

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Wednesday, the 23rd Day of August 1972

COAL MINES AMENDMENT BILL.

Proposed Amendments

HON. MR GANDAR, in Committee, to move the following amendments:

Clause 34: Proposed new section 29F: To omit the word "privilege" in line 29 on page 24, and substitute the word "right".

Clause 37: Proposed new section 32c (2): To omit the words "person or his appointee" in line 3 on page 32, and substitute the words "registered surveyor".

Clause 49: Proposed new section 168B: To omit the proposed new subsections (6) to (8) on page 41, and substitute the following further new section:

"168c. Appeals to Administrative Division of Supreme Court—(1) Any person aggrieved by the decision of a Magistrate's Court under section 78B or section 168B of this Act may appeal against the decision to the Supreme Court.

"(2) Every appeal to the Supreme Court under this section shall be heard and determined by the Administrative Division of that Court.

"(3) Subject to rules of Court, the provisions of sections 72 to 78 of the Magistrates' Courts Act 1947 shall, with the necessary modifications, apply in respect of every appeal under this section."

EXPLANATORY NOTE

Clause 34: Proposed new section 29F: The proposed amendment corrects a drafting error.

Clause 37: Proposed new section 32c (2): The proposed amendment restricts the right of entry on land for surveying purposes to registered surveyors, as only they are authorised to carry out surveys.

Clause 49: Proposed new section 168B: The proposed amendment will give a right of appeal against the decision of a Magistrate's Court under the proposed new section 78B (See page 36 of Bill).