Provided further that any tonnage in respect of which no compensation is payable under the provisions of this sub-clause 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 sub-clause (1) hereof for that quarter.

(3) If in any quarter the total tonnage of coal so supplied from any coal mine is greater than the trade share of that coal mine for that quarter—

(a) such excess, or 1 per cent. of that trade share, whichever is the less, shall be deducted from the trade share of that coal mine for the next ensuing quarter as calculated under this Clause, and

(b) the Board shall debit the Owner with a contribution in respect of any excess exceeding 1 per cent. of that trade share at the rate prescribed in the next following sub-clause.

(4) The compensation and contribution shall be calculated at the following rates:—

(a) in respect of any deficiency or excess or part thereof exceeding 1 per cent. but not exceeding 11 per cent. of the trade share, at the rate of 1s. 0d. (one shilling) per ton;

(b) in respect of any part of a deficiency or excess exceeding 11 per cent. of the trade share, at the rate of 2s. 0d. (two shillings) per ton.

(5) The Sales Committee shall at the end of each year 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."

34. Clause 55 shall have effect as if—

(a) it were renumbered "72"; and

(b) the words "At the General Meeting called in pursuance of Clause 16 of the Scheme" were omitted.

35. Clauses 56 to 62 shall be renumbered 73 to 79 respectively.

36. Clause 63 shall have effect as if—

(a) it were renumbered "80";

(b) for the word "paid" there were substituted the word "discharged"; and

(c) after word "expenses" there were inserted the words "and liabilities".

37. Clauses 64 and 65 shall be renumbered 81 and 82 respectively.

38. Clause 66 shall have effect as if—

(a) it were renumbered "83"; and

(b) for the words "by the Board in that" there were substituted the words "on their".

39. For Clause 67 there shall be substituted the following Clause, that is to say:—

"84. In order that the Board may be able to verify any statement, return, account, or other information furnished by any Owner, 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 Owner shall

(a) on demand from the Board, produce the books and accounts relating to his coal mine for the inspection of an accountant authorised by the Board, and

(b) allow any person authorised by the Board or by the Sales Committee, to inspect and take samples of coal of any commercial description supplied from his coal mine, and any seam from which coal is obtained, and to inspect any process used in the preparation of such coal and the weighing and despatch thereof."

40. Clauses 68 to 70 shall be renumbered 85 to 87 respectively.

41. For Clause 71 there shall be substituted the following Clause, that is to say:—

"88.—(1) 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 in excess of the corresponding quota (after allowing for any arrangement under Clause 67 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. 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 the quota for export 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 for export supply, whichever shall be the greater.

(2) 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."

42. Clause 72 shall have effect as if—

(a) it were renumbered "89"; and

(b) the words "or inland supply" were omitted.

43. For Clauses 73 to 75 there shall be substituted the following Clauses, that is to say:—

"90. Subject to the proviso to Clause 54 (5) of the Scheme any Owner who supplies coal otherwise than under and in accordance with the terms of a permit shall pay to the Board on demand a penalty at the rate of 5s. 0d. for each ton or part thereof so supplied.

91.—(1) Any Owner who omits to render to the Board or any persons authorised on their behalf any statement, notice, return, account or information required under the provisions of the Scheme, shall pay to the Board in respect of each day of such default a sum not exceeding £5:

Provided that if in the opinion of the Board the Owner shows sufficient cause why