And Whereas, by the Registered Designs (Extension of Period of Emergency) Order, 1951(a), the Registered Designs (Extension of Period of Emergency) Order, 1952(b), and the Registered Designs (Extension of Period of Emergency) Order, 1953(c), made under the said section thirty-seven and the said paragraph 4, the said Order of 1950 was so varied as to postpone the ending of the period of emergency current at the making thereof until the tenth day of December, nineteen hundred and fifty-four:

And Whereas, in pursuance of the said sub-paragraph (3), a draft of this Order has been laid before Parliament and an Address has been presented by each House of Parliament praying that the Order be made:

Now, therefore, Her Majesty, in pursuance of the said section thirty-seven and the said paragraph 4 and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. Article 1 of the Registered Designs (Extension of Period of Emergency) Order, 1950, as amended by the Registered Designs (Extension of Period of Emergency) Order, 1951, the Registered Designs (Extension of Period of Emergency) Order, 1952, and the Registered Designs (Extension of Period of Emergency) Order, 1953, shall have effect with the substitution, for the reference to the tenth day of December, nineteen hundred and fifty-four, of a reference to the tenth day of December, nineteen hundred and fifty-five.

2. This Order may be cited as the Registered Designs (Extension of Period of Emergency) Order, 1954.

W. G. Agnew.

DIPLOMATIC AND INTERNATIONAL IMMUNITIES AND PRIVILEGES

1954 No. 1470

The International Organisations (Immunities and Privileges of the Council of Europe) (Amendment) Order, 1954

Made - - - - 4th November, 1954
Coming into Operation On a date to be notified in the London Gazette

At the Court at Buckingham Palace, the 4th day of November, 1954

Present,

The Queen's Most Excellent Majesty in Council

Whereas by sub-section 2 of Section 6 of the International Organisations (Immunities and Privileges) Act, 1950(d), (hereinafter referred to as the Act), it is enacted that any power conferred by the Act to make an Order in Council shall be construed as including a power to revoke or vary the Order in Council by a subsequent Order in Council made in accordance with sub-section 1 of Section 6 of the Act;

(a) S.I. 1951/2122 (1951 I, p. 514).
(b) S.I. 1952/2102 (1952 I, p. 786).
(c) S.I. 1953/1774 (1953 I, p. 570).
(d) 14 Geo. 6. c. 14.

And Whereas the International Organisations (Immunities and Privileges of the Council of Europe) Order in Council, 1950(a), (hereinafter referred to as the Principal Order) made provision for certain privileges and immunities of the Council of Europe in accordance with the General Agreement thereon signed at Paris on the second day of September, 1949;

And Whereas a Protocol (hereinafter referred to as the Protocol) was signed at Strasbourg on the sixth day of November, 1952, on behalf of Her Majesty's Government in the United Kingdom and the Governments of other members of the Council of Europe amending the aforesaid General Agreement;

And Whereas Her Majesty's Government in the United Kingdom desire to ratify the Protocol;

And Whereas it is expedient to vary the Principal Order to make provision for the privileges and immunities of the Council of Europe in accordance with the aforesaid General Agreement as amended by the Protocol;

And Whereas a draft of this Order has been laid before Parliament in accordance with Section 6 of the Act and an address has been presented to Her Majesty by each House of Parliament praying that an Order may be made in the terms of the said draft:

Now, therefore, Her Majesty, by virtue and in exercise of the powers in this behalf conferred on Her by the Act or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

1. Part B of the Principal Order is hereby revoked and the following shall be substituted in its place:—

"B.—REPRESENTATIVES OF MEMBERS, OTHER THAN REPRESENTATIVES OF HER MAJESTY'S GOVERNMENT, ON ORGANS OR COMMITTEES OF THE ORGANISATION, OTHER THAN THE CONSULTATIVE ASSEMBLY

7.—(i) Except in so far as any privilege or immunity is waived by the Governments whom they represent, permanent representatives of the Governments of members of the Council of Europe shall, while exercising their functions as such and during their journeys to and from the place of meeting, enjoy the like immunity from suit and legal process, the like inviolability of residence and the like exemption or relief from taxes as is accorded to the envoy of a foreign sovereign Power accredited to Her Majesty.

(ii) Except in so far as any privilege or immunity is waived by the Governments whom they represent, representatives of the Governments of members of the Council of Europe, other than permanent representatives or any person referred to in Article 8 of this Order, to the Committee of Ministers or attending meetings of the Ministers' Deputies or attending any other meeting convened by the Council of Europe when neither the Committee of Ministers nor the Ministers' Deputies are in session shall enjoy:—

(*a*) While exercising their functions as such and during their journeys to and from the place of meeting, immunity from personal arrest or detention and from seizure of their personal baggage and inviolability for all papers and documents, except that representatives attending meetings convened when neither the Committee of Ministers nor the

(a) S.I. 1950/1268 (1950 I, p. 1140).

Ministers' Deputies are in session shall not be exempt from arrest or prosecution where found committing, attempting to commit or just having committed a criminal offence.

(*b*) Immunity from legal process of every kind in respect of words spoken or written and all acts done by them in their capacity as representatives.

(iii) For the purposes of the application of paragraph (ii) of this Article the expression "representatives" shall be deemed to include, in addition to the representatives, the following members of their official staffs accompanying them as such representatives :—

Alternate representatives,
Advisers,
Technical experts,
Secretaries of Delegations,

and Part IV of the Schedule to the Act shall not operate so as to confer privileges or immunities on the staffs of representatives to which this Article applies other than on those persons falling within the above mentioned descriptions.

(iv) The provisions in the preceding paragraphs of this Article shall not confer any immunity or privilege on any person as the representative or permanent representative of Her Majesty's Government in the United Kingdom or as a member of the staff of such a representative or on any person who is a citizen of the United Kingdom and Colonies."

2. Article 9 of the Principal Order is hereby revoked and the following shall be substituted in its place:—

"9. During the period of the sessions of the Consultative Assembly, while attending meetings of Committees or Sub-Committees of the Consultative Assembly whether or not that Assembly is itself in session and during their journeys to and from the place of meeting, representatives to the Consultative Assembly and their substitutes shall enjoy in the United Kingdom :—

(*a*) If they are representatives of the United Kingdom or the substitutes of such representatives, and whether they are Members of Parliament or not, the same immunity from arrest or legal process as Members of Parliament enjoy under the law and custom of the United Kingdom.

(*b*) If they are representatives or substitutes of such representatives of members of the Council other than the United Kingdom, immunity from arrest and prosecution ;

except in cases where

(i) the Consultative Assembly has waived the immunity ; or

(ii) they are found committing, attempting to commit or just having committed a criminal offence."

3. This Order may be cited as the International Organisations (Immunities and Privileges of the Council of Europe) (Amendment) Order, 1954, and shall be read as one with the Principal Order.

4. This Order shall come into force on the date on which the Protocol enters into force with respect to the United Kingdom. This date shall be notified in the London Gazette. And the Right Honourable Sir Anthony Eden, Her Majesty's Principal Secretary of State for Foreign Affairs, is to give the necessary directions herein.

W. G. Agnew.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order amends the International Organisations (Immunities and Privileges of the Council of Europe) Order in Council, 1950, so as to provide immunities and privileges required by the Protocol of 6th November, 1952 (Cmd. 8843), amending the General Agreement on Privileges and Immunities of the Council of Europe of 2nd September, 1949 (Cmd. 8852). The Order will not come into operation until the Protocol of 1952 enters into force with respect to the United Kingdom. This date will, under the provisions of the Order, be notified in the London Gazette.

1954 No. 1468

The International Organisations (Immunities and Privileges of the Customs Co-operation Council) Order, 1954

Made - - - - *4th November,* 1954
Coming into Operation *4th November,* 1954

At the Court at Buckingham Palace, the 4th day of November, 1954

Present,

The Queen's Most Excellent Majesty in Council

Whereas by Section 1 of the International Organisations (Immunities and Privileges) Act, 1950(a), (hereinafter referred to as the Act) it is enacted:

That the provisions of the Section shall apply to any organisation declared by Order in Council to be an organisation of which the United Kingdom (or Her Majesty's Government therein) and one or more foreign sovereign Powers (or the Government or Governments thereof) are members;

That Her Majesty may, by Order in Council, provide that any organisation to which this Section applies shall, to such extent as may be specified in the Order, have the immunities and privileges set out in Part I of the Schedule to the Act and shall have the legal capacities of a body corporate;

That Her Majesty may, by Order in Council, confer on the representatives (whether of Governments or not) on any organ of the organisation, upon officers and servants of the organisation and upon persons employed on missions on behalf of the organisation, the immunities and privileges set out in Parts II and III of the said Schedule to the extent specified in the Order; and

That Part IV of the Schedule to the Act shall have effect for the purpose of extending to the staffs of representatives and to the families of certain high officers of the organisation any immunities and privileges conferred on the representatives or officers, except in so far as the operation of the said Part IV is excluded by the Order conferring privileges and immunities;

And Whereas the Annex to the Convention establishing a Customs Co-operation Council which was signed at Brussels on the fifteenth day of December, 1950, provides for the granting of certain immunities and privileges respecting the Council;

(a) 14 Geo. 6. c. 14.