STATUTORY INSTRUMENTS

1961 No. 1527

FOREIGN COMPENSATION

The Foreign Compensation Commission (Egyptian Claims) (Amendment) Rules, 1961

Made - - - -	*4th August*, 1961
Laid before Parliament	*11th August*, 1961
Coming into Operation	*15th August*, 1961

Whereas the Foreign Compensation Commission have, in exercise of their powers under section 4 of the Foreign Compensation Act, 1950(a), made rules of procedure and submitted them to me for approval:

Now, therefore, I, David Viscount Kilmuir, Lord High Chancellor of Great Britain, in exercise of the powers conferred on me by section 4 and section 8 of the Foreign Compensation Act, 1950, do hereby approve the said rules in the form set out in the schedule hereto and direct that they shall come into operation on the fifteenth day of August, 1961.

Dated this fourth day of August, 1961.

Kilmuir, C.

SCHEDULE

The Foreign Compensation Commission in exercise of their powers under section 4 of the Foreign Compensation Act, 1950, hereby make the following Rules:—

1.—(1) These Rules may be cited as the Foreign Compensation Commission (Egyptian Claims) (Amendment) Rules, 1961.

(2) The Interpretation Act, 1889(b), shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

2. The Foreign Compensation Commission (Egyptian Claims) Rules, 1959(c), as amended(d), shall be further amended as follows:

(*a*) The following Rule shall be inserted after Rule 6:—

"*Time for Applications and Particulars*

7.—(1) Save with the leave of not less than two Commissioners which shall be granted only in exceptional circumstances, no Application under Part III of the Order in Council shall be considered unless it has reached the Commission on or before the 31st day of October, 1961.

(2) No application in respect of a claim which could but for the provisions of paragraph (1) of this Rule have been established or registered under Part III of the Order in Council shall be considered under Part IV thereof.

(3) The Commission may from time to time of their own motion by an order served upon an Applicant in the manner provided by Rule 31

(a) 14 Geo. 6. c. 12. (b) 52 & 53 Vict. c. 63. (c) S.I. 1959/640 (1959 I, p. 1368).
(d) S.I. 1959/1887, 1960/597 (1959 I, p. 1378; 1960 II, p. 1555).

require the Applicant within such time as may be specified in the order (not being less than 21 days, or, in the case of an Applicant normally resident outside the United Kingdom of Great Britain and Northern Ireland, 42 days) to furnish to the Commission in writing such particulars of the nature and amount of his claim and in such manner and form as may be specified in the order, and may from time to time extend the time for complying with or otherwise vary any such order.

(4) If the Applicant fails to comply with an order made under paragraph (3) of this Rule, the Commission may make an order dismissing his Application either wholly or in part: provided that the Commission may at any time thereafter, on reasonable cause shown by the Applicant, discharge or revoke any such order of dismissal either absolutely or on terms, and any such discharge or revocation shall not be deemed to be a review within the meaning of Rule 38.

(5) Any order made by the Commission under this Rule shall be made by not less than two Commissioners, and shall not be subject to review under Rule 38, and the provisions of Rule 29 shall not apply to any time appointed by or under this Rule for doing any act or taking any step in any proceedings."

(*b*) The following paragraph shall be added after paragraph (3) of Rule 38:—

"(4) Every order or direction of the Commission for registration of a claim under Article 6 or Article 10 of the Order in Council, and every order or direction refusing such registration, shall be subject to review in like manner as if it were a provisional determination of the Commission."

The Seal of the Foreign Compensation Commission was hereunto affixed this fourth day of August, 1961.

C. Montgomery White,
Chairman of the Commission.

(L.S.)

H. H. Butcher,
Secretary.

EXPLANATORY NOTE

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

These Rules amend the Foreign Compensation Commission (Egyptian Claims) Rules, 1959.

Subject to exception by special leave, the 31st October, 1961, is fixed as the final date for entering applications made under Part III of the Foreign Compensation (Egypt) (Determination and Registration of Claims) Order, 1959, concerning certain claims for compensation for losses sustained by British nationals in relation to property in Egypt.

The Commission is empowered to require particulars of a claim to be given within a limited period of time; and certain directions of the Commission for the registration of claims are made subject to review.