3. This Order may be cited as the International Organisations (Immunities and Privileges of the Commission for Technical Co-operation in Africa South of the Sahara) Order, 1955. It shall come into operation on the date when the Agreement enters into force for the United Kingdom. This date shall be notified in the London Gazette. And the Right Honourable Harold Macmillan, 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 confers on the Commission for Technical Co-operation in Africa South of the Sahara the legal capacities of a body corporate, the grant of which is required by Article VI of the Agreement for the Establishment of the Commission for Technical Co-operation in Africa South of the Sahara (Cmd. 9066).

The Order will not come into operation until the Agreement enters into force with respect to the United Kingdom. This date will, under the provisions of the Order, be notified in the London Gazette.

1955 No. 1207

The International Organisations (Immunities and Privileges of the Inter-governmental Maritime Consultative Organisation) Order, 1955

Made - - - - *29th July,* 1955
Coming into Operation *On a date to be notified in the London Gazette* *

At the Court at Goodwood House, the 29th day of July, 1955

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 this 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 :

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

* 17. 3. 58.

That Her Majesty may, by Order in Council, confer on the representatives (whether of Governments or not) on any organ of the organisation and upon officers and servants of the organisation, the immunities and privileges set forth 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 Convention for the Establishment of the Inter-governmental Maritime Consultative Organisation, signed at Geneva on the sixth day of March, 1948, requires that each Member of the Organisation shall, subject to the provisions of the said Convention, confer on the Organisation legal capacity, privileges and immunities in accordance with the standard clauses of the General Convention on the Privileges and Immunities for the Specialised Agencies of the United Nations:

And Whereas Her Majesty's Government in the United Kingdom accepted the Convention for the Establishment of the Inter-governmental Maritime Consultative Organisation on the fourteenth day of February, 1949;

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

A.—The Organisation

1. The Inter-governmental Maritime Consultative Organisation (hereinafter referred to as the Organisation) is an organisation of which the United Kingdom and foreign sovereign Powers are members.

2. The Organisation shall have the legal capacities of a body corporate and, except in so far as in any particular case it has expressly waived its immunity, immunity from suit and legal process. No waiver of immunity shall be deemed to extend to any measure of execution.

3. The Organisation shall have the like inviolability of official archives and premises occupied as offices as is accorded in respect of official archives and premises of an envoy of a foreign sovereign Power accredited to Her Majesty.

4. The Organisation shall have the like exemption or relief from taxes and rates, other than taxes on the importation of goods, as is accorded to a foreign sovereign Power.

5. The Organisation shall have exemption from taxes on the importation of goods directly imported by the Organisation for its official use in the United Kingdom or for exportation, or on the importation of any publications of the Organisation directly imported by it, such exemption to be subject to compliance with such conditions as the Commissioners of Customs and Excise may prescribe for the protection of the Revenue.

6. The Organisation shall have exemption from prohibitions and restrictions on importation or exportation in the case of goods directly imported or exported by the Organisation for its official use and in the case of any publications of the Organisation directly imported or exported by it.

7. The Organisation shall have the right to avail itself, for telegraphic communications sent by it and containing only matter intended for publication by the press or for broadcasting (including communications addressed to or despatched from places outside the United Kingdom), of any reduced rates applicable for the corresponding service in the case of press telegrams.

B.—Representatives, other than Representatives of Her Majesty's Government in the United Kingdom, on Organs or Committees of the Organisation.

8.—(i) Except in so far as in any particular case any privilege or immunity is waived by the Governments whom they represent, representatives of members to the Assembly, on the Council, on the Maritime Safety Committee, or on any subsidiary organ established by the Organisation, at conferences convened by the Organisation or on commissions provided for in the constitution or on any committee of any of these bodies, 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.

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

(ii) Where the incidence of any form of taxation depends upon residence, representatives shall not be deemed to be resident in the United Kingdom during any period when they are present in the United Kingdom for the discharge of their duties.

(iii) For the purposes of the application 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,

and Part IV of the Schedule to the Act shall not operate so as to confer privileges or immunities on the staffs of representatives 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 of Her Majesty's Government in the United Kingdom or as a member of the staff of such representative or on any person who is a citizen of the United Kingdom and Colonies.

C.—High Officials of the Organisation

9. Except in so far as in any particular case any privilege or immunity is waived by the Organisation, the Secretary-General of the Organisation (including any officer acting for him during his absence from duty) shall be accorded, in respect of himself, his spouse and his children under the age of twenty-one, the like immunity from suit and legal process, the like

inviolability of residence and the like exemption or relief from taxes, other than income tax, as is accorded to an envoy of a foreign sovereign Power accredited to Her Majesty, his spouse and children, and exemption from income tax in respect of emoluments received by him as an officer of the Organisation.

D.—OTHER OFFICIALS OF THE ORGANISATION

10. Except in so far as in any particular case any privilege or immunity is waived by the Organisation, officials of the Organisation of any category specified by it shall enjoy:—

(*a*) immunity from suit and legal process in respect of words spoken or written and things done or omitted to be done by them in the course of the performance of their official duties;

(*b*) exemption from income tax in respect of emoluments received by them as officers or servants of the Organisation.

E.—GENERAL

11. The names of the persons to whom the provisions of Articles 8 and 9 of this Order apply shall be set forth in a list compiled and published from time to time by the Secretary of State under Section 2 (1) of the Act, and such list shall show in regard to each person the date as from which, for the purposes of this Order, he first held the office or employment in question and the date when he ceased to hold that office or employment.

12. This Order may be cited as the International Organisations (Immunities and Privileges of the Inter-governmental Maritime Consultative Organisation) Order, 1955. It shall come into operation on the date on which the Convention for the Establishment of the Inter-governmental Maritime Consultative Organisation enters into force for the United Kingdom. This date shall be notified in the London Gazette. And the Right Honourable Harold Macmillan, 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 provides immunities and privileges required by Article 51 and Appendix II of the Convention for the Establishment of the Inter-governmental Maritime Consultative Organisation (Cmd. 7412) to be conferred pending the entry into force with respect to the Organisation of an Annex to the General Convention on the Privileges and Immunities of the Specialised Agencies (Cmd. 7673). The immunities and privileges are, subject to one minor variation required by the provisions of the said Appendix II, those normally required to be conferred with respect to Specialised Agencies of the United Nations under the standard clauses of the above-mentioned General Convention.

The Order will not come into operation until the said Convention for the Establishment of the Organisation enters into force with respect to the United Kingdom. This date will, under the provisions of the Order, be notified in the London Gazette.

A TABLE OF COMPARISON BETWEEN THE ARTICLES OF THE ORDER AND THE SECTIONS OF THE CONVENTION ON THE PRIVILEGES AND IMMUNITIES OF THE SPECIALISED AGENCIES.

Order in Council	*Convention*
Article 2	Sections 3 and 4.
Article 3	Sections 5 and 6.
Article 4	Section 9 (*a*).
Article 5	Section 9 (*b*).
Article 6	Section 9 (*b*) and (*c*).
Article 7	Section 11.
Article 8 (i) (*a*)	Section 13 (*a*) and (*b*).
Article 8 (i) (*b*)	Sections 13 (*a*) and 14.
Article 8 (ii)	Section 15.
Article 8 (iii)	Section 1 (v)(a)
Article 8 (iv)	Section 17.
Article 9	Sections 19 (*b*) and 21.
Article 10	Sections 18, 19 (*a*) and 19 (*b*).

1955 No. 1209

The International Organisations (Immunities and Privileges of Western European Union) Order, 1955

Made - - - - *29th July,* 1955
Coming into Operation *On a date to be notified in the London Gazette*

At the Court at Goodwood House, the 29th day of July, 1955

Present,

The Queen's Most Excellent Majesty in Council

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

That the provisions of this 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

(a) Section 1 (v) must be interpreted as qualified by the provisions of Section 2 (*b*) of Appendix II to the Convention for the Establishment of the Inter-governmental Maritime Consultative Organisation (Cmd. 7412) restricting the definition of "representatives or members" to representatives, alternates and advisers.
(b) 14 Geo. 6. c. 14.