

(3) The strike tonnages shall be ascertained by reference to the tonnage of coal lost during the operation for more than six consecutive working days of strikes, lockouts or disputes with the workmen and the same shall be calculated as follows:

(a) The output of coal or any class of coal during the allocation period of each coal mine affected by any of the said causes and lasting more than six consecutive working days is to be divided among the number of days worked by that coal mine during the allocation period and the daily output so ascertained shall be multiplied by the number of days or parts of days exceeding six, on which the coal mine or any substantial part thereof was idle owing to any of the said causes and the result shall represent the lost tonnage of output for that coal mine for the allocation period;

(b) if the coal mine is idle through the whole of the said allocation period, then the lost tonnage of output shall be taken as the last known output of the coal mine for an allocation period or its output for any corresponding allocation period as may be directed by the Board;

(c) the lost tonnage of output shall be divided as between export supply strike tonnage and inland supply strike tonnage for that undertaking in the same proportion as the annual export standard tonnage and the annual inland standard tonnage respectively are of the annual output standard tonnage of the undertaking.

(4)—(i) For the purpose of this clause and for the purpose of the calculation of levies or compensation the Board may disregard fractions, to the intent that the calculation shall be made as reasonably accurate as possible in the circumstances.

(ii) Any question or dispute under this clause as to any method of calculation or as to the inclusion or exclusion of any tonnage shall, in the first instance, be determined by the Executive Board, but in the event of any Owner still being dissatisfied then such Owner may refer the matter to arbitration as provided in the Scheme.

66. Each Owner shall afford to the Executive Board or to any person duly authorised by the Board, production to and inspection of any of that Owner's books, documents or accounts, held by him or on his behalf relating to his coal mine, and inspection of his coal mine or any coal produced therefrom to any person as may be decided by the Board, and such person shall report to the Board the result of any such inspection and enquiries.

69.—(1) Any Owner who shall contravene or fail to comply with the terms of any supply permit or who shall sell or supply coal otherwise than in accordance with a supply permit (except as specified in the Scheme) shall pay to the Control Board on behalf of the Executive Board, a penalty of 5s. Od. for every ton of coal comprised in the said permit or sold or supplied or offered for sale or supply without a supply permit as the case may be.

(2) Any Owner who shall contravene or fail to comply with the conditions of sale which may from time to time be fixed or who shall at any time sell or supply or offer for sale or supply coal to any distributor or to any person

in contravention of the provisions of the Scheme shall pay to the Control Board for the Executive Board a penalty of 5s. Od. for every ton of coal so sold or supplied or offered for sale or supply.

(3) The Control Board may for good cause remit the whole or part of any of the said penalties.

71. Any Owner who neglects to afford or refuses to allow any production or inspection of any of his books, documents or accounts relating to his coal mine or neglects to afford or refuses to allow any inspection of his coal mine or any coal produced therefrom to any person appointed by the Executive Board or refuses any facilities in connection therewith shall pay on demand to the Executive Board a penalty of £50 for each day of such neglect or refusal.

74. All penalties imposed by the Executive Board, or by the Control Board on behalf of the Executive Board, shall be recoverable by the Executive Board through the Trustees and shall be paid as and when received into the District (General Expenses) Fund.

Levies.

75.—(1) (i) Every Owner shall pay to the Executive Board for the purpose of defraying any liability falling to be discharged by the Executive Board in administering the Scheme including, where so required, any payments made to the Central Council under the Central Scheme, such levies as may be decided upon by the Board.

(ii) Any such levy made by the Executive Board shall be calculated in proportion to the several Owners' outputs or disposals or tonnages of coal supplied during such period as the Board may determine, so however that the same period shall be taken for all Owners; Provided that in the case of any undertaking having no output or disposal or tonnage of coal supplied in the period so taken the levy shall be calculated by reference to the latest period of equal duration in which such undertaking had an output, or disposal, or in which coal was supplied therefrom.

(2)—(i) Any Owner who supplies coal for export supply or for inland supply as the case may be in excess of his appropriate share tonnage thereof (as hereinbefore determined) shall further pay to the Board such levies per ton on such excess as is hereinafter mentioned.

(ii) The levies shall be applied in the first instance to the tonnage by which any Owner supplies coal or any class of coal for export supply or for inland supply, as the case may be, in excess of his appropriate provisional share tonnage, but the final liability of each Owner shall be determined (where the case arises) by applying the levies to the tonnage by which his supply of coal for export supply or inland supply, as the case may be, is in excess of his adjusted share tonnage or his final share tonnage whichever may be the case.

(iii) the said levies shall be at the rate of 1s. per ton in the case of coal or any class of coal for inland supply and until otherwise determined at the rate of 6d. per ton in the case of coal or any class of coal for export supply, provided that the Board may vary the rate of levy for export supply to take effect not sooner than the 1st day of July 1937 and may afterwards make any other variations thereof at