EXPLANATORY NOTE

(This note is not part of the regulations, but is intended to indicate their general purport.)

Section 36 of the Opencast Coal Act, 1958, requires the National Coal Board to cause a record to be made of the condition of land—

(*a*) as on the date of entry under an opencast site order, and

(*b*) as at the end of the period of occupation under any compulsory rights order other than a limited compulsory rights order made in accordance with section 8 of the Act,

and to serve on certain persons notice of the making of the record. These regulations prescribe the form of the notices.

1958 No. 1649

The Opencast Coal (Notice of Work) Regulations, 1958

Made - - - -	3*rd October,* 1958
Laid before Parliament	9*th October,* 1958
Coming into Operation	10*th October,* 1958

The Minister of Power, in exercise of the powers conferred upon him by section forty-nine of, and paragraphs 2 and 3 of the Third Schedule to, the Opencast Coal Act, 1958(**a**), and of all other powers him enabling, hereby makes the following regulations: —

1. These regulations shall come into operation on the tenth day of October, nineteen hundred and fifty-eight, and may be cited as the Opencast Coal (Notice of Work) Regulations, 1958.

2.—(1) In these regulations the following expressions have the meanings hereby assigned to them respectively, that is to say:—

"the Act" means the Opencast Coal Act, 1958;

"the Board" means the National Coal Board.

(2) The Interpretation Act, 1889(**b**), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

3. A notice given to the Board under paragraph 2 of the Third Schedule to the Act shall be so given—

(*a*) not less than fifty-six days before the work, particulars of which are set out in the notice, is begun;

(*b*) by delivering it at, or sending it in a prepaid registered letter to, either the principal office of the Board or such other office of the Board as the Board have notified in writing to the person giving the notice as an office at which such a notice may be served.

(a) 6 & 7 Eliz. 2. c. 69. (b) 52 & 53 Vict. c. 63.

4. A counter-notice served by the Board under paragraph 3 of the Third Schedule to the Act shall be so served within forty-two days after the notice under paragraph 2 of the said Schedule to which the counter-notice relates has been given to the Board.

Dated this third day of October, nineteen hundred and fifty-eight.

Mills,
Minister of Power.

EXPLANATORY NOTE

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

Under paragraph 2 of the Third Schedule to the Opencast Coal Act, 1958, a person who wishes to obtain compensation under section 22 of the Act for the cost of work of restoration on land which has been comprised in a compulsory rights order must give the National Coal Board advance notice of the proposed work. These regulations prescribe the minimum period of advance notice and the manner in which it is to be given. They also prescribe the period within which the National Coal Board must serve a counter-notice under paragraph 3 of the Third Schedule to the Act if they wish to object to any of the proposed work.

1958 No. 1804

The Opencast Coal (Rate of Interest on Compensation) Order, 1958

Made - - - -	*29th October,* 1958
Laid before Parliament	*4th November,* 1958
Coming into Operation	*6th November,* 1958

The Treasury, in exercise of the powers conferred upon them by section 35 of the Opencast Coal Act, 1958(a), and of all other powers enabling them in that behalf, hereby order : —

1. The rate of interest for the purposes of the said section 35 shall be four and a half per cent. per annum.

2. The Interpretation Act, 1889(b), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

3. This Order may be cited as the Opencast Coal (Rate of Interest on Compensation) Order, 1958, and shall come into operation on the 6th day of November, Nineteen hundred and fifty-eight.

Dated this 29th day of October, Nineteen hundred and fifty-eight.

Harwood Harrison,
R. Brooman-White,
Two of the Lords Commissioners of Her Majesty's Treasury.

(a) 6 & 7 Eliz. 2. c. 69. (b) 52 & 53 Vict. c. 63.