

(4) Quotas shall be determined for such period as the Board may decide (hereinafter referred to as "the prescribed period") within the period of the allocation to which such quotas relate and shall be notified by the Board to all the owners concerned not later than seven days before the commencement of the period to which they relate.

(5) The quotas and the prescribed periods shall be determined by the Board having regard among other matters to the prospective demand for the coal to which those quotas relate.

(6) Any quota determined shall be the same proportion of the corresponding standard tonnage for all the coal mines in the District in respect of which such standard tonnage has been determined.

(7) The Board may at any time after the determination of quotas increase or reduce any quota or grant any additional or supplementary quota so, however, that the tonnage of coal permitted to be raised or supplied as the case may be under any allocation made to the District shall not be exceeded. Any such increase or reduction of quota or any additional or supplementary quota shall be notified to all the owners affected thereby in such manner as the Board may think suitable for informing them thereof without delay and shall come into operation forthwith or at such time as may be specified in the notice.

(8) Subject to the provisions of Clause 34 hereof any owner who in any prescribed period exceeds any quota for his coal mine or undertaking by more than the permissible percentage margin specified in Clause 46 hereof shall be liable in penalties as prescribed by that Clause.

(9) Every owner shall forward to the Board within seven days after the end of each prescribed period a statement in writing in such form and subject to such certification by Accountants, Mining Engineers or otherwise as the Board may prescribe giving in respect of such period full particulars of the output of his coal mine or undertaking, the tonnage of coal disposed of for export supply and for inland supply respectively, and the output or supply as the case may be of any class of coal for which a separate quota has been determined. The Board may require such other particulars as in its opinion may be necessary for ascertaining whether or not any quota for the coal mine or undertaking has been exceeded.

#### *Standard Tonnes and Quotas of Colliery Undertakings.*

33A. The Board shall determine the standard tonnages of and quotas for any two or more coal mines in the District which are worked by the same colliery undertaking as if they were one coal mine.

#### *Deficiencies.*

34. Should the output of coal produced by any owner or the tonnage of coal supplied by him in any prescribed period fall short of the quota fixed by the Board for the period to which that output or supply relates the amount of the deficiency shall be notified to the Board in writing within seven days from the last day of the period to which such quota relates and 50 per cent.

of the amount of the deficiency may be produced or supplied as the case may be in addition to the corresponding quota in the immediately succeeding prescribed period.

#### *Sale or Transfer of Quotas.*

35. Any owner may sell or transfer to the Board or to any other owner, the whole, or any part of any quota, fixed for his coal mine or undertaking for a prescribed period, and such quota of the owner who sells or transfers shall thereby be reduced by the amount so sold or transferred, and the corresponding quota of the owner to whom such quota has been sold or transferred shall be increased by that amount.

Such sale or transfer shall, within three days after being effected, be intimated to the Board by the owner who sells or transfers."

9. Clause 40 of the Scheme shall have effect as if the word "output" were inserted before the words "standard tonnage."

10. The following paragraphs shall be substituted for the first paragraph of Clause 46 of the Scheme, that is to say:—

"46. Any owner who, during any prescribed period, produces or supplies coal or any class of coal in excess by more than two per cent. of the quota to which such production or supply relates for his coal mine or undertaking for that period shall pay to the Board a penalty in respect of each ton or part of a ton of each such excess (after allowing for such two per cent. margin and for any deficiency which may be carried forward under Clause 34 of the Scheme and for any arrangement under Clause 35 of the Scheme) of 2s. 6d. per ton or of the same amount per ton as is prescribed for the time being under rules made under Clause XI of the Central Scheme for exceeding the corresponding allocation whichever is the greater:

Provided that where in any prescribed period a quota for output of coal or any class of coal has been exceeded and any quota for export supply or inland supply of coal or that class of coal has also been exceeded the Board shall in any case in which it thinks it fair and proper to do so be entitled in the exercise of its discretion so to remit penalty in whole or in part as to ensure that one penalty only shall be payable in respect of such excesses calculated upon the amount of the excess over the quota for output or the excess over a quota or the sum of any excesses over quotas for supply whichever shall be the greater.

The Board shall before the coming into force of any rules made under Clause XI of the Central Scheme notify each owner of the amount per ton which will be payable in consequence thereof for exceeding any quota.

Any owner who sells or supplies or agrees to sell or supply coal of any class below the minimum price therefor or in breach of the conditions of sale prescribed by the Board or otherwise in contravention of the provisions of Clause 36 hereof, shall, for each ton of coal so sold or supplied, or agreed to be sold or supplied, pay to the Board a penalty of 2s. 6d. per ton:

Provided that if the Board at any time incurs a penalty to the Central Council in respect of failure to enforce or comply with