

For public information Regulation 14 of the Finance Emergency Regulations 1940 (No. 2), as amended by the Finance Emergency Regulations 1940, Amendment No. 1, is set out below:—

REGULATION 14.—POWER TO REQUIRE CONTRIBUTIONS TO WAR-PURPOSES LOANS.

(1) If the Minister has reason to believe that any person has not subscribed in due proportion to his means to any loan for the time being authorized to be raised by the Minister for the purposes of the War Expenses Account established under Part I of the War Expenses Act, 1939 (hereinafter in this regulation referred to as a war-purposes loan), the Minister may, by notice in writing under his hand or by successive notices, require that person to subscribe to that loan, within such time or times as may be specified in the notice or notices, such amount as may be therein specified.

(1A) Any notice under this regulation may be given by publication in the *Gazette* or otherwise, in accordance with Regulation 18 hereof, to any specified person or to two or more specified persons or to all persons of any specified class or classes, and may indicate in such manner as the Minister thinks fit the amount or the respective amounts required by the notice to be subscribed to any war-purposes loan.

(1B) Where any such amounts are indicated by reference to the amounts of income derived in any year or to the amounts of income-tax payable for any year by persons of any specified class, the Reserve Bank shall, after the expiry of the time specified in the notice, furnish to the Commissioner of Taxes particulars of the names, addresses, and descriptions of the persons who have subscribed to the loan and of the amounts subscribed by them respectively, and the Commissioner shall furnish to the Minister, or as he directs, a statement or statements showing the name, address, and description of every person known to the Commissioner to belong to that class who, according to the information supplied by the Reserve Bank, has failed to comply with the terms of the notice, and also showing the extent to which he has so failed.

(1C) With respect to any person whose name appears in any such statement the Commissioner of Taxes shall, if directed by the Minister so to do, furnish to the Minister or as he directs a certificate signed by or on behalf of the Commissioner as to the amount which that person is required by the notice to subscribe to the loan. The production of any certificate purporting to be given under this clause shall, in the absence of proof to the contrary, be conclusive evidence of the facts stated therein, and all Courts shall in all proceedings take judicial notice of the signature to any such certificate.

(2) For the purposes of this regulation, in ascertaining the amount subscribed by any person to any war-purposes loan, the Minister shall cause to be taken into account, upon or subject to such conditions as he thinks fit, all moneys paid by or on behalf of that person to that or any other war-purposes loan or otherwise lent or given by or on behalf of that person to the Minister for the purposes of the War Expenses Account, but shall not take into account any other moneys paid for securities issued in respect of any war-purposes loan unless those moneys are paid directly to the Minister or to his agents in respect of the loan.

(3) Any person affected by a notice under this regulation may, within twenty-one days after the notice takes effect or within such further time as the Minister in any case allows, appeal to the Minister on the ground that for the reasons specified in his notice of appeal compliance by him with the notice would be a cause of undue hardship.

(4) Upon receiving any such appeal the Minister shall cause the circumstances to be fully investigated and he may refer the appeal to the Emergency Finance Council or to such other body or person as he thinks fit for inquiry and report, and if the Minister deems it just and equitable so to do he shall revoke or vary the notice or take such other action in relation thereto as he thinks fit.

(5) If any person to whom a notice is given under this regulation and who has not appealed or whose appeal has not been allowed refuses or fails to comply with the terms of that notice, or with the terms of that notice as modified on appeal under this regulation, he commits an offence against these regulations and shall be liable on summary conviction, in addition to any other penalty imposed under these regulations, to a fine not exceeding the amount specified in the notice or in the notice as so modified. The amount of every such fine shall be paid into the War Expenses Account.

(6) The fact that any person has been convicted of an offence against this regulation or has served his sentence or paid the fine imposed on him shall not relieve him from compliance with the terms of the notice in respect of which the offence was committed.