

(xvi) The Committee shall also have regard to the customers to whom, and the markets in which, each Owner has been accustomed to sell the coal from his coal mine, and generally to the good will of each Owner.

(xvii) Before issuing a Permit for the supply of coal otherwise than at a pithead price, the Committee shall consider any representations made by the Owner to whom the Permit is to be issued with regard to the costs and charges which would be incurred by him in connection with the conveyance of that coal.

(xviii) Any Owner, who is not able or does not intend to supply coal under any Special Permit issued to him or to supply the maximum tonnage permitted thereunder, shall give notice thereof to the Sales Committee as soon as possible after receipt of the Permit, stating the reason therefor.

(xix) Each Owner shall forthwith give to the Sales Committee particulars of any agreement for the supply of coal entered into in pursuance of a Special Permit.

(xx) Every Owner shall on every working day send to the Sales Committee copies of invoices of all coal supplied from his coal mine during the preceding working day together with such other particulars as they may require.

15A. The Board may enter into agreements with any persons for the purpose of facilitating the operation of the provisions of the Scheme.

Returns of Output and Supply.

16.—(i) The Sales Committee shall from time to time and as early as possible in each week inform each Owner of the total tonnages of coal produced in the District which the Committee anticipate will be supplied for inland supply (otherwise than by Owners for consumption in their excluded works) from all the coal mines during that week.

(ii) As soon as possible after the end of each week the Sales Committee shall inform each Owner of the total tonnage of coal produced in the District and of the total tonnage of coal supplied for inland supply (otherwise than by Owners for consumption in their excluded works) from all the coal mines during that week.

Agreements.

16A. On or before the 1st day of August, 1936, each Owner shall give to the Sales Committee particulars of all agreements made before the 1st day of August, 1936, under which coal from his coal mine is to be supplied after that date (other than agreements in respect of which no Permit is required), and the Committee shall issue a Permit enabling such coal to be supplied in accordance with the agreement:

Provided that in calculating the tonnage of coal to be so supplied the Committee may exclude any tonnage of coal which may be supplied at the option of the Owner.

Compensation.

16B.—(i) Forthwith, after the end of each month or quarter for which basic tonnages are fixed the Sales Committee shall determine the total tonnage of coal supplied for

inland supply (otherwise than (a) by Owners for consumption in their excluded works and (b) pursuant to any leases under which the coal mines are held) from all the coal mines in that month or quarter. Such total tonnage shall be divided in the proportions of the monthly or quarterly basic tonnages as the case may be of all the coal mines for that month or quarter and the tonnage thus calculated for each coal mine shall subject to any addition under the following provisions be the trade share of that coal mine for inland supply for that month or quarter.

(ii) If in any month or quarter the total tonnage of coal so supplied from any coal mine is less than the trade share of that coal mine for that month or quarter the Board shall credit the Owner with compensation in respect of such deficiency at the rate of 2s. 6d. (two shilling and sixpence) per ton:

Provided that no compensation shall be payable in any case in respect of a deficiency or part thereof due to persistent requests to the Sales Committee by the Owner not to issue any Permits to him or to the persistent failure of the Owner to supply in accordance with the terms of the Permit coal for which a Permit has been issued to him unless, in the latter case, he shall satisfy the Sales Committee that having taken all reasonable steps so to supply his failure to supply was due to his inability to do so occasioned by some cause beyond his control not being any cause whatsoever restricting the output of coal from his coal mine:

Provided further than any tonnage in respect of which no compensation is payable under the provisions of this paragraph shall be divided in the proportions of the basic tonnages of the other coal mines for that quarter and the tonnage thus determined for each coal mine shall be added to the trade share thereof calculated under paragraph (i) of this Clause for that quarter.

(iii) If in any month or quarter as the case may be the total tonnage of coal so supplied from any coal mine is greater than the trade share of that coal mine for that month or quarter, the Board shall debit the owner with a contribution at the rate of 2s. 6d. (two shillings and sixpence) per ton in respect of such excess.

(iv) The Sales Committee shall every month or quarter as the case may be send an account to each Owner showing the sums due to or from that Owner under the provisions of this Clause. The balance of such amounts shall be paid by the Board or the Owner, as the case may be, forthwith.

Maintenance of Quality.

16C.—(i) Every Owner shall clean and prepare for the market coal of each commercial description in such a manner as to maintain the standard of quality of coal of that commercial description supplied otherwise than to excluded works during or subsequent to the year 1935 and the Board may formulate a reasonable specification for any commercial description of coal for the purpose of testing that the standard is maintained.