



BRITISH ANTARCTIC TERRITORY

THE CURRENCY ORDINANCE 2020

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BRITISH ANTARCTIC TERRITORY

Enacted by the Commissioner,
Ben Merrick,
XX XXXX 2020

Ordinance No. 7 of 2020

THE CURRENCY ORDINANCE 2020

AN ORDINANCE to make provision with respect to the bank notes and coinage of the Territory and for matters incidental thereto.

Citation and commencement.

1. This Ordinance may be cited as the Currency Ordinance 2020 and shall come into force on **XXXXXX**.

Restriction on issue or making of bank notes and coins.

2. (1) Save under the authority of a licence granted by the Commissioner, no person may –

(a) issue any bank notes; or

(b) make or issue any piece of gold, silver, copper or bronze, or of any metal or mixed metal, of any value whatever, as a coin or token for money, or as purporting that the holder thereof is entitled to demand any value denoted thereon.

(2) Any person who contravenes subsection (1) shall be guilty of an offence under this Ordinance and shall, on conviction, be liable to a fine not exceeding £10,000.

Authorised bank notes and coins to be current and legal tender.

3. (1) All bank notes authorised to be issued by a licence granted under section 2(1)(a) may circulate in the Territory and shall be legal tender in the Territory for payment of any amount.

(2) All coins or other pieces authorised to be issued by a licence granted under section 2(1)(b) shall, to the extent prescribed by regulations made by the Commissioner, which shall be published in the *Gazette*, be current in the Territory and shall be legal tender in the Territory for payment of such amounts as are so prescribed.

English bank notes and coins to be current and legal tender.

4. (1) All bank notes which, under the law of England as for the time being in force in England, are legal tender in England and Wales may circulate in the Territory and shall be legal tender in the Territory for payment of any amount.

(2) All coins which, under the law of England as for the time being in force in England, are current in the United Kingdom shall be current in the Territory and shall be legal tender in the Territory for payment of such amounts as are for the time being prescribed by or under that law as the amounts for payment of which they are legal tender in the United Kingdom.

Exclusion of English law on bank notes and coinage.

5. (1) For the avoidance of doubt it is hereby declared –

(a) that the foregoing provisions of this Ordinance (being “specific laws” within the meaning of that term in section 5 of the Administration of Justice Ordinance 2020) exclude the operation as part of the law of the Territory, by virtue of section 5(1)(b) of that Ordinance, of the law of England relating specifically to bank notes or coinage; but

(b) that the law of England, as for the time being in force in England, is otherwise in force in the Territory by virtue of the said section 5(1)(b) for the purposes of the administration and enforcement of this Ordinance.

(2) Subsection (1) is without prejudice to the application of the law of England for the purposes of the law of the Territory by virtue of section 4 or its operation as part of the law of the Territory by virtue of section 6.

Offences and enforcement, etc.

6. (1) Save as regards acts which contravene section 2(1) (for which provision is made by section 2(2)) and subject to subsection (2) of this section, all such provisions of the law of England, as for the time being in force in England, as provide for certain acts in connection with bank notes or coinage to be offences under that law or provide the penalties for such offences or other remedies for such acts shall be in force in the Territory.

(2) The provisions of sections 5(2) and 5(3) of the Administration of Justice Ordinance 2020 shall have effect in relation to a provision or rule of law which is in force in the Territory by virtue of subsection (1) of this section as they have effect in relation to a provision or rule of law which is in force in the Territory by virtue of section 5(1)(b) of that Ordinance.