

(4) Any quota determined shall be the same proportion of the corresponding standard tonnage for all coal mines.

49.—The Board may at any time after the determination of quotas increase any quota so, however, that the tonnage of coal permitted to be raised or supplied, as the case may be, under any allocation made to the District shall not be exceeded. Any such increase shall be notified to all the Owners affected thereby 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.

50.—Every Owner shall forward to the Board within seven days after the end of each period for which quotas are determined a statement in writing in such form as the Board may prescribe, giving in respect of such period full particulars of the output of his coal mine, the tonnage of coal disposed of for export supply and for inland supply, respectively, and the output or supply, as the case may be, of any class of coal for which a separate quota has been determined. The Board may require such other particulars as, in their opinion, may be necessary for ascertaining whether any quota for the coal mine has been exceeded.

51.—No Owner shall be entitled in the event of the output of or the supply of coal or any class of coal from his coal mine falling short of the tonnage permitted under the relevant quota in the period for which such quota has been determined, to carry forward the amount of such shortage or any portion thereof as any addition to the tonnage permitted under any quota during any succeeding period.

52.—Arrangements may be made by any two owners whereby the output or export supply or inland supply of coal or any class of coal from the coal mine of one owner may exceed the quota in respect thereof in any period where the other owner has agreed, whether for valuable consideration or not, to limit the corresponding output of or supply from his coal mine to a tonnage which is less than the quota in respect thereof by a tonnage not less than the tonnage by which such first-mentioned quota is exceeded. If the output of or supply from any coal mine exceeds any limit so agreed, for the purposes of Clause 58 of the Scheme the corresponding quota shall be deemed to be exceeded by the amount of the excess over such limit.

53.—Notice in writing of any arrangement made under the last preceding Clause must be given to the Secretary by the parties concerned within two days of the making of such arrangement."

10. The following Clause shall be substituted for Clause 54 of the Scheme, that is to say:—

*"Distribution of Allocations.*

54.—The Board may at their discretion, in distributing amongst the owners the allocations, withhold such percentage of any allocation as they may decide upon for the whole or any part of the period of allocation."

11. Clause 57 of the Scheme shall have effect as if the words "or undertaking" in sub-clause (2) thereof were deleted.

12. Clause 58 of the Scheme shall have effect as if:—

(i) the following sub-clauses were substituted for sub-clauses (1) and (2) thereof, that is to say:—

"(1) (a) Any owner who, during any period for which a quota is determined, raises or allows to be raised an output of coal or any class of coal or supplies or allows to be supplied a tonnage of coal or any class of coal for export supply or for inland supply in excess of the corresponding quota (after allowing for any arrangement under Clause 52 of the Scheme whereby a quota may be exceeded) shall pay to the Board on demand a penalty in respect of each ton or part of a ton of such excess of the same amount per ton as is prescribed for the time being under rules made under Clause XI of the Central Scheme for exceeding the corresponding allocation:

Provided that—

(i) until the coming into force of such rules the penalty shall be 2s. 6d. (two shillings and sixpence) per ton;

(ii) where in any period for which quotas have been determined a quota for output of coal or any class of coal has been exceeded and any quota for export supply or inland supply of coal or that class of coal has also been exceeded, one penalty only shall be payable in respect of such excesses calculated upon the amount of the excess over the quota for output or the excess over the quota or the sum of any excesses over quotas for supply, whichever shall be the greater.

(b) The Board shall before the coming into force of any rules made under Clause XI of the Central Scheme notify each owner of the amount per ton which will be payable in consequence thereof for exceeding any quota.

(2) Where output of coal or any class of coal or inland supply or export supply of coal or any class of coal is in excess of the corresponding quota for any period the corresponding quota for the coal mine of the owner concerned may during such succeeding period as the Board may determine be reduced at the discretion of the Board, by the amount of the excess, but without prejudice to any penalty that may have been incurred by reason of the excess."; and

(ii) the words "or undertaking" in sub-clause (3) thereof were deleted.

THE COAL MINES ACT, 1930.

THE WARWICKSHIRE DISTRICT (COAL MINES) SCHEME, 1930.

Whereas by subsection (5) of Section 1 of the Coal Mines Act, 1930, it is provided that