

THE TRADING WITH THE ENEMY (CUSTODIAN) (SPECIFIED PERSONS) ORDER, 1946, DATED JULY 6, 1946, MADE BY THE BOARD OF TRADE UNDER SECTION 7 OF THE TRADING WITH THE ENEMY ACT, 1939 (2 & 3 GEO. 6. C. 89).

1946 No. 1040

The Board of Trade in exercise of the powers conferred upon them by Section 7 of the Trading with the Enemy Act, 1939, and of all other powers enabling them in that behalf hereby make the following Order:—

1. There shall vest in the Custodian—

- (i) any debt which would, but for the existence of a state of war, be payable to or for the benefit of a person who is an enemy for the purposes of this Order,
- (ii) in respect of any moneys which would, but for the existence of a state of war, be payable to or for the benefit of a person who is such an enemy as aforesaid all the right title and interest of any such person as aforesaid.

Provided nevertheless that if in any case the vesting in the Custodian of any such debt or any such right title or interest as aforesaid would cause a forfeiture or determination of such debt or right title or interest as aforesaid then in any such case this Order shall not have the effect of vesting the same in the Custodian.

2. For the purposes of this Order the expression "enemy" means any person specified in the Schedule to the Trading with the Enemy (Specified Persons) (Amendment) (No. 13) Order, 1945(a), dated 23rd November, 1945, as amended by the Trading with the Enemy (Specified Persons) (Amendment) (No. 14) Order, 1946(b), dated 12th February, 1946, the Trading with the Enemy (Specified Persons) (Amendment) (No. 15) Order, 1946(c), dated 10th April, 1946, and the Trading with the Enemy (Specified Persons) (Amendment) (No. 16) Order, 1946(d), dated 11th June, 1946.

3. The Interpretation Act, 1889(e), shall apply to this Order as if it were an Act of Parliament.

4. This Order may be cited as the Trading with the Enemy (Custodian) (Specified Persons) Order, 1946, and shall come into force on 8th July, 1946.

Dated this 6th day of July, 1946.

G. H. Shreeve,

An Assistant-Secretary of the Board of Trade.

Explanatory Note.—This note is not part of the Order but is intended to indicate its general purport.

This Order vests in the Custodian all debts and moneys, including rights or title thereto, due to persons and concerns whose names are included in the current List of Specified Persons issued by the Board of Trade under Section 2 (2) of the Trading with the Enemy Act, 1939.

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- (a) S.R. & O. 1945 (No. 1461), noted, I, p. 1239.
 - (b) S.R. & O. 1946 No. 183, omitted from this volume because revoked by S.R. & O. 1946 No. 1041, p. 1700 below.
 - (c) S.R. & O. 1946 No. 529, omitted from this volume because revoked by S.R. & O. 1946 No. 1041, p. 1700 below.
 - (d) S.R. & O. 1946 No. 824, omitted from this volume because revoked by S.R. & O. 1946 No. 1041, p. 1700 below.
 - (e) 52 & 53 Vict. c. 63.
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