1966 No. 397

FOREIGN COMPENSATION

The Foreign Compensation (Hungary) (Amendment) Order 1966

Made - - - - 6th April 1966

**To be laid before Parliament*

Coming into Operation 20th April 1966

At the Court at Buckingham Palace, the 6th day of April 1966

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by sections 3 and 8(1) of the Foreign Compensation Act 1950(a) 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.—(1) The Schedule to the present Order shall be substituted for the First Schedule to the Foreign Compensation (Hungary) Order 1963(b) as amended(c) (hereinafter referred to as " the principal Order ").

(2) In every case in which an interim payment in respect of a claim has been made prior to the coming into operation of the present Order, the Foreign Compensation Commission shall give effect to the provisions of the First Schedule to the principal Order as amended by the present Order by making a payment equivalent to the difference (if any) between the amount of the interim payment already made and the amount calculated in accordance with the said Schedule as so amended.

2. This Order shall come into operation on 20th April 1966 and may be cited as the Foreign Compensation (Hungary) (Amendment) Order 1966.

W. G. Agnew.

SCHEDULE

1. An interim payment of an amount calculated as follows shall be made by the Commission in respect of each claim:—

(*a*) if the assessed amount of the claim does not exceed £40,000, 17½ per cent. of the assessed amount; or

(*b*) if the assessed amount of the claim exceeds £40,000, the sum of £7,000 and 1s. 8d. for every £1 by which the assessed amount exceeds £40,000.

2.—(1) An additional interim payment of an amount calculated in accordance with the provisions of sub-paragraph (2) of this paragraph shall be made by the Commission in the case of any claim in respect of which the Commission is satisfied that the beneficial interest is such that an individual who on 31st March 1966 was over 65 years of age has, or two or more such individuals together have, a vested interest in possession (whether as to income or capital) in not less than one half thereof.

* This Instrument was laid before Parliament on 18th April 1966.

(a) 14 Geo. 6. c. 12. (b) S.I. 1963/1148 (1963 II, p. 1949).

(c) S.I. 1964/506, 1965/982 (1964 1, p. 867; 1965 I, p. 2424).

(2) The amount of the additional interim payment to be made under sub-paragraph (1) of this paragraph shall be 17½ per cent. of the sum by which the assessed amount of the claim exceeds £40,000 but does not exceed £160,000, less 1s. 8d. for every £1 of such sum.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the Foreign Compensation (Hungary) Order 1963, as previously amended, so as to provide for increased interim payments of compensation in all cases in which the amounts of such payments previously authorised were less than 17½ per cent. of the assessed amount of the claim.