (v) by omitting from the same subsection the word "relative";

(vi) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";
30

(vii) by inserting at the end of the same subsection the following new paragraph:—

35 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

5 Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

10 (b) (i) by omitting from subsection (1E) of section ten the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding"; Sec. 10. (Pension payable to dependants.)

15 (ii) by inserting at the end of the same subsection the following new paragraph:—

20 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

25 (c) (i) by omitting from subsection five of section 10A the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding"; Sec. 10A. (De facto wife.)

30 (ii) by inserting at the end of the same subsection the following new paragraph:—

35 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by
40 the

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- 5 the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.
- 10 (d) (i) by omitting from subsection one of section thirteen the figures "1947-1948" and by inserting in lieu thereof the figures "1947-1953"; Sec. 13. (Deductions from pensions.)
- (ii) by omitting from the same subsection the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- 15 (iii) by omitting from paragraph (a) of subsection two of the same section the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- 20 (iv) by inserting at the end of the same section the following new subsection:—
- (3) In this section—
- 25 "Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any agreement referred to in section one hundred and thirty-seven of that Act.
- 30 (e) (i) by omitting subsections one and (1A) of section 19B and by inserting in lieu thereof the following subsection:— Sec. 19B. (Amount of subsidy.)
- 35 (1) The amount of subsidy per week payable to any mine worker eligible for a subsidy in pursuance of section 19A of this Act shall, subject to any deductions required to be made as hereinafter provided, be—
- 40 (a) the maximum amount per week which would be payable by way of compensation in accordance with the provisions of the Workers' Compensation Act, 1926, or any amendment thereof,

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

thereof, to or in respect of such mine worker had such mine worker been awarded compensation for total incapacity due to the inhalation of dust; or

(b) an amount equivalent to the pension and additions thereto which such mine worker would be entitled to receive per week under section six, seven, eight or nine of this Act had such mine worker been eligible therefor,

whichever is the greater.

(ii) by omitting from paragraph (b) of subsection two of the same section the figures "1947" and by inserting in lieu thereof the figures "1947-1953";

(iii) by omitting from the same subsection the words "Provided that paragraph (e) of this subsection shall apply only in the case of any subsidy payable to a mine worker who is under the age of sixty years" and by inserting in lieu thereof the words: "Provided that in the case of a mine worker who is of or over the age of sixty years paragraph (e) of this subsection shall not operate so as to reduce the subsidy payable to him to an amount less than that to which he would have been entitled under paragraph (b) of subsection one of this section had such paragraph been applicable to him".

(iv) by inserting at the end of the same subsection the following new paragraph:—

In this subsection—

"Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any

agreement

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agreement referred to in section one hundred and thirty-seven of that Act.

(2) The amendments made by subparagraphs (i) and (iii) of paragraph (e) of subsection one of this section shall be deemed to have commenced upon the first day of November, one thousand nine hundred and fifty-one.

5. (1) The Coal and Oil Shale Mine Workers (Super-
annuation) Amendment Act, 1952, is amended by omit-
ting from subparagraph (i) of paragraph (b) of sub-
section three of section two the words "one thousand
nine hundred and fifty-one" and by inserting in lieu
thereof the words "one thousand nine hundred and
fifty-two".

Amendment
of Act No.
52, 1952.
Sec. 2 (3).
(Correc-
tion.)

(2) Subsection one of this section shall be deemed to have commenced upon the fourth day of December, one thousand nine hundred and fifty-two.

6. (1) The estimate made by the Superannuation Tri-
bunal constituted under the Coal and Oil Shale Mine
Workers (Superannuation) Act, 1941-1952, in accordance
with section nineteen of that Act, of the amount required
by the Coal and Oil Shale Mine Workers Superannuation
Fund for the period of twelve months commencing on
the first day of July, one thousand nine hundred and
fifty-three, shall be deemed to be varied to the extent
necessary to include the amount required for payment of
pensions increased or other sums payable out of such
Fund by virtue of the operation of this Act, and the
estimate as so varied shall for all purposes of the Coal
and Oil Shale Mine Workers (Superannuation) Act,
1941-1954, be deemed to be the estimate of the amount
required by such Fund for the aforesaid period of twelve
months for payment of pensions and other sums charge-
able upon or payable out of that Fund and for the
provision of a reserve in connection with that Fund.

Variation
of
estimates.

(2)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- (2) The estimate made by the Superannuation Tribunal constituted under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, in accordance with section 19D of that Act, of the amount required by the
- 5 Coal and Oil Shale Mine Workers Compensation Subsidy Fund for the period of twelve months commencing on the first day of July, one thousand nine hundred and fifty-three, shall be deemed to be varied to the extent
- 10 necessary to include the amount required for payment of subsidy increased or other sums payable out of such Fund by virtue of the operation of this Act and the Workers' Compensation (Amendment) Act, 1953, and the estimate as so varied shall for all purposes of the
- 15 Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954, be deemed to be the estimate of the amount required by such Fund for the aforesaid period of twelve months for payment of subsidy and other sums chargeable upon or payable out of that Fund and for the provision of a reserve in connection with that Fund.

Coal and Oil State Mine Workers (Organization) Act

(2) The estimate made by the superintendent of the coal mines under the Coal and Oil State Mine Workers (Organization) Act, 1931-1932, is hereby amended with section 19b of that Act of the amount reported by the Coal and Oil State Mine Workers (Organization) Act for the period of twelve months commencing on the first day of July, one thousand nine hundred and thirty-three, shall be deemed to be varied to the extent necessary to include the amount required for payment of subsidy interest or other sums payable out of cash fund by virtue of the operation of the Act and the Workers' Compensation (Amendment) Act, 1933, and the estimate as so varied shall be all purposes of the Coal and Oil State Mine Workers (Organization) Act, 1931-1932, as amended, to be the estimate of the amount required for the above said period of twelve months for payment of subsidy and other sums chargeable upon or payable out of that fund and for the provision of a reserve in connection with that fund.

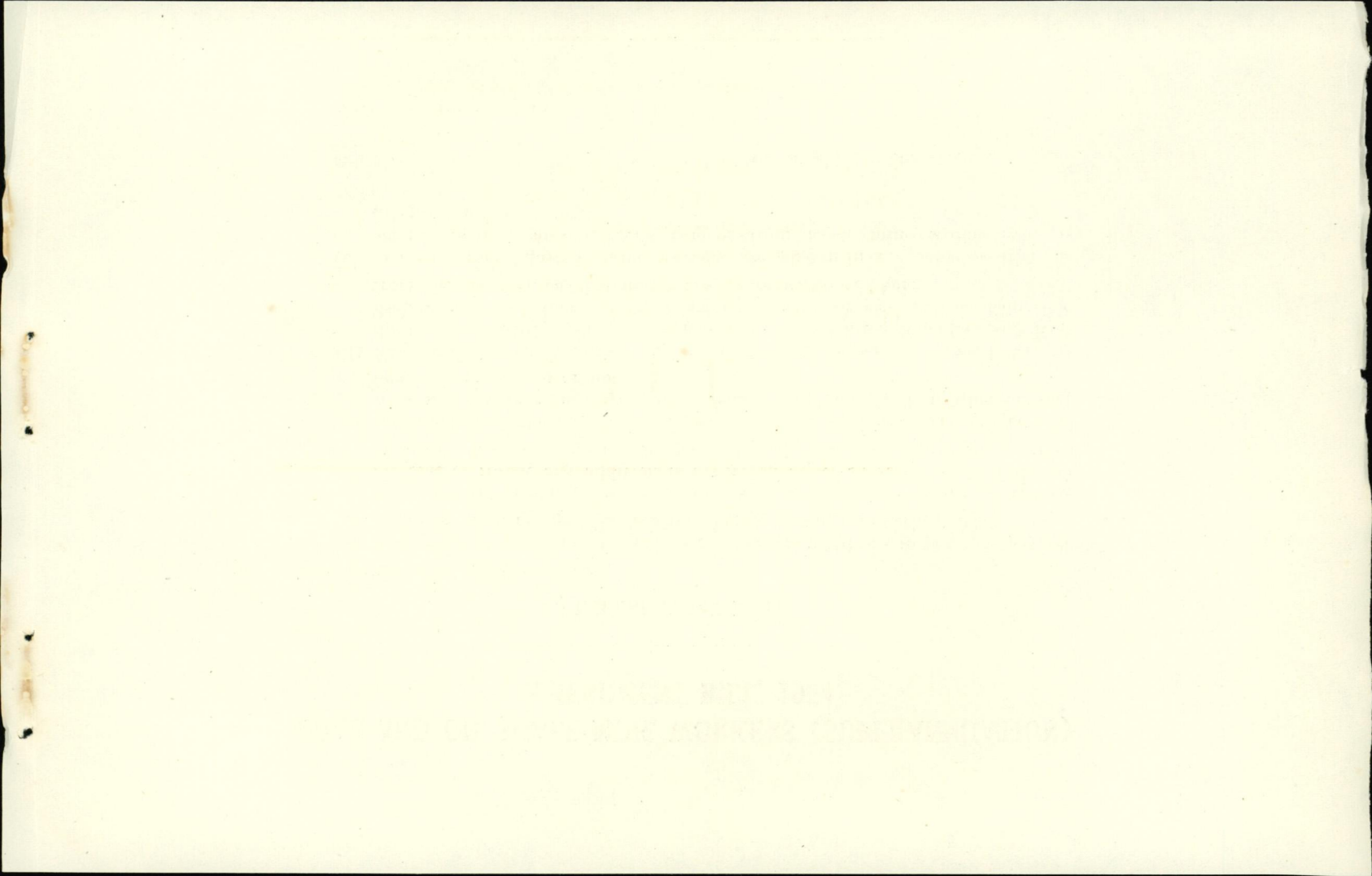
Enacted at the City of Ottawa, this 14th day of June, 1934.

COAL AND OIL SHALE MINE WORKERS (SUPERANNUATION) AMENDMENT BILL, 1954.

EXPLANATORY NOTE.

THE objects of this Bill are—

- (a) to increase the amount of pensions and certain additions to pensions payable under the Coal and Oil Shale Mine Workers (Superannuation) Act;
- (b) to enable the Tribunal, where it deems it warranted so to do, to reduce, increase or revoke any addition to a pension under subsections (5) and (5A) of section 9, subsection (1E) of section 10 and subsection (5) of section 10A;
- (c) to provide that the addition to a pension under section 9 (5A) will be paid to a mine worker in respect of a female employed by him whether such female is a relative or not;
- (d) to ensure that any pension payable under any agreement entered into by the Commonwealth with the Governments of the United Kingdom and New Zealand and any other country relating to social services shall be deductible from the pension payable under the abovementioned Act;
- (e) to assure that “dusted” mine workers are placed in the same position as regards pension and worker’s compensation as a mine worker who is incapacitated by injury;
- (f) to validate certain matters;
- (g) to make other provisions of an ancillary and machinery character.



PROOF

No. , 1954.

A BILL

To increase the rates of pensions payable under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952; for this and other purposes to amend the said Act in certain respects; to validate certain matters; and for purposes connected therewith.

[Mr. HAWKINS;—6 April, 1954.]

BE 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
5 the same, as follows:—

1. (1) This Act may be cited as the "Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954." Short title and citation.

73541

48—A

(2)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(2) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941, as amended by subsequent Acts and by this Act, may be cited as the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954.

5 **2.** The Coal and Oil Shale Mine Workers (Superannuation Act, 1941-1952, is amended— Amendment of Act No. 45, 1941.

10 (a) by omitting from the proviso to the definition of "Mine worker" in subsection one of section two the words "subsection four of this section" and by inserting in lieu thereof the words "sections 2A, 2B, 2C and 2D of this Act"; Sec. 2. (Definitions.)

(b) by omitting subsection four of the same section.

3. (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended— Further amendment of Act No. 45, 1941.

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

20 (10) (a) The amount of pension per week payable to any mine worker who has, before the twenty-ninth day of October, one thousand nine hundred and fifty-three, been awarded a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from such date and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

25 (b) The amount of pension per week payable to any mine worker who, on or after the twenty-ninth day of October, one thousand nine hundred and fifty-three, becomes eligible for a pension pursuant to subsection one, (1A), two or three of this section, shall as on and from the date of retirement and notwithstanding anything contained in this section be four pounds twelve shillings and sixpence.

(b)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- 5 (b) by omitting from subsections one and (1A) of section seven the words "four pounds ten shillings" wherever occurring and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 7. (Pension—permanent incapacity.)
- (c) by omitting from subsection one of section eight the words "four pounds ten shillings" and by inserting in lieu thereof the words "four pounds twelve shillings and sixpence"; Sec. 8. (Hard luck cases.)
- 10 (d) (i) by omitting from subsection one of section nine the words "three pounds fifteen shillings" wherever occurring and by inserting in lieu thereof the words "three pounds seventeen shillings and sixpence"; Sec. 9. (Pensions—additional payments in respect of dependants.)
- 15 (ii) by omitting from subsections five and (5A) of the same section the words "three pounds seven shillings and sixpence" wherever occurring and by inserting in lieu thereof the words "three pounds ten shillings";
- 20
- (e) (i) by omitting from subsections one and (1c) of section ten the words "four pounds" wherever occurring and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10. (Pension payable to dependants.)
- 25
- (ii) by omitting from subsection (1E) of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings";
- 30
- (f) (i) by omitting from subsection three of section 10A the words "three pounds fifteen shillings" and by inserting in lieu thereof the words "four pounds two shillings and sixpence"; Sec. 10A. (De facto wife.)
- 35
- (ii).

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(ii) by omitting from subsection five of the same section the words "three pounds seven shillings and sixpence" and by inserting in lieu thereof the words "three pounds ten shillings".

(2) (a) The amendments made by paragraph (b), paragraph (c) and paragraph (d) of subsection one of this section shall be deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred and fifty-three, apply in respect of all mine workers who were immediately before such date in receipt of a pension pursuant to section seven or eight or an addition to a pension pursuant to section nine of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to mine workers becoming eligible for any such pension or addition thereto after such date.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall be deemed to extend to and from the commencement of such amendments, apply in respect of all persons who were immediately before such commencement in receipt of a pension pursuant to section ten or 10A of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to persons becoming eligible for any such pension after such commencement.

(c) The amendments made by subparagraph (ii) of paragraph (e) and subparagraph (ii) of paragraph (f) of subsection one of this section shall be deemed to extend to and from the twenty-ninth day of October, one thousand nine hundred and fifty-three, apply in respect of all persons who were immediately before such date in receipt of an addition to a pension pursuant to section ten or 10A of the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, as well as to persons becoming eligible for any addition to such pension after such date.

(3)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(3) (a) The amendments made by paragraphs (a), (b), (c) and (d), and subparagraph (ii) of paragraph (e), and subparagraph (ii) of paragraph (f) of subsection one of this section shall be deemed to have commenced on the twenty-ninth day of October, one thousand nine hundred and fifty-three.

(b) The amendments made by subparagraph (i) of paragraph (e) and subparagraph (i) of paragraph (f) of subsection one of this section shall—

10 (i) in the case of a widow who was entitled to a widow's pension under any legislation of the Commonwealth relating to Social Services on the twentieth day of October, one thousand nine hundred and fifty-three, be deemed to have
15 commenced upon the said day;

(ii) in any other case, be deemed to have commenced upon the twenty-ninth day of October, one thousand nine hundred and fifty-three,

and a reference in paragraph (b) of subsection two of
20 this section to the commencement of such amendments shall be construed accordingly.

4. (1) The Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, is further amended—

25 (a) (i) by inserting in subsection five of section nine after the words "sixteen years" where secondly occurring the words "or that his wife is permanently incapable of performing her domestic duties and that by reason thereof he employs a female over the age
30 of sixteen years (whether or not such female is a member of the mine worker's family) to perform the domestic duties of his household which his wife would but for such incapacity have been capable of performing;

35 (ii)

Further amendment of Act No. 45, 1941.

Sec. 9.

(Pensions—additional payments in respect of dependants.)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

5 (ii) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

(iii) by inserting at the end of the same subsection the following new paragraph:—

10 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any
15 circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings
20 per week.

(iv) by inserting in subsection (5A) of the same section after the word "invalid" the words "or is through permanent sickness or disability unable to care for himself";

25 (v) by omitting from the same subsection the word "relative";

(vi) by omitting from the same subsection the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";
30

(vii) by inserting at the end of the same subsection the following new paragraph:—

35 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

5 Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

10 (b) (i) by omitting from subsection (1E) of section ten the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

Sec. 10.
(Pension payable to dependants.)

15 (ii) by inserting at the end of the same subsection the following new paragraph:—

20 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.

25 (c) (i) by omitting from subsection five of section 10A the words "an amount of" and by inserting in lieu thereof the words "such amount as the Tribunal may determine not exceeding";

Sec. 10A.
(De facto wife.)

30 (ii) by inserting at the end of the same subsection the following new paragraph:—

35 The addition to a pension under this subsection whether awarded before or after the commencement of the Coal and Oil Shale Mine Workers (Superannuation) Amendment Act, 1954, may from time to time be reduced, increased or revoked by
40 the

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

- the Tribunal, on the recommendation of the Registrar or the Chairman, in any circumstances it deems desirable: Provided that no such increase shall operate so as to increase the amount of any such addition beyond three pounds ten shillings per week.
- 5
- (d) (i) by omitting from subsection one of section thirteen the figures "1947-1948" and by inserting in lieu thereof the figures "1947-1953"; Sec. 13. (Deductions from pensions.)
- 10
- (ii) by omitting from the same subsection the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- (iii) by omitting from paragraph (a) of subsection two of the same section the figures "1947-1952" and by inserting in lieu thereof the figures "1947-1953";
- 15
- (iv) by inserting at the end of the same section the following new subsection:—
- 20
- (3) In this section—
- "Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any agreement referred to in section one hundred and thirty-seven of that Act.
- 25
- (e) (i) by omitting subsections one and (1A) of section 19B and by inserting in lieu thereof the following subsection:— Sec. 19B. (Amount of subsidy.)
- 30
- (1) The amount of subsidy per week payable to any mine worker eligible for a subsidy in pursuance of section 19A of this Act shall, subject to any deductions required to be made as hereinafter provided, be—
- 35
- (a) the maximum amount per week which would be payable by way of compensation in accordance with the provisions of the Workers' Compensation Act, 1926, or any amendment thereof,
- 40

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

thereof, to or in respect of such mine worker had such mine worker been awarded compensation for total incapacity due to the inhalation of dust; or

(b) an amount equivalent to the pension and additions thereto which such mine worker would be entitled to receive per week under section six, seven, eight or nine of this Act had such mine worker been eligible therefor,

whichever is the greater.

(ii) by omitting from paragraph (b) of subsection two of the same section the figures "1947" and by inserting in lieu thereof the figures "1947-1953";

(iii) by omitting from the same subsection the words "Provided that paragraph (e) of this subsection shall apply only in the case of any subsidy payable to a mine worker who is under the age of sixty years" and by inserting in lieu thereof the words: "Provided that in the case of a mine worker who is of or over the age of sixty years paragraph (e) of this subsection shall not operate so as to reduce the subsidy payable to him to an amount less than that to which he would have been entitled under paragraph (b) of subsection one of this section had such paragraph been applicable to him".

(iv) by inserting at the end of the same subsection the following new paragraph:—

In this subsection—

"Social Services Consolidation Act 1947-1953 of the Parliament of the Commonwealth" includes any

agreement

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

agreement referred to in section one hundred and thirty-seven of that Act.

(2) The amendments made by subparagraphs (i) and (iii) of paragraph (e) of subsection one of this section shall be deemed to have commenced upon the first day of November, one thousand nine hundred and fifty-one.

5. (1) The Coal and Oil Shale Mine Workers (Super-
annuation) Amendment Act, 1952, is amended by omit-
ting from subparagraph (i) of paragraph (b) of sub-
section three of section two the words "one thousand
nine hundred and fifty-one" and by inserting in lieu
thereof the words "one thousand nine hundred and
fifty-two".

Amendment
of Act No.
52, 1952.
Sec. 2 (3).
(Correc-
tion.)

(2) Subsection one of this section shall be deemed to have commenced upon the fourth day of December, one thousand nine hundred and fifty-two.

6. (1) The estimate made by the Superannuation Tri-
bunal constituted under the Coal and Oil Shale Mine
Workers (Superannuation) Act, 1941-1952, in accordance
with section nineteen of that Act, of the amount required
by the Coal and Oil Shale Mine Workers Superannuation
Fund for the period of twelve months commencing on
the first day of July, one thousand nine hundred and
fifty-three, shall be deemed to be varied to the extent
necessary to include the amount required for payment of
pensions increased or other sums payable out of such
Fund by virtue of the operation of this Act, and the
estimate as so varied shall for all purposes of the Coal
and Oil Shale Mine Workers (Superannuation) Act,
1941-1954, be deemed to be the estimate of the amount
required by such Fund for the aforesaid period of twelve
months for payment of pensions and other sums charge-
able upon or payable out of that Fund and for the
provision of a reserve in connection with that Fund.

Variation
of
estimates.

(2)

Coal and Oil Shale Mine Workers (Superannuation) Amendment.

(2) The estimate made by the Superannuation Tribunal constituted under the Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1952, in accordance with section 19b of that Act, of the amount required by the
5 Coal and Oil Shale Mine Workers Compensation Subsidy Fund for the period of twelve months commencing on the first day of July, one thousand nine hundred and fifty-three, shall be deemed to be varied to the extent
10 necessary to include the amount required for payment of subsidy increased or other sums payable out of such Fund by virtue of the operation of this Act and the Workers' Compensation (Amendment) Act, 1953, and the estimate as so varied shall for all purposes of the
15 Coal and Oil Shale Mine Workers (Superannuation) Act, 1941-1954, be deemed to be the estimate of the amount required by such Fund for the aforesaid period of twelve months for payment of subsidy and other sums chargeable upon or payable out of that Fund and for the provision of a reserve in connection with that Fund.

Coal and Oil Lands in the Territory of Oklahoma

12. The coal and oil lands in the Territory of Oklahoma shall be sold to the highest bidder for cash at public sale, and the proceeds of such sale shall be paid to the United States Treasury.

13. The coal and oil lands in the Territory of Oklahoma shall be sold to the highest bidder for cash at public sale, and the proceeds of such sale shall be paid to the United States Treasury.

14. The coal and oil lands in the Territory of Oklahoma shall be sold to the highest bidder for cash at public sale, and the proceeds of such sale shall be paid to the United States Treasury.