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.

EXPLANATORY NOTE

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

The Opencast Coal Act, 1958, s. 35, provides that interest shall be payable in addition to compensation in certain circumstances. This Order prescribes a rate of interest of 4½ per cent. per annum.

SUBSIDENCE

1958 No. 1486

The Coal-Mining (Subsidence) (Land Drainage) Regulations, 1958

Made - - - -	*5th September,* 1958
Laid before Parliament	12*th September,* 1958
Coming into Operation	13*th September,* 1958

The Minister of Power and the Minister of Agriculture, Fisheries and Food in exercise of the powers conferred upon them by subsection (5) of section five of the Coal-Mining (Subsidence) Act, 1957(a), and of all other powers them enabling, hereby jointly make the following regulations:—

1. These regulations shall come into operation on the thirteenth day of September, nineteen hundred and fifty-eight, and may be cited as the Coal-Mining (Subsidence) (Land Drainage) 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 Coal-Mining (Subsidence) Act, 1957;

"the appropriate drainage authority" has the meaning assigned to it by subsection (7) of section five of the Act;

"the Board" means the National Coal Board;

"the Ministers" means the Minister of Power and the Minister of Agriculture, Fisheries and Food acting jointly;

"remedial measures" has the meaning assigned to it by subsection (1) of section five of the Act.

(2) Expressions to which meanings are assigned by the Act or by these regulations shall (unless the contrary intention appears) have the same meanings in any document issued under the provisions of these regulations.

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

Determination of questions

3.—(1) In default of agreement any question under section five of the Act arising between the Board and the appropriate drainage authority shall be referred to and determined by an arbitrator agreed for that purpose by the Board and the appropriate drainage authority or, in default of such agreement, appointed by the President of the Institution of Civil Engineers:

(a) 5 & 6 Eliz. 2. c. 59. (b) 52 & 53 Vict. c. 63.