

## SCHEDULES

### SCHEDULE 8

#### AMENDMENTS OF THE OPENCAST COAL ACT 1958

##### *Compensation by way of payment for costs of works*

- 40 (1) In Schedule 3 (terminal compensation by way of payment for works)—
- (a) in paragraph 1, after the definition of “compensation” there shall be inserted the following definition—

““final operator” means the person who immediately before the end of the period of occupation is the person entitled to the rights conferred by the order;”and
  - (b) for the words “the Corporation”, wherever they occur in that Schedule, there shall be substituted “the final operator”.
- (2) In paragraph 3 of that Schedule—
- (a) in sub-paragraph (a), for “object” there shall be substituted “objects”; and
  - (b) in sub-paragraph (b), for “they object” there shall be substituted “the final operator objects”.
- (3) In paragraph 5 of that Schedule—
- (a) in sub-paragraph (4)(a)(ii), for “have not” and “they have” there shall be substituted, respectively, “has not” and “the final operator has”; and
  - (b) in sub-paragraph (5), for “serve” there shall be substituted “serves”.
- (4) In paragraph 8 of that Schedule—
- (a) in sub-paragraph (a), for “have not served” there shall be substituted “has not served”; and
  - (b) in sub-paragraph (b), for “have served” there shall be substituted “has served”.
- (5) In paragraph 9 of that Schedule—
- (a) in sub-paragraph (1), for “have served” there shall be substituted “has served”; and
  - (b) in sub-paragraph (2), for “are precluded” there shall be substituted “is precluded”.
- (6) In paragraph 10(1) of that Schedule—
- (a) for “have served” there shall be substituted “has served”; and
  - (b) in paragraph (b), for “maintain” there shall be substituted “maintains”.