STATUTORY INSTRUMENTS

1961 No. 1528

BORROWING AND SECURITIES

The Savings Certificates (Amendment) Regulations, 1961

Made - - - -	3*rd August*, 1961
Laid before Parliament	10*th August*, 1961
Coming into Operation	11*th August*, 1961

The Lords Commissioners of Her Majesty's Treasury, in exercise of the powers conferred upon them by section 12 of the National Debt Act, 1958(a), and of all other powers enabling them in that behalf, hereby make the following Regulations:—

1. The Savings Certificates Regulations, 1933(b), as amended(c), shall be further amended as follows:—

(*a*) by substituting for paragraph (3) of Regulation 2 thereof the following paragraph:—

"(3) Subject to the provisions of these Regulations, a certificate may be either—

(*a*) purchased and held by a trustee or by two or more trustees jointly; or

(*b*) purchased by a person acting as trustee on behalf of—

(i) any person entitled under sub-paragraph (*a*) of paragraph (1) of this Regulation to purchase and hold a certificate; or

(ii) any person under the age of seven years;

and in the joint names of the trustee and the beneficiary, in which case the certificate shall be held by them jointly.

Where a certificate is purchased and held by a trustee or trustees under sub-paragraph (*a*) of this paragraph, he or they may be described in the records kept by the Postmaster-General as trustee or trustees of a specified trust or as a trustee or trustees without specifying a trust.";

(*b*) by substituting for Regulation 4 thereof the following Regulation:—

"4.—(1) A person shall not purchase any certificates, or hold any certificates purchased on his behalf under paragraph (2) of Regulation 2 of these Regulations, if the total number of unit certificates which will be held by him immediately after the purchase (whether solely or jointly with any other person) will exceed—

(*a*) five hundred, in the case of certificates issued on or before the thirty-first day of March, 1947, the price of issue of which is less than one pound per unit certificate, and

(*b*) two hundred and fifty, in the case of certificates issued on or before the thirty-first day of March, 1947, the price of which is one pound per unit certificate, and

(a) 7 & 8 Eliz. 2. c. 6. (b) S.R. & O. 1933/1149 (Rev. XV, p. 309: 1933, p. 1406).
(c) S.R. & O. 1937/785 (Rev. XV, p. 309: 1937, p. 1723); S.I. 1956/1136, 1148, 1957/1734, 1960/676, 1981 (1956 I, pp. 1503, 1505; 1957 I, p. 1450; 1960 I, pp. 413, 414).

(*c*) one thousand, in the case of certificates issued on or after the first day of April, 1947, and on or before the thirty-first day of January, 1951, and

(*d*) one thousand four hundred, in the case of certificates issued on or after the first day of February, 1951, and on or before the thirty-first day of July, 1956, and

(*e*) one thousand two hundred, in the case of certificates issued on or after the first day of August, 1956.

(2) For the purposes of this Regulation, a person who is a trustee shall be treated separately in his personal capacity and in his capacity as trustee, and in the latter capacity separately in respect of each separate trust fund; and so much of the property in the hands of a trustee shall be treated as a separate trust fund as is held on trusts which (as respects the beneficiaries or their respective interests or the purposes of the trust or as respects the powers of the trustee) are not identical with those on which other property in his hands is held.

(3) In calculating for the purposes of this Regulation the total number of unit certificates which a person holds, a multiple certificate shall be taken to be such number of unit certificates as is represented by the multiple certificate, but no account shall be taken of any certificate which that person holds and which—

(*a*) was purchased by him or on his behalf out of moneys payable to him on account of a gratuity in respect of service in the 1914-18 War and formed part of a special issue made in connection with war service gratuities, or

(*b*) has been acquired by him (i) as a member of a Savings Group working under the rules of the Provident Scheme of the National Savings Committee or of the Scottish Savings Committee, and affiliated to the National Savings Committee or to the Scottish Savings Committee, or (ii) under the Pensioners' Savings Scheme of the Ministry of Pensions and National Insurance.";

(*c*) by substituting, in sub-paragraphs (*a*) and (*b*) of paragraph (1) of Regulation 24 thereof, for the words "purchases, holds or has any interest in" the words "purchases or holds";

(*d*) by deleting, in sub-paragraphs (ii) and (iii) of the proviso to paragraph (1) of Regulation 24 thereof, the words "or in which he has had an interest".

2. The Savings Certificates (Amendment) (No. 3) Regulations, 1956(**a**), and the Savings Certificates (Amendment) Regulations, 1960(**b**), are hereby revoked.

3. The Interpretation Act, 1889(**c**), shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

4. These Regulations may be cited as the Savings Certificates (Amendment) Regulations, 1961, and shall come into operation on the eleventh day of August, nineteen hundred and sixty-one.

Dated this third day of August, nineteen hundred and sixty-one.

Michael Hughes-Young,
David Gibson-Watt,
Two of the Lords Commissioners of Her Majesty's Treasury.

(**a**) S.I. 1956/1148 (1956 I, p. 1505). (**b**) S.I. 1960/676 (1960 I, p. 413).
(**c**) 52 & 53 Vict. c. 63.

EXPLANATORY NOTE

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

The Trustee Investments Act, 1961, specifically authorises trustees to invest in National Savings Certificates. These Regulations amend the Savings Certificates Regulations, 1933, so as to facilitate the holding of Certificates by trustees. The principal changes are:—

(1) Certificates may be purchased and held by trustees in their own names. Previously Certificates might be purchased by a trustee on behalf of a named beneficiary and held in the joint names of the trustee and the beneficiary, and this alternative method of holding is still to be permitted.

(2) A holder is to be allowed, for the purpose of calculating his maximum permitted holdings, to count the Certificates he holds in his personal capacity separately from those he holds as a trustee or as a beneficiary jointly with a trustee, and his holdings in respect of different trust funds separately from each other.