

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.

Determination of Quotas.

46.—(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.

(2) Should the number of tons of coal sold and delivered by any owner in any period for which his quota has been fixed fall short of his quota for that period the amount of the shortage shall be notified to the Board, who may determine whether any, and if so, what proportion of such shortage and for what period the same may be carried forward.

(3) 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.

(4) 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 twenty-one days before the commencement of the period to which such quota relates.

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

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

(7) The Board may at any time during the course of the period for which any quota has been determined increase the quota applicable to coal or to any class of coal 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 (4) 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.

47. 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 seven 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, the owner of the coal mine or undertaking shall be liable in respect of such excess to the penalties prescribed in Clause 75 of the Scheme.

48. Any owner may exceed the quota for any period by arranging with any other 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 owner to reduce his permissible output by the agreed number of tons shall render him liable in respect of such failure to the penalties prescribed in Clause 75 of the Scheme.

49. Notice in writing of any arrangement to exceed and reduce quotas under the last preceding clause must be given to the Secretary by the parties within 24 hours of the making of the arrangement.

Determination of Prices.

50. The Board shall, as soon as possible after the first election of the Board, proceed to fix a minimum price per ton of 20 cwt. for each class of coal produced in the District below which the price coal of that class (exclusive of coal supplied free or at reduced rates for the use of persons who are or have been employed in or about any coal mine and the dependants of persons who have been so employed) shall not be sold or supplied by owners.

51. The minimum prices fixed shall in the case of coal sold or destined for shipment be f.o.b. at the customary place of shipment, and in all other cases shall be as fixed by the Board having regard to all the circumstances of the case; provided that there shall be only one minimum price for each class of coal as defined in the Scheme.

52. The minimum prices fixed in the first instance shall remain in force for such period as the Board may deem desirable, but the Board may revise the minimum prices from time to time and shall alter the same when alteration appears to the Board to be necessary, and in particular, on the application of any owner for the revision of the price so fixed for any particular class of coal produced by him, the Board shall forthwith consider such application and make such alteration of price (if any) as is in their opinion necessary.

53. The minimum price fixed from time to time for each class of coal shall forthwith be communicated to all the owners.

54. If any owner is dissatisfied with any price fixed for the time being under the Scheme