



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 ^{F1}

Textual Amendments

F1 [S. 1](#) repealed by [Statute Law \(Repeals\) Act 1973 \(c. 39\)](#), **Sch. 1 Pt.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

2 ^{F2}

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F2 [S. 2](#) repealed by [Coal Industry Nationalisation Act 1946 \(c. 59\)](#), **Sch. 4**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) ^{F3}

^{F4}(2)

Status: Point in time view as at 31/10/1994.
Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938, Part I. (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F3 Ss. 3(1)(3), 4, 6(1)(3)(4), 7–10, 12, 13 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt.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F4 S. 3(2)(4) repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt.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F5 Ss. 3(1)(3), 4, 6(1)(3)(4), 7–10, 12, 13 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt.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F6 S. 5 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt.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F7 Ss. 3(1)(3), 4, 6(1)(3)(4), 7–10, 12, 13 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt.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F8 S. 6(2) repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt.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

Status: Point in time view as at 31/10/1994.

Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938, Part I. (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F9 Ss. 3(1)(3), 4, 6(1)(3)(4), 7–10, 12, 13 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt.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F10 S. 11 repealed (31.10.1994) by 1994 c. 21, ss. 67, 68(2)(e), **Sch. 11 Pt.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**

Status: Point in time view as at 31/10/1994.
Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938, Part I. (See end of Document for details)

^{F15}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 ^{F16}

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F16 Ss. 17(3), 18, 20, 21 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt.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

^{F17}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. ^{F18}

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F18 Ss. 17(3), 18, 20, 21 repealed by Statute Law (Repeals) Act 1973 (c. 39), **Sch. 1 Pt.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

22 ^{F19}

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

23— ^{F20}
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**

Status: Point in time view as at 31/10/1994.
Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938, Part I. (See end of Document for details)

Miscellaneous

31 ^{F21}

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**

^{F22}**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**

^{F23}**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**

^{F24}**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— ^{F25}
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

^{F26}**41**

Status: Point in time view as at 31/10/1994.
Changes to legislation: There are currently no known outstanding effects for the Coal Act 1938, Part I. (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**

Status:

Point in time view as at 31/10/1994.

Changes to legislation:

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