

**1958/159**

**THE STAMP DUTIES (SPECIAL CHEQUES)  
REGULATIONS 1958**

COBHAM, Governor-General  
ORDER IN COUNCIL

At the Government Buildings at Wellington this 17th day of November  
1958

Present:

THE HON. C. F. SKINNER, M.C., PRESIDING IN COUNCIL

PURSUANT to the Stamp Duties Act 1954 and the Inland Revenue Department Act 1952, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

**REGULATIONS**

1. (1) These regulations may be cited as the Stamp Duties (Special Cheques) Regulations 1958.

(2) These regulations shall come into force on the fourteenth day after the date of their notification in the *Gazette*.

2. In these regulations, unless the context otherwise requires,—

“District Commissioner” means a District Commissioner of Stamp Duties as defined in the Inland Revenue Department Act 1952:

“Licence” means a licence granted under these regulations:

“Special cheque” means a bill of exchange within the meaning of the Bills of Exchange Act 1908 that is payable on demand and has the drawer’s and drawee’s names printed therein (other than a cheque on a bank’s usual form which is not specially printed for a customer); and includes a promissory note within the meaning of the Bills of Exchange Act 1908 that is payable on demand and has the maker’s name and a drawee’s name printed therein.

“Supply”, in relation to special cheques, means a quantity of special cheques which are payable at the same or different branches of the bank or other drawee but otherwise have the same printed matter thereon except for serial numbers or other means of identifying individual special cheques; and “further supply” means a further quantity of those special cheques.

3. Subject as hereinafter provided, a District Commissioner may, on application by or on behalf of any person desirous of issuing special cheques, grant to that person a licence to pay the stamp duty on a

supply of special cheques in a lump sum by way of commutation of that duty; and may from time to time grant extensions of the licence to cover further supplies of special cheques.

4. Every application for a licence or for an extension of a licence shall be in duplicate in the form set out in the First Schedule hereto, and shall be accompanied either by a remittance of the amount of stamp duty which would otherwise be payable in respect of the special cheques designated in the application or by a bank receipt showing that the amount has been paid to the credit of the Public Account.

5. (1) On the grant to any person of a licence or on the extension of a licence, the District Commissioner shall forward to the printer nominated by that person an authority in the form set out in the Second Schedule hereto authorising that printer to print on each of the special cheque forms to which the licence or extension of licence relates and in a manner hereinafter provided an inscription stating "N.Z. Stamp Duty Paid", followed by the letters and numerals allocated to the licence by the District Commissioner.

(2) The said inscription shall be printed in the upper right or left hand corner of the face of the special cheque form or in such other position on the face thereof as is previously approved by the District Commissioner, and shall be enclosed in a rectangular frame which is not less than half an inch in both width and depth.

6. A special cheque to which a licence (or a licence as extended) relates and which bears a printed inscription in accordance with these regulations shall, on being issued by the person to whom the licence was granted, be exempt from the provisions as to stamping imposed by the Stamp Duties Act 1954.

7. Any person who, without first receiving an authority so to do under these regulations, prints on the face of a special cheque form an inscription indicating that the stamp duty in respect thereof has been paid under a licence, shall be liable on summary conviction to a fine not exceeding £50, unless the special cheque form was clearly marked as a specimen only or was destroyed immediately after the inscription was printed thereon.

8. The provisions of any regulations for the time being in force relating to allowance of spoiled stamps shall apply to unstamped special cheque forms the stamp duty on which has been paid under a licence (or a licence as extended).

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## SCHEDULES

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### FIRST SCHEDULE

#### *Stamp Duties Act 1954*

#### APPLICATION FOR A LICENCE (OR EXTENSION OF A LICENCE) UNDER THE STAMP DUTIES (SPECIAL CHEQUES) REGULATIONS 1958

Name of applicant [Person, firm, or company in whose name forms are to be printed]:.....

Address:.....

Name of printer nominated by applicant:.....

Address:.....

FIRST SCHEDULE—continued

If application is for an extension of a licence, state—

- (a) Licence number: .....
- (b) Date of last extension (if any) ...../...../19.....
- (c) Whether printed matter will be substantially identical with that on supply for which the licence was granted—Yes/No.\*

Forms for which licence or extension of licence is sought:

Number of Forms	Description (Cheques, Dividend Warrants, etc.)	Name of Bank or Other Drawee	Branch of Bank or Other Drawee	Serial Numbers or Other Means of Identifying Forms

Duty of £.....:.....:..... tendered by applicant/printer.\*  
 For applicant:.....  
 Date...../...../19.....

\*Strike out which does not apply.

SECOND SCHEDULE

Stamp Duties Act 1954

AUTHORITY TO PRINTER UNDER STAMP DUTIES (SPECIAL CHEQUES) REGULATIONS 1958

To .....

PURSUANT to the provisions of the Stamp Duties (Special Cheques) Regulations 1958, I hereby authorise you to print on the forms specified below and in a manner provided by those regulations the inscription "N.Z. Stamp Duty Paid .....".

Name of Drawer:

Number of Forms	Description (Cheques, Dividend Warrants, etc.)	Name of Bank or Other Drawee	Branch of Bank or Other Drawee	Serial Numbers or Other Means of Identifying Forms

District Commissioner of Stamp Duties.  
...../...../19.....

T. J. SHERRARD,  
Clerk of the Executive Council.

EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations enable mercantile concerns and others to pay the duty on their specially printed cheques (and other negotiable instruments which are payable on demand) in lump sums by way of commutation.

Cheques which are not specially printed, but are supplied by a bank to its customers on the bank's usual form, are already covered by the system provided by the Stamp Duties Amending Regulations 1947 (S.R. 1947/115).

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Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 20 November 1958.

These regulations are administered in the Inland Revenue Department.