

for the purpose may be increased by such an amount as will represent the resulting increase in the normal estimated production of that coal mine for the quarter in which the standard tonnage is intended to operate.

(ii) Where an owner's coal mine which was not working in any of the periods available for selection restarts work after the first fixation of standard tonnages under the Scheme the standard tonnage of such owner upon his application to the Executive Board for the purpose may be increased by such an amount as will represent the normal estimated production of that coal mine for the next ensuing quarter, provided that in the case of a coal mine forming part of an undertaking the last preceding quarterly allocation of all owners has amounted to at least the total standard tonnage on which the first quarterly allocation to be fixed hereunder is based.

(iii) Applications under the foregoing provisions of this clause must be made to the Executive Board in writing at least 42 days before the commencement of the quarter to which the increase is intended to apply and any increase granted shall cease to have effect at the expiration of such quarter or other period for which they were granted unless continued for the next or any subsequent quarter or period upon a like application made for the purpose at least 42 days before the commencement of that quarter.

Review of Standard Tonnage.

13. At the end of the period of two years or such other time as the Executive Board may determine the Board shall if they think fit review the operation of the Scheme in the light of the experience of working and of the fairness of determination of the standard tonnages herein before prescribed, and if at the end of the period of two years or such other period as may be determined it is found that there are a substantial number of owners who for more than a period of one quarter have failed to produce the proportion of standard tonnage which the total output of the whole district bears to the total standard tonnage of all owners of the district then the Executive Board shall consider a modification of the Scheme and shall if the modification is approved submit to the Board of Trade a revised basis for the purpose of determining a standard tonnage for each owner in order to bring the basis into line with actual experience and working.

14. Where an owner ceases to own a coal mine in respect of which a standard tonnage has been assigned or where he sells the whole or any portion of his coal mines or except as herein provided where he permanently closes down all his coal mines the standard tonnage applicable to the owner in respect of those coal mines or portion of those coal mines shall cease. Provided that:—

(i) In case of any one or more coal mines being purchased the Executive Board shall assign to the purchaser the standard tonnage applicable to the coal mine at the time of the previous ownership, subject however to any variations thereof made under the provisions of the Scheme.

(ii) In cases where:—

(a) an owner who permanently closes down all his coal mines has prior to the coming into operation of the Scheme entered into an arrangement with another owner for the control of his undertaking or the control of his output therein for a period which continues for not less than two years from the commencement of the Scheme and who proposes to take a transfer of quarterly allocations from him; or

(b) the undertaking of such owner permanently closing down all his coal mines is, as to not less than two-thirds thereof owned or controlled by another owner who proposes to take a transfer of quarterly allocations from him,

the standard tonnage of the coal mines permanently closed down may remain; subject however to the owners taking advantage of these exceptions and provisos being under the same obligations as to transfers of quarterly allocation as are mentioned in Clause 22 of the Scheme.

15. A list of the standard tonnages and of any variations thereof made from time to time shall be kept available at the offices of the Executive Board for inspection during ordinary business hours by any owner or his agent duly authorised in writing.

REGULATION OF OUTPUT.

Quotas and Allocations.

16. The Executive Board shall so far as practicable meet at least 90 days before the beginning of each year and at least 28 days before the beginning of each quarter or other period; provided that if it be intended to provide for the first fixation of output under the provisions of the Scheme for the remainder of the year 1930 they shall meet not later than 14 days after being constituted. Provided that the Board shall meet as often as occasion shall require during the quarter for the purpose of revising any estimates hereinafter provided or for the purpose of allocating the revised quantities so fixed among the owners in manner hereinafter set out. They shall so meet for the purpose of estimating in the case of every year the amount of the minimum demand for coal likely to be produced from the district for the forthcoming year (herein called "the estimated annual quota") and in the case of each quarter for the purpose of estimating or revising the estimate of the reasonable amount of coal (herein called "the estimated quarterly allocation") likely to be produced from the district for the ensuing quarter. In so doing they shall have regard to the respective estimated quantities likely to be produced for disposal for export and for inland consumption and the corresponding amount of output at the pithead necessary therefor. They shall also have regard to the quantities of each class of coal likely to be produced in accordance with Section 3 (2) (d) of the Act. These estimates shall be submitted to the Central Council together with such information as the Central Council may require, and the amounts approved by them are referred to as "the approved annual quota" and "the approved quarterly allocation" respectively.