

COAL ACQUISITION ACT, 1981, No. 109

New South Wales



ANNO TRICESIMO

ELIZABETHÆ II REGINÆ

Act No. 109, 1981.

An Act to vest all coal in the Crown. [Assented to, 18th December, 1981.]

See also Coal Mining (Amendment) Act, 1981.

Coal Acquisition.

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:—

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.

(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—

"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.

Effect of other Acts, etc.

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

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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.

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, 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
- (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.
