



# Coal Act 1938

1938 CHAPTER 52 1 and 2 Geo 6

## PART I

### UNIFICATION OF COAL MINING ROYALTIES.

#### Modifications etc. (not altering text)

**C1** Part I: Definition of "coal" in Part I (ss. 1-45) applied (30.11.1991) by [Coal Mining Subsidence Act 1991 \(c. 45, SIF 86\)](#), **s. 52(1)**(with s. 37(4), Sch. 7); [S.I. 1991/2508](#), **art.2**.

**1** ..... <sup>F1</sup>

#### Textual Amendments

**F1** [S. 1](#) repealed by [Statute Law \(Repeals\) Act 1973 \(c. 39\)](#), **Sch. 1 Pt. X**

**2** ..... <sup>F2</sup>

#### Textual Amendments

**F2** [S. 2](#) repealed by [Coal Industry Nationalisation Act 1946 \(c. 59\)](#), **Sch. 4**

*Unification of ownership of coal in the hands of the Commission.*

**3** **Commission to acquire fee simple in coal.**

(1) ..... <sup>F3</sup>

<sup>F4</sup>(2) .....

*Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938. (See end of Document for details)*

- (3) ..... F3
- F4(4) .....

**Textual Amendments**

- F3 Ss. 3(1)(3), 4, 6(1)(3)(4), 7–10, 12, 13 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**
- F4 S. 3(2)(4) repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with saving in Sch. 10 para. 1); S.I. 1994/2553, **art. 2**

- 4 ..... F5

**Textual Amendments**

- F5 Ss. 3(1)(3), 4, 6(1)(3)(4), 7–10, 12, 13 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**

- F65 .....

**Textual Amendments**

- F6 S. 5 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with saving in Sch. 10 para. 1); S.I. 1994/2553, **art. 2**

*Compensation of existing owners*

**6 Compensation payable in respect of acquisition as a whole.**

- (1) ..... F7
- F8(2) .....
- (3) ..... F7

**Textual Amendments**

- F7 Ss. 3(1)(3), 4, 6(1)(3)(4), 7–10, 12, 13 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**
- F8 S. 6(2) repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with saving in Sch. 10 para. 1); S.I. 1994/2553, **art. 2**

- 7.—10. .... F9

*Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938. (See end of Document for details)*

**Textual Amendments**

**F9** Ss. 3(1)(3), 4, 6(1)(3)(4), 7–10, 12, 13 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**

**F10** **11** .....

**Textual Amendments**

**F10** S. 11 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with saving in **Sch. 10 para. 1**); S.I. 1994/2553, **art. 2**

**12, 13.** ..... **F11**

**Textual Amendments**

**F11** Ss. 3(1)(3), 4, 6(1)(3)(4), 7–10, 12, 13 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**

**F12** **14** .....

**Textual Amendments**

**F12** S. 14 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(6), 66 and with savings in **Sch. 10 paras. 1, 2**); S. I. 1994/2553, **art. 2**

*Provisions supplemental to, and consequential on, unification*

**F13** **15** .....

**Textual Amendments**

**F13** S. 15 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(6), 51(8), 66 and with saving in **Sch. 10 para. 1**); S.I. 1994/2553, **art. 2**

**16** ..... **F14**

**Textual Amendments**

**F14** S. 16 repealed by Coal Industry Nationalisation Act 1946 (c. 59), **Sch. 4**

*Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938. (See end of Document for details)*

<sup>F15</sup>17 .....

**Textual Amendments**  
**F15** S. 17 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with saving in **Sch. 10 para. 1**); S.I. 1994/2553, **art. 2**

18 ..... <sup>F16</sup>

**Textual Amendments**  
**F16** Ss. 17(3), 18, 20, 21 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**

<sup>F17</sup>19 .....

**Textual Amendments**  
**F17** S. 19 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with saving in **Sch. 10 para. 1**); S. I. 1994/2553, **art. 3**

20, 21. .... <sup>F18</sup>

**Textual Amendments**  
**F18** Ss. 17(3), 18, 20, 21 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**

22 ..... <sup>F19</sup>

**Textual Amendments**  
**F19** S. 22 repealed by Mines (Working Facilities and Support) Act 1966 (c. 4), s. 15(2)(3), **Sch. 1**

23— ..... <sup>F20</sup>  
30.

**Textual Amendments**  
**F20** Ss. 23–31, 35–40, 42(2), 43(3), 45(9)–(11) repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**

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*Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938. (See end of Document for details)*

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*Miscellaneous*

**31** ..... <sup>F21</sup>

**Textual Amendments**

**F21** Ss. 23–31, 35–40, 42(2), 43(3), 45(9)–(11) repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**

<sup>F22</sup>**32** .....

**Textual Amendments**

**F22** S. 32 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with saving in **Sch. 10** para. 1); S. I. 1994/2553, **art. 2**

<sup>F23</sup>**33** .....

**Textual Amendments**

**F23** S. 33 repealed (31.10.1994) by 1994 c. 21, ss. 67(7), 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with savings in **Sch. 10** paras. 1, 3); S. I. 1994/2553, **art. 2**

<sup>F24</sup>**34** .....

**Textual Amendments**

**F24** S. 34 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with savings in **Sch. 10** paras. 1, 4); S. I. 1994/2553, **art. 2**

**35**— ..... <sup>F25</sup>  
**40.**

**Textual Amendments**

**F25** Ss. 23–31, 35–40, 42(2), 43(3), 45(9)–(11) repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**

*Application and interpretation of Part I*

<sup>F26</sup>**41** .....

*Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938. (See end of Document for details)*

**Textual Amendments**

**F26** S. 41 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7)66 and with saving in **Sch. 10 para. 1**); S. I. 1994/2553, **art. 2**

**F27** **42** .....

**Textual Amendments**

**F27** S. 42 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with saving in **Sch. 10 para. 1**); S. I. 1994/2553, **art. 2**

**F28** **43** .....

**Textual Amendments**

**F28** S. 43 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with savings in **Sch. 10 paras. 1, 5**); S.I. 1994/2553, **art. 2**

**F29** **44** .....

**Textual Amendments**

**F29** S. 44 repealed (31.10.1994) by 1994 c. 21, ss. 67(7), 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(7), 66 and with saving in **Sch. 10, para. 1**); S.I. 1994/2553, **art. 2**

**F30** **45** .....

**Textual Amendments**

**F30** S. 45 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt. II** (with ss. 40(6), 66 and with savings in **Sch. 10 para. 1**); S.I. 1994/2553, **art. 2**

**PARTS II, III**

**46—** ..... **F31**  
**50.**

**Textual Amendments**

**F31** Ss. 46–50 repealed by Coal Industry Nationalisation Act 1946 (c. 59), **Sch. 4**

*Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938. (See end of Document for details)*

**PART IV**

MISCELLANEOUS AND GENERAL.

**51** ..... <sup>F32</sup>

**Textual Amendments**

**F32** S. 51 repealed by Mines (Working Facilities and Support) Act 1966 (c. 4), s. 15(2), **Sch. 1**

<sup>F33</sup>**52** .....

**Textual Amendments**

**F33** S. 52 repealed (31.10.1994) by 1994 c. 21, s. 67, **Sch. 11 Pt. III** (with ss. 40(7), 66 and with saving in Sch. 10 para. 1); S.I. 1994/2552, art. 2, **Sch. 1** Appendix

<sup>F34</sup>**53** .....

**Textual Amendments**

**F34** S. 53 repealed (31.10.1994) by 1994 c. 21, s. 67, **Sch. 11 Pt. III** (with ss. 40(7), 66 and with saving in Sch. 10 para. 1); S.I. 1994/2552, art. 2, **Sch. 1** Appendix

<sup>F35</sup>**54** .....

**Textual Amendments**

**F35** S. 54 repealed (31.10.1994) by 1994 c. 21, s. 67(7), **Sch. 11 Pt. III** (with ss. 40(7), 66 and with saving in Sch. 10 para. 1); S. I. 1994/2552, art. 2, **Sch. 1** Appendix

<sup>F36</sup>**55** .....

**Textual Amendments**

**F36** S. 55 repealed (31.10.1994) by 1994 c. 21, s. 67, **Sch. 11, Pt. III** (with ss. 40(7), 66 and with savings in Sch. 10 para. 1); S.I. 1994/2552, art. 2, **Sch. 1** Appendix

**56, 57.** ..... <sup>F37</sup>

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*Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938. (See end of Document for details)*

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**Textual Amendments**

**F37** Ss. 56, 57, Sch. 1 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt. X**

<sup>F38</sup>**58** .....

.....  
**Textual Amendments**

**F38** S. 58 repealed (31.10.1994) by 1994 c. 21, s. 67, **Sch. 11 Pt. III** (with ss. 40(7), 66 and with savings in Sch. 10 para. 1); S. I. 1994/2552, art. 2, **Sch. 1**



**Changes to legislation:**

There are currently no known outstanding effects for the Coal Act 1938.