1968 No. 1064

SAVINGS BANKS

The Post Office Savings Bank Amendment (No. 1) Regulations 1968

Laid before Parliament in draft

Made - - -	*5th July* 1968
Coming into Operation	*15th July* 1968

I, The Right Honourable John Thomson Stonehouse, M.P., Her Majesty's Postmaster General, with the consent of the Treasury, do, by virtue of the powers conferred on me by sections 2 and 7(1) of the Post Office Savings Bank Act 1954(**a**) (as extended by sections 6 and 7(1) of the Post Office Savings Bank Act 1966(**b**)), and of all other powers enabling me in this behalf, hereby make the following regulations :—

1.—(1) These regulations shall be read as one with the Post Office Savings Bank Regulations 1966(**c**).

(2) The Interpretation Act 1889(**d**) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

2. The Post Office Savings Bank Regulations 1966 shall be amended as follows :—

(*a*) For Regulation 20(5) (which provides for the receipting of warrants issued under those regulations) there shall be substituted the following paragraph :—

"(5) No warrant issued under these regulations (other than a crossed warrant) shall be paid until the receipt thereon for the amount thereby payable has been duly signed by the payee or by some person duly authorised by him to receive the payment."

(*b*) In Regulation 20(7) (which applies to crossed warrants issued under those regulations certain provisions of the Bills of Exchange Act 1882(**e**) and the Cheques Act 1957(**f**)) for "section 4 of the Cheques Act 1957" there shall be substituted "sections 3 and 4 of the Cheques Act 1957".

(*c*) In Regulation 46(2) (which makes provision in relation to persons unable to write) for "Where the person to whom a warrant is made payable" there shall be substituted "Where a warrant, other than a crossed warrant, is made payable to a person who".

(**a**) 1954 c. 62.
(**b**) 1966 c. 12.
(**c**) S.I. 1966/727 (1966 II, p. 1662).
(**d**) 1889 c. 63.
(**e**) 1882 c. 61.
(**f**) 1957 c. 36.

(*d*) In Regulation 59 (which applies those regulations with adaptations to Jersey) after paragraph (2) there shall be inserted the following new paragraph:—

"(2A) where any question whether or not the payee of a crossed warrant issued under these regulations has received the sum payable by that crossed warrant falls to be determined according to the law of Jersey, the reference in regulation 20(7) to section 3 of the Cheques Act 1957 shall be deemed to refer to Article 3 of the Cheques (Jersey) Law 1957;".

(*e*) In Regulation 60 (which applies those regulations with adaptations to Guernsey, Alderney and Sark) after paragraph (2) there shall be inserted the following new paragraph:—

"(2A) where any question whether or not the payee of a crossed warrant issued under these regulations has received the sum payable by that crossed warrant falls to be determined according to the law of the Bailiwick of Guernsey, the reference to section 3 of the Cheques Act 1957 shall be deemed to refer to section 83 of the Bills of Exchange (Guernsey) Law 1958;".

3. These regulations may be cited as the Post Office Savings Bank Amendment (No. 1) Regulations 1968, and shall come into operation on 15th July 1968.

Dated 3rd July 1968.

John Stonehouse,
Her Majesty's Postmaster General.

We consent to these Regulations.

B. K. O'Malley,
Joseph Harper,
Two of the Lords Commissioners of Her Majesty's Treasury.

5th July 1968.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations amend the Post Office Savings Bank Regulations 1966 in relation to crossed warrants issued by the Postmaster General under the latter regulations by (i) dispensing with the requirement that such warrants must be receipted by the payee and (ii) applying to them the provisions of section 3 of the Cheques Act 1957 (which provides that an unindorsed cheque which appears to have been paid by the banker on whom it is drawn is evidence of the receipt by the payee of the sum payable by the cheque).