

ritory, and debts owing to them by German nationals, and with payment of any compensation awarded by the Mixed Arbitral Tribunal, or by an arbitrator appointed by that Tribunal in pursuance of paragraph (e) of Article 297, and with payment of claims growing out of acts committed by the German Government or by German authorities since the thirty-first day of July, and before the fourth day of August, nineteen hundred and fourteen;

(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 Austria-Hungary, Bulgaria and Turkey, in so far as those claims are not otherwise satisfied; and

(c) thirdly, with payment of amounts due in respect of claims and debts by any British nationals of the nature referred to in clauses (a) and (b):

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.

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

(a) no person shall, without the consent of the Custodian appointed for the area in which such person resides or carries on business, transfer, part with or otherwise deal in any property, right or interest subject to the charge. Any person who contravenes this provision shall, on conviction before a Magistrate, be punished with imprisonment which may extend to three months, or with fine or with both;

(b) every person owning or having the control or management of any property, right or interest in India subject to the charge (including where the property, right or interest consists 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 one month from the date when this Order comes into operation by notice in writing communicate the fact to the Custodian appointed for the area in which such person resides or carries on business and shall furnish the Custodian with such particulars in relation thereto as the Custodian may require, and if any person fails to do so he shall on conviction before a Magistrate be liable to fine;

(c) 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 Custodian appointed for the area in which such company, municipal authority or other body has its principal office, enter such Custodian in the books in which the securities are inscribed or registered as the proprietor of the securities subject to the charge, and such Custodian 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 inscribed or registered;

(d) the Governor-General in Council may by order vest in a Custodian any property, rights and interests subject to the charge, or the right to transfer the same, and for that purpose section seven of the Indian Enemy Trading Act, 1916, shall, in relation to German nationals continue in force and shall apply as if such property, rights and interests were property belonging to an enemy or enemy subject;

(e) if any person called upon to pay any money or to transfer or otherwise to deal with any property, rights or interests has reason to suspect that the same are subject to such charge as aforesaid, he shall before paying transferring or dealing with the same report the matter to the Custodian appointed for the area in which such person resides or carries on business, and shall comply with any directions that the Custodian may give with respect thereto.

(xviii) The time at which the period of prescription or limitation of right of action referred to in Article 300 shall begin again to run shall be at the expiration of six months after the coming into force of the Treaty, and the period to be allowed within which presentation of negotiable instruments for acceptance or payment and notice of non-acceptance or non-payment or protest may be made under Article 301 shall be six months from the coming into force of the Treaty.

(xix) Rules made during the war by any recognised Exchange or Commercial Association providing for the closure of contracts entered into before the war by an enemy and any action taken thereunder are hereby confirmed subject to the provisos contained in paragraph 4 (a) of the Annex to section V of Part X of the Treaty.

(xx) There shall be imposed on rights of industrial, literary or artistic property (with the exception of trade marks) acquired before or during the war, or which may be acquired hereafter, by German nationals, such limitations, conditions or restrictions as the Governor-General in Council may prescribe, for the purpose, in the manner, in the circumstances, and subject to the limitations, contained in Article 306 of the Treaty, and any transfer in whole or in part or other dealing with any rights so acquired as aforesaid effected since the first day of August, nineteen hundred and fourteen, shall if and so far as it is inconsistent with any limitations, conditions or restrictions so imposed be void and of no effect.

(xxi) So far as may be necessary for the purpose of Article 307 the Indian Patents and Designs (Temporary Rules) Act, 1915 [except section two of such Act] shall in relation to German nationals continue in force as if references therein to subjects of a State at war with His Majesty included references to German nationals.

(xxii) The duly qualified Tribunal for the purposes of Article 310 of the Treaty shall be the Controller of Patents and Designs, appointed under the Indian Patents and Designs Act, 1911.

(xxiii) The notices to be given by creditors resident in India under paragraph 5 of the Annex to section III of the Treaty shall be