

directions of the Central Council or failure to enforce or comply with provisions relating to minimum prices for coal produced in the District, every 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 the Scheme, and without prejudice to that generality, of Clause 36 hereof whereby in the opinion of the Board the penalty so incurred by the Board to the Central Council as aforesaid has in whole or in part been incurred, shall if the Board so decide pay to the Board in addition to any penalty herein provided a further penalty of 5s. 0d. per ton or such less amount per ton as may be determined by the Board of the tonnage of coal which in the opinion of the Board has been so sold or supplied."

11. The following Clause shall be substituted for Clause 47 of the Scheme, that is to say:—

Excesses of Quotas.

" 47. Subject to Clauses 34 and 35 hereof where an owner has during any prescribed period produced or supplied coal or any class of coal in excess of the quota to which such production or supply relates for his coal mine or undertaking for that period the amount of such excess, less one per cent. of the corresponding quota may, if the Board so decide, be deducted from the corresponding quota for that coal mine or undertaking in a succeeding prescribed period to be determined by the Board, but without prejudice to any penalty that may have been incurred by reason of the excess."

THE COAL MINES ACT, 1930.

THE KENT DISTRICT (COAL MINES) SCHEME, 1930.

Whereas by subsection (5) of Section 1 of the Coal Mines Act, 1930, it is provided that any Scheme may be amended with the approval of the Board of Trade in manner provided by the Scheme;

And whereas in pursuance of powers conferred upon them by subsection (4) of Section 3 of the said Act, the Board of Trade have made the Kent District (Coal Mines) Scheme (Amendment) Order, 1934, which provides that the Kent District (Coal Mines) Scheme, 1930, may be amended so as to provide for certain matters specified in the Schedule to the said Order in substitution for certain matters mentioned in the said Section 3;

And whereas it is provided by Clause 58 of the said Scheme (inter alia) that any alteration in the provisions of the Scheme shall be operative from such date as may be prescribed by the Board of Trade;

And whereas in pursuance of the said Clause 58 the amendments of the said Scheme set out in the Schedule hereto have been submitted to the Board of Trade by the Executive 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 Kent District (Coal Mines) Scheme set out in the Schedule hereto and prescribe the 1st day of January, 1935, as the date from which the said amendments shall come into force:

Provided that where under the said Scheme as amended the Executive Board are empowered to make any determination or to obtain any information which is necessary or expedient for bringing the said Scheme as amended into operation on the said 1st day of January, and any owner is required to furnish such information to the Executive Board, the provisions of the said Scheme as amended in relation to the matters aforesaid shall come into force on the 31st day of October, 1934.

(Signed) *Ernest Brown,*
Secretary for Mines.

Board of Trade,
Mines Department,
Cromwell House,
Dean Stanley Street,
Millbank, Westminster, S.W.1.
29th day of October, 1934.

SCHEDULE.

THE KENT DISTRICT (COAL MINES) SCHEME, 1930, (hereinafter referred to as "the Scheme"), shall be amended as follows:—

1. Clause 3 of the Scheme shall have effect as if:—

(i) in the definition of "Coal Mine" the words "or any undertaking as hereinafter defined" were inserted after the word "working";

(ii) the definition of "District Allocation" were deleted; and

(iii) at the end of the Clause there were added the following paragraphs, that is to say:—

"Allocation" means any allocation made to the District for any period under the provisions of the Central Scheme;

"Export supply" means loading at the customary shipping places of the District as cargo into ships for conveyance therein to destinations outside the United Kingdom, the Irish Free State, the Isle of Man and the Channel Islands, or as fuel for use on ships proceeding to such destinations or as fuel for use on fishing vessels or supply to works situated at ports to be used for the preparation of patent fuel for export;

"Inland supply" means supply otherwise than as export supply including supply to other parts of an undertaking of which the coal mine forms part but excluding supply for use in working the coal mines and supply free or at reduced rates for the use of persons who are or have been employed in or about the mine and the dependants of persons who have been so employed;

"The customary shipping places of the District" means the Ports of Dover, Richborough, Queenborough, Ramsgate, Erith and Newhaven and any other port declared from time to time by the Executive Board to be a customary shipping place.