2. This Order shall come into operation on the second day of November, 1948, and may be cited as " The Traffic on Canals and Inland Navigations (Revocation) Order, 1948 ".

Given under the Official Seal of the Minister of Transport this sixteenth day of September, 1948.

(L.S.) *Alfred Barnes,*
The Minister of Transport.

---

(10) CHECK TRADING

The Control of Check Trading Order, 1948

1948 No. 2705

Made - - - -	*14th December,* 1948
Laid before Parliament	*15th December,* 1948
Coming into Operation	*1st February,* 1949

The Board of Trade, in pursuance of the powers conferred upon them by Regulations 55 and 55AB of the Defence (General) Regulations, 1939(**a**), as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**b**), as extended by the Supplies and Services (Extended Purposes) Act, 1947(**c**), hereby order as follows:—

1. A person carrying on the business of check trading (hereinafter called " the check trader ") shall not charge or accept or cause or permit to be charged or accepted, in connection with any check to which this Order applies issued in the course of that business, amounts which in the aggregate exceed :—

(i) in the case of a check in relation to the issue of which the requirements specified in the Schedule hereto are satisfied, the aggregate of :—
  (*a*) the value of that check, that is to say, the retail cash selling price of the goods which can be obtained with that check ; and
  (*b*) an amount equal to 5 per cent. of that value ;
(ii) in the case of any other check, the value of the check.

2. No person who is or is to be able to obtain goods with any check to which this Order applies issued or to be issued in the course of the business of any check trader shall pay or cause or permit to be paid otherwise than to that check trader or his servant or agent duly authorised to accept the same any consideration (howsoever described) in connection with that check.

3. No person other than the check trader in the course of whose business a check to which this Order applies was or is to be issued or his servant or agent duly authorised so to do, shall accept any consideration (howsoever described) in connection with that check.

4.—(1) For the purposes of this Order, but without prejudice to the generality of any of the foregoing provisions thereof, any amount or other consideration (howsoever described) charged, paid or accepted by any person shall be deemed to be charged, paid or accepted by that person in connection with a check to which this Order applies if it is charged, paid or accepted in connection with :—

(*a*) the issue of that check ;

(**a**) *See* Note, p. 15 above.
(**b**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (No. 1618) II, p. 48.
(**c**) 10 & 11 Geo. 6. c. 55.

(*b*) the discharge of any obligation or liability arising out of or in relation to that check or any guarantee or indemnity made or given in respect of the issue of that check ;

(*c*) the failure to discharge any such obligation or liability or the failure to do so at any particular time ;

Provided that any amount or other consideration charged, paid or accepted solely in respect of stamp fees or other postal charges charged in connection with or to facilitate the sending of any money through the post or by telegraph shall be deemed not to be an amount or a consideration charged, paid or accepted in connection with a check.

(2) For the purposes of this Order a business carried on by any person is a business of check trading if in the course thereof financial facilities are provided in relation to the acquisition of goods from that or any other person and in connection with the provision of those facilities checks to which this Order applies are supplied for a consideration payable in a lump sum, or by instalments or in some other manner.

(3) The checks to which this Order applies are all checks, orders, vouchers, tallies, or similar documents or things issued to facilitate the acquisition of goods.

5. The Check Trading (Control) Order, 1942(**a**), and the Check Trading (Control) (Amendment) Order, 1944(**b**), are hereby revoked.

6. This Order may be cited as the Control of Check Trading Order, 1948, and shall come into operation on the 1st day of February, 1949.

Dated this 14th day of December, 1948.

Harold Wilson,
President of the Board of Trade.

SCHEDULE

Requirements relating to the issue of a check the charges in connection with which include a percentage addition to the value of the check

1. The check is issued on the following terms:—

(*a*) that it is to be paid for by equal instalments spread over a period of not less than 20 weeks; and

(*b*) that any expenses incurred in the collection of the instalments are to be borne by the check trader ; and

(*c*) that if the person to whom the check is issued by the check trader, either attends personally at the office of the check trader nearest (at the time of the issue of the check) to his place of residence and there pays or tenders the amount of each instalment within two days of the day on which it is due, or sends to that office by prepaid letter post the amount of each instalment so that it reaches that office within two days of the day on which such instalment is due, the check trader will pay or allow to that person an amount equal to 5 per cent. of the value of the said check.

2. Before the check is issued the check trader has furnished to the person to whom the check is to be issued a notice in writing stating:—

(*a*) that it would be issued on the terms set out in paragraph 1 above and setting out those terms; and

(**a**) S.R. & O. 1942 (No. 1235) II, p. 454.
(**b**) S.R. & O. 1944 (No. 364) II, p. 319.

(*b*) the address, being an address of the check trader nearest, at that time, to the place of residence of the person receiving the notice, at which that person can attend personally and pay instalments in connection with the check or to which that person can send such instalments by prepaid letter post; and

(*c*) the times during any weekday when the person to whom the check is to be issued can attend personally at the said office and pay or tender such instalments.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order, which supersedes the Check Trading (Control) Order, 1942, and the Check Trading (Control) (Amendment) Order, 1944, permits a check trader who issues a check which is to be paid for in not less than twenty weekly instalments, to make a charge, additional to the value of the check, not exceeding 5 per cent. of that value.

Such additional charge may be made only where :—

(*a*) the check is issued on terms that a customer who attends at the check trader's office and pays each instalment within two days of the due date (or sends it by post so that it is received within two days of that date) will be refunded the amount of the additional charge ; and

(*b*) before the check is issued, the customer is given a written statement that the check will be issued on those terms.

Where the conditions in (*a*) and (*b*) are not satisfied the check trader may charge only the value of the check.

No consideration in connection with a check may be paid to or accepted by any person other than the check trader or his authorised agent.

---

(11) CINEMATOGRAPH FILMS

The Display of Photographs (Cinematograph Film Industry) (Revocation) Order, 1948

1948 No. 2638

Made - - - -	*3rd December,* 1948
Laid before Parliament	*6th December,* 1948
Coming into Operation	*13th December,* 1948

The Board of Trade in pursuance of the powers conferred upon them by Regulation 55 of the Defence (General) Regulations, 1939(**a**), as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**b**), as extended by the Supplies and Services (Extended Purposes) Act, 1947(**c**), hereby order as follows :—

1. The Display of Photographs (Cinematograph Film Industry) Order, 1942(**d**) (which restricts the display of prints on sensitized photographic materials in connection with cinematograph films), is hereby revoked.

(**a**) *See* Note, p. 15 above.
(**b**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (No. 1618) II, p. 48.
(**c**) 10 & 11 Geo. 6. c. 55.
(**d**) S.R. & O. 1942 (No. 135) II, p. 457.