JAPAN

The Trading with the Enemy (Transfer of Negotiable Instruments, etc.) (Japan) Order, 1948

1948 No. 2813

Made - - - - 23rd December, 1948

The Treasury, in pursuance of the powers conferred upon them by Section 4 of the Trading with the Enemy Act, 1939(a) (which renders ineffective, except with the sanction of the Treasury, the transfer by or on behalf of enemies of negotiable instruments and choses in action) and of all other powers enabling them in that behalf, hereby make the following Order:—

1. The Treasury do hereby sanction

(*a*) any assignment of a chose in action which, on or after the date of this Order, comes into the ownership of the Government or a person to whom this Order applies,

(*b*) any transfer of a negotiable instrument issued on or after that date, and

(*c*) any transfer of any security transferable by delivery, not being a bond, a coupon or a negotiable instrument, which on or after that date comes into the ownership of the Government or a person to whom this Order applies,

being an assignment or transfer made on or after the date of this Order by reason of any trade authorised by the Trading with the Enemy (Authorisation) (Japan) (No. 2) Order, 1948(b), by or on behalf of an Authority or a person to whom this Order applies.

2. This Order applies

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

(*b*) to 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 purpose of this Order " Japan " means all territory which was under Japanese sovereignty on 7th December, 1941.

4. In the application of this Order to Scotland " chose in action " means " right of action or incorporeal moveable ".

5. This Order may be cited as the Trading with the Enemy (Transfer of Negotiable Instruments, etc.) (Japan) Order, 1948.

Dated this 23rd day of December, 1948.

On behalf of the Treasury,

H. Wilson Smith,
Second Secretary.

(a) 2 & 3 Geo. 6. c. 89. (b) S.I. 1948 No. 2812, p. 4363 above.

EXPLANATORY NOTE

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

By an Order dated 23rd December, 1948 (S.I. 1948 No. 2814), the Board of Trade have amended the Trading with the Enemy (Custodian) Order so that its provisions cease to apply to money payable to, and property acquired by persons specified in the Order on or after 23rd December, 1948, in respect of trade as referred to therein. This present Treasury Order sanctions transfers and assignments of choses in action, negotiable instruments and certain securities transferable by delivery which may be made by or on behalf of such persons on or after the date of the Order.

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3. ENEMY TERRITORY CESSATION

ALBANIA

The Trading with the Enemy (Enemy Territory Cessation) (Albania) Order, 1948

1948 No. 1177

Made - - - - 31*st May*, 1948

The Board of Trade in pursuance of the powers conferred upon them by Section 1 of the Trading with the Enemy Act, 1939(**a**) (hereinafter called "the Act"), Regulation 6 of the Defence (Trading with the Enemy) Regulations, 1940(**b**) and of all other powers enabling them in that behalf, hereby Order as follows:—

1. Albania shall for the purposes of Sections 3A, 4, 5, and 7 of the Act and for the purposes of any Order made under Section 7 cease to be treated as if it were enemy territory as from the date of this Order.

2. Notwithstanding anything contained in Section 1 of the Act, any person may trade within Albania with any individual or body of persons (whether corporate or unincorporate) resident or carrying on business therein.

3. This Order may be cited as the Trading with the Enemy (Enemy Territory Cessation) (Albania) Order, 1948.

Dated this 31st day of May, 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.)

The provisions of the Trading with the Enemy (Custodian) Order, 1939(**c**), which is an Order made under Section 7 of the Act, continue to apply to the property in the United Kingdom of persons in areas which have ceased to be in the occupation of the enemy until it is otherwise decided.

(**a**) 2 & 3 Geo. 6. c. 89. (**b**) S.R. & O. 1943 (1034) II, p. 77.
(**c**) S.R. & O. 1939 (No. 1198) II, p. 3202.