

HIGH COMMISSIONER'S NOTICE No. 94 of 1923.

With reference to the High Commissioner's Proclamations Nos. 46, 47, 48, and 49 of 1923, the following Orders of His Majesty the King in Council dated the 29th day of January, 1923, and the 30th day of July, 1923, and entitled the Treaties of Peace Orders (Amendment) Order, 1923, and the Treaties of Peace Orders (Amendment) (No. 2) Order, 1923, respectively, are published for general information.

By Command of His Royal Highness the  
High Commissioner.

H. J. STANLEY,  
Imperial Secretary.

High Commissioner's Office,  
Capetown, 22nd September, 1923.

AT THE COURT AT BUCKINGHAM PALACE,  
*the 29th day of January, 1923.*

PRESENT,

THE KING'S MOST EXCELLENT MAJESTY IN COUNCIL

Whereas in pursuance of the powers conferred upon him by the Treaty of Peace Act, 1919, the Treaties of Peace (Austria and Bulgaria) Act, 1920, and the Treaty of Peace (Hungary) Act, 1921, His Majesty in Council was pleased to make the Treaty of Peace Order, 1919, the Treaty of Peace (Austria) Order, 1920, the Treaty of Peace (Bulgaria) Order, 1920, and the Treaty of Peace (Hungary) Order, 1921, and various Orders amending the aforesaid Orders;

And whereas it is expedient that the aforesaid Orders as amended should be further amended in manner herein after appearing;

Now, therefore, His Majesty, by and with the advice of his Privy Council, is pleased to order, and it is hereby ordered, as follows:—

1. The Treaty of Peace Order, 1919, the Treaty of Peace (Austria) Order, 1920, the Treaty of Peace (Bulgaria) Order, 1920, and the Treaty of Peace (Hungary) Order, 1921, as amended shall have effect and shall be deemed always to have had effect subject to the amendments specified in Part I, Part II, Part III, and Part IV of the first Schedule to this Order.

2. The provisions of the Treaty of Peace Order, 1919, the Treaty of Peace (Austria) Order, 1920, the Treaty of Peace (Bulgaria) Order, 1920, and the Treaty of Peace (Hungary) Order, 1921, as amended, mentioned in the first column of Part I, Part II, Part III, and Part IV of the second Schedule to this Order, shall be amended in the manner shown in the second column of the several parts of that Schedule.

3. Where by this Order or by any other Order-in-Council, whether made before or after this Order, any words are directed to be added to or omitted from the Treaty of Peace Order, 1919, the Treaty of Peace (Austria) Order, 1920, the Treaty of Peace (Bulgaria) Order, 1920, or the Treaty of Peace (Hungary) Order, 1921, or to be substituted for any words in any of those Orders, then copies of those Orders printed under the authority of His Majesty's Stationery Office after such direction takes effect may be printed with such additions, omissions, or substitutions as the direction requires, and with the articles, paragraphs, and subparagraphs of the Orders numbered in accordance with the direction.

4. This Order may be cited as the Treaties of Peace Orders (Amendment) Order, 1923, and the Treaty of Peace Orders, 1919 to 1922 and this Order, the Treaty of Peace (Austria) Orders, 1920 to 1922 and this Order, the Treaty of Peace (Bulgaria) Orders,

1920 to 1922 and this Order, and the Treaty of Peace (Hungary) Orders, 1921 to 1922 and this Order may respectively be cited together as the Treaty of Peace Orders, 1919 to 1923, the Treaty of Peace (Austria) Orders, 1920 to 1923, the Treaty of Peace (Bulgaria) Orders, 1920 to 1923, and the Treaty of Peace (Hungary) Orders, 1921 to 1923.

ALMERIC FITZROY.

## SCHEDULE I.

### PART I.

#### TREATY OF PEACE ORDER AS AMENDED.

In sub-paragraphs (a) and (b) of paragraph (xvi) of Article I, after the words "in respect of the claims of British nationals" there shall be inserted the words "other than British nationals ordinarily resident in the self-governing Dominions and Egypt."

The following paragraph shall be inserted after paragraph (xvii) of Article I:—

"(xvii) (a) The Controller shall apply the sums received by him in satisfaction of the claims, debts, and compensation mentioned in paragraph (xvi) of this Article;

"Provided that where any person entitled to such claim, debt, or compensation is under liability to make any payment to the Custodian or to the Clearing Office established under this Order or under the Treaty of Peace (Austria) Order, 1920, or the Treaty of Peace (Hungary) Order, 1921, or to the Administrator appointed under either of the two last-mentioned Orders or the Treaty of Peace (Bulgaria) Order, 1920, the Controller may to the extent of such liability as aforesaid retain any sums due to that person or make payment thereof to such Custodian, Clearing Office, or Administrator."

### PART II.

#### TREATY OF PEACE (AUSTRIA) ORDER AS AMENDED.

The following proviso shall be added at the end of paragraph (xiii) of Article I:—

"Provided that where any person entitled to such claim, debt, or compensation is under a liability to make any payments to the Custodian of Enemy Property appointed under the Trading with the Enemy (Amendment) Act, 1914, or to the Clearing Office established under this Order, or under the Treaty of Peace Order, 1919, or the Treaty of Peace (Hungary) Order, 1921, or to the Controller or Administrator appointed under either of the two last-mentioned Orders or the Treaty of Peace (Bulgaria) Order, 1920, the Administrator may to the extent of such liability as aforesaid retain any sums due to that person or make payment thereof to such Custodian, Clearing Offices, Controller, or Administrator."

### PART III.

#### TREATY OF PEACE (BULGARIA) ORDER, 1920, AS AMENDED.

The following proviso shall be added at the end of paragraph (vi) of Article I:—

"Provided that where any person entitled to such claim, debt, or compensation is under a liability to make any payments to the Custodian of Enemy Property appointed under the Trading with the Enemy (Amendment) Act, 1914, or to the Clearing Office established under the Treaty of Peace Order, 1919, the Treaty of Peace (Austria) Order, 1920, or the Treaty of Peace (Hungary) Order, 1921, or to the Controller or Administrator appointed under any of those Orders or this Order, the Administrator may to the extent of such liability as aforesaid retain any sums due to that person or make payment thereof to such Custodian, Clearing Offices, Controller, or Administrator."

## PART IV

### TREATY OF PEACE (HUNGARY) ORDER, 1921, AS AMENDED.

In paragraph (xi) of Article 1, for the words "Austrian Empire" there shall be substituted the words "Kingdom of Hungary."

The following proviso shall be added at the end of paragraph (xiii) of Article 1:—

"Provided that where any person entitled to such claim, debt, or compensation is under a liability to make any payments to the Custodian of Enemy Property appointed under the Trading with the Enemy (Amendment) Act, 1914, or to the Clearing Office established under this Order, or the Treaty of Peace Order, 1919, or the Treaty of Peace (Austria) Order, 1920, or to the Controller or Administrator appointed under either of the two last-mentioned Orders, or the Treaty of Peace (Bulgaria) Order, 1920, the Administrator may to the extent of such liability as aforesaid retain any sums due to that person or make payment thereof to such Custodian, Clearing Offices, Controller, or Administrator."

## SCHEDULE II.

### PART I.

#### TREATY OF PEACE ORDER, 1919, AS AMENDED.

- | <i>Article.</i> | <i>Nature of Amendment.</i>  |
|-----------------|--|
| 1. (xviii) ...  | For the words "nineteen hundred and twenty-three" there shall be substituted the words "nineteen hundred and twenty-four." |

### PART II.

#### TREATY OF PEACE (AUSTRIA) ORDER, 1920, AS AMENDED.

- | <i>Article.</i> | <i>Nature of Amendment.</i>  |
|-----------------|--|
| 1. (ix) ...     | In sub-paragraphs (a) and (b) the word "India" shall be omitted.<br>In sub-paragraph (a) the following words shall be inserted after the words "the twelfth day of August, nineteen hundred and fourteen":—<br>"but so nevertheless that the amounts due in respect of such claims, debts, or compensation to British nationals other than British nationals ordinarily resident in the self-governing Dominions, India and Egypt, shall rank in priority to the amounts due to British nationals ordinarily resident in India." |
| 1. (xiii) ...   | The following proviso shall be added at the end:—<br>"Provided also that any payment made by the Administrator out of the surplus proceeds received by him under paragraph (xi) of this Article shall be treated as equivalent to payment of a like amount out of other sums received by the Administrator."   |
| 1. (xxiv) ...   | For the words "nineteen hundred and twenty-three" there shall be substituted the words "nineteen hundred and twenty-four."   |

### PART III.

#### TREATY OF PEACE (BULGARIA) ORDER, 1920, AS AMENDED.

- | <i>Article.</i> | <i>Nature of Amendment.</i>   |
|-----------------|---|
| 1. (vi) ...     | The following proviso shall be added at the end:—<br>"Provided also that any payment made by the Administrator out of the surplus proceeds received by him under paragraph (iii) of this Article shall be treated as equivalent to payment of a like amount out of other sums received by the Administrator." |

1. (xvii) ... For the words "nineteen hundred and twenty-three" there shall be substituted the words "nineteen hundred and twenty-four."

PART IV.

TREATY OF PEACE (HUNGARY) ORDER, 1921, AS AMENDED.

*Article.* *Nature of Amendment.*

1. (ix) ... In sub-paragraphs (a) and (b) the word "India" shall be omitted.

In sub-paragraph (a) the following words shall be inserted after the words "the twelfth day of August, nineteen hundred and fourteen":—

"but so nevertheless that the amounts due in respect of such claims, debts, or compensation to British nationals other than British nationals ordinarily resident in the self-governing Dominions, India and Egypt, shall rank in priority to the amounts due to British nationals ordinarily resident in India."

1. (xiii) ... The following proviso shall be added at the end:—  
"Provided also that any payment made by the Administrator out of the surplus proceeds received by him under paragraph (xi) of this Article shall be treated as equivalent to payment of a like amount out of other sums received by the Administrator."

1. (xxiv) ... For the words "nineteen hundred and twenty-three" there shall be substituted the words "nineteen hundred and twenty-four."

AT THE COURT AT BUCKINGHAM PALACE,  
*the 30th day of July, 1923.*

PRESENT,

THE KING'S MOST EXCELLENT MAJESTY IN COUNCIL.

Whereas in pursuance of the powers conferred upon him by the Treaty of Peace Act, 1919, the Treaties of Peace (Austria and Bulgaria) Act, 1920, and the Treaty of Peace (Hungary) Act, 1921, His Majesty in Council was pleased to make the Treaty of Peace Order, 1919, the Treaty of Peace (Austria) Order, 1920, the Treaty of Peace (Bulgaria) Order, 1920, and the Treaty of Peace (Hungary) Order, 1921, and various Orders amending the aforesaid Orders;

And whereas it is expedient that the aforesaid Orders as amended should be further amended in manner herein after appearing;

Now therefore, His Majesty, by and with the advice of his Privy Council, is pleased to order, and it is hereby ordered, as follows:—

1. The Orders made under the said Acts shall have effect as if the words "and, without prejudice to any other method of enforcement, any award of the Mixed Arbitral Tribunal may by leave of the High Court or a judge thereof, or in Scotland of the Court of Session, be enforced in the same manner as a judgment or Order to the same effect" were inserted at the end—

- (a) of Article 1 (xiv) of the Treaty of Peace Order, 1919, as amended;
- (b) of Article 1 (xxi) of the Treaty of Peace (Austria) Order, 1920, as amended;
- (c) of Article 1 (xiv) of the Treaty of Peace (Bulgaria) Order, 1920, as amended; and
- (d) of Article 1 (xxi) of the Treaty of Peace (Hungary) Order, 1921, as amended.

2. This Order may be cited as the Treaties of Peace Orders (Amendment) (No. 2) Order, 1923, and shall be included amongst the Orders which may be cited as the Treaty of Peace Orders, 1919 to 1923, the Treaty of Peace (Austria) Orders, 1920 to 1923, the Treaty of Peace (Bulgaria) Orders, 1920 to 1923, and the Treaty of Peace (Hungary) Orders, 1921 to 1923.

M. P. A. HANKEY.