

**COAL MINE WORKERS
(PENSIONS).**

15° and 16° Geo. VI., No. XXXIII.

No. 33 of 1951.

**AN ACT to amend the Coal Mine Workers
(Pensions) Act, 1943-1950.**

[Assented to 20th December, 1951.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title.

1. This Act may be cited as the *Coal Mine Workers (Pensions) Act Amendment Act, 1951*, and shall be read as one with the *Coal Mine Workers (Pensions) Act, 1943-1950* (Act No. 27 of 1943, as reprinted with amendments to and including Act No. 33 of 1950, incorporated pursuant to the provisions of the *Amendments Incorporation Act, 1938*, and as approved for reprint on the 2nd March, 1951), referred to in this Act as the principal Act.

2. The principal Act, as amended by this Act, may be cited as the Coal Mine Workers (Pensions) Act, 1943-1951.

Citation of principal Act as amended by this Act.

3. This Act shall come into operation on a day to be fixed by Proclamation.

Commencement.

4. The interpretation, "Mine worker," in section two of the principal Act, is amended by adding after the word, "thereof" in line twelve of paragraph (h), the following paragraph—

S. 2 amended.

- (i) a contractor who on or after the coming into operation of the Coal Mine Workers (Pensions) Act Amendment Act, 1951, is principally engaged in or about a coal mine and who uses not more than one vehicle at any one time for the excavation or removal of overburden, or the winning of coal from an open cut or for the working of a coal mine, or any part of a coal mine, or for transporting coal to the point of delivery mentioned in paragraph (d) of this interpretation in carrying out a contract entered into with the owner, and who does not employ one or more persons in carrying out such contract.

5. The interpretation, "Owner" in section two of the principal Act is amended by—

S. 2 amended.

- (a) adding after the word, "but" in line twelve the words, "for the purpose of the provisions of this Act relating to contributions to the Fund mentioned in section twenty-one of this Act";
- (b) adding after the word, "liability" in line twenty the words, "but does not include a contractor mentioned in paragraph (i) of the interpretation, 'Mine worker' in this section".

s. 21
amended.

6. Section twenty-one of the principal Act is amended by—

(a) adding the following paragraph to subsection (2):—

(e) Contributions in respect of a contractor mentioned in paragraph (i) of the interpretation, "Mine worker" in section two of this Act, shall be paid by him as a mine worker and by the owner of the coal mine on whose behalf the contract mentioned in that paragraph is being carried out, as if in fact he was a mine worker employed by the owner;

(b) repealing and re-enacting subsection (3) as follows:—

(3) In the year commencing on the first day of July, one thousand nine hundred and fifty-one, and in each year thereafter the Treasurer shall cause to be paid into the Coal Mine Workers' Pensions Fund as the State's contribution to that Fund—

(a) the sum of twenty-four thousand pounds out of the Consolidated Revenue Fund, which is hereby permanently appropriated for the purpose of making the annual payment; and

(b) such additional amounts as may be appropriated by Parliament from time to time for that purpose.