



# Import, Export and Customs Powers (Defence) Act 1939

## 1939 CHAPTER 69

### 8 Interpretation, and c

(1) For the purposes of this Act—

- (a) the Isle of Man shall be deemed to form part of the United Kingdom;
- (b) the expression " enemy " means—
  - (i) any State, or Sovereign of a State, at war with His Majesty;
  - (ii) any individual resident in enemy territory;
  - (iii) any body of persons (whether corporate or unincorporate) carrying on business in any place, if and so long as the body is controlled by a person who, under this subsection, is an enemy;
  - (iv) any body of persons constituted or incorporated in, or under the laws of, - a State at war with His Majesty; or"
  - (v) any other person, who for the purposes of any Act relating to trading with the enemy is to be deemed to be an enemy;but does not include any person by reason only that he is an enemy subject;
- (c) the expression " enemy subject" means—
  - (i) an individual who, not being either a British subject or a British protected person, possesses the nationality of a State at war with His Majesty, or
  - (ii) a body of persons constituted or incorporated in, or under the laws of, any such State; and
- (d) the expression " enemy territory " means any area which is under the sovereignty of, or in the occupation of, a Power with whom His Majesty is at war, not being an area in the occupation of His Majesty or of a Power allied with His Majesty.

(2) A certificate of a Secretary of State that any area is or was under the sovereignty of, or in the occupation of, any Power, or as to the time at which any area became or ceased to be under such sovereignty or in such occupation shall, for the purposes of

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*Status: This is the original version (as it was originally enacted).*

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any proceedings taken by virtue of this Act, be conclusive evidence of the facts stated in the certificate.

- (3) Anything required or authorised under this Act to be done by, to' or before the Board of Trade may be done by, to or before the President of the Board or any secretary, under-secretary or assistant secretary of the Board, or any person authorised in that behalf by the President of the Board.