

keep indemnified the Trustees and each of them against all actions, claims, demands, costs and expenses which they or he may incur or sustain in the performance of their or his duties or by reason of or incidental to any matter which may be done in execution of the provisions of the Scheme.

(5) The Trustees may sue and be sued for and on behalf and in the name of the Council and shall pay to the Central Fund any monies recovered by them in any proceedings taken on behalf of the Council and the Trustees shall be entitled to reimburse themselves out of the Central Fund for any costs and expenses incurred by them in their capacity as Trustees under the Scheme provided that the Trustees shall not commence any action or proceedings unless and until they are required to do so by the Council.

(6) Subject to any directions given by the Council from time to time the Trustees shall have discretion as regards any monies standing to the credit of the Central Fund which are in excess of the immediate requirements of the Council either to place the same on deposit with any banking company at interest or to invest the same in any investments authorised by law for the investment of trust monies and they may from time to time change such investments for any other investments of the like nature or realise the same in order to meet expenses duly approved by the Council.

(7) The Council may at any time remove any Trustee from office and shall as soon as practicable after the death, retirement or removal of any Trustee fill the vacancy thereby occasioned by appointing a new Trustee in his place, but so nevertheless that the Trustees for the time being may act notwithstanding any vacancy in their number.

#### VOTING.

IX. The following rules shall apply to voting at meetings of the Council:—

(1) Voting shall in the first place be by show of hands.

(2) If any member demand a poll it shall be taken at the meeting, and each Executive Board represented at the meeting shall be entitled to one vote for every ton of annual output of the district as defined in Clause IV. (2).

(3) Subject to the provisions of Clause XVI. all questions at any meeting of the Council shall be decided by the majority of the votes recorded, provided that if the representative or representatives, as the case may be of any Executive Board dissent at any meeting from a decision of that meeting and claim on behalf of such Executive Board that the matter be referred to arbitration the matter shall forthwith be referred to arbitration accordingly.

(4) The decision of the Chairman that a resolution whether on a show of hands or a poll is carried, or carried by a particular majority or lost shall be conclusive.

#### DISTRICT ALLOCATIONS.

X. (1) The Council shall from time to time allocate to each district in accordance with the following provisions a maximum output

for the district (herein called "the District allocation").

(2) The Council shall determine the district allocation at such times and for such periods as they think fit, and any such period is hereinafter referred to as a "period of allocation":

Provided that with a view to facilitating the making of contracts for the sale of coal the Council shall whenever the period of allocation is less than twelve months fix and intimate to each Executive Board with the district allocation a figure of output below which the district allocation in respect of the remainder of the period of twelve months from the beginning of such period of allocation shall not be fixed and which shall be substantially below the output necessary to meet the estimated demand during the remainder of the period aforesaid.

(3) Before the commencement of each period of allocation the Council shall request each Executive Board to submit its own estimate of the tonnage of coal which the owners in its district will be able to dispose of during the period and the output corresponding thereto. Such request shall be made so soon as it is reasonably practicable in the Council's opinion for the Executive Boards to estimate in respect of the period in question.

(4) The Council may also require from any Executive Board from time to time such further information as they may decide to be necessary to assist them in arriving at their determinations.

(5) Each Executive Board shall forward to the Council the estimates referred to in sub-clause (3) of this Clause within such time as may be determined by the Council and specified in the request mentioned in that sub-clause and the Council shall cause the estimates of each Executive Board to be forwarded to each of the other Executive Boards as soon as practicable after the receipt thereof.

(6) The Council shall meet at such reasonable interval after the making of the request mentioned in sub-clause (3) of this Clause as the Council may determine and in any event not less than five weeks before the expiration of each current period of allocation to consider the district allocation for the succeeding period of allocation.

(7) In determining the district allocation the Council shall on every occasion have regard to all relevant circumstances affecting the several districts not excluding the relative position of such districts prior to the war.

(8) If the representative or representatives of any Executive Board on the Council exercise the right conferred by Clause IX. (3) of appealing to arbitration from a decision of the Council as to the allocation of any district the matter or matters in dispute shall forthwith be referred to arbitration accordingly.

(9) The district allocations made by the Council or by arbitration as the case may be shall be communicated by the Council to the Executive Boards as soon as practicable and in no case less than four weeks before the commencement of the period to which they relate.

(10) In any period of allocation any Executive Board may at any time apply to the Council to have its district allocation increased for