2.—(*a*) This Order may be cited as the Foreign Compensation (Czechoslovakia) (Amendment) (No. 2) Order, 1952.

(*b*) This Order shall come into operation on the 1st day of May, 1952, and the Right Honourable Anthony Eden, Her Majesty's Principal Secretary of State for Foreign Affairs, is to give the necessary directions herein.

F. J. Fernau.

EXPLANATORY NOTE

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

The purpose of this amending Order is to provide that where the " relevant date " is the date of entry into force or the date of publication in the Czechoslovak Official Gazette of the Czechoslovak or Slovak law or decree by or under which property or an interest in property was affected, a claim will not be entertained if the applicant or his predecessor in title was deprived of the property or interest in property to which the claim relates at a date later than 1st August, 1951.

1952 No. 1413

The Foreign Compensation (Czechoslovakia) (Amendment) (No. 3) Order, 1952

Made - - - -	29*th July*, 1952
Laid before Parliament	30*th July*, 1952
Coming into Operation	31*st July*, 1952

At the Court at Buckingham Palace, the 29th day of July, 1952

Present,

The Queen's Most Excellent Majesty in Council

Whereas by Section 2 of the Foreign Compensation Act, 1950(a) (hereinafter referred to as " the Act ") Her Majesty is authorised by Order in Council to provide for the distribution by the Foreign Compensation Commission of such sums as may be paid to the Commission by Her Majesty's Government in the United Kingdom, being sums received under the Agreement entered into between the Government of the United Kingdom and the Government of Czechoslovakia on the 28th September, 1949(b), among the persons who establish claims to the satisfaction of the Commission in respect of losses suffered in such circumstances as may be prescribed by the Order;

And Whereas it was so provided by the Foreign Compensation (Czechoslovakia) Order in Council, 1950(c), (hereinafter referred to as the " Order ");

And Whereas it is now deemed expedient to make certain amendments to the said Order:

(a) 14 Geo. 6. c. 12.
(b) " Treaty Series No. 60 (1949) ", Cmd. 7797.
(c) S.I. 1950/1191; 1950 I, p. 772.

Now, therefore, Her Majesty, by virtue and in exercise of the powers in that behalf by the Act, or otherwise, in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered as follows:—

1. There shall be substituted for paragraphs (*c*) and (*d*) of Article 10 of the Order the following:—

"(*c*) that, by or under any Czechoslovak measure, as defined in Article 16 of this Order, he or his predecessor in title has been deprived of title to or enjoyment of such property, or that any persons for whom he is a trustee have been deprived of enjoyment of such property; or, if the claim relates to an interest in property owned or held by a corporation to which Article 14 of this Order applies, that, by or under such Czechoslovak measure, the corporation has been deprived of title to or enjoyment of that property; and

(*d*) that he or his predecessor in title has suffered loss as a result of each deprivation or, if he is a trustee, that the persons for whom he is a trustee have suffered a loss as the result of such deprivation."

2. There shall be substituted for the first three lines of Article 11 of the Order the following:—

"Property or an interest in property shall be deemed to have been British if, legally or beneficially, the property was owned or held by or the interest was the interest of—"

3. This Order may be cited as the Foreign Compensation (Czechoslovakia) (Amendment) (No. 3) Order, 1952, and together with the Foreign Compensation (Czechoslovakia) Order in Council, 1950, the Foreign Compensation (Czechoslovakia) (Amendment) Order in Council, 1951(**a**), the Foreign Compensation (Czechoslovakia) (Amendment) Order in Council, 1952(**b**) and the Foreign Compensation (Czechoslovakia) (Amendment) (No. 2) Order, 1952(**c**), may be cited as the Foreign Compensation (Czechoslovakia) Orders 1950-1952.

4. This Order shall come into operation on the 31st day of July, 1952, and the Right Honourable Anthony Eden, Her Majesty's Principal Secretary of State for Foreign Affairs, is to give the necessary directions herein.

F. J. Fernau.

EXPLANATORY NOTE

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

The purpose of this amending Order is to remove certain ambiguities, revealed in a recent decision of the Foreign Compensation Commission, in Article 10 (*c*) and (*d*) and Article 11 of the Foreign Compensation (Czechoslovakia) Order in Council in relation to applications to the Commission by trustees and, in particular, to make it clear that a trustee is able to satisfy the requirements of Article 10 of the Order if he can show that the persons for whom he is a trustee have suffered a loss as the result of deprivation of title to or enjoyment of property by or under a Czechoslovak measure.

(**a**) S.I. 1951/1166; 1951 I, p. 753. (**b**) S.I. 1952/348, p. 1090 above.
(**c**) S.I. 1952/864, p. 1091 above.