EXPLANATORY NOTE

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

This Order amends the list of scheduled territories contained in the First Schedule to the Exchange Control Act, 1947, by the addition of the Hashemite Kingdom of the Jordan.

The Exchange Control (Payments) Order, 1950

1950 No. 1072

Made - - - -	29*th June*, 1950
Laid before Parliament	30*th June*, 1950
Coming into Operation	1*st July*, 1950

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

(iii) 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 that territory, a transfer to the account of a person resident

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

in or to a transferable account relating to any territory specified in the Third 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 or Third Schedules to this Order;

(iv) a transferable account relating to any territory specified in the Third 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 or Third Schedules to this Order;

(v) an account (not being a transferable account) of a person resident in any territory specified in the Third 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;

(vi) an account of a person resident both outside the scheduled territories and outside any of the territories specified in the First, Second or Third 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 Fourth 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 Argentine Republic, being a transfer to an Argentine Guaranteed Account;

(*b*) an account of a person resident in China;

(*c*) an account of a person resident in Formosa;

(*d*) 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;

(*e*) an Israel No. 2 Account, except in so far as the transfer may be from one such account to another such account.

(3) 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 an amount from any account, being a transfer to the account of a person resident in China or to the account of a person resident in Formosa.

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 "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 Third Schedule to this Order;

(*c*) the expression "Argentine Guaranteed Account" means an account which is for the time being recognised by the Bank of England as an Argentine Guaranteed Account for the purposes of this Order;

(*d*) 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;

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

(*f*) 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;

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

(*h*) 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, 1948(**a**), the Exchange Control (Payments) (Chile) Order, 1948(**b**), the Exchange Control (Payments) (Peru) Order, 1948(**c**), the Exchange Control (Payments) (Tangier) Order, 1948(**d**), the Exchange Control (Payments) (Faroe Islands) Order, 1948(**e**), the Exchange Control (Payments) (Italy, Republic of San Marino and Trieste) Order, 1948(**f**), the Exchange Control (Payments) (Western Zones of Germany and Saar Territory) Order, 1949(**g**), the Exchange Control (Payments) (French Somali Coast) Order, 1949(**h**), the Exchange Control (Payments) (Lebanon) Order, 1949(**i**), the Exchange Control (Payments) (Czechoslovakia) Order, 1949(**j**), and the Exchange Control (Payments) (China and Formosa) Order, 1949(**k**), 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, 1950.

(2) The Interpretation Act, 1889(**l**), 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 first day of July, 1950.

Dated this twenty-ninth day of June, 1950.

W. A. Wilkins,
Wm. Hannan,
Two of the Lords Commissioners of
His Majesty's Treasury.

FIRST SCHEDULE

Group 1. The Argentine Republic.
„ 2. Austria.
„ 3. The Belgian Monetary Area, that is say, Belgium, Luxembourg, Belgian Congo and the Trust Territory of Ruanda-Urundi.
„ 4. Brazil.
„ 5. Bulgaria.
„ 6. Canada.
„ 7. Denmark, the Faroe Islands and Greenland.
„ 8. The French Franc Area, that is to say, Metropolitan France (which includes Corsica and Algeria), the Saar Territory, Monaco, Viet Nam, Laos and Cambodia, French West Africa, French Equatorial Africa, Madagascar and its dependencies, Reunion, French Guiana, Guadeloupe, Martinique. St. Pierre and Miquelon, French Establishments in India, New Caledonia, French Establishments in Oceania, Condominium of the New Hebrides, the Protectorates of Morocco and Tunisia, and the French Trust Territories of Cameroon and Togo.
„ 9. The Western Zones of Germany, that is to say, the areas in Germany (including the French, British and United States Sectors of Berlin) for the time being under the authority of the High Commissioners of France, the United Kingdom and the United States of America.

(**a**) S.I. 1948 (No. 1080) I, p. 928.
(**b**) S.I. 1948 (No. 1418) I, p. 936.
(**c**) S.I. 1948 (No. 1736) I, p. 942.
(**d**) S.I. 1948 (No. 1856) I, p. 943.
(**e**) S.I. 1948 (No. 2423) I, p. 938.
(**f**) S.I. 1948 (No. 2628) I, p. 939.
(**g**) S.I. 1949 (No. 540) I, p. 1625.
(**h**) S.I. 1949 (No. 890) I, p. 1622.
(**i**) S.I. 1949 (No. 895) I, p. 1624.
(**j**) S.I. 1949 (No. 1554) I, p. 1620.
(**k**) S.I. 1949 (No. 2365) I, p. 1618.
(**l**) 52 & 53 Vict. c. 63.

Group 10. Greece.
„ 11. Hungary.
„ 12. Israel.
„ 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. The Lebanon.
„ 15. Paraguay.
„ 16. Peru.
„ 17. The Portuguese Monetary Area, that is to say, Portugal and the Portuguese Empire.
„ 18. Roumania.
„ 19. The French Somali Coast.
„ 20. Switzerland and Liechtenstein.
„ 21. Syria.
„ 22. The Tangier Zone of Morocco.
„ 23. Turkey.
„ 24. Uruguay.
„ 25. The Vatican City.
„ 26. Yugoslavia.

SECOND SCHEDULE

Group 1. The United States of America, and any territory under the sovereignty of the United States of America; former Japanese Pacific Islands under United States trusteeship and other former Japanese Islands under United States military administration; the Philippine Islands; Bolivia, Colombia, Costa Rica, Cuba, the Dominican Republic, Ecuador, Guatemala, Haiti, Honduras, Mexico, Nicaragua, Panama, el Salvador and Venezuela.

THIRD SCHEDULE

Group 1. Chile.
„ 2. Czechoslovakia.
„ 3. Egypt, and that area of the former territory of Palestine at present administered by Egypt.
„ 4. Ethiopia.
„ 5. Finland.
„ 6. Iran.
„ 7. The Italian Republic, the Republic of San Marino and the Free Territory of Trieste.
„ 8. The Netherlands Monetary Area, that is to say, the Netherlands, the Republic of the United States of Indonesia, the Netherlands New Guinea, Surinam and the Netherlands Antilles.
„ 9. Norway.
„ 10. Poland.
„ 11. 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.
„ 12. The Anglo-Egyptian Sudan.
„ 13. Sweden.
„ 14. Thailand.
„ 15. The Union of Soviet Socialist Republics.

FOURTH 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.
2. Canada	(*a*) Payment in sterling from an account of a person resident in Canada, and (*b*) Payment in Canadian dollars.
3. Chile	(*a*) Payment in sterling from an account of a person resident in Chile, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
4. China	Payment in sterling from an account of a person resident in China.
5. 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 Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
6. Denmark, the Faroe Islands and Greenland.	(*a*) Payment in sterling from an account of a person resident in Denmark, the Faroe Islands or Greenland, and (*b*) Payment in Danish kroner or Faroese kroner.
7. Egypt, and that area of the former territory of Palestine at present administered by Egypt.	(*a*) Payment in sterling from an account of a person resident in Egypt or that area of the former territory of Palestine at present administered by Egypt. (*b*) Payment in sterling from a transferable account relating to any territory specified in the Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
8. 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 Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.

Description of Territories	Prescribed Manners of Payment
9. 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 Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
10. Formosa	Payment in sterling from an account of a person resident in Formosa.
11. 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.
12. French Somali Coast ..	(*a*) Payment in sterling from an account of a person resident in the French Somali Coast, and (*b*) Payment in Djibouti francs.
13. 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 Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
14. Israel	Payment in sterling from an account of a person resident in Israel other than an Israel No. 2 Account.
15. The Italian Republic, the Republic of San Marino and the Free Territory of Trieste.	(*a*) Payment in sterling from an account of a person resident in the Italian Republic, the Republic of San Marino or the Free Territory of Trieste, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
16. Japan	Payment in sterling from an account held by the Supreme Commander for the Allied Powers or held on his behalf by the Japanese Foreign Exchange Control Board.
17. Netherlands Monetary Area	(*a*) Payment in sterling from an account of a person resident in any of the territories comprised in the Netherlands Monetary Area, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Third Schedule to this Order.

Description of Territories	Prescribed Manners of Payment
17. Netherlands Monetary Area —*cont.*	(*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order, and (*d*) Payment in the currency of any of the territories comprised in the Netherlands Monetary Area.
18. 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 Third Schedule to this Order, (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order, and (*d*) Payment in Norwegian kroner.
19. 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 Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
20. 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.
21. 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 Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
22. 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 Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
23. 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 Third Schedule to this Order,

Description of Territories	Prescribed Manners of Payment
23. Sweden—*cont.*	(*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order, and (*d*) Payment in Swedish kronor.
24. Switzerland and Liechtenstein.	(*a*) Payment in sterling from an account of a person resident in Switzerland or Liechtenstein, and (*b*) Payment in Swiss francs.
25. Thailand	(*a*) Payment in sterling from an account of a person resident in Thailand, (*b*) Payment in sterling from a transferable account relating to any territory specified in the Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
26. Turkey	Payment in sterling from a Turkish account.
27. 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 Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.
28. The United States of America and other territories specified in Group 1 of the Second 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.
29. Any other territory mentioned in the First Schedule to this Order.	Payment in sterling from an account of a person resident in the territory concerned.
30. 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 Third Schedule to this Order, and (*c*) Payment in sterling from an account of a person resident in any territory specified in the Second Schedule to this Order.

EXPLANATORY NOTE

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

With the exception of its provisions relating to the Argentine Republic, Japan and Paraguay, this Order consolidates the provisions of the following Orders:—

The Exchange Control (Payments) Order, 1948 (S.I. 1948 No. 1080);

The Exchange Control (Payments) (Chile) Order, 1948 (S.I. 1948 No. 1418);

The Exchange Control (Payments) (Peru) Order, 1948 (S.I. 1948 No. 1736);

The Exchange Control (Payments) (Tangier) Order, 1948 (S.I. 1948 No. 1856);

The Exchange Control (Payments) (Faroe Islands) Order, 1948 (S.I. 1948 No. 2423);

The Exchange Control (Payments) (Italy, Republic of San Marino and Trieste) Order, 1948 (S.I. 1948 No. 2628);

The Exchange Control (Payments) (Western Zones of Germany and Saar Territory) Order, 1949 (S.I. 1949 No. 540);

The Exchange Control (Payments) (French Somali Coast) Order, 1949 (S.I. 1949 No. 890);

The Exchange Control (Payments) (Lebanon) Order, 1949 (S.I. 1949 No. 895);

The Exchange Control (Payments) (Czechoslovakia) Order, 1949 (S.I. 1949 No. 1554), and

The Exchange Control (Payments) (China and Formosa) Order, 1949 (S.I. 1949 No. 2365).

In the case of the Argentine Republic, this Order modifies the exemptions granted by the Exchange Control (Payments) Order, 1948, which enabled all transfers between the sterling accounts of residents of the Argentine Republic to be made without the specific permission of the Treasury.

In the case of Japan, this Order modifies the prescribed manner of payment for exports from the United Kingdom to Japan.

In the case of Paraguay, this Order varies the arrangements for payments between the United Kingdom and Paraguay.

In addition this Order ceases to apply the provisions of the Exchange Control (Payments) Order, 1948, to the Hashemite Kingdom of the Jordan, as that country is now one of the scheduled territories for the purposes of the Exchange Control Act, 1947.