

1979 No. 1337

EXCHANGE CONTROL

**The Exchange Control (Bodies Corporate) (Exemption)
Order 1979**

<i>Made - - - -</i>	<i>19th October 1979</i>
<i>Laid before Parliament</i>	<i>23rd October 1979</i>
<i>Coming into Operation</i>	<i>24th October 1979</i>

The Treasury, in exercise of the powers conferred upon them by section 31 of the Exchange Control Act 1947(a), hereby make the following Order:—

1. This Order may be cited as the Exchange Control (Bodies Corporate) (Exemption) Order 1979 and shall come into operation on 24th October 1979.

2. Section 30(2) of the Exchange Control Act 1947 (which imposes restrictions on the doing of any act whereby bodies corporate controlled by persons resident in the United Kingdom cease to be so controlled) shall not apply to any person except in relation to any act done with intent to secure—

(a) that a body corporate incorporated or resident in Southern Rhodesia ceases to be controlled by persons resident in the United Kingdom; or

(b) that a body corporate, wherever incorporated or resident, becomes controlled by persons resident in Southern Rhodesia.

3. Section 30(3) of the said Act (which imposes restrictions on loans of money, securities and monetary instruments to resident bodies corporate controlled by persons resident outside the scheduled territories) shall not apply to any loan.

4. Section 30(3A) of the said Act (which imposes restrictions on the issuing, negotiation etc. of certain monetary instruments by resident bodies corporate controlled by persons resident outside the scheduled territories) shall not apply to any transaction referred to therein.

5. The Exchange Control (Non-Resident Controlled Banks) (Exemption) Order 1977(b) is hereby revoked.

(a) 1947 c. 14.

(b) S.I. 1977/1938.

6. This Order shall extend to the Channel Islands, and any reference in this Order to the Exchange Control Act 1947 includes a reference to that Act as extended by the Exchange Control (Channel Islands) Order 1947(a).

John MacGregor,
Peter Morrison,
Two of the Lords Commissioners
of Her Majesty's Treasury.

19th October 1979.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order gives partial exemption from section 30(2) of the Act and complete exemption from section 30(3) and (3A).

Article 2 has the effect that section 30(2) of the Act now only prohibits acts done (without Treasury permission) with intent to secure—

- (a) that a body corporate incorporated or resident in Southern Rhodesia ceases to be controlled by persons resident in the United Kingdom; or
- (b) that a body corporate, wherever incorporated or resident, controlled by persons resident in the United Kingdom becomes controlled by persons resident in Southern Rhodesia.

Article 3 has the effect that Treasury permission under section 30(3) of the Act is no longer required for any loan to a resident body corporate which is controlled by non-residents.

Article 4 has the effect that Treasury permission under section 30(3A) of the Act is no longer required for a non-resident controlled body corporate to issue, negotiate etc. the financial instruments described in section 30(3B).

(a) S.R. & O. 1947/2034.

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