

## STATES GRANTS (COAL MINING INDUSTRY LONG SERVICE LEAVE).

### No. 20 of 1961.

An Act to amend the *States Grants (Coal Mining Industry Long Service Leave) Act 1949-1956*.

[Assented to 19th May, 1961.]

**B**E it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

1.—(1.) This Act may be cited as the *States Grants (Coal Mining Industry Long Service Leave) Act 1961*. Short title and citation.

(2.) The *States Grants (Coal Mining Industry Long Service Leave) Act 1949-1956\** is in this Act referred to as the Principal Act.

(3.) The Principal Act, as amended by this Act, may be cited as the *States Grants (Coal Mining Industry Long Service Leave) Act 1949-1961*.

2. This Act shall come into operation on the first day of June, One thousand nine hundred and sixty-one. Commencement.

3. The title of the Principal Act is amended by adding at the end thereof the words “, and for other purposes”. Title.

4. Section three of the Principal Act is amended by omitting sub-section (5.) and inserting in its stead the following sub-section:— Coal Mining Industry Long Service Leave Fund.

“(5.) There shall be paid out of the Fund—  
(a) the amounts of financial assistance payable to the States under this Act; and  
(b) amounts payable under section six of this Act.”.

5. After section five of the Principal Act the following section is added:—

“6.—(1.) Subject to sub-section (3.) of this section, where duties of excise have been paid on any coal that has been exported, being coal removed from a coal mine after the commencement of this section, there is payable to the person who, at the time of exportation, was the owner of the coal an amount equal to the duties of excise so paid. Repayment of excise duties, &c., on export of coal.”

\* No. 80, 1949, as amended by No. 1, 1950; and No. 54, 1956.

“(2.) Where an amount has been received by the Commonwealth from a State for the purposes of this Act in respect of coal produced by the State or by an authority constituted by an Act of the Parliament of the State, that amount shall, for the purposes of the last preceding sub-section, be deemed to be duties of excise paid on the coal.

“(3.) A payment shall not be made under sub-section (1.) of this section unless—

(a) a claim for the payment is lodged with a Collector within three months after the amount claimed becomes payable or within such further period as the Collector allows; and

(b) the claim is in accordance with such form as the Comptroller-General of Customs determines.

“(4.) In this section, ‘coal mine’ and ‘the Collector’ have the same respective meanings as in the *Coal Excise Act 1949-1961.*”.

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