



Coal Industry Nationalisation Act 1946

CHAPTER 59

COAL INDUSTRY NATIONALISATION ACT 1946

The National Coal Board.

- 1 Establishment of National Coal Board and functions thereof.
- 2 Constitution of the Board.
- 3 Powers of the Minister in relation to the Board.
- 4 Consumers' councils.

Transfer of assets to the Board.

- 5 Transfer of assets generally.
- 6 Transfer of interests in patents and designs.
- 7 Transfer of rights and liabilities under contracts.
- 8 Vesting of rights to use of certain property.
- 9 Ascertainment of assets, rights and liabilities transferred, and determination of questions as to transfer.

Compensation for transfer of assets.

- 10 Compensation for transfer, and basis for assessment thereof.
- 11 Allocation of transferred interests to compensation units and to districts, and determination of their status as respects coal industry value.
- 12 Central Valuation Board, District Valuation Boards and referees.
- 13 Determination of values for compensation purposes.
- 14 Regulations as to compensation proceedings.
- 15 Payment by the Minister of costs of compensation proceedings.
- 16 Time limit for questioning regularity of compensation proceedings affecting coal industry value.

Compensation for severance, and refunds of capital outlay.

- 17 Compensation for overhead expenses increase caused by severance.
- 18 Refund of capital outlay made since 1st August, 1945.

Satisfaction and disposal of compensation.

- 19 Date when compensation is to be due, and right to interim income to date of satisfaction.
- 20 Recipients of compensation.
- 21 Mode of satisfaction of compensation.
- 22 Interim income pending satisfaction of compensation.
- 23 Restrictions on disposal of stock issued for compensation of companies.
- 24 Interim protection of persons having assets transferred against enforcement of liabilities.
- 25 Adjustments as between classes of debenture and shareholders of companies having assets transferred.

Financial provisions.

- 26 Advances by the Minister to the Board.
- 27 Temporary borrowing powers of the Board.
- 28 Payments to the Minister by the Board.
- 29 Reserve fund of the Board.
- 30 Application of surplus revenues of the Board.
- 31 Board's accounts and audit thereof.
- 32 Issue of stock in exchange for Coal Commission Stock.
- 33 General provisions as to stock.
- 34 Issues out of the Consolidated Fund for money payments and for advances to the Board.
- 35 Account of Minister's receipts.

Savings, and provisions consequential on nationalisation.

- 36 Savings as to certain coal, etc..
- 37 Provisions as to superannuation, etc., rights.
- 38 Transfer to the Board of property and functions of the Coal Commission, other than interests in coal.
- 39 Abolition of coal advisory committee under 10 & 11 Geo. 5, c. 50. s. 4.
- 40 Provisions as to the Miners' Welfare Commission.
- 41 Power to vary trusts of property provided out of the Miners' Welfare Fund.
- 42 Duty of the Minister to prosecute safety and health research, and winding up of research endowment fund.
- 43 Amendments of working facilities enactments.
- 44 Winding-up of coal-selling schemes, and of S. Yorks. Mines Drainage Committee.
- 45 Provisions as to Doncaster Drainage District and certain dock, etc., undertakings.

Miscellaneous provisions as to the Board.

- 46 Duty of the Board as to establishment of machinery for settlement of terms and conditions of employment, etc..
- 47 Board not to be exempt from taxation, etc..

- 48 Transfer of liability for subsidence from colliery concerns to the Board.
- 49 Provisions as to liability of the Board in actions, etc..
- 50 The Board not to be required to insure against workmen's compensation liabilities.
- 51 Documents of the Board to be public records.
- 52 Right to inspection and copies of the Board's plans of workings.
- 53 Availability of transferred documents and staff for compensation proceedings and windings-up.
- 54 Annual report of the Board.

General.

- 55 Payment of certain expenses of the Minister out of moneys provided by Parliament.
- 56 Restriction on disclosure of information.
- 57 Use for purposes of this Act of information obtained under Coal Act, 1938.
- 58 Penalties for giving false information, etc..
- 59 Provisions as to prosecutions, and as to offences by corporations.
- 60 Service of notices, etc..
- 61 Arbitration under this Act.
- 62 Provisions as to regulations.
- 63 Interpretation.
- 64 Application to Scotland.
- 65 Short title, extent and repeal.

SCHEDULES.

FIRST SCHEDULE — Assets to be transferred to the Board.

PART I

Assets to be transferred without option.

- 1 Unworked coal and mines of coal (and certain associated minerals).
- 2 Collieries, and colliery coke ovens and manufactured fuel plants.
- 3 Colliery electricity plants.
- 4 Colliery transport loading and storage works.
- 5 Colliery merchanting property.
- 6 Colliery institutes, etc.
- 7 Maintenance, operational, office and general equipment.
- 8 Stocks of colliery products.
- 9 Certain curtilages and development sites.

PART II

Assets to be transferred at option of the Board or of owners.

- 10 Colliery stores.
- 11 Waterworks.
- 12 Certain wharves, etc. used for colliery purposes.
- 13 Housing property.
- 14 Farming property.

PART III

Status: This is the original version (as it was originally enacted).

Assets to be transferred at option of the Board or of owners subject to arbitration in case of objection.

- 15 Manufactured fuel plants other than of collieries.
- 16 Certain transport, loading and storage works other than of collieries.
- 17 Associated merchanting property.
- 18 Central rescue stations.
- 19 Brickworks.
- 20 Curtilages and development sites not within Part I.

PART IV

Other assets to be transferred at option of the Board or of owners subject to arbitration in case of objection.

- 21 Other colliery assets of any kind, except iron and steel works.

PART V

Provisions supplementary to the preceding provisions of this Schedule.

- 22 References to ownership, etc., to be related in general to date for vesting.
- 23 Ownership, etc., discontinued since the 1st January, 1946, to be treated as if continued.
- 24 Things not in use owned for a given purpose to be treated as if used therefor.
- 25 Definitions.
- 26 Application to Scotland.

SECOND — Transfer to the Board of Rights and Liabilities under Contracts.

SCHEDULE

- 1 (1) This Schedule shall apply, subject to the limitations contained...
- 2 Provisions of a contract being provisions to which this Schedule...
- 3 Where the application of this Schedule to provisions of a...
- 4 The Minister may by regulations make such provision supplementary to...
- 5 In this Schedule the expression " class A subsidiary "...

THIRD SCHEDULE — Provisions as to Selling Schemes under Part I of the Coal Mines Act, 1930, and as to the South Yorkshire Mines Drainage Committee.

PART I — COAL-SELLING SCHEMES.

Vesting of Interests and Compensation.

- 1 On the primary vesting date there shall vest in the...
- 2 Compensation shall not be made in respect of interests vested...
- 3 The compensation to be made in respect of the interests...

Contracts.

- 4 (1) Subject to the provisions of sub-paragraph (3) of this...

Winding up, etc.

- 5 On the primary vesting date— (a) the bodies administering selling...
- 6 On the primary vesting date Part I of the Coal...

- 7 The Minister may by regulations provide— (a) for winding up...

Interpretation.

- 8 In this Part of this Schedule— (a) the expression "...
PART II — THE SOUTH YORKSHIRE MINES DRAINAGE COMMITTEE.

Vesting of Interests and Dissolution of Committee.

- 9 On the primary vesting date— (a) there shall vest in...
10 Compensation shall not be made in respect of the transfer...

Rights and Liabilities.

- 11 (1) As from the primary vesting date, a contract to...

Transitional Provisions.

- 12 (1) All such proceedings with respect to the assessment of...
PART III — PROVISIONS SUPPLEMENTARY TO PARTS I AND. II.
13 The power conferred on the Minister by subsection (7) of...

FOURTH SCHEDULE — Enactments Repealed.