1952 No. 1414

The Foreign Compensation (Yugoslavia) (Amendment) 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 Agreements entered into between the Government of the United Kingdom and the Government of Yugoslavia on the twenty-third day of December, 1948(b) and the twenty-sixth day of December, 1949(c), 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 (Yugoslavia) Order in Council 1950(d) (hereinafter referred to as the "Order");

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

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 sub-paragraphs (ii) and (iii) of paragraph (*a*) of Article 11 of the Order the following:

"(ii) that, by or under any Yugoslav measure as defined in Article 18 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 15 of this Order applies, that, by or under such Yugoslav measure, the corporation has been deprived of title to or enjoyment of that property: and

(iii) that he or his predecessor in title has suffered loss as a result of such 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 12 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—".

(a) 14 Geo. 6. c. 12.
(b) Treaty Series No. 2 (1949), Cmd. 7600.
(c) Treaty Series No. 5 (1950), Cmd. 7875.
(d) S.I. 1950/1192; 1950 I, p. 780.

3. In the application of Article 11 (*a*) (ii) of the Order to property which consists of a debt to which Article 16 of the Order does not apply, it shall be necessary for the person making application to the Commission to prove that he, or his predecessor in title, has, by any Yugoslav measure (as defined in Article 18 of the Order) or by action taken under the authority thereof, been deprived of the legal right to recover the debt.

4. In the application of Article 11 (*a*) (ii) of the Order, it shall be necessary for the person making application to the Commission to show that the date on which he or his predecessor in title was deprived of title to or enjoyment of the property to which the claim relates was not later than the first day of September, 1952; or, if the claim relates to an interest in property owned or held by a corporation, to which Article 15 of this Order applies, that the date on which the corporation was deprived of title to or enjoyment of that property was not later than the first day of September, 1952.

5. In the application of the Order the expression "Yugoslav measure" shall include, in addition to the Yugoslav laws listed in Article 18 of the Order, the following Yugoslav laws and decrees and any decree, order or act made or done thereunder:—

(*g*) Law of the twenty-second day of March, 1946 amending the Law of the twenty-third day of August, 1945 concerning Agrarian Reform and Colonisation;

(*h*) Law of the thirty-first day of July, 1946 concerning the Acquisition by the State of Enemy Property and the Sequestration of Property of Absentee Owners;

(*i*) Decree of the twenty-third day of December, 1946 concerning the Transfer to State Ownership of Enemy Property and the Sequestration of the Property of Absentee Persons.

6.—(*a*) This Order may be cited as the Foreign Compensation (Yugoslavia) (Amendment) Order, 1952.

(*b*) 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.)

This Order has four purposes:—

First, it is intended to remove certain ambiguities in Article 11 (*a*) (ii) and (iii) and Article 12 of the Foreign Compensation (Yugoslavia) Order in Council, 1950, in relation to applications by trustees and in particular, to make it clear that a trustee is able to satisfy the requirements of Article 11 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 Yugoslav measure.

Secondly, it is designed to clarify an ambiguity in Article 11 (*a*) (ii) of the Foreign Compensation (Yugoslavia) Order in Council, 1950 by making it clear in what circumstances a claim relating to property consisting of a debt (other than a debt covered by Article 16 of the Order) will be entertained.

Thirdly, it amends Article 11 (*a*) (ii) by providing that deprivation of title to or enjoyment of the property to which the claim relates must have occurred not later than 1st September, 1952 if the claim is to be entertained.

Fourthly, it brings within the expression "Yugoslav measures" in Article 18 of the Order further laws and decrees of an expropriatory nature which were enacted before the entry into force of the Anglo-Yugoslav Compensation Agreement of 23rd December, 1948.

FRIENDLY SOCIETIES

1952 No. 2158

The Friendly Societies (Amendment of Fees) Regulations, 1952

Made - - - -	*4th December*, 1952
Laid before Parliament	*15th December*, 1952
Coming into Operation	*1st January*, 1953

The Lords Commissioners of Her Majesty's Treasury pursuant to the powers conferred upon them by subsection one of section ninety-nine of the Friendly Societies Act, 1896(**a**), hereby make and approve the following Regulations:—

1. These Regulations may be cited as the Friendly Societies (Amendment of Fees) Regulations, 1952, and shall come into operation on the first day of January, nineteen hundred and fifty-three.

2. In lieu of the fees payable in advance for the several matters set out hereunder by virtue of the Friendly Society (Amendment of Fees) Regulation, 1923(**b**), there shall be so payable the fees hereby respectively provided for such matters and the aforesaid Regulation shall be amended accordingly:—

	£	s.	d.
For the registry of a special resolution—			
(1) where the special resolution relates to an amalgamation or a transfer of engagements and a Society passing the same has—			
(*a*) 100 members or less	2	0	0
(*b*) more than 100 members but not more than 500 ...	3	0	0
(*c*) more than 500 members but not more than 1,000 ...	4	0	0
(*d*) more than 1,000 members	5	0	0
(2) where the special resolution does not relate to an amalgamation or transfer of engagements (to include in the case of a special resolution for a change of name the approval of the same)	2	0	0
For every direction to transfer stock	3	0	0
For registry of an instrument of dissolution or alteration therein where a Society has—			
(*a*) 100 members or less	2	0	0
(*b*) more than 100 members but not more than 500 ...	3	0	0
(*c*) more than 500 members but not more than 1,000 ...	4	0	0
(*d*) more than 1,000 members	5	0	0
For the determination of a Registrar on a dispute or for the award of a Registrar for dissolution where the matter is settled without a hearing or upon one hearing without adjournment	3	0	0

(a) 59 & 60 Vict. c. 25. (b) S.R. & O. 1923/919; Rev. VIII, p. 815; 1923, p. 344.