

(3) The Council may delegate to such committees such of its functions as it may think fit, but save as provided in sub-clauses (4), (5) and (6) of this Clause every decision of a Committee shall be subject to the approval of the Council.

(4) The Council may from time to time decide by resolution which, save as regards the definition of classes of questions relating to the price or conditions of sale of coal for the purposes of sub-clause (6) of this Clause, shall only be carried by votes amounting to not less than 85 per cent. of the voting power on a poll of all the members of the Council, that any matters of a kind specified in the resolution not being in the opinion of the Council matters of general principle shall as and when they arise be placed forthwith before such Committee as may be specified for the purpose in the resolution to be decided by the procedure provided in sub-clause (5) of this Clause.

(5)—(i) When any matter is placed before a meeting of a Committee for consideration by virtue of a resolution of the Council under sub-clause (4) or sub-clause (6) of this Clause such meeting shall be presided over by an independent chairman.

(ii) An unanimous decision of the Committee on any such matter shall have effect, but if the members of the Committee are not unanimous the matter shall be determined forthwith by the decision of the Independent Chairman.

(iii) If a representative of any Executive Board whether a member of the Committee or not, claim on behalf of that Executive Board at the meeting at which a decision on any matter is made in accordance with paragraph (ii) of this sub-clause that the matter shall be referred to arbitration the matter shall be so referred and in that event the Independent Chairman shall prescribe the time within which the hearing by the arbitrator or arbitrators shall commence and the operation of the decision shall be suspended.

(6)—(i) There shall be placed before the Sales Committee to be dealt with by the procedure provided in sub-clause (5) of this Clause disputes between Executive Boards referred to the Council in pursuance of Clause XIII of the Scheme and coming within classes of questions relating to the price or conditions of sale of coal which shall be defined for this purpose from time to time by the Council in accordance with Clause IX of the Scheme.

(ii) The Sales Committee shall at the request of any Executive Board meet within 48 hours of the receipt from it of notice of any such dispute to be decided by it, and shall in any case meet within six days of the receipt of such notice."

4. Clause VII (1) shall have effect as if the words "a Secretary and" and the word "other" were omitted.

5. Clause IX (3) shall have effect as if the reference were to Clauses VIA (4) and XVI instead of to Clause XVI.

6. There shall be inserted the following Clause, that is to say:—

*Agreements with Other Bodies and Persons.*

"XIA. The Central Council shall have power to enter into agreements with any

persons for the purpose of facilitating the operation of the provisions of the Scheme:

Provided that if any district dissent from the making of any such agreement and require that the matter shall be referred to arbitration it shall not be entered into save in accordance with a decision of the arbitrator or arbitrators as the case may be."

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

*Complaints.*

"XIII.—(1) If at any time representations are made to the Council by an Executive Board that it is aggrieved by any act or omission of the Council or of any other persons in respect of their functions under the Scheme (other than a decision under Clause VIA (5) thereof), the Council shall consider such representations, and, subject to the provisions of Clause IX (3) of the Scheme, shall take such steps as it may decide.

(2) If at any time any Executive Board represents to the Council that it is aggrieved by any decision made under sub-clause (1) of this Clause and that it desires to refer the matter to arbitration, notwithstanding anything in Clause IX or Clause X of the Scheme, the same shall forthwith be referred to arbitration accordingly.

(3) If at any time complaint is made to the Council by an Executive Board as to any act or omission of any other Executive Board or of any other persons in respect of their functions under a district scheme the Council shall enquire into such complaint and subject to the provisions of Clause IX (3) of the Scheme shall give such directions, if any, to any Executive Board in relation thereto as it may determine.

(4) If at any time after the Council has decided either to give or to refrain from giving direction in relation to a complaint made to it in accordance with sub-clause (3) of this Clause, any Executive Board represents to the Council that it is aggrieved by such decision and that it desires to refer the matter to arbitration, notwithstanding anything in Clause IX or Clause X of the Scheme, the same shall forthwith be referred to arbitration accordingly."

8. Clause XIII A shall be omitted.

9. Clause XIV shall have effect as if for the words "any advice which may as a result of such consideration" there were substituted the words "such directions relating to the regulation under the respective district schemes of the terms and conditions of the sale or supply of coal produced in those district as".

10. There shall be inserted the following Clause, that is to say:—

*Penalties.*

"XIVA. If any Executive Board for a district to which any directions have been given by or on behalf of the Council in accordance with the provisions of the Scheme, or any persons having functions under the Scheme for that district, fail to comply with such directions the Council may impose on the Executive Board for the district a penalty of 2s. 6d. per ton of any coal which, in the