

1965/159

THE EXCHANGE CONTROL EXEMPTION NOTICE 1965

PURSUANT to the Exchange Control Regulations 1965,* the Minister of Finance hereby gives the following notice.

NOTICE

1. (1) This notice may be cited as the Exchange Control Exemption Notice 1965.

(2) This notice shall come into force on the day after the date of its notification in the *Gazette*.

2. (1) In this notice, unless the context otherwise requires,—

“The regulations” means the Exchange Control Regulations 1965:*

“Sterling area” means the countries specified in the Schedule to this notice:

Expressions defined in the regulations have the meanings so defined.

(2) For the purposes of this notice, a security shall be deemed to be related to a country in the sterling area if—

(a) The person issuing the security is ordinarily resident in that country; and

(b) All amounts payable thereunder or pursuant thereto are payable in the currency of a country in the sterling area.

(3) For the purposes of this notice, a person shall be deemed to be ordinarily resident in a country in the sterling area if—

(a) Being an individual, he is recognised, under the law for the time being in force in that country and relating to the control of overseas exchange, as being ordinarily resident in that country; or

(b) Being a body corporate, it is incorporated in, or has its head office in, that country.

3. There is hereby exempted from the application of regulation 3 (a) of the regulations the taking or sending of New Zealand money (being notes in denominations of 10s. or £1 or coin of any denomination) not exceeding—

(a) For any traveller from New Zealand going directly to the United Kingdom without transshipment, £15, of which not more than £5 may be in coin:

(b) For any other traveller from New Zealand, £7, of which not more than £2 may be in coin.

4. There is hereby exempted from the application of regulation 3 (b) of the regulations—

- (a) Any transaction between persons ordinarily resident in New Zealand and involving only currencies of or securities related to countries in the sterling area:
- (b) Any transaction taking place in New Zealand between a person ordinarily resident in New Zealand and a person not ordinarily resident in New Zealand whereby New Zealand money or other remuneration in New Zealand is provided in exchange for foreign currency, if the foreign currency so obtained is sold forthwith for New Zealand money to any trading bank:
- (c) Any transaction in respect of which regulation 5 of the regulations is complied with:
- (d) Any transaction in respect of which regulation 7 of the regulations is complied with.

5. There is hereby exempted from the application of regulation 3 (c) of the regulations the taking, sending, or transfer of any security related to a country in the sterling area.

6. There is hereby exempted from the application of regulation 3 (d) of the regulations any transaction involving the transfer or delivery of a security related to a country in the sterling area to a person ordinarily resident in a country in the sterling area.

7. There is hereby exempted from the application of regulation 3 (e) of the regulations the borrowing of any money payable or repayable in money of a country in the sterling area, if any security pledged in respect of the borrowing is related only to a country in the sterling area, and if every obligation arising therefrom extends only to foreign assets that are exempted from the application of regulation 6 of the regulations.

8. There is hereby exempted from the application of regulation 3 (h) of the regulations—

- (a) The purchase in New Zealand by a person ordinarily resident in New Zealand from a person not ordinarily resident in New Zealand of any foreign currency, if the foreign currency is forthwith sold for New Zealand money to any trading bank:
- (b) Any transaction to which all parties are ordinarily resident in New Zealand, if the transaction involves only money of a country or countries in the sterling area.

9. There is hereby exempted from the application of regulation 4 of the regulations any securities related to a country in the sterling area.

10. There is hereby exempted from the application of regulation 5 of the regulations any individual (other than a person domiciled in New Zealand) who would not be deemed to be ordinarily resident in New Zealand if for the words "twelve months" in regulation 2 (2) (b) of the regulations there were substituted the words "three years".

11. There is hereby exempted from the application of regulation 6 of the regulations any foreign asset as defined in that regulation (not being an asset owned by a trading bank) which—

- (a) If a foreign currency, is of a country in the sterling area; or
- (b) If a foreign security, is related to a country in the sterling area; or
- (c) If a right to receive payment of any foreign currency, is wholly in respect of money of a country in the sterling area.

12. The Sterling Area Currency and Securities Exemption Notice 1963* is hereby revoked.

SCHEDULE

COUNTRIES OF THE STERLING AREA

The United Kingdom, the Channel Islands, and the Isle of Man
Australia, the Commonwealth of

Burma

Ceylon

Cyprus, the Republic of

Gambia, the

Ghana

Iceland

India (including Sikkim)

Ireland, the Republic of

Jamaica

Jordan, the Hashemite Kingdom of

Kenya

Kuwait, the State of

Libya, the United Kingdom of

Malawi

Malaysia

Malta

Nigeria

Pakistan

Sierra Leone

Singapore

South Africa, the Republic of, and the territory of South West Africa

Tanzania, the United Republic of

Trinidad and Tobago

Uganda

Western Samoa

Zambia

Any part of Her Majesty's dominions not mentioned above, except
Canada and New Zealand.

Any protectorate, protected State, or trust territory within the meaning
of the British Nationality and New Zealand Citizenship Act 1948.

Dated at Wellington this 15th day of September 1965.

H. R. LAKE, Minister of Finance.

*S.R. 1963/177

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 16 September 1965.

These regulations are administered in the Reserve Bank.