Provided that the Control Board shall not include on or if included shall remove from the Register the name of any distributor

(a) who is not proposed for admission upon such register by an Owner of a coal mine in the district, or

(b) who represents to a substantial extent the interests of, or is controlled by any other distributor whose name has been removed from the register.

(3) Without prejudice to the provisions of any other clause of this Scheme each Owner shall, by the 1st August, 1936, deliver to the Control Board a written notice containing full particulars relating to the sale or supply of coal through or to any distributor through or to whom any of the coals produced or supplied by that Owner may for the time being be sold or supplied, and shall from time to time give the Control Board any further particulars in relation thereto for the purpose of enabling that Board to decide as to any additions to, or removals from the said Register.

(4) The Control Board may remove from the Register the name of any distributor who fails to observe or perform his said undertaking or any stipulations or conditions of sale.

(5) The said Register may be kept in two parts one for agents and one for other distributors as the Control Board may decide.

61. Every Owner shall observe and fulfil such conditions of sale as may be determined by the Control Board from time to time and shall procure any agent through whom and any other distributor to whom he sells coal from his coal mine to observe any such stipulations or conditions of sale so far as they relate to the sale of such coal.

62. No owner shall after the 1st August, 1936, or after such extended date as the Control Board may allow in order to enable these arrangements to become effective either sell or supply (except as may be necessary for the purpose of fulfilling any existing contract) or agree so to do or offer for sale or supply, any of the coals produced or supplied by that Owner (without first receiving the express written approval of the Control Board) to any distributor whose name shall not for the time being be on the Register.

63. All sums received by the Control Board on behalf of the Executive Board shall be paid into a Bank in the names of the Trustees and shall be applied in such manner as may be specified in the Scheme.

Determination of Share Tonnage.

64.—(1) As soon as possible after the end of each allocation period the Board shall determine in respect of each undertaking the shares in tons (herein called the "share tonnages") of the Owner of such undertaking of the total tonnage of coal supplied for export supply and for inland supply respectively from all undertakings during that period and where a standard tonnage has been determined for any separate class of coal the Board may determine a separate share tonnage in respect of that class.

(2) The share tonnages of each Owner shall be calculated as nearly as may be practicable as follows:—

(a) (i) by ascertaining at the end of each allocation period the proportion which the total tonnage of coal or of that class of coal supplied for export supply and for inland supply, as the case may be from all the undertakings, bears to the aggregate amount of the corresponding quota for all undertakings, and

(ii) applying the proportion so ascertained to the appropriate quota of each Owner.

(iii) For the removal of doubt it is declared that any additional quota granted to or transferred from any undertaking by virtue of Clause 34 of the Scheme shall be disregarded for the purposes of this clause and only the actual quota allocated to each undertaking in pursuance of Clause 31 of the Scheme shall be taken as the appropriate quota of the Owner of that undertaking.

The results in tons are herein referred to as the "provisional share tonnages" of that Owner.

(b) by adding to the respective provisional share tonnages of all Owners a proportion of the total strike tonnages, as hereinafter described of coal or that class of coal, of all undertakings in the district, such proportions being ascertained by allocating such total strike tonnages to all Owners in proportion to their respective quotas for export supply or for inland supply,

(c) by deducting from the result ascertained from the application of paragraphs (a) and (b) hereof in the case of an Owner having any strike tonnage, the amount of the appropriate strike tonnage.

The results in tons of the application of paragraphs (a) (b) and (c) hereof are referred to as the "adjusted share tonnages."

(d) where in the opinion of the Executive Board the operation of the adjusted share tonnage would result, in the case of an Owner having strike tonnage, in the payment of levies by him where he would not pay levies if the same were based upon the appropriate provisional share tonnage of that Owner, then the Board may make the following further adjustments to the adjusted share tonnage in question to the extent and in manner herein specified, that is to say:

(i) in the case of an Owner having a strike tonnage whose actual tonnage of coal supplied for export supply or for inland supply as the case may be, is less than the provisional share tonnage of that Owner, by adding to the appropriate adjusted share tonnage such an amount (herein called the "rebated strike tonnage") as will represent the lesser of the following amounts namely the amount by which the said tonnage of coal so supplied is greater than the adjusted share tonnage, or the amount by which his appropriate provisional share tonnage is greater than the tonnage of coal so supplied, and

(ii) in the case of the other Owners by deducting from their said adjusted share tonnages a proportion of the total appropriate rebated strike tonnage, such proportion being ascertained by dividing such total appropriate rebated strike tonnage among those several owners in proportion to their several respective quotas.

The results in tons of the application of paragraphs (a) (b) (c) and (d) hereof are referred to as "final share tonnages."