

THE TRADING WITH THE ENEMY (TRANSFER OF NEGOTIABLE INSTRUMENTS, ETC.) (NO. 2) ORDER, 1946, DATED JULY 6, 1946, MADE BY THE TREASURY UNDER SECTION 4 OF THE TRADING WITH THE ENEMY ACT, 1939 (2 & 3 GEO. 6. C. 89).

1946 No. 1043

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 which on or after the 9th day of July, 1946, comes into the ownership of a person to whom this Order applies,
- (b) any transfer of a negotiable instrument issued on or after the 9th day of July, 1946, and
- (c) any transfer of any coupon or other security transferable by delivery, not being a negotiable instrument, which on or after the 9th day of July, 1946, comes into the ownership of a person to whom this Order applies,

being an assignment or transfer made by reason of any trade authorized by Article 1 of the Trading with the Enemy (Authorization) (General) Order, 1946(a) on or after the 9th day of July 1946, by or on behalf of a person to whom this Order applies.

2. This Order applies:—

- (a) to any individual resident in any territory which has at no time been enemy territory and

(a) S. R. & O. 1946 No. 1042 p. 188 above.

TRADING WITH THE ENEMY

(b) as respects any business carried on in any such territory aforesaid, to any individual or body of persons (whether corporate or unincorporate) carrying on that business.

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.) (No. 2) Order, 1946.

Dated this 6th day of July, 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 6th July, 1946 (S.R. & O. 1946 No. 1042) 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 9th July, 1946. This present Treasury Order sanctions assignments of choses in action, etc., and transfers of negotiable instruments made by or on behalf of such persons on or after the 9th July, 1946.
