EXPLANATORY NOTE

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

This Order amends the Foreign Compensation (Poland) (Nationalisation Claims) Order, 1956. The principal amendments are:—

(i) a clarification of the provisions relating to the proof of deprivation of title to property consisting of a debt;

(ii) the exclusion of certain types of debts from the class of property for which compensation may be claimed under the Order;

(iii) a provision empowering the Foreign Compensation Commission, where an application in respect of the same claim is made by a trustee and by a beneficiary under the trust, to exercise their discretion as to which of the applications they will entertain.

1957 No. 1367

The Foreign Compensation (Poland) (Nationalisation Claims) (Amendment No. 2) Order, 1957

Made - - - -	31*st July*, 1957
Laid before Parliament	7*th August*, 1957
Coming into Operation	8*th August*, 1957

At the Court at Goodwood House, the 31st day of July, 1957

Present,

The Queen's Most Excellent Majesty in Council

Whereas Her Majesty is authorised by the Foreign Compensation Act, 1950(a) (hereinafter referred to as "the Act"), to make provision by Order in Council for the determination by the Foreign Compensation Commission (hereinafter referred to as "the Commission") of claims to participate in compensation received under agreements with foreign governments, and for the distribution by the Commission of such compensation:

And Whereas such provision was made by the Foreign Compensation (Poland) (Nationalisation Claims) Order, 1956(b), as amended by the Foreign Compensation (Poland) (Nationalisation Claims) (Amendment) Order, 1957(c) (hereinafter referred to together as "the Order"):

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

(a) 14 Geo. 6. c. 12. (b) S.I. 1956/618 (1956 I, p. 1043). (c) S.I. 1957/101 (p. 1030 above).

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. In paragraph (*b*) of Article 7 of the Order there shall be added the following:—

"or

(iv) citizens of Southern Rhodesia".

2. (*a*) In sub-paragraph (*a*) of Article 12 of the Order there shall be added after the words "as defined by Section 32 of that Act" and before the semi-colon the words "or who was (or would have been, had the Southern Rhodesian Citizenship and British Nationality Act, 1949, then been in force) a citizen of Southern Rhodesia".

(*b*) In the proviso to Article 12 of the Order there shall be added after the words "Section 32 of the British Nationality Act, 1948," the words

"or who was at that date (or would have been if the Southern Rhodesian Citizenship and British Nationality Act, 1949, had then been in force) a citizen of Southern Rhodesia,"

3. (*a*) This Order may be cited as the Foreign Compensation (Poland) (Nationalisation Claims) (Amendment No. 2) Order, 1957.

(*b*) The Interpretation Act, 1889(a), shall apply for the purpose of interpreting this Order as it applies for the purpose of interpreting an Act of Parliament.

(*c*) This Order shall come into operation on the 8th day of August, 1957.

And the Right Honourable Selwyn Lloyd, Her Majesty's Principal Secretary of State for Foreign Affairs, is to give the necessary directions herein.

W. G. Agnew.

EXPLANATORY NOTE

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

This Order amends the Foreign Compensation (Poland) (Nationalisation Claims) Order, 1956, by enabling applications under the Order to be made by citizens of Southern Rhodesia, and by including as British property, for the purposes of the Order, property owned or held by persons who were, or would have been (had the Southern Rhodesian Citizenship and British Nationality Act, 1949, been in force at the relevant date) citizens of Southern Rhodesia.

(a) 52 & 53 Vict. c. 63.