

realisable under the Code of Criminal Procedure (Act V of 1898).

(vi) If any creditor refuses or fails to give such notice or to furnish such documents or information as are mentioned in paragraph 5 of the Annex to the said Section III, he shall, on conviction before a Magistrate, be liable to a fine not exceeding one hundred rupees.

(vii) If any person collusively gives notice of or admits any debt which is not due or furnishes any false information with respect to any debt, he shall on conviction before a Magistrate be punishable with imprisonment which may extend to three months, or with fine or with both.

(viii) If His Majesty so agrees with any of the other Allied or Associated Powers, the provisions of this Order, so far as they relate to enemy debts, shall apply to debts due to or from the nationals of that Power resident in any part of India in like manner as they apply to debts due to or from British nationals so resident.

(ix) All property, rights and interests within India belonging to nationals of the former Kingdom of Hungary at the date when the Treaty came into force (not being property, rights or interests acquired under any general licence issued by or on behalf of His Majesty), and the net proceeds of their sale, liquidation or other dealings therewith, are hereby charged—

(a) in the first place, with payment of the amounts due in respect of claims by British nationals other than British nationals ordinarily resident in the self-governing Dominions and Egypt with regard to their property, rights and interests (including companies and associations in which they are interested) in the territories of the former Kingdom of Hungary, or debts owing to them by Hungarian 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 232 of the Treaty, and with payment of claims growing out of acts committed by the former Austro-Hungarian Government or by any Hungarian authorities since the twenty-eighth day of July, and before 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 in India shall rank in priority to the amounts due to British nationals other than British nationals ordinarily resident in the self-governing Dominions, India and Egypt; and

(b) secondly, with payments 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, Austria, Bulgaria and Turkey, in so far as those claims are not otherwise satisfied:

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.

Provided further that where it is alleged that any property, right or interest is not subject to the said charge by reason of its

belonging to a person who is not a national of the former Kingdom of Hungary within the meaning of this Order, the Administrator shall be entitled to make such charges as, subject to the consent of the Governor General in Council, he may consider necessary to cover the costs incurred by him in investigating the allegation and in tracing and identifying the said property, right or interest.

(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 direction of the Governor General in Council, 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 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, 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 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, scrip 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, and to require any person having in his possession any documents of title to any such stock, shares or other securities to deliver the same to him, and an acknowledgment of such delivery signed by him shall be a sufficient discharge to the person delivering the same;

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