The Trading with the Enemy (Custodian) (Amendment) (Japan) (No. 2) Order, 1948

1948 No. 2814

Made - - - - 23rd December, 1948

The Board of Trade in exercise of the powers conferred upon them by Section 7 of the Trading with the Enemy Act, 1939(**a**), and of all other powers enabling them in that behalf do hereby make the following Order :—

1. Articles 1, 4 and 5 of the Trading with the Enemy (Custodian) Order, 1939(**b**), (requiring payment of certain moneys to the Custodian and imposing restrictions and requirements in regard to certain property in the United Kingdom) shall not apply to :—

(*a*) any money which would but for the existence of a state of war become payable to or for the benefit of any person within the description contained in Article 2 of this Order on or after the date of this Order by reason of any trade authorised by the Trading with the Enemy (Authorization) (Japan) (No. 2) Order, 1948(**c**), and

(*b*) any money or other property which on or after the date of this Order comes into the ownership of any such person as aforesaid by reason of any such trade as aforesaid.

2. This Order shall apply to :—

(*a*) any Government, Public or other Authority in Japan,

(*b*) any individual resident in Japan,

(*c*) as respects any business carried on in Japan, to any individual or body of persons (whether corporate or unincorporate) carrying on that business.

3. For the purposes of this Order " Japan " means all territory which was under Japanese sovereignty on 7th December, 1941.

4. This Order may be cited as the Trading with the Enemy (Custodian) (Amendment) (Japan) (No. 2) Order, 1948.

Dated this 23rd day of December, 1948.

H. S. Gregory,
An Under-Secretary of the Board of Trade.

EXPLANATORY NOTE

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

By an Order dated 23rd December, 1948, (S.I. 1948, No. 2812) the Board of Trade authorised application for the grant of a patent or the registration of a utility model, design or trade mark in Japan and transactions incidental thereto and subsequent dealings in respect of any such patents granted or any such utility models, designs or trade marks registered. The present Order removes Board of Trade and Custodian control over money and property accruing in consequence of that authorization.

(**a**) 2 & 3 Geo. 6. c. 89. (**b**) S.R. & O. 1939 (No. 1198) II, p. 3202.
(**c**) S.I. 1948 No. 2812, p. 4366 above.