

vacant position, and no further appeal shall lie or be allowed in favour of any officer or employee in respect of the promotion of the appellant in pursuance of this subsection.

(9) Where the Board disallows any appeal under this Division, or no notice of appeal is lodged within the time prescribed in subsection (3) of section sixty B, the Commissioner shall confirm the provisional promotion.

(10) Every determination of the Board on the hearing of any appeal under this Division shall be final.

Expenses  
of appeal.

“60D.—(1) The Board may make any order which it thinks just with respect to the payment of the expenses incurred in or in connection with any appeal under this Division, and may direct by whom and in what proportion such expenses shall be paid, and may, if it considers that the appeal is frivolous or vexatious, order that the appellant shall pay the whole of such expenses or such part thereof as the Board may determine.

(2) Any expenses ordered by the Board in pursuance of this section to be paid by an appellant may be deducted from any salary or wages due or becoming due to the appellant.”

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## MINERS' PENSIONS.

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No. 30 of 1948.

AN ACT to amend the *Miners' Pensions Act 1944*.  
[23 July, 1948.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title,  
citation, and  
commence-  
ment.

**1**—(1) This Act may be cited as the *Miners' Pensions Act 1948*.

(2) The *Miners' Pensions Act 1944*\*, as subsequently amended, is in this Act referred to as the Principal Act.

(3) This Act shall commence on a date to be fixed by proclamation.

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\* 7 & 8 Geo. VI. No. 98, as amended by 8 Geo. VI. No. 7, 9 & 10 Geo. VI. No. 55, and 10 Geo. VI. No. 48.

**2** Section two of the Principal Act is amended by adding at the end of the definition of "miner" the words ", but does not include any person who was first employed in or about a coal or oil shale mine in this State after the commencement of this Act and who, when he became so employed, was over the age of forty years;". Interpretation.

**3** Section eighteen of the Principal Act is amended by omitting subsection (1) and substituting therefor the following subsection:— Contributions by Treasurer.

"(1) The Treasurer shall pay to the Board in each year an amount equal to the total amount of the contributions made by owners in pursuance of section nineteen."

**4** Section nineteen of the Principal Act is amended by omitting from subsection (2) all the words after the word "prescribed" to the end of that subsection. Contributions by owners and miners.

**5** Section twenty of the Principal Act is amended by inserting in subsection (1) after the word "pounds", the words "twelve shillings and sixpence." Qualification for pension.

**6** Section twenty-one of the Principal Act is amended— Additional payments to pensioners in certain cases.

(a) by omitting from subsection (1) the words "five shillings" and substituting therefor the words "seventeen shillings and sixpence"; and

(b) by omitting from paragraph III. of that subsection the words "five shillings" and substituting therefor the words "seventeen shillings and sixpence".

**7** Section twenty-two of the Principal Act is amended by omitting from paragraphs I. and II. of subsection (2) the words "one pound ten shillings" and substituting therefor, in each case, the words "two pounds". Pensions to dependants.

**8** Section twenty-four of the Principal Act is amended— Earnings from employment.

(a) by omitting from subsection (1) the words "five pounds" and substituting therefor the words "six pounds five shillings"; and

(b) by omitting from subsection (2) the words "two pounds ten shillings" and substituting therefor the words "three pounds".

**9** Section twenty-six of the Principal Act is amended by omitting therefrom the words "four pounds ten shillings and sixpence" and substituting therefor the words "five pounds fifteen shillings and sixpence". Limitation of amount of pension.