

Queensland



*Coal Industry (Control) Act 1948*

# **COAL INDUSTRY (CONTROL) REGULATION 1987**

**Reprinted as in force on 29 May 1996  
(includes amendments up to SL No. 92 of 1996)**

**Reprint No. 1**

This reprint is prepared by  
the Office of the Queensland Parliamentary Counsel  
Warning—This reprint is not an authorised copy

# Information about this reprint

This regulation is reprinted as at 29 May 1996. The reprint shows the law as amended by all amendments that commenced on or before that day (Reprints Act 1992 s 5(c)).

The reprint includes a reference to the law by which each amendment was made—see list of legislation and list of annotations in endnotes.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 mentioned in the following list have also been made to—

- use standard punctuation consistent with current drafting practice (s 27)
- use conjunctives and disjunctives consistent with current drafting practice (s 28)
- use expressions consistent with current drafting practice (s 29)
- use aspects of format and printing style consistent with current drafting practice (s 35)
- omit provisions that are no longer required (ss 36, 37 and 39)
- omit the words of notification (s 42A)
- number and renumber certain provisions (s 43).

**Also see endnotes for information about—**

- **when provisions commenced**
- **editorial changes made in the reprint, including—**
  - **table of obsolete and redundant provisions**
  - **table of renumbered provisions.**

# Queensland



## COAL INDUSTRY (CONTROL) REGULATION 1987

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# COAL INDUSTRY (CONTROL) REGULATION 1987

[as amended by all amendments that commenced on or before 29 May 1996]

## PART 1—PRELIMINARY

### Citation

1. This regulation may be cited as the *Coal Industry (Control) Regulation 1987*.

### Interpretation

4. In this regulation—

“**monthly return of coal sales**” means the monthly return of coal sales prescribed by an order issued by the board pursuant to section 18(3)(d) of the Act.

“**periodic coal mining return**” means the periodic coal mining return prescribed by an order issued by the board pursuant to section 18(3)(d) of the Act and to be completed in respect of a period of not greater than 5 weeks.

“**persons engaged in mining operations**” means all persons engaged in mining operations at a coal mine whether such persons are employed by the owner or by any other person.

“**secretary**” means the person holding the appointment of secretary to the board pursuant to the Act.

### Approved forms

5. The chief executive may approve forms for use under the Act.

## **PART 2—ADMINISTRATION OF THE BOARD**

### **Calling of meetings**

**6.** For the purposes of section 11(2) of the Act, the prescribed manner of calling meetings of the board shall be a notice in writing signed by the secretary and given to each member of the board.

### **Official seal**

**7.(1)** The secretary shall keep the official seal of the board in safe custody.

**(2)** The official seal shall not be used except by the authority of the board and every instrument to which the seal is affixed shall be signed by 1 member of the board and countersigned by another member of the board in the presence of the secretary.

## **PART 3—FINANCE**

### **Calculation and payment of annual contributions of mine owners**

**10.(1)** The moneys payable by the owners of coal mines pursuant to section 50 of the Act shall be paid by quarterly instalments on 30 September, 31 December, 31 March and 30 June in each year.

**(2)** The amount of each quarterly instalment payable by each owner shall be determined by the application of the following formula—

$$\frac{A}{B} \times C$$

where—

“**A**” means the number of persons engaged in the production of coal (other than coal supplied or sold for export from the Commonwealth) at the owner’s coal mine.

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“**B**” means the total number of persons engaged in the production of coal (other than coal supplied or sold for export from the Commonwealth) at all coal mines in the State.

“**C**” means one-fourth of the sum fixed by the board and approved by the Governor in Council pursuant to section 50 of the Act.

(3) For the purposes of subsection (2), the number of persons engaged in the production of coal (other than coal supplied or sold for export from the Commonwealth) at each owner’s coal mine shall be calculated by the board by application of the following formula—

$$\frac{\mathbf{D}}{\mathbf{E}} \quad \mathbf{x} \quad \frac{\mathbf{F}}{\mathbf{G}}$$

where—

“**D**” means the total number of persons engaged in mining operations at the owner’s coal mine as shown on periodic coal mining returns required to be lodged in the quarter by the owner.

“**E**” means the total number of periodic coal mining returns required to be lodged in the quarter by the owner.

“**F**” means the total number of tonnes of coal (other than coal supplied or sold for export from the Commonwealth) produced at the owner’s coal mine and sold by the owner as shown on the monthly return of coal sales required to be lodged in the quarter by the owner.

“**G**” means the total number of tonnes of coal produced at the owner’s coal mine and sold by the owner as shown on the monthly return of coal sales required to be lodged in the quarter by the owner.

## **PART 4—TRANSITIONAL**

### **Transitionally approved forms**

**11.(1)** This section applies if—

- (a) immediately before its commencement, there was a prescribed form for a matter; and

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(b) on the commencement, there is to be an approved form for the matter.

(2) The form that was the prescribed form for the matter immediately before the commencement is taken to be the approved form for the matter until there is an approved form for the matter or this section expires, whichever happens first.

**Expiry of part**

**12.** This part expires 3 months after it commences.

**ENDNOTES****1 Index to endnotes**

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**2 Date to which amendments incorporated**

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). Accordingly, this reprint includes all amendments that commenced operation on or before 29 May 1996. Future amendments of the Coal Industry (Control) Regulation 1987 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

### 3 Key

#### Key to abbreviations in list of legislation and annotations

AIA	=	Acts Interpretation Act 1954	(prev)	=	previously
amd	=	amended	proc	=	proclamation
ch	=	chapter	prov	=	provision
def	=	definition	pt	=	part
div	=	division	pubd	=	published
exp	=	expires/expired	R[X]	=	Reprint No.[X]
gaz	=	gazette	RA	=	Reprints Act 1992
hdg	=	heading	reloc	=	relocated
ins	=	inserted	renum	=	renumbered
lap	=	lapsed	rep	=	repealed
notfd	=	notified	s	=	section
om	=	omitted	sch	=	schedule
o in c	=	order in council	sdiv	=	subdivision
p	=	page	SIA	=	Statutory Instruments Act 1992
para	=	paragraph	SL	=	subordinate legislation
prec	=	preceding	sub	=	substituted
pres	=	present	unnum	=	unnumbered
prev	=	previous			

### 4 List of legislation

#### **Coal Industry (Control) Regulation 1987**

pubd gaz 16 May 1987 pp 585–9  
commenced 1 July 1987 (see s 2)

as amended by—

#### **regulation published gazette—**

25 May 1991 pp 463–4  
commenced on date of publication

#### **Coal Industry (Control) Amendment Regulation (No. 1) 1996 SL No. 77**

notfd gaz 26 April 1996 pp 1781–2  
commenced on date of notification

#### **Coal Industry (Control) Amendment Regulation (No. 2) 1996 SL No. 92**

notfd gaz 10 May 1996 pp 533–4  
commenced on date of notification

### 5 List of annotations

#### **Commencement**

s 2 om R1 (see RA s 37)

#### **Arrangement**

s 3 om R1 (see RA s 36)

**Interpretation**

**s 4** sub reg pubd gaz 25 May 1991 pp 463–4  
def “**Act**” om R1 (see RA s 39)

**Approved forms**

**s 5** sub 1996 SL No. 77 s 3

**Calling of meetings**

**s 6** amd reg pubd gaz 25 May 1991 pp 463–4

**Annual report and balance sheet**

**s 8** amd reg pubd gaz 25 May 1991 pp 463–4  
om 1996 SL No. 92 s 3

**Accounts**

**s 9** sub reg pubd gaz 25 May 1991 pp 463–4  
om 1996 SL No. 92 s 3

**Calculation and payment of annual contributions of mine owners**

**s 10** amd reg pubd gaz 25 May 1991 pp 463–4

**PART 4—TRANSITIONAL**

**pt hdg** ins 1996 SL No. 77 s 4  
exp 26 July 1996 (see s 12)

**Transitionally approved forms**

**s 11** ins 1996 SL No. 77 s 4  
exp 26 July 1996 (see s 12)

**Expiry of part**

**s 12** ins 1996 SL No. 77 s 4  
exp 26 July 1996 (see s 12)

**SCHEDULE 1—FORMS**

amd reg pubd gaz 25 May 1991 pp 463–4  
om 1996 SL No. 77 s 5

**6 Table of obsolete and redundant provisions**

TABLE OF OBSOLETE AND REDUNDANT PROVISIONS  
under the Reprints Act 1992 s 39

Omitted provision	Provision making omitted provision obsolete/redundant
def “Act”	Acts Interpretation Act 1954 s 36 def “Act”
definitions to be read in context	Acts Interpretation Act 1954 s 32A

**7 Table of renumbered provisions**TABLE OF RENUMBERED PROVISIONS  
under the Reprints Act 1992 s 43

Previous	Renumbered as
10(2)(a) .....	10(2)
10(2)(b) .....	10(3)

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