

Provided that, unless and until an Independent Chairman shall be appointed, if at any meeting of the Committee a member shall dissent from a decision of the Committee and shall claim by notice in writing to the Secretary that the matter be referred to the Board, the Board shall meet within seven days of the receipt of such notice by the Secretary and shall decide the matter in dispute."

5. Clause 16 shall have effect as if the word "succeeding" were omitted.

6. Clause 21 shall have effect as if in the proviso thereto the words "elected or" were omitted.

7. Clause 22 shall have effect as if the words "the first and" and the word "subsequent" were omitted.

8. Clause 26 shall have effect as if in the second paragraph thereof the words "or (if no Standard Tonnage shall have been fixed prior to the taking of a poll) one vote for each ton of output during the last preceding quarter at his coal mine according to a return which shall be made to the Secretary" were omitted.

9. Clause 28 shall have effect as if for the words "purposes of Clauses 29 to 31 (inclusive) of the Scheme" there were substituted the words "purpose of determination of standard tonnages".

10. Clause 29 shall have effect as if—

(a) in sub-clause (i) thereof—

(i) after the words "economic working" there were inserted the word "and"; and
(ii) the words from "and, in the case of" to the end of the sub-clause, were omitted;

(b) for sub-clauses (ii) to (iv) thereof there were substituted the following sub-clauses, that is to say:—

"(ii) (a) Before the 1st day of August, 1936, the Board shall determine for every coal mine a standard tonnage for that coal mine for such periods as the Board may decide in accordance with the provisions of the Scheme in respect of coal for export supply. Such standard tonnage shall be based on the aggregate tonnage of coal supplied from that coal mine for export supply during the quarters selected by the Owner thereof for the purposes of paragraph (b) of sub-clause (i) of Clause 30 of the Scheme, but in the determination thereof the Board shall have regard to any other matters relevant thereto.
(b) The standard tonnages thus determined shall come into force on the 1st day of August, 1936.
(iii) The Board may if they think fit further distribute the standard tonnages so determined for any such coal mine among the various classes of coal, determined according to the nature of the coal or of the trade, industry or other category of consumer supplied, produced therefrom."

(b) The standard tonnages thus determined shall come into force on the 1st day of August, 1936.

(iii) The Board may if they think fit further distribute the standard tonnages so determined for any such coal mine among the various classes of coal, determined according to the nature of the coal or of the trade, industry or other category of consumer supplied, produced therefrom."

(c) sub-clause (v) thereof were renumbered (iv); and

(d) sub-clause (vi) thereof were omitted.

11. For Clauses 30 and 31 there shall be substituted the following Clauses, that is to say:—

"30.—(i) (a) Before the 1st day of August, 1936, the Board shall determine the annual basic tonnage of each coal mine.

(b) Such annual basic tonnage shall be the aggregate tonnage of coal supplied from that coal mine for inland supply excluding coal supplied for consumption in the excluded works of the Owner of that coal mine during one (to be selected by the Owner from those in the three years ended 31st December, 1935) of each of the quarters ended 31st March, 30th June, 30th September and 31st December.

(ii) The annual basic tonnages thus determined by the Board shall come into force on the 1st day of August, 1936.

(iii) The Board shall determine the annual basic tonnage of any coal mine consisting of—

(a) a new colliery opened after the 31st day of July, 1936, or

(b) a colliery the working of which is recommenced after that date following abandonment or discontinuance of working before that date,

having regard in such first determination to the development of the colliery and all other relevant circumstances and to the interests of the other Owners.

(iv)(a) The Board shall forthwith upon any determination of annual basic tonnages divide such basic tonnages into quarterly basic tonnages in such proportions as may be fair and equitable having regard in the case of the first determination to the respective tonnages supplied during the quarters selected by each Owner under paragraph (b) of sub-clause (i) of this Clause. The Board may from time to time revise such quarterly basic tonnages where it is fair and equitable to do so.

(b) Notice of any quarterly basic tonnage determined under this Clause shall forthwith be given to each Owner.

31.—(i) For the purpose of assisting the Board in the determination of standard tonnages and basic tonnages every Owner shall furnish to the Board upon notice given to him by the Board a statement in writing giving any information which the Board may require for that purpose and every Owner may submit to the Board together with a statement so required, a claim in writing, accompanied by any evidence required to substantiate the same relating—

(a) in the case of any determination of the standard tonnage in respect of output of coal, to the special circumstances of the coal mine; and

(b) in the case of any determination of the standard tonnage in respect of export supply or any determination of basic tonnage to any matters relevant to such determination.

(ii) All standard tonnages and basic tonnages determined by the Board shall immediately be communicated to all Owners, and any Owner dissatisfied with any standard tonnage or basic tonnage determined in respect of his coal mine shall be entitled to appeal in accordance with Clauses 77 or 78 hereof.

32.—(i) The Board may at any time review, whether or not at the request of an Owner, any standard tonnage or basic tonnage and determine such revised standard tonnage or