



THE
CEYLON GOVERNMENT
GAZETTE

EXTRAORDINARY.

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PART I.—GENERAL.

(Separate paging is given to each Part in order that it may be filed separately.)

GOVERNMENT NOTIFICATIONS.

L. D.—CF 25/39.

THE EMERGENCY POWERS (DEFENCE) ACT, 1939.

(43/2 F.S.O.)

DEFENCE Regulation made by the Governor by virtue of the powers vested in him by section 1 of the Emergency Powers (Defence) Act, 1939, of the Imperial Parliament, as adapted, modified and extended to Ceylon by the Emergency Powers (Colonial Defence) Order in Council, 1939.

By His Excellency's command,

E. R. SUDBURY,
Secretary to the Governor.

Colombo, March 2, 1940.

REGULATION.

The Defence (Finance) Regulations published in *Gazette Extraordinary* No. 8,509 of September 19, 1939, are hereby amended as follows :—

(1) in regulation 5—

(a) by the substitution, for paragraph (1), of the following new paragraph :—

“(1) Subject to any exemption which may be granted by Order of the Governor, no person shall, except with permission given by or on behalf of the Governor—

- (a) take or send out of Ceylon any bank note, money order, postal order, gold, securities or currency (whether scheduled or otherwise), from Ceylon, to any place outside Ceylon ; or
- (b) transfer any security from a register in Ceylon to a register outside Ceylon, or do any act which is calculated to secure, or forms part of a series of acts which together are calculated to secure, the substitution, for any security which is either in or registered in Ceylon, of a security which is either outside or registered outside Ceylon ; or
- (c) draw, issue or negotiate any bill of exchange or promissory note, transfer any security or acknowledge any debt, so that a right (whether actual or contingent) to receive a payment in Ceylon is created or transferred in favour of a person who is resident outside Ceylon, or make any payment to any such person ; or

(d) draw, issue or negotiate any bill of exchange or promissory note, transfer any security or acknowledge any debt, so that a right (whether actual or contingent) to receive a payment in Ceylon is created or transferred as consideration—

- (i.) for receiving a payment, or acquiring property, outside Ceylon, or
- (ii.) for a right (whether actual or contingent) to receive a payment, or acquire property, outside Ceylon,

or make any payment as such consideration ; and the Governor or a person acting on his behalf may impose such restrictions on the making of payments and the doing of any other acts by bankers in the course of their business as appear to the Governor to be necessary or expedient for the purpose of securing the due enforcement of sub-paragraphs (c) and (d) of this paragraph.”;

(b) by the substitution, in paragraph (8), for the words “ any goods, being goods ”, of the words “ any goods ” ;

(c) by the substitution, for paragraph (9), of the following new paragraph :—

‘ (9) For the purposes of this regulation—

- (a) any bills of exchange or promissory notes payable in scheduled currency shall be deemed to be scheduled currency ;
- (b) the expression “ security ” includes a deposit receipt in respect of the deposit of securities ;
- (c) the expression “ transfer ” includes transfer by way of loan or security ;

and for the purposes of so much of paragraph (1) as restricts the taking or sending of securities out of Ceylon, documents of title relating to securities shall be deemed to be securities, and references to securities in paragraphs (6) and (8) shall be construed as including references to such documents of title as aforesaid.’ ;

(2) in regulation 10 (1), by the substitution, in the definition of “ security ”, for the words “ but does not include any other promissory note or a bill of exchange ”, of the words “ but does not include a bill of exchange or, save as otherwise expressly provided, any other promissory note or a deposit receipt in respect of the deposit of securities ”.