

each Section and if the standard tonnages have not been determined to the output of each Section during the year ended 31st March, 1928; but in any event so that each Section is represented upon the Central Council.

(h) Subject to the provisions of the Scheme the meetings of the Board and of any Committee or sub-Committee appointed by the Board shall be held and conducted in accordance with such rules and regulations as may be prescribed by the Board.

#### 10. RETURNS AND STATEMENTS REQUIRED.

The Executive Board shall have power to call for such Returns, Statements and other particulars from the Coalowners as the Board may from time to time consider necessary for the full and proper working and operation of the Scheme. In order that the Board may be able to verify any return, account, or other information furnished to them by any Coalowner, or for the purpose of enabling the Board to secure any information that they consider necessary for the exercise or performance of any of their functions under the Scheme, any Coalowner shall on demand from the Board produce the books and accounts relating to his coal mine or undertaking for the inspection of an Accountant authorised by the Board, who shall report to the Board on the results of his inspection.

#### 11. TRUSTEES.

(1) The Executive Board shall as soon as possible after the Appointed Day appoint five persons comprising one person nominated by the Coalowners of each Section to act as Trustees for the Board under the Scheme in whom shall be vested the District Fund and all other property of the Board.

##### *Appointment of New Trustees.*

(2) Any Trustee for the time being may retire or may be removed from the office of Trustee by a resolution of the Executive Board, and any vacancy in the office of Trustee shall be filled by the Executive Board appointing by resolution a new Trustee nominated by the Coalowners of the Section who originally nominated the Trustee so retiring or removed as aforesaid.

(3) The Trustees shall not be liable to make good any deficiency in the District Fund, but shall be liable only for monies which shall be actually received by them.

##### *Trustees' Indemnity.*

(4) The Coalowners shall save harmless and keep indemnified the Trustees and each of them against all actions claims demands costs and expenses which they or he may incur or sustain by reason of or incidental to any matter which may be done in execution of the provisions of the Scheme.

##### *Power of Trustees to sue and be sued.*

(5) The Trustees may sue and be sued for and on behalf and in the name of the Executive Board and shall pay into the District Fund any monies recovered by them in any proceedings taken on behalf of the Board and the

Trustees shall be entitled to reimburse themselves out of the District 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 proceeding unless and until they are required so to do by the Board.

#### 12. RAISING OF FUNDS.

##### *Mode of raising funds and making levies.*

(a) The monies (hereinafter called "Levies") required from time to time for working expenses in constituting and carrying on the Scheme and for paying any penalties imposed by or levies payable to the Central Council under the provisions of the Central Scheme and also for providing the expenses of the Trustees shall be fixed from time to time by Resolution of the Executive Board.

(b) All such monies payable by way of levies shall be subscribed and paid by the Coalowners to the Trustees rateably and in proportion to the actual aggregate output of all the Coalowners.

(c) The amount of such monies payable by each Coalowner shall be collected by the Trustees upon a certificate in writing signed by the Chairman and Secretary of the Executive Board, and shall be paid upon demand therefor in writing signed by or on behalf of the Trustees.

##### *Method of payment of Levies.*

(d) The Coalowners shall pay the levies in this Clause mentioned in manner following, namely:—

The total output of each Coalowner during the period which shall elapse from the Appointed Day until the 31st day of December, 1930, shall be ascertained and communicated by every such Coalowner in a certified Return to the Secretary not later than the fifth day of quarter commencing 1st January, 1931.

The Executive Board shall as soon as possible thereafter fix a rate of levy per ton and shall apply such rate to the output of each Coalowner during the said period. The amounts of the several levies so ascertained shall be certified in writing by the Executive Board to the Trustees who shall demand the same from the several Coalowners with all possible despatch.

All such several levies shall be paid by the respective Coalowners to the Trustees on or before the last day of the month in which the demand therefor is made.

Similar procedure shall be followed in respect of the output of each quarter of the year substituting for the period above mentioned the whole period of each succeeding quarter.

#### 13. APPLICATION OF FUNDS.

The monies collected by the Trustees under the immediately preceding Clause, or under any other provisions of the Scheme, shall constitute the "District Fund" and shall be expended by them as follows:—

(a) In paying the expenses of the constitution, working, and administration of the Scheme and the expenses of the Trustees;