EXPLANATORY NOTE

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

This Order restricts the list of scheduled territories contained in the First Schedule to the Exchange Control Act, 1947, by excluding the Faroe Islands.

2. PAYMENTS

The Exchange Control (Payments) Order, 1948

1948 No. 1080

Made - - - -	*25th May*, 1948
Laid before Parliament	*26th May*, 1948
Coming into Operation	*31st May*, 1948

Whereas by section 5 of the Exchange Control Act, 1947(a), restrictions are placed on certain payments and other transactions in the United Kingdom, but those restrictions are by section 31 of that Act subject to such exemptions as may be granted by order of the Treasury;

And Whereas by section 23 of the Exchange Control Act, 1947, payment for goods exported to a destination in any such territory as may be prescribed must be made in such manner as may be prescribed in relation to those territories;

And Whereas by the Exchange Control (Channel Islands) Order, 1947(b), the provisions of the Exchange Control Act, 1947, other than sections 38 and 43 thereof, are extended, with such modifications as are specified in that Order, to the Channel Islands;

And Whereas it is expedient to amend the exemptions heretofore granted and the provisions heretofore made and, in particular, to make such provision for certain territories outside the scheduled territories as hereinafter appears:

Now, therefore, the Treasury, in pursuance of the said sections 5, 23 and 31, of those sections as extended to the Channel Islands, 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. There shall be exempted from the provisions of section 5 of the Exchange Control Act, 1947, anything done for the purpose of the transfer of the whole or any part of an amount standing to the credit of—

(i) an account of a person resident outside the scheduled territories, being a transfer to or to the account of a person resident in the scheduled territories;

(ii) a special account relating to any territory specified in the First Schedule to this Order, being a transfer to the credit of another special account relating to the same territory or of a sterling area account relating thereto;

(iii) an account (not being a special account or a sterling area account) of a person resident in any territory specified in the First Schedule to this Order, being a transfer to any other account of a person resident in the same territory or a transfer to the account of a person resident both outside the scheduled territories and outside any of the territories specified in the First, Second, Third or Fourth Schedules to this Order;

(a) 10 & 11 Geo. 6. c. 14. (b) S.R. & O. 1947 (No. 2034) I, p. 660.

(iv) an account of a person resident in any territory specified in the Second Schedule to this Order, being a transfer to another account of a person resident in the same territory;

(v) an account of a person resident in any territory specified in the Third Schedule to this Order, being a transfer to another account of a person resident in that territory, a transfer to the account of a person resident in or to a transferable account relating to any territory specified in the Fourth Schedule to this Order, or a transfer to the account of a person resident both outside the scheduled territories and outside any of the territories specified in the First, Second, Third or Fourth Schedules to this Order;

(vi) a transferable account relating to any territory specified in the Fourth Schedule to this Order, being a transfer to the account of a person resident in or to a transferable account relating to any of the said territories, or a transfer to the account of a person resident both outside the scheduled territories and outside any of the territories specified in the First, Second, Third or Fourth Schedules to this Order;

(vii) an account (not being a transferable account) of a person resident in any territory specified in the Fourth Schedule to this Order, being a transfer to the account of a person resident in or to a transferable account relating to the same territory;

(viii) an account of a person resident both outside the scheduled territories and outside any of the territories specified in the First, Second, Third or Fourth Schedules to this Order being a transfer to another such account.

3. There shall be exempted from the provisions of section 5 of the Exchange Control Act, 1947, any payment made in cash in the United Kingdom or in the Channel Islands to a person resident outside the scheduled territories

(i) by a person resident outside the scheduled territories if that payment is made out of

(*a*) any notes of a class which are or have at any time been legal tender in the United Kingdom or the Channel Islands or any part of the United Kingdom or the Channel Islands and which have been legally imported into the United Kingdom or the Channel Islands,or

(*b*) any moneys withdrawn from an account in favour of that person with a banker in the United Kingdom or the Channel Islands, or

(*c*) any moneys arising from the sale of foreign currency by that person to an authorised dealer, or

(*d*) any foreign currency which has been legally imported into the United Kingdom or the Channel Islands provided that the payment is not made as consideration for or in association with the receipt by any person of sterling;

(ii) by a person resident in the scheduled territories if that payment

(*a*) does not exceed £10 sterling in value, and

b) does not form part of a transaction or series of transactions wherein the aggregate value of the payments exceeds £10 sterling in value;

(iii) by a banker in the United Kingdom or the Channel Islands acting in the course of his business if that payment

(*a*) is made from moneys standing to the credit of an account in favour of that person with that banker, or

(*b*) is in respect of the encashment by that person of a travellers' cheque or letter of credit in favour of that person.

4.—(1) Section 23 of the Exchange Control Act, 1947, shall apply to territories outside the scheduled territories.

(2) The prescribed manners of payment for the purposes of the said section 23 in relation to goods exported to a destination in any of the said territories are the manners specified in relation to those territories respectively in the second column of the Fifth Schedule hereto.

5.—(1) The provisions of this Order shall have effect subject to any restrictions imposed by any direction given by the Treasury under Regulation 2A of the Defence (Finance) Regulations, 1939.

(2) The exemptions from the provisions of section 5 of the Exchange Control Act, 1947, granted by this Order shall not apply in relation to the transfer of the whole or any part of an amount standing to the credit of:

(*a*) an account of a person resident in the French Franc Area, which is not a French No. 1 Account, except in so far as the transfer may be from such an account to a French No. 1 Account;

(*b*) a Palestine No. 2 Account except in so far as the transfer may be from one such account to another such account.

6. In this Order:

(*a*) The expression "account" means a sterling account with a banker in the United Kingdom or the Channel Islands;

(*b*) the expression "special account" means any account which is for the time being recognised by the Bank of England for the purposes of this Order as a special account relating to any territory specified in the First Schedule to this Order;

(*c*) the expression "sterling area account" means any account which is for the time being recognised by the Bank of England for the purposes of this Order as a sterling area account relating to any territory specified in the First Schedule to this Order;

(*d*) the expression "transferable account" means any account which is for the time being recognised by the Bank of England for the purposes of this Order as a transferable account relating to any territory specified in the Fourth Schedule to this Order;

(*e*) the expression "French No. 1 Account" means an account which is for the time being recognised by the Bank of England for the purposes of this Order as an official account of the French Government or of the Government of any other territory comprised in the French Franc Area or of a banque agréée carrying on business in that Area;

(*f*) the expression "Palestine No. 2 Account" means an account of a person resident in Palestine which is for the time being recognised by the Bank of England as a Palestine No. 2 Account for the purposes of this Order;

(*g*) the expression "Turkish Account" means an account of a person resident in Turkey which is for the time being recognised by the Bank of England as a Turkish Account for the purposes of this Order;

(*h*) the expression "scheduled territories" has the meaning ascribed to it by section 1 of the Exchange Control Act, 1947;

(*i*) where among the territories specified in any of the Schedules to this Order two or more territories are grouped together, the expression "territory" shall include all the territories in that group.

7. The Exchange Control (Payments) Order, 1947(**a**), the Exchange Control (Payments) (Portuguese Monetary Area) Order, 1947(**b**), the Exchange Control (Payments) (Union of Soviet Socialist Republics) Order, 1948(**c**), the Exchange Control (Payments) (Italy, Republic of San Marino, Vatican City and Trieste) Order, 1948(**d**), the Exchange Control (Payments) (French Franc Area) Order, 1948(**e**), the Exchange Control (Payments) (Japan) Order, 1948(**f**), the Exchange Control (Payments) (China and Formosa) Order, 1948(**g**), the Exchange Control (Payments) (Palestine) Order, 1948(**h**), the Exchange Control (Payments) (Transjordan) Order, 1948(**i**), the Exchange Control (Payments) (Uruguay) Order, 1948(**k**), the Exchange Control (Payments) (Poland) Order, 1948(**l**), and the Exchange Control (Payments) (Syria) Order, 1948(**m**), are hereby revoked.

8. This Order shall extend to the Channel Islands.

9.—(1) This Order may be cited as the Exchange Control (Payments) Order, 1948.

(2) The Interpretation Act, 1889(**n**), 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 31st day of May, 1948.

Dated this twenty-fifth day of May, 1948.

C. James Simmons,
J. W. Snow,

Two of the Lords Commissioners of His Majesty's Treasury.

FIRST SCHEDULE

Group 1. Paraguay.

SECOND SCHEDULE

Group 1. The Argentine Republic.
,, 2. Austria.
,, 3. The Belgian Monetary Area, that is to say, Belgium, Luxembourg, Belgian Congo and the Mandated Territory of Ruanda Urundi.
,, 4. Brazil.
,, 5. Bulgaria.
,, 6. Canada and Newfoundland.
,, 7. China and Formosa.
,, 8. Denmark (excluding the Faroe Islands) and Greenland.
,, 9. The French Franc Area, that is to say, Metropolitan France (which includes Corsica and Algeria), Monaco, French West Africa, French Equatorial Africa, Madagascar and its dependencies, Reunion, French Somali Coast, French Guiana, Guadeloupe, Martinique, St. Pierre and Miquelon, French Establishments in India, Indo-China, New Caledonia, French Establishments in Oceania, Condominium of the New Hebrides, the Protectorates of Morocco and Tunisia, the French Mandated Territories of Cameroon and Togo, and the Lebanon.
,, 10. Greece.
,, 11. Hungary.

(**a**) S.R. & O. 1947 (No. 2072) I, p. 673. (**b**) S.R. & O. 1947 (No. 2621) I, p. 682.
(**c**) S.I. 1948 No. 17. (**d**) S.I. 1948 No. 139. (**e**) S.I. 1948 No. 90.
(**f**) S.I. 1948 No. 220. (**g**) S.I. 1948 No. 221. (**h**) S.I. 1948 No. 285.
(**i**) S.I. 1948 No. 286. (**k**) S.I. 1948 No. 399. (**l**) S.I. 1948 No. 449.
(**m**) S.I. 1948 No. 777. (**n**) 52 & 53 Vict. c. 63.

Group 12. Italy (that is to say, the mainland of Italy, Sicily, Sardinia and the adjacent islands), the Republic of San Marino, the Vatican City and Trieste.
,, 13. Japan, that is to say, the four main islands of Japan (Hokkaido, Honshu, Kyushu and Shikoku) and the adjacent islands which are under the control of the Supreme Commander for the Allied Powers.
,, 14. Palestine.
,, 15. The Portuguese Monetary Area, that is to say, Portugal and the Portuguese Empire.
,, 16. Roumania.
,, 17. Switzerland and Liechtenstein.
,, 18. Syria.
,, 19. Transjordan.
,, 20. Turkey.
,, 21. Uruguay.
,, 22. Yugoslavia.

THIRD SCHEDULE

Group 1. The United States of America, the Philippine Islands, and any territory under the sovereignty of the United States of America; Bolivia, Chile, Colombia, Costa Rica, Cuba, Dominican Republic, Ecuador, Guatemala, Haiti, Honduras, Mexico, Nicaragua, Panama, Peru, Salvador and Venezuela.

FOURTH SCHEDULE

Group 1. Czechoslovakia.
,, 2. The Dutch Monetary Area, that is to say, the Netherlands, the Netherlands East Indies and the Netherlands West Indies.
,, 3. Egypt.
,, 4. Ethiopia.
,, 5. Finland.
,, 6. Iran.
,, 7. Norway.
,, 8. Poland.
,, 9. Siam.
,, 10. The Spanish Monetary Area, that is to say, the Peninsular Territories of the Spanish State, the Canary Isles and the Balearic Isles, Ceuta and Melilla, the Spanish Zone of Morocco and the Spanish Colonies.
,, 11. The Anglo-Egyptian Sudan.
,, 12. Sweden.
,, 13. The Union of Soviet Socialist Republics.

FIFTH SCHEDULE

Description of Territories	Prescribed Manners of Payment
1. Belgian Monetary Area ...	(*a*) Payment in sterling from an account of a person resident in any of the territories comprised in the Belgian Monetary Area, and (*b*) Payment in Belgian, Luxembourg or Congolese francs.

Description of Territories	Prescribed Manners of Payment
2. Canada and Newfoundland	(*a*) Payment in sterling from an account of a person resident in Canada or Newfoundland, and (*b*) Payment in Canadian dollars or Newfoundland dollars.
3. Czechoslovakia ...	(*a*) Payment in sterling from an account of a person resident in Czechoslovakia, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order, and (*d*) Payment in Czechoslovak crowns.
4. Denmark (excluding the Faroe Islands) and Greenland.	(*a*) Payment in sterling from an account of a person resident in Denmark (excluding the Faroe Islands) or Greenland, and (*b*) Payment in Danish kroner.
5. Dutch Monetary Area ...	(*a*) Payment in sterling from an account of a person resident in any of the territories comprised in the Dutch Monetary Area, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order, and (*d*) Payment in the currency of any of the territories comprised in the Dutch Monetary Area.
6. Egypt	(*a*) Payment in sterling from an account of a person resident in Egypt, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.
7. Ethiopia	(*a*) Payment in sterling from an account of a person resident in Ethiopia, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.
8. Finland	(*a*) Payment in sterling from an account of a person resident in Finland, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.
9. French Franc Area ...	(*a*) Payment in sterling from a French No. 1 Account, and (*b*) Payment in the currency of any of the territories comprised in the French Franc Area.

Description of Territories	Prescribed Manners of Payment
10. Iran	(*a*) Payment in sterling from an account of a person resident in Iran, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.
11. Norway	(*a*) Payment in sterling from an account of a person resident in Norway, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order, and (*d*) Payment in Norwegian kroner.
12. Palestine	Payment in sterling from an account of a person resident in Palestine other than a Palestine No. 2 Account.
13. Paraguay	Payment in sterling from a special account relating to Paraguay.
14. Poland	(*a*) Payment in sterling from an account of a person resident in Poland, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.
15. Portuguese Monetary Area	(*a*) Payment in sterling from an account of a person resident in any of the territories comprised in the Portuguese Monetary Area, and (*b*) Payment in Portuguese escudos.
16. Siam	(*a*) Payment in sterling from an account of a person resident in Siam, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.
17. Spanish Monetary Area ...	(*a*) Payment in sterling from an account of a person resident in any of the territories comprised in the Spanish Monetary Area, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.
18. Anglo-Egyptian Sudan ...	(*a*) Payment in sterling from an account of a person resident in the Anglo-Egyptian Sudan, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and

Description of Territories	Prescribed Manners of Payment
18. Anglo-Egyptian Sudan —*cont.*	(*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.
19. Sweden	(*a*) Payment in sterling from an account of a person resident in Sweden, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order, and (*d*) Payment in Swedish kronor.
20. Switzerland and Liechtenstein.	(*a*) Payment in sterling from an account of a person resident in Switzerland or Liechtenstein, and (*b*) Payment in Swiss francs.
21. Turkey	Payment in sterling from a Turkish account.
22. The Union of Soviet Socialist Republics.	(*a*) Payment in sterling from an account of a person resident in the Union of Soviet Socialist Republics, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.
23. The United States of America and other territories specified in Group 1 of the Third Schedule to this Order.	(*a*) Payment in sterling from an account of a person resident in any of the territories in the Group, and (*b*) Payment in United States dollars.
24. Any other territory mentioned in the Second Schedule to this Order.	Payment in sterling from an account of a person resident in the territory concerned.
25. All other territories outside the scheduled territories not being territories mentioned in the First, Second, Third or Fourth Schedules to this Order.	(*a*) Payment in sterling from an account of a person resident in any of the territories concerned, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Fourth Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Third Schedule to this Order.

EXPLANATORY NOTE

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

This Order, with the exception of the provisions relating to the Argentine Republic and to Brazil, consolidates the provisions of the following Orders:—

The Exchange Control (Payments) Order, 1947 (S.R. & O. 1947 No. 2072);

The Exchange Control (Payments) (Portuguese Monetary Area) Order, 1947 (S.R. & O. 1947 No. 2621);

The Exchange Control (Payments) (Union of Soviet Socialist Republics) Order, 1948 (S.I. 1948 No. 17);

The Exchange Control (Payments) (Italy, Republic of San Marino, Vatican City and Trieste) Order, 1948 (S.I. 1948 No. 139);

The Exchange Control (Payments) (French Franc Area) Order, 1948 (S.I. 1948 No. 90);

The Exchange Control (Payments) (Japan) Order, 1948 (S.I. 1948 No. 220);

The Exchange Control (Payments) (China and Formosa) Order, 1948 (S.I. 1948 No. 221);

The Exchange Control (Payments) (Palestine) Order, 1948 (S.I. 1948 No. 285);

The Exchange Control (Payments) (Transjordan) Order, 1948 (S.I. 1948 No. 286);

The Exchange Control (Payments) (Uruguay) Order, 1948 (S.I. 1948 No. 399);

The Exchange Control (Payments) (Poland) Order, 1948 (S.I. 1948 No. 449), and

The Exchange Control (Payments) (Syria) Order, 1948 (S.I. 1948 No. 777).

In its application to the Argentine Republic and to Brazil this Order removes those territories from the list of those to which the arrangements for " transferable accounts " apply. In consequence it restricts the prescribed manners of payment for U.K. exports to the Argentine Republic and to Brazil.

The Exchange Control (Payments) (Chile) Order, 1948

1948 No. 1418

Made - - - -	21*st June*, 1948
Laid before Parliament	28*th June*, 1948
Coming into Operation	30*th June*, 1948

Whereas by section 5 of the Exchange Control Act, 1947(**a**), restrictions are placed on certain payments and other transactions in the United Kingdom, but those restrictions are by section 31 of that Act subject to such exemptions as may be granted by order of the Treasury;

And Whereas by section 23 of the Exchange Control Act, 1947, payment for goods exported to a destination in any such territory as may be prescribed must be made in such manner as may be prescribed in relation to that territory;

And Whereas by the Exchange Control (Channel Islands) Order, 1947(**b**), the provisions of the Exchange Control Act, 1947, other than sections 38 and 43 thereof, are extended, with such modifications as are specified in that Order, to the Channel Islands;

And Whereas it is expedient to make, in relation to Chile, such provision as is hereinafter specified and in consequence of those provisions to amend the Exchange Control (Payments) Order, 1948(**c**), in manner hereinafter appearing;

(**a**) 10 & 11 Geo. 6. c. 14. (**b**) S.R. & O. 1947 (No. 2034) I, p. 660.
(**c**) S.I. 1948 No. 1080, p. 928 above.