

2. Clause 4 shall have effect as if—

(a) for sub-clause (2) there were substituted the following sub-clause, that is to say:—

“(2) The Board shall consist of Owners or their representatives elected at the annual general meeting of all the Owners:

Provided that there shall be at least twenty-one members of the Board”; and

(b) in sub-clause (4) the reference was to Clause 26 of the Scheme instead of to Clause 28.

3. Clause 9 shall have effect as if—

(a) after the word “months” there were inserted the words “and to co-opt to the Board any number of persons not exceeding ten”; and

(b) the proviso thereto were omitted.

4. For Clause 10 there shall be substituted the following Clause, that is to say:—

“10. In addition to those Committees to which the appointment is specifically provided in the Scheme, the Board shall have power to appoint Committees to consist either of members of the Board or other persons, and to delegate to such Committees, such functions as the Board may think fit. All decisions of Committees appointed under this Clause shall be subject to confirmation by the Board, and the Board may, if they think fit, pay remuneration to the members of any such Committees.”

5. Clause 15 shall be omitted.

6. Clause 16 shall have effect as if—

(a) it were renumbered “15”; and

(b) for the words “output of the last completed calendar year for which figures are available” there were substituted the words “aggregate of the annual supply basic tonnages of all the coal mines at the date of the meeting”; and

(c) the proviso thereto were omitted.

7. Clause 17 shall be omitted.

8. Clause 18 shall have effect as if the words “except 1930” were omitted.

9. Clause 20 shall have effect as if the words “including the expenses of the meeting summoned under Clause 17 of the Scheme” were omitted.

10. Clause 24 shall have effect as if the words “Except at the first meeting called under Clause 17” were omitted.

11. Clauses 18 to 24 shall be renumbered 16 to 22 respectively.

12. For Clause 25 there shall be substituted the following Clause, that is to say:—

“23. Owners representing at least 51 per cent. of the aggregate of the annual supply basic tonnages of all the coal mines at the date of the meeting shall constitute a quorum”.

13. Clause 28 shall have effect as if for the words from “coal raised during the last calendar year” to the end of the Clause there were substituted the words “the annual supply basic tonnage of his coal mine at the date of the meeting”.

14. Clauses 26 to 29 shall be renumbered 24 to 27 respectively.

15. For Clauses 30 to 35 there shall be substituted the following Clauses, that is to say:—

“Supply of coal by Owners.

28. On and after the 1st day of July, 1935, no Owner shall supply coal from his coal mine otherwise than to or to the order of the Board:

Provided that an Owner may supply coal—

(a) for use in working the coal mine;

(b) free or at reduced rates for the use of persons who are or have been employed in or about the coal mine and the dependants of persons who have been so employed; and

(c) for consumption in any excluded works of that Owner as hereinafter defined.

*Excluded Works.*

29.—(1) Any Owner who claims at any time to be the owner of or to control or to be controlled by the owner of any works and who desires to supply coal to those works shall notify the Board and shall give such information about those works and the connection between those works and his coal mine as the Board may require. If they consider any such claim established the Board shall declare that those works are excluded works of that Owner for the purposes of the Scheme.

(2) If at any time an Owner proves to the satisfaction of the Board that he no longer controls or is the owner of or is controlled by the owner of any excluded works or that the qualities of coal required by that works cannot be produced from his coal mine the Board shall declare that those works shall cease to be excluded works.

30.—(1) Where in pursuance of the provisions of Clause 29 of the Scheme the Board have declared any works to be excluded works of any Owner they shall forthwith determine the annual tonnage of coal which may be supplied in any year from the coal mine of that Owner for consumption in his excluded works.

(2) Such annual tonnage shall be determined having regard to the tonnage of coal supplied from the coal mine during the year 1934 for consumption in those works and to the prospective demand for coal from the coal mine for consumption in those works.

(3) Any such annual tonnage may be varied by the Board at any time—

(a) if it appears to the Board that the prospective demand for coal from the coal mine for consumption in those works in any year differs from the annual tonnage in respect thereof; or

(b) if the Board declare that any other works are excluded works of that Owner or that any works cease to be excluded works of that Owner.

(4) Notice of any determination of any such annual tonnage of any coal mine shall forthwith be given to the Owner thereof.

(5) Each Owner may within seven days before the beginning of each month give notice in writing to the Board specifying the proportion of such annual tonnage which he desires to be allocated to that month and subject to the approval of the Board such