

foregoing provisions, the Board may decide the basis of the annual standard tonnage, and shall determine the same having regard to the special circumstances of the coal mine.

26. Notice of the standard tonnages so determined by the Board and of the results of any such revision thereof as is hereafter mentioned in Clause 27 of the Scheme, shall immediately be given by the Board to all the owners.

27. Subject to the provisions of Clause 28 of the Scheme the standard tonnages determined by the Board upon the first determination thereof shall, save in so far as the Board's determination may be varied by an arbitrator, remain unchanged unless and until a general revision of all the standard tonnages for the District shall be decided upon by the Board.

28. Where after the commencement of the Scheme an owner purchases or otherwise acquires any coal mine or undertaking the standard tonnage of the coal mine or undertaking so acquired, added to the standard tonnage of any other coal mine or undertaking belonging to such owner, shall if the owner so desires constitute the standard tonnage of the combined undertaking and on any subsequent determination of standard tonnages, such combined undertaking shall be treated in the same way as if the standard tonnage so constituted were the standard tonnage of the combined undertaking under the last previous determination of standard tonnages for the District:

Provided that where an owner purchases or otherwise acquires part only of an undertaking in respect of which a standard tonnage has been determined under the Scheme, the proportion of that standard tonnage to be added to the standard tonnage of any other coal mine or undertaking belonging to such owner shall be determined by the Board, and that amount shall be deducted from the standard tonnage of the undertaking of which part has been so acquired.

29. If any owner is dissatisfied with any standard tonnage so determined and communicated to him as aforesaid or with any special condition attaching thereto or with the omission of any special condition desired by the owner he may give notice of objection to the Board at any time within fourteen days of such communication and the Board shall thereupon reconsider the matter and deliver their decision thereon without delay.

#### *Determination of Quotas.*

30.—(1) The Board shall, as soon as the first District Allocation has been settled and thereafter from time to time, determine the proportion (hereafter in the Scheme referred to as "the quota") of the standard tonnage that may be produced from each coal mine or undertaking, having regard among other matters to the estimated demand for the coal of the District during the period covered by the quota and to the output permissible under the District Allocation. If separate standard tonnages have been determined by the Board for any class or classes of coal the Board may if they think fit determine a separate quota for any or all of such classes of coal.

(2) Any quota so determined shall cover a period not exceeding three months and shall be notified by the Board to all the owners not less than fourteen days before the commencement of the period to which such quota relates:

Provided always that with a view to facilitating the making of contracts for the sale of coal the Board shall whenever the period of allocation is less than twelve months, fix, on the basis of any provisional District Allocation made by the Central Council, and intimate to each owner a figure of output below which his quota will not be reduced.

(3) Any quota so determined as respects coal or any class of coal shall be the same proportion of the standard tonnage of coal, for all coal mines or undertakings.

(4) All quotas shall be so calculated that, during any period for which the District Allocation has been fixed, such Allocation shall not be exceeded.

(5) The Board may at any time during the course of the period for which any quota applicable to coal or any class of coal has been determined increase the quota and such increase shall apply for any unexpired remainder of the period for which the quota was determined, or for such part thereof as the Board may prescribe. The notice required under sub-clause (2) of this Clause shall not apply to such increase, but the increase shall be notified to all the owners in such manner as the Board may think suitable for informing them thereof without delay and shall come into operation forthwith or at such time as may be specified in the notice.

31. The total output of each coal mine or undertaking shall be ascertained at the end of each period for which a quota is determined, and for that purpose every owner shall forward to the Secretary within fourteen days after the end of each such period a statement in writing in such form as the Board may prescribe, giving full particulars of the output of his coal mine or undertaking during the period in question together with such other particulars as may be necessary for ascertaining any excess of output over the quota during the period. If in any case the output has exceeded the tonnage permitted by the quota (after allowing for any transfer of quota effected under Clause 33 of the Scheme), the owner of the coal mine or undertaking shall be liable in respect of such excess to the penalties prescribed in Clauses 55 and 56 of the Scheme.

32. No owner shall be entitled, in the event of the output of his coal mine or undertaking in any period for which a quota is determined falling short of the tonnage permitted by the quota for that period, to carry forward the amount of the shortage or any portion thereof as an addition to the tonnage permissible under the quota during the next or any succeeding period.

33. An owner may exceed the quota for any period by arranging with another owner, for such consideration (if any) as may be agreed between them, that the output of the coal mine or undertaking of that other owner permissible under the quota for the same period shall be reduced by an agreed number of tons, to which number any such excess shall be limited:

Provided that if the excess is in respect of any particular class of coal for which a separate quota has been determined the reduction in the output of such other owner must be in respect of a quota determined for the same class of coal and that any failure of such other