

(2) 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.

(3) 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.

41.—(1) 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.

(2) 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.

(3) Every Owner shall, if so required, at the end of every month send to the Sales Committee a statement showing the tonnages of each commercial description of coal supplied from his coal mine during that month to each customer and the price therefor together with such other particulars as they may require.

42.—(1) The Sales Committee shall from time to time and as early as possible in each quarter inform each Owner of the total tonnage of coal produced in the District, which the Committee anticipate will be supplied for inland supply from all the coal mines during that quarter.

(2) 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, supplied for inland supply from all the coal mines during that week.

43. 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.

44. Permits shall not be issued for the supply of coal in such a manner that in any period for which allocations are fixed the tonnage of coal supplied by Owners under Permits exceeds any allocation in respect thereof.

45. The Board may enter into contracts with any persons for the purpose of facilitating the operation of the provisions of the Scheme."

27. Clause 30 shall have effect as if—

(a) it were renumbered "46"; and

(b) in sub-clause (1) thereof after the word "which" there were inserted the words "subject to the provisions of Clause 36 (5) of the Scheme."

28. Clause 31 shall have effect as if—

(a) it were renumbered "47"; and

(b) the words "and for inland supply respectively" were omitted.

29. Clause 32 shall be renumbered 48.

30. Clause 33 shall have effect as if—

(a) it were renumbered "49";

(b) the words "export supply or inland" were omitted; and

(c) the references were to Clauses 67 and 68 of the Scheme instead of to Clauses 55 and 56.

31. Clause 34 shall be renumbered 50.

32. Clause 34A shall have effect as if—

(a) it were renumbered "51"; and

(b) for the words "the purposes of any quota of coal or any class of coal for export supply or for inland supply" there were substituted the words "any of the purposes of the Scheme".

33. For Clauses 35 to 41 there were substituted the following Clauses, that is to say:—

*"Maintenance of Quality.*

52.—(1) Every Owner shall clean and prepare for the market coal of each commercial description in such a manner as to maintain the usual standard of quality of coal of that commercial description and the Board may formulate a reasonable specification for any commercial description of coal for the purpose of testing that the standard is maintained.

(2) No Owner shall, without the consent of the Board, which shall not be unreasonably withheld, alter the methods employed in the preparation for the market of any coal produced from his coal mine.

(3) The Sales Committee in fixing in any Permit the price below which any coal shall not be supplied or the actual price at which any coal may be supplied, shall have regard to any alteration in the methods employed in the preparation of that coal for the market, and any consequent improvement or deterioration in the quality of that coal.

*Compensation.*

53.—(1) Forthwith, after the end of each quarter, the Sales Committee shall determine the total tonnage of coal supplied for inland supply from all the coal mines in that quarter. Such total tonnage shall be divided in the proportions of the quarterly basic tonnages of all the coal mines for that quarter, and subject as hereinafter provided the tonnage thus calculated for each coal mine shall (subject to any addition or deduction made under the following provisions) be the trade share of that coal mine for that quarter.

(2) If in any quarter the total tonnage of coal so supplied from any coal mine is less than the trade share of that coal mine for that quarter the Board shall credit the Owner with compensation in respect of such deficiency at a rate, not exceeding 2s. 6d. (two shillings and sixpence) per ton, as may be determined from time to time by the Board and notified to the Owners before the commencement of the period to which it relates.

Provided that no compensation shall be payable in respect of a deficiency or part thereof due to a request to the Sales Committee by the Owner not to issue any Permit