The decision of the referee or board of referees shall be final and nothing in the Arbitration Acts, 1889 to 1934, shall be construed as applying to any proceedings before him or them."

52 & 53 Vict. c. 63.

2.—(1) The Interpretation Act, 1889, shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

(2) These Regulations shall come into operation on the eleventh day of November, nineteen hundred and forty-eight; and may be cited as the Coal Industry Nationalisation (Superannuation) Regulations, 1948.

Dated this eighth day of November, nineteen hundred and forty-eight.

Hugh Gaitskell,
Minister of Fuel and Power.

EXPLANATORY NOTE

(*This Note is not part of these Regulations, but is intended to indicate their general purport.*)

The Coal Industry Nationalisation (Superannuation) Regulations, 1946, (S.R. & O. 1946 No. 2198) provide for the reference to a referee appointed by the Minister of Fuel and Power of certain disputes as to what (if any) payments are to be made by the National Coal Board.

These Regulations substitute a referee or board of referees appointed by the Minister of Labour and National Service after consultation with the Lord Chancellor or (if the proceedings are to be held in Scotland) the Secretary of State. The Regulations also make it clear that the matter for the decision of the referee or board of referees is the payment (if any) to be made under the appropriate scheme established by the Board and approved by the Minister.

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2. TRANSFER OF ASSETS

(1) *Apportionments, Documents, etc.*
(2) *Company Adjustment*, p. 486.
(3) *Compensation Units*, p. 504.
(4) *Interim Income*, p. 517.
(5) *Superiorities*, p. 518.

(1) APPORTIONMENTS, DOCUMENTS, ETC.

The Coal Industry Nationalisation (Apportionments, Documents, etc.) Regulations, 1948

1948 No. 472

Made - - - - -	10*th March*, 1948
Laid before Parliament	10*th March*, 1948
Coming into Operation	17*th March*, 1948

The Minister of Fuel and Power in exercise of the powers conferred upon him by sections five and sixty-two of the Coal Industry Nationalisation

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(a) S.R. & O. 1946 (No. 1945) I, p. 151.

Act, 1946, and of all other powers him enabling, hereby makes the following Regulations:— 9 & 10 Geo. 6. c. 59.

1. The Coal Industry Nationalisation (Apportionments, Documents, etc.) Regulations, 1946(a), shall have effect subject to the modification that in Regulation fifteen (which provides for modification in the application of the Regulations to Scotland) the following paragraph shall be substituted for paragraph (4), that is to say:— Modification of the Coal Industry Nationalisation (Apportionments, Documents, etc.) Regulations, 1946.

" (4) Regulation nine shall not apply, and for Regulation ten the following Regulation shall be substituted:—

" **10.**—(1) Where, immediately before the vesting in the Board by virtue of section five of the Act of any asset being an estate in land or a lease, such asset was subject to a heritable security from which it has been freed by virtue of the said section, the creditor in the heritable security shall, within fourteen days after being required to do so by notice in writing served on him by the Board produce to the Board the deed creating the right to the security.

(2) When the deed is produced in pursuance of the last fore going paragraph, the Board shall execute and cause to be recorded in the appropriate register of sasines a notice of title in common form in such terms as may, failing agreement between the Board and the creditor in the heritable security, be determined by arbitration under the Act, indicating that the whole or such part of the asset as may be specified (by reference to a plan or otherwise) has vested in the Board by virtue of the Act.

(3) The Board shall, as soon as practicable after the terms of such notice of title have been agreed or settled by arbitration under the Act, return by registered letter the said deed to the person producing it.".".

2. These Regulations shall come into operation on the seventeenth day of March, nineteen hundred and forty-eight; and may be cited as the Coal Industry Nationalisation (Apportionments, Documents, etc.) Regulations, 1948. Commencement and citation.

Dated this tenth day of March, 1948.

Hugh Gaitskell,
Minister of Fuel and Power.

EXPLANATORY NOTE

(This Note is not part of these Regulations, but is intended to indicate their general purport.)

These Regulations amend the Coal Industry Nationalisation (Apportionments, Documents, etc.) Regulations, 1946. In Regulation fifteen (which provides for application in Scotland), the paragraph relating to the endorsement of deeds, in cases where an asset subject to a heritable security was freed by virtue of section 5 of the Coal Industry Nationalisation Act, 1946, is modified to correct the provisions regarding feu duties, following a recent decision of the Court of Session on the subject.