

in force by virtue of an order of the Board of Trade under Part II of the Schedule to the Act;

(e) "The Central Scheme" means the Central Scheme (including any amendment thereof for the time being in force) made and approved pursuant to Section I of the Act, and "the Central Council" means the Council for the time being constituted thereunder;

(f) "Coal" includes bituminous coal, cannel coal and anthracite;

(g) "Class" in relation to coal means a class determined according to the nature of the coal or of the trade, industry or other category of consumer supplied or according to whether it be supplied for use in Great Britain or for export to any other country;

(h) "Coal Mine" means any mine or open working in the district where the getting of coal is the principal object of the mining or quarrying operations;

(i) "Month" means calendar month;

(j) "Quarter" (except where the context otherwise requires or where otherwise defined by the Executive Board) means a period of three calendar months ending on the 31st day of March, 30th day of June, 30th day of September and the 31st day of December in each year;

(k) The terms "sale" or "sell" or "supply" include an agreement to sell or supply;

(l) "Output" in relation to a coal mine means the tonnage in coal raised and weighed at the pit head at that coal mine and in relation to the district means the aggregate tonnage in coal raised and so weighed at all coal mines in the district;

(m) "Functions" includes powers and duties;

(n) "Colliery Undertaking" means any undertaking comprising two or more coal mines owned or worked by the same owner;

(o) "District Allocation" means the maximum permissible output for the District for any period as determined under the provisions of the Central Scheme;

(p) "The Board" means the Executive Board for the time being constituted under the Scheme;

(q) "The Secretary" means the Secretary for the time being of the Board.

Object of the Scheme.

2. The object of the Scheme is:—

To regulate the production, supply and sale of coal by owners of coal mines situated in the district, and to provide and specify the means by which effect shall be given to the provisions of Part I of the Act within the District.

Executive Board and Committees.

3. For the purposes of the Scheme there shall be constituted forthwith an Executive Board composed of representatives of all the owners, one representative being nominated by each owner:

Provided that if an owner is an individual he may nominate himself.

Each owner may nominate a deputy representative to attend in the unavoidable absence of the representative and may substitute from time to time a different representative or deputy representative for those originally nominated, but all such nominations for the

purpose of this Clause shall be notified in writing to the Secretary:

Provided that—

(i) the nominations in the case of the Board as first constituted shall be sent to the person named in Clause 1 of the Schedule to the Scheme not later than seven days after the date on which the Scheme comes into force;

(ii) no owner's Deputy Representative shall be entitled to be present or to vote at any meeting at which the same owner's Representative is present; and

(iii) every appointment or withdrawal of a Representative and Deputy Representative shall be by a Resolution of the Directors of the Owner Company certified in writing by the Secretary of such Company, or, if the owner is a person, by writing under his hand.

The Board shall have power subject to the provisions of the Scheme—

(a) To make all such rules and regulations and to do all such things as may be necessary or expedient for effecting the object of the Scheme.

(b) To appoint any person to be an independent Chairman having such powers upon any question arising out of the working of the Scheme as are vested in a Chairman under the Scheme.

4.—(i) Subject to the requirements of the Act, the Scheme shall be administered by the Board who may from time to time and at any time appoint committees consisting of such one or more person or persons from among the Representatives of the Owners for such purposes of the Scheme as it shall think fit and may define the powers and regulate the proceedings of every such Committee. Every such Committee shall work under the supervision of the Board who shall be responsible for them and their decisions.

(ii) The Board may from time to time and at any time abrogate or suspend all or any of the powers of any Committee thereof that may have been appointed.

(iii) The election of representatives of the District to the Central Council together with any substitutes therefor, shall take place at a meeting of the Board:

Provided that such representatives and substitutes shall be elected from among—

(a) those persons who have been nominated to membership of the Board and are still serving in that capacity, and

(b) the Secretary or other officer of the Board.

Meetings, Voting and Resolutions.

5.—(i) The Board may meet together for the despatch of business, adjourn and otherwise regulate their meetings as they think fit.

(ii) The provisions contained in the Schedule hereto with respect to Meetings of the Board and the procedure and voting thereat and with respect to the requirement for and mode of passing Resolutions respectively shall have effect.

(iii) Every Resolution of the Board shall be binding upon all owners subject to the provisions of the Scheme and within the limits thereof.