DECLARATIONS AND EVIDENCE

1954 No. 1635

The Exchange Control (Declarations and Evidence) Order, 1954

Made - - - - 9*th December*, 1954
Coming into Operation 10*th January*, 1955

The Treasury, in exercise of the powers conferred upon them by subsection (1) of section 8, subsection (1) of section 9, paragraph (*a*) of section 13, subsection (5) of section 15, subsection (1) of section 16, and subsections (1) and (3) of section 42, of the Exchange Control Act, 1947(**a**), by those sections as extended to the Channel Islands by the Exchange Control (Channel Islands) Order, 1947(**b**), and of all other powers enabling them in that behalf, hereby make the following Order:—

1. References in this Order to any provision of the Exchange Control Act, 1947, include references to that provision as extended to the Channel Islands by the Exchange Control (Channel Islands) Order, 1947.

2.—(1) The prescribed evidence for the purposes of paragraph (*b*) of subsection (1) of section 8 of the Exchange Control Act, 1947, to be produced to the person issuing the security, is evidence that the person to whom the security is to be issued is not resident outside the scheduled territories and from facts known to the person giving the evidence or from enquiries made by that person is not to the best of his belief acquiring the security as the nominee of any person resident outside the scheduled territories.

(2) The evidence shall be given by a declaration in writing signed by or on behalf of the person to whom the security is to be issued.

3. The prescribed evidence for the purposes of paragraph (*a*) of section 13 of the Exchange Control Act, 1947, to be produced to a person concerned with the keeping of a register in the United Kingdom or the Channel Islands is—

(*a*) in the case of the issue of securities, the evidence prescribed by Article 2 of this Order,

(*b*) in the case of the transfer of securities, the declaration prescribed by Article 5 of this Order and evidence given by a declaration in writing signed by an authorised depositary that the transferee is not resident outside the scheduled territories and from facts known to the person giving the evidence or from enquiries made by that person is not to the best of his belief acquiring the security as the nominee of any person resident outside the scheduled territories, and

(*c*) in the case of the registration of securities transferable by means of bearer certificates the evidence prescribed by paragraph (1) of Article 2 of this Order given by a declaration in writing signed by an authorised depositary.

4. The prescribed evidence for the purposes of subsection (5) of section 15 of the Exchange Control Act, 1947, to be produced to an authorised depositary is the evidence prescribed in the case of the transfer of securities by paragraph (*b*) of Article 3 of this Order.

(**a**) 10 & 11 Geo. 6. c. 14. (**b**) S.R. & O. 1947/2034 (Rev. VI, p. 1001: 1947 I, p. 660).

5. The prescribed declaration for the purposes of paragraph (*b*) of subsection (1) of section 9 of the Exchange Control Act, 1947, to be delivered to the transferee at or before the time of the transfer is a declaration in the form set out in the First Schedule to this Order or in a form to the like effect made by an authorised depositary.

6. The prescribed declaration for the purposes of paragraph (*a*) of subsection (1) of section 16 of the Exchange Control Act, 1947, to be delivered to an authorised depositary is a declaration in the form set out in the Second Schedule to this Order or in a form to the like effect made by an authorised depositary.

7. The Exchange Control (Declarations and Evidence) Order, 1947(**a**), the Exchange Control (Declarations and Evidence) (Amendment) Order, 1951(**b**), and the Exchange Control (Declarations and Evidence) (Amendment) Order, 1953(**c**), are hereby revoked.

8. This Order shall extend to the Channel Islands.

9.—(1) This Order may be cited as the Exchange Control (Declarations and Evidence) Order, 1954.

(2) The Interpretation Act, 1889(**d**), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

10. This Order shall come into force on the tenth day of January, nineteen hundred and fifty-five.

Dated this 9th day of December, 1954.

Martin Redmayne,
Gerald Wills,
Two of the Lords Commissioners of
Her Majesty's Treasury.

FIRST SCHEDULE

The holder of the above-mentioned security is not resident outside the scheduled territories and from facts known to us or from enquiries we have made is not to the best of our belief holding the security as the nominee of a person resident outside those territories.

SECOND SCHEDULE

We hereby declare that to our knowledge the security specified in the attached schedule is now and has always been since the 2nd September 1939 owned by a person resident in the United Kingdom.

(**a**) S.R. & O. 1947/2041 (Rev. VI, p. 1038: 1947 I, p. 684).
(**b**) S.I. 1951/965 (1951 I, p. 647).
(**c**) S.I. 1953/98 (1953 I, p. 712).
(**d**) 52 & 53 Vict. c. 63.

EXPLANATORY NOTE

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

This Order prescribes the evidence to be produced when securities and coupons are issued, transferred or deposited.

IMPORT AND EXPORT

1954 No. 1274

The Exchange Control (Import and Export) (Amendment) Order, 1954

Made - - - -	*27th September,* 1954
Laid before Parliament	*29th September,* 1954
Coming into Operation	*30th September,* 1954

The Treasury, in pursuance of sections 21 and 31, and of subsection (5) of section 36 of the Exchange Control Act, 1947(a), of those sections as extended to the Channel Islands by the Exchange Control (Channel Islands) Order, 1947(b), and of all other powers enabling them in that behalf, hereby make the following Order:—

1. The Exchange Control (Import and Export) (No. 2) Order, 1951 (as amended)(c), shall be further amended by substituting for Article 5 thereof the following Article:—

"**5.** There shall be exempted from the provisions of subsection (1) of the said section 21 the importation into the United Kingdom or the Channel Islands,

(*a*) on the person of or in the baggage of a traveller to the United Kingdom or the Channel Islands in any ship or aircraft from some place outside the United Kingdom or the Channel Islands other than the Republic of Ireland, or from the Republic of Ireland who touches, while travelling from the Republic of Ireland, at any other place outside the United Kingdom or the Channel Islands of notes to which the said section 21 applies not exceeding £10 sterling in value;

(*b*) by post addressed to a banker in the United Kingdom or the Channel Islands

(i) of any note of the Bank of England for £10 or more than £10;

(ii) of any note of the Bank of England for £5 bearing a date prior to the second day of September, Nineteen hundred and forty-four;

(a) 10 & 11 Geo. 6. c. 14. (b) S.R. & O. 1947/2034 (Rev. VI, p. 1001: 1947 I, p. 660).
(c) S.I. 1951/995, 1952/140 (1951 I, p. 649; 1952 I, p. 972).