DIPLOMATIC AND INTERNATIONAL IMMUNITIES AND PRIVILEGES

1957 No. 1365

The International Organisations (Immunities and Privileges of the International Tin Council) (Amendment) Order, 1957

Made - - - - 31*st July*, 1957
Coming into Operation *On a date to be notified in the London Gazette.**

At the Court at Goodwood House, the 31st day of July, 1957

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; and

That Her Majesty may, by Order in Council, confer upon such classes of officers and servants of the Organisation as may be specified in the Order the immunities and privileges set out in Part III of the Schedule to the Act to such extent as may be so specified;

And Whereas by Sub-section 2 of Section 6 of 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;

And Whereas Her Majesty so declared in the case of the International Tin Council (hereinafter referred to as the Council) established by the International Tin Agreement opened for signature on the first day of March, 1954, (hereinafter referred to as the Agreement) by the International Organisations (Immunities and Privileges of the International Tin Council) Order, 1956(b), (hereinafter referred to as the Principal Order):

And Whereas paragraph 1 (*b*) of Article IV of the Agreement provides that the seat of the Council shall be in London:

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* Date not yet (April, 1958) notified. (a) 14 Geo. 6. c. 14. (b) S.I. 1956/1214 (1956 I, p. 686).

And Whereas Her Majesty's Government in the United Kingdom desire to accept an amendment of the Agreement whereby they are required by paragraph (23) of Article IV of the Agreement as amended to grant exemption from taxation on remuneration paid by the Council to certain employees of the Council:

And Whereas it is expedient to vary the Principal Order accordingly:

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. The following Article shall be inserted after Article 3 of the Principal Order.

"4. All employees of the Council except citizens of the United Kingdom and Colonies shall enjoy exemption from income tax in respect of emoluments received by them as officers or servants of the Council".

2. Article 4 of the Principal Order shall be renumbered as Article 5.

3. This Order may be cited as the International Organisations (Immunities and Privileges of the International Tin Council) (Amendment) Order, 1957, and shall be read as one with the Principal Order.

4. It shall come into operation on the date on which the amendment relating to paragraphs (22) and (23) of Article IV of the Agreement enters into force in respect of the United Kingdom. This date shall be notified in the London Gazette. And the Right Honourable Selwyn Lloyd, 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 International Tin Council) Order, 1956, in order to confer on employees of the International Tin Council, except those who are citizens of the United Kingdom and Colonies, exemption from income tax in respect of their remuneration. This is required by Article IV (23) of the International Tin Agreement (Cmd. 12) which is to be inserted by way of amendment to the Agreement pursuant to the Resolution of the Council dated October 18, 1956, (Cmd. 38).

This Order will not come into operation until the amendment becomes effective with respect to the United Kingdom. This date will, under the provisions of the Order, be notified in the London Gazette.