have been engaged shall have elapsed, whichever of these two dates shall be the earlier (in this clause referred to as a "particular impairment quarter") has been impaired by reason of loss of trade consequent on any such war as aforesaid, the Council may, if they think fit, pay to any such owner in respect of any such particular impairment quarter such amount as is hereinafter specified for the purposes of facilitating the production, supply or sale of coal from his undertaking; so however that in the case of an undertaking in respect of which the owner has been paid any amount under the provisions of this sub-clause and which, in the opinion of the Council, has not been maintained so that the maintenance tonnage of that undertaking could be produced or supplied therefrom within such time as they may deem reasonable, the Council shall not (unless they are satisfied that the failure so to maintain the undertaking is solely due to hostile operations and that such owner is taking or has caused to be taken all steps possible for remedying that failure with all reasonable speed) pay any further amount to that owner under the provisions of this sub-clause unless and until such maintenance tonnage can, in the opinion of the Council, be so produced or supplied.

(2) The Executive Board for each District shall pay to the Trustees on the demand of the Council, to enable the Council to make payment to owners of coal mines in accordance with the provisions of sub-clause (1) of this clause, such contribution at a uniform rate not exceeding the amount of fourpence per ton as may from time to time be prescribed by the Council of the aggregate coal supply of all the coal mines in the district during each month commencing on the 1st day of January, 1941.

(3)—(i) The Council shall ascertain the actual total tonnage of the coal supply from all coal mines situated in Great Britain (in this clause referred to as "general coal supply tonnage") during (*a*) each quarter (in this clause referred to as a "standard quarter") of the year ended on the 31st day of December, 1939, and (*b*) the corresponding quarter (in this clause referred to as an "impairment quarter") of any year subsequent thereto commencing on the 1st day of October, 1940.

(ii) The Council shall also ascertain in respect of each standard quarter and each particular impairment quarter the actual total tonnage of the coal supply from the undertaking of any owner who has made application to the Council as mentioned in sub-clause (1) of this clause; so however that if it is proved to the satisfaction of the Council that such actual total tonnage was during any standard quarter reduced by not less than ten per centum by reason of loss of output owing to strikes or accidents the Council may in respect of any corresponding particular impairment quarter substitute for such actual total tonnage such total tonnage as they deem equitable; and if the Council are at any time of opinion that by reason of changes in the special circumstances of any part of the undertaking which have arisen since the 31st day of December, 1939, the undertaking is unable to produce or supply in any impairment quarter the actual total tonnage produced or supplied during the corresponding standard quarter, the Council may in respect of such impairment quarter substitute for such actual total tonnage such total tonnage as they deem equitable. Such actual or substituted total tonnage, as the case may be, is referred to in this clause as "particular coal supply tonnage".

(iii) The Council shall also ascertain the actual total tonnage it would have been necessary to supply during the particular impairment quarter (in this clause referred to as "notional coal supply tonnage") from the undertaking of any owner as aforesaid so that the proportion which the notional coal supply tonnage in respect of any such undertaking bears to the general coal supply tonnage during that impairment quarter is the same as the proportion which the particular coal supply tonnage of the corresponding standard quarter bore to the general coal supply tonnage during such standard quarter.

(iv)—(*a*) In the case of the transfer of ownership of any coal mine or part of a coal mine the Council shall, if necessary, determine, that part of the particular coal supply tonnage and the notional coal supply tonnage of the undertaking of the transferring owner attributable to that coal mine or part thereof, as the case may be, and that part of these tonnages shall be added to the existing particular coal supply tonnage and the notional coal supply tonnage (if any) of the undertaking of the acquiring owner and deducted from those tonnages of the undertaking of the transferring owner.

(*b*) Before making any such addition to and deduction from the particular coal supply tonnage and the notional coal supply tonnage as aforesaid the Council may require the transferring or the acquiring owner or both of them to produce such evidence of the transfer of ownership of such coal mine or part thereof as the Council may consider necessary.

(v) The amount (if any) payable to an owner of a coal mine in pursuance of the provisions of sub-clause (1) of this clause shall be calculated at such uniform rate per ton as the Council may from time to time determine but not exceeding three shillings and sixpence and shall be payable at such uniform rate in respect of each ton of the tonnage by which the particular coal supply tonnage is less than the notional coal supply tonnage of the undertaking of that owner for the particular impairment quarter; so however that, notwithstanding anything contained in any of the paragraphs of this sub-clause, in the case of a coal mine which (*a*) has been first opened since the 1st day of January, 1939, (*b*) belongs to an owner who on the date on which such coal mine was first opened did not own any other coal mine situated in Great Britain acquired by him on or before the 1st day of January, 1939, and (*c*) was not open during the whole of any standard quarter, the amount (if any) payable to the owner thereof in any particular impairment quarter in pursuance of the provisions of sub-clause (1) of this clause shall be calculated at the applicable rate per ton in respect of such number of tons of coal