

# CONCURRENCE COPY

## COAL ACQUISITION BILL, 1981

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### EXPLANATORY NOTE

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

The Coal Mining (Amendment) Bill, 1981, is cognate with this Bill.

The object of this Bill is to vest in the Crown all coal in or on the ground in its natural state that is not already so vested.

The Bill contains the following provisions:—

Clause 1. Short title.

Clause 2. Commencement.

Clause 3. Interpretation.

Clause 4 provides for the proposed Act to have effect notwithstanding anything in any other Act or law.

Clause 5 vests in the Crown all coal that is in or on the ground in its natural state and is not already vested in the Crown.

Clause 6 deals with questions relating to the payment of compensation as a result of the enactment of the proposed Act.

1981 of the enactment of the proposed Act

Clause 6 deals with provisions relating to the payment of compensation as a state and is not directly covered in the Crown.

Clause 2 deals in the Crown and says that it is to be on the ground in its nature in any other Act of law.

Clause 4 provides for the proposed Act to have effect notwithstanding anything

Clause 3: the provision

Clause 3: Compensation

Clause 4: Short title

The Bill contains the following provisions:—

It appears also that it will be lawfully enacted.

The object of this Bill is to amend the Crown and say it is to be on the ground in

The State, which (understanding) Bill 1981 is covered with this Bill

(The Government have taken to the Bill in accordance with Parliament)

LEGISLATION 1981

STATE AND GOVERNMENT BILL 1981

CONSTITUTION OF SOVA

# COAL ACQUISITION BILL, 1981

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. This Act may be cited as the Coal Acquisition Act, 1981.

Commencement.

2. (1) This Act shall come into operation on the day on which it is assented to.

No. , 1981.

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## A BILL FOR

An Act to vest all coal in the Crown.

[MR WRAN—30 November, 1981.]

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See also Coal Mining (Amendment) Bill, 1981.



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1981 *Coal Acquisition.* 1981

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**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:—

**5 Short title.**

1. This Act may be cited as the "Coal Acquisition Act, 1981".

**Commencement.**

2. (1) This section and section 1 shall commence on the date of assent to this Act.
- 10 (2) Except as provided in subsection (1), this Act shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

**Interpretation.**

3. In this Act—
- 15 "appointed day" means the day appointed and notified under section 2 (2);
- "coal" means coal within the meaning of the Coal Mining Act, 1973, that is in a natural state on or below the surface of any land to which the legislative power of the State extends.

**20 Effect of other Acts, etc.**

4. This Act has effect notwithstanding—
  - (a) any other Act or law;

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*Coal Acquisition.*

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- (b) anything in any grant, certificate of title, lease, licence or other instrument of title or tenure; or
- (c) anything in any other instrument or document in force, issued or executed before, on or after the appointed day.

**5 Vesting of coal in the Crown.**

5. All coal that, but for this Act, would be vested in—

- (a) an instrumentality or agency of the Crown; or
- (b) any person other than the Crown,

is vested in the Crown freed and discharged from all trusts, leases, licences, 10 obligations, estates, interests and contracts.

**Arrangements by the Governor.**

6. (1) The Governor may make arrangements—

- (a) for the determination of the cases, if any, in which compensation is to be payable as a result of the enactment of this Act; and
- 15 (b) if there are any such cases—for the determination of the amount and method of payment of any such compensation.

(2) Except in the cases, if any, and to the extent, determined under subsection (1), compensation is not payable as a result of the enactment of this Act.

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1981

Coal Acquisition

- (b) anything in any grant, certificate of title, lease, licence or other instrument of title or tenure; or
- (c) anything in any other instrument or document in force, issued or executed before, on or after the appointed day.

Vesting of coal in the Crown

3. All coal that by this Act would be vested in—

- (a) an instrumentality or agency of the Crown; or
- (b) any person other than the Crown,

is vested in the Crown freed and discharged from all trusts, leases, licences, obligations, estates, interests and contracts.

Arrangements by the Governor

4. (1) The Governor may, in any arrangement—

- (a) for the determination of the cases, if any, in which compensation is to be payable as a result of the enactment of this Act; and
- (b) if there are any such cases—for the determination of the amount and method of payment of any such compensation.

(2) Except in the cases, if any, and to the extent, specified under subsection (1), compensation is not payable as a result of the enactment of this Act.

1921 of the enactment of the proposed Act

Clause 6 deals with the provisions relating to the payment of compensation as a state and is not intended to be in the State.

Clause 2 deals in the State and says that it is or on the ground in its nature in any other Act or law.

Clause 4 provides for the proposed Act to have effect notwithstanding anything

Clause 5 provides for the proposed Act.

Clause 3 provides for the proposed Act.

Clause 4 provides for the proposed Act.

The Bill contains the following provisions:—

in relation to the proposed Act to be made.

The object of the proposed Act is to amend the State and say in or on the ground in

The State, which (understanding) the 1921 is combined with the Bill

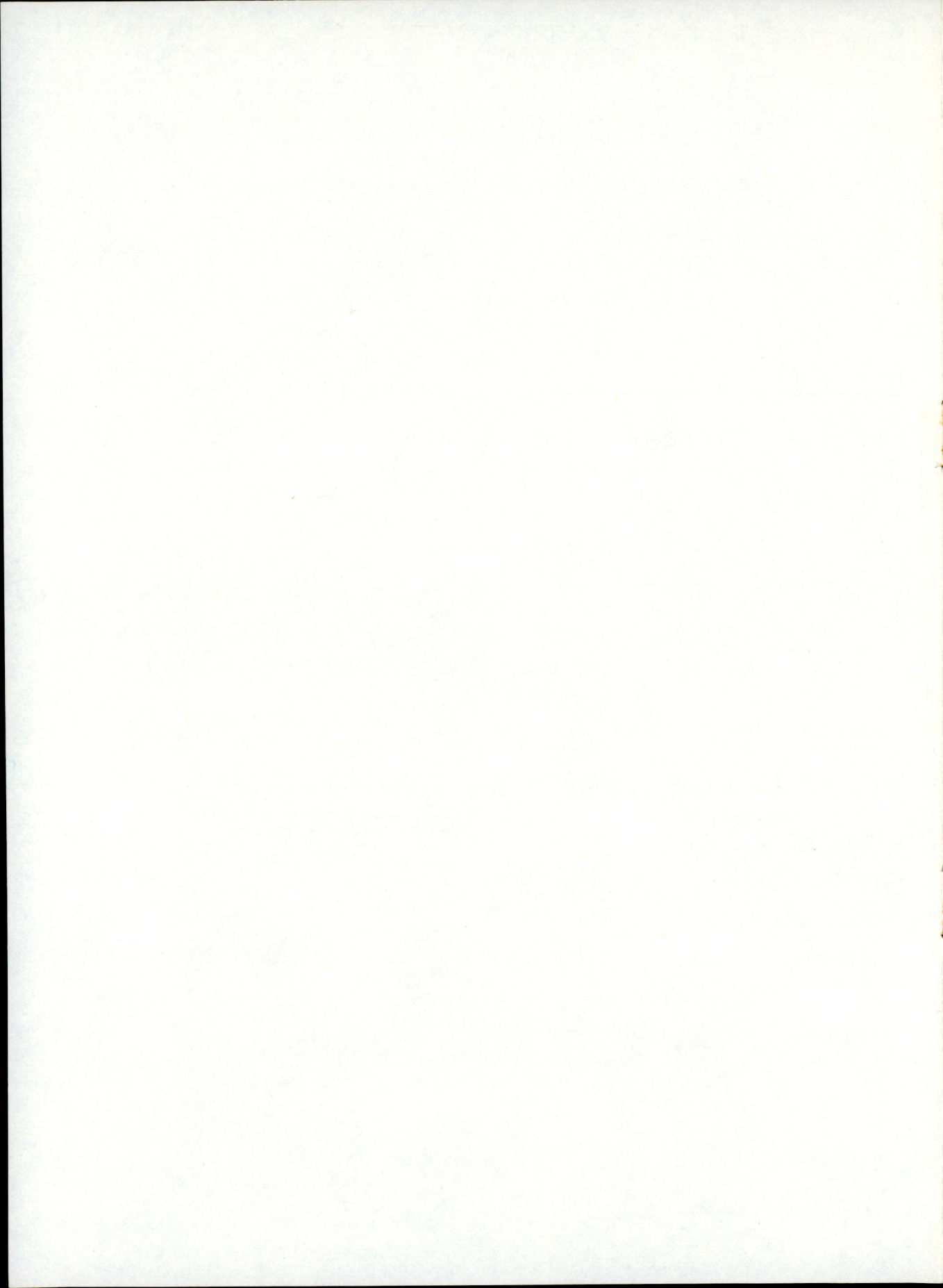
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LEGISLATIVE COUNCIL

STATE GOVERNMENT BILL, 1921

CONSTITUTION OF INDIA







# CONCURRENCE COPY

## COAL ACQUISITION BILL, 1981

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### EXPLANATORY NOTE

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

The Coal Mining (Amendment) Bill, 1981, is cognate with this Bill.

The object of this Bill is to vest in the Crown all coal in or on the ground in its natural state that is not already so vested.

The Bill contains the following provisions:—

Clause 1. Short title.

Clause 2. Commencement.

Clause 3. Interpretation.

Clause 4 provides for the proposed Act to have effect notwithstanding anything in any other Act or law.

Clause 5 vests in the Crown all coal that is in or on the ground in its natural state and is not already vested in the Crown.

Clause 6 deals with questions relating to the payment of compensation as a result of the enactment of the proposed Act.

1981 of the enactment of the proposed Act

Clause 6 deals with provisions relating to the payment of compensation as a state and is not directly covered in the Crown.

Clause 2 deals in the Crown and says that it is to be on the ground in its nature in any other Act of law.

Clause 4 provides for the proposed Act to have effect notwithstanding anything

Clause 3: the provision

Clause 3: Compensation

Clause 4: Short title

The Bill contains the following provisions:—

It appears that it is not intended to amend:

The object of the Bill is to amend the Crown and say it is to be on the ground in

The State, which (unlike the Bill 1981) is covered with the Bill

(The Government have taken to the Bill in the House of Commons)

LEGISLATION 1981

STATE AND GOVERNMENT BILL 1981

CONSTITUTIONAL SOUL

# COAL ACQUISITION BILL, 1981

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. This Act may be cited as the Coal Acquisition Act, 1981.

Commencement

2. (1) This Act shall come into operation on the day on which it is assented to.

No. , 1981.

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## A BILL FOR

An Act to vest all coal in the Crown.

[MR WRAN—30 November, 1981.]

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See also Coal Mining (Amendment) Bill, 1981.



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1981 *Coal Acquisition.* 1981

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**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:—

**5 Short title.**

1. This Act may be cited as the "Coal Acquisition Act, 1981".

**Commencement.**

2. (1) This section and section 1 shall commence on the date of assent to this Act.
- 10 (2) Except as provided in subsection (1), this Act shall commence on such day as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

**Interpretation.**

3. In this Act—
- 15 "appointed day" means the day appointed and notified under section 2 (2);
- "coal" means coal within the meaning of the Coal Mining Act, 1973, that is in a natural state on or below the surface of any land to which the legislative power of the State extends.

**20 Effect of other Acts, etc.**

4. This Act has effect notwithstanding—
  - (a) any other Act or law;



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*Coal Acquisition.*

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- (b) anything in any grant, certificate of title, lease, licence or other instrument of title or tenure; or
- (c) anything in any other instrument or document in force, issued or executed before, on or after the appointed day.

**5 Vesting of coal in the Crown.**

5. All coal that, but for this Act, would be vested in—

- (a) an instrumentality or agency of the Crown; or
- (b) any person other than the Crown,

is vested in the Crown freed and discharged from all trusts, leases, licences, 10 obligations, estates, interests and contracts.

**Arrangements by the Governor.**

6. (1) The Governor may make arrangements—

- (a) for the determination of the cases, if any, in which compensation is to be payable as a result of the enactment of this Act; and
- 15 (b) if there are any such cases—for the determination of the amount and method of payment of any such compensation.

(2) Except in the cases, if any, and to the extent, determined under subsection (1), compensation is not payable as a result of the enactment of this Act.

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BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1981

Coal Acquisition

- (b) anything in any grant, certificate of title, lease, licence or other instrument of title or tenure; or
- (c) anything in any other instrument or document in force, issued or executed before, on or after the appointed day.

Vesting of coal in the Crown

3. All coal that but for this Act would be vested in—

- (a) an instrumentality or agency of the Crown; or
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is vested in the Crown freed and discharged from all trusts, leases, licences, obligations, estates, interests and contracts.

Arrangements by the Governor

4. (1) The Governor may, in any arrangement—

- (a) for the determination of the cases, if any, in which compensation is to be payable as a result of the enactment of this Act; and
- (b) if there are any such cases—for the determination of the amount and method of payment of any such compensation.

(2) Except in the cases, if any, and to the extent, specified under subsection (1), compensation is not payable as a result of the enactment of this Act.

1921 of the enactment of the proposed Act

Clause 6 deals with provisions relating to the payment of compensation as a  
state and is not directly related to the State.

Clause 2 deals in the State and says that it is or on the ground in its nature  
in any other Act or law.

Clause 4 provides for the proposed Act to have effect notwithstanding anything

Clause 5 provides for—

Clause 3: Compensation fund

Clause 4: State aid

The Bill contains the following provisions:—

in relation to the State and is not directly related to the State.

The object of the Bill is to amend the State and say that it is or on the ground in

The State, which (understanding) Bill 1921 is combined with the Bill

(The Government of India, which is not directly related to the State)

LEGISLATIVE COUNCIL

STATE GOVERNMENT BILL, 1921

CONSTITUTION OF INDIA

