

Board elected under the provisions of the said Scheme;

Now therefore the Board of Trade in pursuance of the powers conferred upon them by subsection (5) of Section 1 of the said Act hereby approve the amendments of the Cumberland District (Coal Mines) Scheme, 1930, set out in the Schedule hereto and prescribe the 10th day of March, 1939, as the date from which the said amendments shall come into force.

*Harry Crookshank,*  
Secretary for Mines.

Board of Trade,  
Mines Department,  
Dean Stanley Street,  
Millbank, London, S.W.1.  
9th day of March, 1939.

#### SCHEDULE.

The Cumberland District (Coal Mines) Scheme, 1930 (hereinafter referred to as "the Scheme") shall be amended as follows:—

1. At the end of Clause 35A there shall be inserted the following Clauses:—

" 35B (1). When two or more owners are so associated that the same person or persons exercise effective control over both or all of them, as the case may be, they may, by notice in writing to the Board, claim that their coal mines shall be treated as one coal mine for the purpose of determination of annual output and export supply standard tonnages, annual basic tonnages, annual tonnages of coal which may be supplied for consumption in excluded works (all of which tonnages are in this and the next following Clause of this Scheme included in the term "annual tonnages"); quarterly proportions of such annual tonnages, quotas and trade shares.

(2) If it is proved to the satisfaction of the Board that the owners claiming as aforesaid are so associated, the Board shall declare them to be associated owners and on making such declaration the Board shall forthwith determine the annual tonnages of the coal mines of the associated owners as if they were one coal mine by adding together the respective annual tonnages of those coal mines, subject however to any adjustment that may be requisite having regard in respect of the output standard tonnage to the special circumstances of the coal mines and in respect of the export supply standard tonnage to any matters relevant to such determination.

(3) The coal mines of associated owners shall after such declaration and determination be treated as one coal mine for the purpose of the determination and revision of annual tonnages, the quarterly proportions thereof, quotas and trade shares.

35C. If at any time it is proved to the satisfaction of the Board that associated owners have ceased to be associated in the manner referred to in sub-clause (1) of Clause 35B, the Board shall so declare, and shall also declare at the same time, if it is proved to their satisfaction, that two or more of such formerly associated owners are associated in that manner, and on making such

declaration the Board shall forthwith determine the annual tonnages of the coal mine of each owner who is no longer an associated owner and of the coal mines of any owners declared to be associated by dividing among them in such proportions as may be fair and equitable the annual tonnages of the coal mines of which they were formerly associated owners, subject however to any adjustment that may be necessary having regard in respect of any output standard tonnage to the special circumstances of the coal mine and in respect of any export supply standard tonnage to any matters relevant to such determination."

2. Clause 37 shall have effect as if for sub-clause (5) there were substituted the following sub-clauses:—

" (5) Associated owners to whom any sum is due under the provisions of this Clause shall notify the Sales Committee of the name of the person to whom payment is to be made, being a person who is able to give to the Board a valid discharge for any such payment.

(6) Associated owners shall be jointly and severally liable to pay any sum due from them to the Board under the provisions of this Clause."

3. At the end of Clause 55 there shall be inserted the following sub-clause:—

" (3) Associated owners shall be jointly and severally liable to pay to the Board any penalty demanded by the Board under this Clause."

*Admiralty, 8th March, 1939.*

*R.N.R.*

Lieuts. to be Lieut.-Comdrs.:—

H. W. Brammall. 1st Jan. 1939.  
P. C. H. Clissold. 22nd Feb. 1939.  
G. V. Legassick. 23rd Feb. 1939.

Lieut. (Retd.) J. H. Blackwood to be Lieut.-Comdr. (Retd.). 28th Feb. 1939.  
Proby. Sub-Lieut. R. B. Davis to be Sub-Lieut. with orig. seny. 21st Sept. 1938.

*R.N.V.R.*

Proby. Surg. Lieut. R. M. Calder to be Surg. Lieut. with orig. seny. of 8th Mar. 1938.  
Proby. Paymr. Sub-Lieut. J. J. G. Bromell to be Paymr. Sub-Lieut. with orig. seny. of 1st Mar. 1938.  
Proby. Paymr. Sub-Lieut. J. W. W. Hyde to be Paymr. Sub-Lieut. with orig. seny. of 1st Apr. 1937.

To be Hony. Lieut.-Comdr.:—

A. W. Garratt. 8th Mar. 1939.

*Admiralty, 10th March, 1939.*

*R.N.*

Engr. Comdr. J. Mann placed on Retd. List. 23rd Feb. 1939.  
Comdr. (Retd.) H. P. Middleton to be Capt. (Retd.) with seny. of 3rd Oct. 1938.