

No. 855

**UNITED KINGDOM OF GREAT BRITAIN
AND NORTHERN IRELAND
and
PERU**

Payments Agreement. Signed at Lima, on 20 July 1948

Official texts: English and Spanish.

*Registered by the United Kingdom of Great Britain and Northern Ireland
on 30 June 1950.*

**ROYAUME-UNI DE GRANDE-BRETAGNE
ET D'IRLANDE DU NORD
et
PÉROU**

Accord de paiement. Signé à Lima, le 20 juillet 1948

Textes officiels anglais et espagnol.

*Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord,
le 30 juin 1950.*

No. 855. PAYMENTS AGREEMENT¹ BETWEEN THE GOVERNMENTS OF THE UNITED KINGDOM AND OF THE REPUBLIC OF PERU. SIGNED AT LIMA, ON 20 JULY 1948

The Government of the United Kingdom of Great Britain and Northern Ireland (hereinafter referred to as the Government of the United Kingdom) and the Government of the Republic of Peru (hereinafter referred to as the Peruvian Government) have agreed as follows :

Article I

(i) All trade and financial payments between residents of Peru and residents of the Scheduled Territories shall be settled in sterling.

(ii) Payments due to or from residents of the Scheduled Territories which must necessarily be made in soles shall be settled by the purchase or sale of sterling by residents of Peru, in accordance with the provisions of Article II.

(iii) All other payments expressed in currencies other than sterling and soles which may be settled in sterling shall be converted into and settled in sterling on the basis of the official rates in London.

Article II

The Banco Central de Reserva del Peru shall quote buying and selling rates for sterling based on the Bank of England's middle rate for the United States dollar and the corresponding rates for the United States dollar fixed by the Peruvian authorities.

Article III

The Banco Central de Reserva del Peru shall maintain No. 1 Accounts with the Bank of England and with such other banks in the United Kingdom as may be desired. These accounts shall be known as Peruvian Accounts.

Article IV

All sterling payments to residents of Peru which residents of the Scheduled Territories or of countries outside the Scheduled Territories are permitted to make under the Exchange Control Regulations in force in the United Kingdom shall be made to Peruvian Accounts.

¹ Came into force on 1 August 1948, in accordance with article XI.

Article V

(i) The Government of the United Kingdom shall not restrict the availability of sterling at the disposal of residents of Peru for making—

- (a) transfers to other residents of Peru;
- (b) payments to residents of the Scheduled Territories; or
- (c) payments in respect of current transactions to residents of such countries outside Peru and the Scheduled Territories as may be agreed between the contracting Governments.

(ii) The Government of Peru shall not restrict the availability of soles which, notwithstanding the provisions of Article I, may be at the disposal of residents of the Scheduled Territories for making—

- (a) transfers to other residents of the Scheduled Territories;
- (b) payments to residents of Peru; or
- (c) payments in respect of current transactions to residents of such countries outside Peru and the Scheduled Territories as may be agreed between the contracting Governments.

(iii) As opportunity offers, the Governments of Peru and of the United Kingdom shall seek after mutual consultation and with the consent of other interested parties, to enable residents of countries outside the Scheduled Territories and Peru to use sterling at their disposal to make payments of a current nature to residents of Peru, and to use soles at their disposal to make payments of a current nature to residents of the Scheduled Territories.

Article VI

(i) The Banco Central de Reserva del Perú shall, on the basis of the rates fixed under Article II—

- (a) purchase, when required, sterling transferred to the credit of any Peruvian Account in accordance with the provisions of Article IV against disbursement of the soles equivalent;
- (b) sell to residents of Peru such sterling at its disposal as may be required for any payments which residents of Peru are permitted to make to residents of the Scheduled Territories under the Exchange Control Regulations in force in Peru from time to time.

(ii) The Peruvian Government shall not restrict the availability and transfer to the Scheduled Territories of any soles arising from current transactions permitted under the Exchange Control Regulations in force in Peru from time to time and accruing to residents of the Scheduled Territories.

Article VII

The Government of the United Kingdom will grant a revaluation guarantee, in terms to be agreed between the Bank of England and the Banco Central de Reserva del Peru, which shall apply to balances standing

to the credit of the No. 1 Accounts of the Banco Central de Reserva del Peru. This guarantee shall take effect from 1st August, 1948, and shall apply to balances on such No. 1 Accounts existing on that date and held from time to time in the ensuing twelve months. The guarantee shall cover any balances on such accounts outstanding at the end of the twelve months until they have been utilised.

Article VIII

The Peruvian Government will take all the necessary measures to ensure that remitters to the Scheduled Territories shall be accorded exchange facilities in no way less favourable than those accorded to remitters to other countries for similar purposes.

Article IX

The Bank of England and the Banco Central de Reserva del Perú, as agents of their respective Governments, will maintain contact on all technical questions arising out of the Agreement.

Article X

For the purposes of the present Agreement—

- (a) the expression "Scheduled Territories" shall have the meaning from time to time assigned to it under the Exchange Control Act, 1947;
- (b) the expression "Peruvian Account" shall mean an account of a resident of Peru which is for the time being recognised by the Bank of England as a Peruvian Account for the purposes of this Agreement.

Article XI

The present Agreement, which shall be subject to review and adjustment after mutual consultation, shall come into force on 1st August, 1948. At any time thereafter either Government may give notice to the other of its intention to terminate the Agreement and the Agreement shall cease to have effect three months after date of such notice. It shall terminate three years after the date of its coming into force unless the contracting Governments agree otherwise.

IN WITNESS WHEREOF, the undersigned, being duly authorised by their respective Governments, have signed the present Agreement and have affixed thereto their seals.

DONE in Lima, in duplicate, this twentieth day of July, 1948, in the English and Spanish languages, both texts being equally authentic.

[L.S.]

W. STC. ROBERTS

[L.S.]

Manuel B. LLOSA

*His Majesty's Ambassador at Lima
to the Peruvian Minister of Finance and Commerce*

BRITISH EMBASSY

Lima, 20th July, 1948

Your Excellency,

I have the honour to refer to articles 1 and 10 (a) of the Anglo-Peruvian Payments Agreement which we have signed to-day and to append a list of the countries at present included in the Scheduled Territories in accordance with the Exchange Control Act, 1947.

Should there be any change in the list of countries covered by the definition "Scheduled Territories," His Majesty's Government will have the honour to inform the Government of Peru immediately.

I avail, &c.

W. STC. ROBERTS

LIST OF COUNTRIES INCLUDED IN THE "SCHEDULED TERRITORIES"

Europe

United Kingdom
Eire
Channel Islands
Gibraltar
Malta
Cyprus

Africa

Union of South Africa (including
South-West Africa)
Kenya
Nyasaland
Tanganyika
Uganda
Mauritius
Northern and Southern Rhodesia
St. Helena and Ascension
Seychelles
Somaliland and Zanzibar Protectorates
Gambia
Gold Coast
Nigeria
Sierra Leone

America

British Guiana
Honduras
West Indies
Falkland Islands

Asia

Aden
Burma
Ceylon
Hong Kong
India
Malayan Union
North Borneo and Brunei
Pakistan
Sarawak
Singapore

Pacific Ocean

Australia
Fiji
British Solomon Islands and other
British Pacific Islands
New Zealand

Faroe Islands
Iceland
Iraq