

(b) secondly, with payment of the amounts due in respect of claims by British nationals in India with regard to their property, rights and interests in the territories of Germany, Hungary, Bulgaria and Turkey, in so far as those claims are not otherwise satisfied; and

Provided that any particular property, rights or interests so charged may at any time be released from the charge so created by order of the Governor General in Council.

(x.) With a view to making effective and enforcing such charge as aforesaid—

(a) the Administrator shall have such powers and duties as are hereinafter provided;

(b) no person shall, without the consent of the Administrator, acting under the general directions of the Governor General in Council, transfer, part with or otherwise deal in any property, rights or interests subject to the charge; any person who contravenes this provision shall, on conviction before a magistrate, be punishable with imprisonment which may extend to three months, or with fine, or with both;

(c) every person owning or having the control or management of any property, rights or interests in India subject to the charge (including where the property, rights or interests consist of shares, stocks or other securities issued by a company, municipal authority or other body, or any right or interest therein such company, authority or body) shall, unless particulars thereof have already been furnished to the Custodian in accordance with the Indian Enemy Trading Acts 1915-1916, within two months from the date of the making of this Order by notice in writing communicate the fact to the Administrator and shall furnish the Administrator with such particulars in relation thereto as the Administrator may require, and if any person fails to do so or furnishes any false information he shall on conviction before a Magistrate be liable to fine;

(d) where the property charged consists of inscribed or registered stock, shares or other securities, any company, municipal authority or other body by whom the securities were issued or are managed shall, on application being made by the Administrator, notwithstanding any regulation or stipulation of the company or other body and notwithstanding that the Administrator is not in possession of the certificate, script or other document of title relating to the shares, stock or securities to which the application relates, enter the Administrator in the books in which the securities are inscribed or registered as the proprietor of the securities subject to the charge, and the Administrator shall, subject to the consent of the Governor General in Council, have power to sell or otherwise deal with the securities as proprietor of which he is so registered or inscribed;

(e) where the property charged consists of property transferable on delivery, any person having the possession, control, or management of the property shall, on being

so required by the Administrator, deliver the property to him, and the Administrator shall, subject to the consent of the Governor General, have power to sell or otherwise deal with the property so delivered to him;

(f) the Governor General in Council may by order vest in the Administrator any property, rights or interests subject to the charge, or the right to transfer the same, and for that purpose sub-sections (1) to (4) of Section 7 of the Indian Enemy Trading Act, 1916, shall in relation to nationals of the former Austrian Empire continue in force and apply as if property, rights and interests subject to the charge were property belonging to an enemy or enemy subject, and as if for references to the Custodian therein there were substituted references to the Administrator;

(g) a Chief Presidency Magistrate or a District Magistrate, may, on application of the Administrator, require any person known or suspected to have in his possession or under his control any property, right or interest subject to the charge (including any person known or suspected to owe a debt to a national of the former Austrian Empire) or any person whom he may consider capable of giving information with respect to the same to attend as a witness and to give evidence or produce documents before him or before such Magistrate subordinate to him as he may appoint in this behalf. The Chief Presidency Magistrate or District Magistrate or other Magistrate so appointed shall, for the purpose of this sub-section, have all the powers of a criminal court under the Code of Criminal Procedure (Act V. of 1898); and

(h) if any person called upon to pay any money or to transfer or otherwise to deal with any property, right or interest has reason to suspect that the same is subject to such charge as aforesaid he shall before paying, transferring or dealing with the same report the matter to the Administrator and shall comply with any directions that the Administrator may give with respect thereto.

(xi.) There shall be paid to the Administrator such surplus proceeds of property, rights and interests charged under Section 1 (xvi.) of the India Treaty of Peace Order, 1920, as may be allocated in accordance with Section I. (xvi.) (b) of that Order to the payment of amounts due in respect of claims by British nationals in India with regard to their property, rights and interests in the territories of the former Austrian Empire.

(xii.) The Administrator shall apply the sums received by him in satisfaction of the claims, debts and compensation mentioned in sub-section (ix.) of this Article.

(xiii.) The Governor General in Council may, by notification in the Gazette of India, make rules for all matters incidental to, or consequential on, the provisions of this Order, and may by such rules prescribe forms for carrying into effect its provisions and prescribe the time (not being less than six months after the coming into force of the Treaty within which proofs of claims in order to rank must be made and the manner of making and proving the same.