(4) COAL DISTRIBUTION

The Coal Distribution (Amendment) Order, 1951

1951 No. 347

Made - - - -	*2nd March*, 1951
Laid before Parliament	*2nd March*, 1951
Coming into Operation	*5th March*, 1951

The Minister of Fuel and Power in pursuance of the powers conferred upon him by regulations fifty-five and ninety-eight of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**a**), (as extended by the Supplies and Services (Extended Purposes) Act, 1947(**b**), and continued in force by the Supplies and Services (Continuance) Order, 1950(**c**)), and of all other powers him enabling in that behalf, hereby makes the following order.

1. The Coal Distribution Order, 1943(**d**), as amended(**e**), shall have effect subject to the modifications specified in this order.

2. After article thirty, the following article shall be inserted in lieu of article thirty-one (which is spent) :—

"Change of licensed merchant on application during limited period.

31.—(1) If during the month of March, nineteen hundred and fifty-one, the occupier of any controlled premises has applied or applies in writing to the Local Fuel Overseer for the registration of those premises to be varied by the substitution for the name of the licensed merchant for the time being authorised to furnish supplies of coal in relation to them (in this article in relation to any such application referred to as "the previous merchant") of the name of another licensed merchant whose name appears in the Licensed Merchants Register for that district (in this article in relation to any such application referred to as "the new merchant") and the written consent of the new merchant to the proposed variation is attached to the application, the provisions of this article shall have effect.

(2) The Local Fuel Overseer shall vary the Controlled Premises Register by deleting the name of the previous merchant, and entering the name of the new merchant, as the licensed merchant for the time being authorised to furnish supplies of coal in relation to the premises mentioned in the application; and shall notify the applicant, the previous merchant and the new merchant in writing accordingly.

(3) The said variation shall be made to take effect on the first day of May in the year aforesaid, or, in the case of any premises for which an allocation of coal has been made for a specified period beginning before and ending after that date, on the day following the end of the said period.

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1618 and 1625) II, pp. 48 and 56.
(b) 10 & 11 Geo. 6. c. 55.
(c) S.I. 1950 (No. 1769) III, p. 51.
(d) S.R. & O. 1943 (No. 1138) II, p. 378.
(e) See S.R. & O. 1945 (No. 218) II, p. 346; S.R. & O. 1947 (No. 2259) II, p. 227; S.I. 1948 (No. 2347) II, p. 375; S.I. 1949 (No. 300) II, p. 220; S.I. 1949 (No. 741) II, p. 222; S.I. 1950 (No. 148) III, p. 390; and S.I. 1950 (No. 897) III, p. 391.

(4) Article fifty-five (which provides that any person aggrieved by any act, decision or omission of a Local Fuel Overseer, other than in respect of certain matters there specified, may appeal therefrom to the Regional Coal Officer) shall not apply to anything done in pursuance of this article."

3. In sub-paragraph (*a*) of paragraph (1) of article seventy-eight (which relates to interpretation) the following shall be substituted for the meaning assigned to the expression "licensed merchant":—

"'licensed merchant' means a person carrying on an undertaking in the course of which supplies of coal are furnished, being, in relation to the district of any Local Fuel Overseer, or to any controlled premises in any such district, a person whose name is entered in the Licensed Merchants Register for that district, and shall include the servant or agent, acting in the course of his employment, of any such person".

4. This order shall come into operation on the fifth day of March, nineteen hundred and fifty-one, and may be cited as the Coal Distribution (Amendment) Order, 1951.

Dated this second day of March, nineteen hundred and fifty-one.

Philip Noel-Baker,
Minister of Fuel and Power.

EXPLANATORY NOTE

(*This note is not part of this order, but is intended to indicate its general purport.*)

This order amends the Coal Distribution Order, 1943, so as to enable an occupier of controlled premises to change his licensed merchant without giving reasons, provided he has applied or applies to the Local Fuel Overseer during the month of March, 1951.

The Local Fuel Overseer is required to give effect to the change from 1st May, 1951, or, in the case of premises for which an allocation of coal has been made for a period which includes that date, from the day after the end of that period.

The order also substitutes a new definition for the expression "licensed merchant" in the Coal Distribution Order, 1943, to make it clear that registration in the Licensed Merchants Register for any district relates only to that district.

The Coal Distribution (Amendment) (No. 2) Order, 1951

1951 No. 1412

Made - - - -	3*rd August*, 1951
Laid before Parliament	4*th August*, 1951
Coming into Operation	13*th August*, 1951

The Minister of Fuel and Power, in pursuance of the powers conferred upon him by Regulations fifty-five, fifty-five AA and ninety-eight of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and