

(ii) If standard tonnages have been determined in respect of any class of coal the Board may, if they think fit, determine a separate quota for such class.

(iii) All quotas shall be so calculated that, during no period in respect of which allocations have been fixed by the Central Council shall any of such allocations be exceeded.

(iv) Quotas shall be determined for such period as the Board may decide within the period of the allocation to which such quotas relate and shall be notified by the Board to all the owners not later than 7 days before the commencement of the period to which they relate.

(v) The quotas and the periods for which they are fixed shall be determined by the Board having regard, among other matters, to the prospective demand for the coal to which those quotas relate.

(vi) Any quota determined shall be the same proportion of the corresponding standard tonnage for all coal mines.

(vii) The Board may at any time after the determination of quotas increase any 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 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.

(viii) Every owner shall forward to the Board within seven days after the end of each period for which quotas are determined a statement in writing in such form as the Board may prescribe, giving in respect of such period full particulars of the output of his coal mine, 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 their opinion, may be necessary for ascertaining whether any quota for the coal mine has been exceeded.

(ix) No owner shall be entitled in the event of the output of or the supply of coal or any class of coal from his coal mine falling short of the tonnage permitted under the relevant quota in the period for which such quota has been determined, to carry forward the amount of such shortage or any portion thereof as any addition to the tonnage permitted under any quota during any succeeding period.

33. Should an appeal be pending involving the question of any standard tonnage of any coal mine, the Board may retain a proportion of the corresponding allocation until such time as the decision of the Arbitrator is given and should any standard tonnage of any coal mine be varied by such a decision, the quantity so retained shall be used for the purpose of adjusting the corresponding quota of each coal mine so that each coal mine shall have received the same proportion of its corresponding standard tonnage then in force as the corresponding allocation bears to the total of the corresponding standard tonnages of all the coal mines in the District.

34. Any owner may distribute all or any of his quotas amongst all or any of his coal mines in such proportions and in such manner as he may decide:

Provided that where quotas are fixed for classes of coal there shall not be interchange of quotas between different classes.

35. Arrangements may be made by any two owners whereby the output or export supply or inland supply of coal or any class of coal from the coal mine of one owner may exceed the quota in respect thereof in any period where the other owner has agreed whether for valuable consideration or not to limit the corresponding output of or supply from his coal mine to a tonnage which is less than the quota in respect thereof by a tonnage not less than the tonnage by which such first-mentioned quota is exceeded. If the output of or supply from any coal mine exceeds any limit so agreed, for the purposes of Clauses 63 and 64 of the Scheme, the corresponding quota shall be deemed to be exceeded by the amount of the excess over such limit.

36. Notice in writing of any arrangement to exceed and reduce quotas under the provisions of Clause 35 of the Scheme must be given to the Secretary by the parties within 24 hours of the making of the arrangement."

6. The following Clause shall be substituted for Clause 59 of the Scheme, that is to say:—

"59. Every owner shall within ten days after the expiration of each calendar month forward to such Chartered Accountant or Accountants as may for the time being be employed by the Board, a statement in writing in such form as the Board may prescribe duly certified by the owner or his Agent, Manager or Accounting Officer giving particulars of the quantity and class of coal produced and of coal sold or supplied by him during such month together with such further information as the Board may from time to time require for the purposes of the Scheme and a signed declaration that the prices actually charged by him were nett prices and that he has not allowed or given or agreed to allow or give and will not allow or give any discount, allowance, rebate, commission, or extended credit nor has done nor will do anything in any other way directly or indirectly evading the Scheme and the Board may thereupon cause such statement to be verified by the Accountants who for such purpose shall have full access to the books and records of the owners."

7. The following Clauses shall be substituted for Clauses 63, 64 and 65 of the Scheme, that is to say:—

"63.—(1) Any owner who, during any period for which a quota is determined, raises or allows to be raised an output of coal or any class of coal or supplies or allows to be supplied a tonnage of coal or any class of coal for export supply or for inland supply in excess of the corresponding quota (after allowing for any arrangement under Clause 35 of the Scheme whereby a quota may be exceeded) shall pay to the Board on demand a penalty, in respect of each ton of such excess, of the same amount per ton as is prescribed for the time being under rules