



# Coal Industry Nationalisation Act 1946

1946 CHAPTER 59 9 and 10 Geo 6

*Savings, and provisions consequential on nationalisation*

## 41 Power to vary trusts of property provided out of the Miners' Welfare Fund.

[<sup>F1</sup>(1) Where any trusts subsisting immediately before the first day of July, nineteen hundred and fifty-two, are in force in respect of property consisting—

- (a) of property representing an application of moneys standing to the credit of the miners' welfare fund; or
- (b) of property representing such an application and other property held therewith where the value of the property representing such application substantially exceeds the value of that other property,

and it appears to the Minister that any variation of those trusts (including provisions relating to the appointment or removal of trustees) is expedient in the interests of social welfare activities, he may by order make provision for that variation.

(2) No order shall be made under this section except on the application of the Social Welfare Organisation, nor unless the Minister is satisfied that the said Organisation have given notice by advertisement or otherwise, describing the proposals and affording to persons who would be affected thereby an opportunity to object to them, and have taken such other steps (if any) as appear to the Minister to be appropriate in the circumstances for ascertaining the views of such persons.]

(3) Trusts as varied by an order under this section may be varied by a subsequent order made thereunder.

(4) ..... <sup>F2</sup>

### Textual Amendments

**F1** S. 41(1)(2) substituted by [Miners' Welfare Act 1952 \(c. 23\), s. 11\(1\)](#)

**F2** S. 41(4) repealed by [Charities Act 1960 \(c. 58\), Sch. 7 Pt. II](#)

---

*Changes to legislation:* Coal Industry Nationalisation Act 1946, Section 41 is up to date with all changes known to be in force on or before 27 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

---

**Modifications etc. (not altering text)**

- C1** “Social Welfare Organisation” means Coal Industry Social Welfare Organisation incorporated under Companies Act 1948 (c. 38); Miners' Welfare Act 1952 (c. 23), **s. 12(1)**

**Changes to legislation:**

Coal Industry Nationalisation Act 1946, Section 41 is up to date with all changes known to be in force on or before 27 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- s. 41 repealed by [1994 c. 21 Sch. 10 para. 7](#)[Sch. 11 Pt. 3](#)