

Siam

THE TRADING WITH THE ENEMY (TRANSFER OF NEGOTIABLE INSTRUMENTS, ETC.) (SIAM) ORDER, 1946, DATED MARCH 5, 1946, MADE BY THE TREASURY UNDER SECTION 4 OF THE TRADING WITH THE ENEMY ACT, 1939 (2 & 3 GEO. 6. C. 89).

1946 No. 293

The Treasury, in pursuance of the powers conferred on them by Section 4 of the Trading with the Enemy Act, 1939 (hereinafter referred to as "the Act") (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,
- (b) any transfer of a negotiable instrument, and
- (c) any transfer of any coupon or other security transferable by delivery, not being a negotiable instrument, being an assignment or transfer made by reason of any trade authorised by Article 1 of the Trading with the Enemy (Authorisation) (Siam) Order, 1946(a), on or after the date of this Order by or on behalf of a person to whom this Order applies.

2. This Order applies—

- (a) to any individual resident in Siam,

(a) S. R. & O. 1946 No. 292, p. 218 above.

- (b) as respects any business carried on in Siam, to any individual or body of persons (whether corporate or unincorporate) carrying on that business, so long as
- (i) any such individual is not resident in the territory of a state at war with His Majesty, and
 - (ii) any such body of persons is not controlled by an individual so resident or by a body of persons constituted or incorporate in, or under the laws of, any such state,
- (c) as respects any business carried on in any territory which is not an area which for the time being is to be treated as enemy territory for the purposes of Section 4 of the Act in accordance with the provisions of Regulation 6 or Regulation 7 of the Defence (Trading with the Enemy) Regulations, 1940(a), to any body of persons (whether corporate or unincorporate) carrying on that business if and so long as the body is controlled by an individual resident in Siam or a body of persons carrying on business in Siam which is not controlled by an individual resident in a state at war with His Majesty or a body of persons constituted or incorporated in, or under the laws of, any such state.

3. In the application of this Order to Scotland "choses in action" means "right of action or incorporeal movable".

4. This Order may be cited as the Trading with the Enemy (Transfer of Negotiable Instruments, etc.) (Siam) Order, 1946.

Dated this 5th day of March, 1946.

On behalf of the Treasury,

J. A. Barlow,

Second Secretary.

EXPLANATORY NOTE

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

By an Order dated March 5, 1946 (S.R. & O. 1946 No. 294) 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, the persons specified in the Order on or after that date in respect of trade as specified therein. This present Treasury Order sanctions transfers or assignments of choses in action or negotiable instruments which may be made by or on behalf of such persons on or after the date of the Order.

(a) See footnote (b) to p. 151 above.