

GOVERNMENT CIRCULAR

No. 128/50.

G.O. Reference No. 26350/2/16.

SUPPLIES AND SERVICES.

THE COAL CONTROL ORDER, 1950.

His Excellency the Lieutenant Governor has made the above-styled Order which consolidates the present Coal Control Orders with amendments. The new provisions are:—

- (1) Domestic consumers can now stock up to one year's supply of coal during the summer and autumn months of the year (1st May—31st December) and they are encouraged to do so subject to the merchants' supplies being adequate. During the winter months deliveries to consumers must not exceed 10 cwts. in any two calendar months.
- (2) Provision is made for increased supplies to boarding houses, etc., during the summer months without the necessity of obtaining individual licences. During the period 1st May—30th September, they may obtain up to 50 cwts. or the quantity obtained in the same period in the previous year whichever is the greater. During the period 1st October—30th April, they are restricted to 35 cwts.

The Order comes into force on 1st June, 1950.

By Order,

Government Office,

Isle of Man.

30th May, 1950.

J. N. PANES,

Government Secretary.

Isle of Man to Wit.

BY HIS EXCELLENCY AIR VICE-MARSHAL SIR GEOFFREY RHODES
BROMET, K.B.E., C.B., D.S.O., LIEUTENANT GOVERNOR OF THE
SAID ISLE, &c., &c., &c.

SUPPLIES AND SERVICES.

THE COAL CONTROL ORDER, 1950.

I, the said Lieutenant Governor, by virtue of the powers vested in me by Regulations 55, 55AA and 98 of the Defence (General) Regulations (Isle of Man), 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) (Isle of Man) Order in Council, 1946, as extended by the Supplies and Services (Extended Purposes) (Isle of Man) Order in Council, 1948, DO hereby order as follows:—

1. No person other than a licensed merchant shall supply coal for consumption in the Isle of Man and no person shall acquire any such coal except from a licensed merchant.

2.—(1) No person shall obtain coal for consumption in the Isle of Man except from the licensed merchant with whom he has registered his name and address for the purpose and a licensed merchant shall not supply any such coal except to such a person (hereinafter referred to as a "registered customer") registered with him as aforesaid.

(2) No person may register with more than one licensed merchant or may change his registration from one licensed merchant to another except under an authority issued by or on behalf of the Government Secretary.

(3) No person shall at any time after the 1st day of June, 1950, register with a licensed merchant to obtain coal for consumption in the Isle of Man except under an authority issued by or on behalf of the Government Secretary.

(4) No licensed merchant shall at any time after the 1st day of June, 1950, register or accept for registration any person for the supply of coal to such person except under an authority issued by or on behalf of the Government Secretary.

3.—(1) Subject to the provisions of paragraph (2) of this Article, no licensed merchant shall supply, and no person shall obtain coal—

(a) for domestic use in a private residence in excess of three tons in any period commencing on the 1st day of June and ending on the 31st day of May next following;

(b) for use in a hotel, boarding house or catering establishment—

(i) during the period commencing on the 1st day of May and ending on the 30th day of September next following in excess of fifty hundredweights or the quantity supplied and acquired during the period commencing on the 1st day of May and ending on the 30th day of September in the immediately preceding year, whichever is the greater;

(ii) during the period commencing on the 1st day of October and ending on the 30th day of April next following in excess of thirtyfive hundredweights;

(c) for any other purpose in excess of the quantity authorised by the National Coal Board or licensed by or on behalf of the Governor.

(2) The provisions of sub-paragraphs (a) and (b) of paragraph (1) of this Article are subject to the condition that, during the period commencing on the 1st day of January and ending on the 30th day of April next following no licensed merchant shall supply and no person shall obtain coal by virtue of those provisions in excess of ten hundredweights in any period of two calendar months.

(3) for the purposes of this Article, slack shall be excluded from the definition of coal.

4. Every licensed merchant shall keep a record showing—

(a) the name and address of each customer registered with him; and

(b) particulars of all agency arrangements made by him.

5.—(1) Every licensed merchant shall, unless the Government Secretary otherwise permits, keep a record of all quantities of coal exceeding twenty-eight pounds delivered by him to a registered customer—

(a) in a case in which a delivery note or invoice is furnished in respect of such coal or, if no delivery note or invoice is furnished in which the buyer takes delivery of the coal at the premises of the licensed merchant selling the coal, containing the information in relation

to the matters mentioned, and in the form set out, in the First Schedule to this Order;

- (b) in a case in which no delivery note or invoice is furnished in respect of such coal and the buyer does not take delivery of the coal at the premises of the licensed merchant selling the coal, containing the information in relation to the matters mentioned, and in the form set out in the Second Schedule to this Order.

(2) The record kept in accordance with this Article shall distinguish between slack and coal other than slack.

6. The record mentioned in the last preceding Article of this Order shall be kept in regard to the matters specified in paragraph (a) in a book to be called "The Office Record Book" and in regard to the matters specified in paragraph (b) in a book to be called "The Rounds Book," provided for the purpose by the licensed merchant delivering the coal as aforesaid; and the entries to be made therein shall be made at or before the time when delivery of such coal is given and taken.

7. Notwithstanding anything contained in the last two preceding Articles of this Order, all entries relating to deliveries of coal for consumption by the same registered customer shall be made in one of the above mentioned books, either The Office Record Book or The Rounds Book, but not in both books, and shall be in the form set out in the First or Second Schedule whichever is applicable to the book in which the entry is made; so however that the Government Secretary may, if he thinks fit, authorise a licensed merchant as from the date of such authorisation to make all such entries in the book specified in the authorisation.

8.—(1) Every record and book kept in pursuance of the provisions of this Order shall, except in so far as the Governor may otherwise direct, be preserved by the person liable to keep the same—

- (a) in the case of the Rounds Book for a period of one year;
 (b) in the case of every other record and book, for a period of two years.

(2) Such periods as aforesaid shall respectively be reckoned from the date on which the entry or, if there is more than one entry, the last entry, was made in such record, or, as the case may be, book.

9.—(1) The provisions of this Order shall have effect subject to any special or general directions, authorisations or licences which may from time to time be given or granted by or on behalf of the Governor.

(2) Every person holding a licence or authorisation granted under this Order shall comply with every condition imposed by such licence or authorisation and a breach of any such condition shall be deemed an offence against this Order.

10. In this Order and in every instrument issued under the provisions of this Order, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:—

"Licensed merchant" means any person carrying on an undertaking who has been granted a licence by or on behalf of the Governor to deal in coal. Any person who is the holder of a Coal Merchant's Licence granted under the provisions of any Order which has been revoked by this or any previous Coal Control Order made by the Governor, shall be deemed to be a licensed merchant for the purposes of this Order.

"Coal" includes slack, but excludes anthracite, dry steam coal and solid patent coal fuels.

"Slack" means any grade or quality of coal which at the maximum

diameter will pass without manipulation through a circular ring the internal diameter of which does not exceed half an inch.

11.—(1) The following Orders are hereby revoked but such revocation shall not affect anything done or omitted to be done under such revoked Orders or any penalty or forfeiture incurred thereunder.

The Coal Control Order (No. 3), 1948.

The Coal Control Order, 1949.

(2) Any licence, direction or authority granted or given or deemed to be granted or given under any Order revoked by this Order shall be deemed to be granted under this Order.

12. This Order may be cited as the Coal Control Order, 1950, and shall come into force on the 1st day of June, 1950.

GIVEN under my hand this 30th day of May, 1950.

G. R. BROMET,

Lieutenant Governor.

FIRST SCHEDULE.

OFFICE RECORD BOOK.

Name and address of
Registered Customer

Date	Quantity of Coal Delivered.

SECOND SCHEDULE.

ROUNDS BOOK.

Name of person in charge of vehicle from which coal is delivered to buyer (1)	From	To
.....
.....

Name and address of Registered Customer to which coal is delivered	Quantity in cwts. delivered in week ending (2)	Total Quantity (3)

- Notes:—(1) The name of every person from time to time in charge of the vehicle must be inserted with the respective dates when he is in charge.
 (2) Insert the date of the Saturday of each week in which any coal is delivered.
 (3) Insert here the total quantity supplied in each period of 13 weeks.