

- (b) Immunity from legal process of every kind in respect of words spoken or written and all acts done by them in the exercise of their functions. Such immunity shall continue notwithstanding that the persons concerned are no longer employed on missions on behalf of the Organization.

E. OTHER OFFICIALS OF THE ORGANIZATION.

12. Except in so far as in any particular case any privilege or immunity is waived by the Organization, all officials of the Organization (other than those referred to in clause 10 above) shall enjoy:—

- (a) immunity from suit and legal process in respect of words spoken or written and all acts 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 Organization.

F. GENERAL.

13. The names of the persons to whom the provisions of clauses 9 and 10 of this Order apply shall be set forth in a list compiled and published from time to time by the Governor under section 2 (3) of the Law, 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.

Ordered in Council, this 6th day of September, 1949.

(M.P. 668/46/2.)

I. LL. PHILLIPS,
Clerk of the Executive Council.

No. 344.

**THE DIPLOMATIC PRIVILEGES (EXTENSION) LAWS,
1947 AND 1948.**

ORDER IN COUNCIL No. 2375

MADE UNDER SECTION 2.

A. B. WRIGHT,
Governor.

Whereas in accordance with section 37 of the International Convention on the Privileges and Immunities of the Specialized Agencies of the United Nations (which Convention is set forth in the Schedule to the Diplomatic Privileges (International Labour Organization) Order, 1949), the World Health Organization, on the 2nd day of August, 1948, deposited with the Secretary-General of the United Nations the final text of the Annex to the said Convention which concerns the said Organization;

And whereas His Majesty's Government in the United Kingdom has, in accordance with section 41 of the said Convention, acceded to the said Convention in respect of the World Health Organization by depositing with the Secretary-General of the United Nations an instrument of accession;

And whereas by an Order of His Majesty made with the advice of His Privy Council dated the 28th day of January, 1949, the World Health Organization was declared to be an organization of which His Majesty's Government in the United Kingdom and the Governments of foreign sovereign Powers are members and provision was made for the privileges and immunities hereafter set out in this Order in respect of the said Organization;

Now, therefore, I, the Governor, in exercise of the powers vested in me by section 2 of the Diplomatic Privileges (Extension) Laws, 1947 and 1948, (hereinafter referred to as "the Law"), with the advice of the Executive Council, do hereby order as follows :—

1. This Order may be cited as the Diplomatic Privileges (World Health Organization) Order, 1949.

A. THE ORGANIZATION.

2. The World Health Organization is an organization of which His Majesty's Government in the United Kingdom and the Governments of foreign sovereign Powers are members.

3. The World Health Organization 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.

4. The World Health Organization 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 His Majesty.

5. The World Health Organization 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.

6. The World Health Organization shall have exemption from taxes on the importation of goods directly imported by the Organization for its official use in the Colony or for exportation, or on the importation of any publications of the Organization directly imported by it, such exemption to be subject to compliance with such conditions as the Comptroller of Customs and Excise may prescribe for the protection of the revenue.

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

8. The World Health Organization 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 Colony), of any reduced rates applicable for the corresponding service in the case of press telegrams.

B. REPRESENTATIVES OF MEMBERS AND OF THE EXECUTIVE BOARD OF THE WORLD HEALTH ORGANIZATION.

9.—(1) Except in so far as in any particular case any privilege or immunity is waived, in the case of representatives of member Governments, by the member Governments whom they represent, and in the case of persons designated to serve on the Executive Board of the World Health Organization and their alternates and advisers, by the Executive Board, representatives of member Governments and persons designated to serve on the Executive Board of the Organization and their alternates and advisers shall enjoy :—

- (a) While exercising their functions as such, and during their journey to and from the place of meeting, immunity from personal arrest or detention and from seizure of their personal baggage and inviolability of all papers and documents.
- (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.
- (c) While exercising their functions and during their journey to and from the place of meeting, the like exemption or relief from taxes as is accorded to an envoy of a foreign sovereign Power accredited

to His Majesty, save that the relief allowed shall not include relief from customs and excise duties except in respect of goods imported as part of their personal baggage. They shall not, where the incidence of any form of taxation depends upon residence, be deemed to be resident in the Colony during any period when they are present in the Colony whilst exercising their functions or during their journey to and from the place of meeting. The provisions of this paragraph shall not apply to British subjects whose usual place of abode is in the Colony.

(2) For the purpose of the application of this Order, the expression "representatives of member Governments" shall be deemed to include their official staffs, accompanying them as such representatives, as delegates, deputy delegates, advisers, technical experts or secretaries of delegations.

(3) The provisions of the preceding paragraphs of this clause shall not confer any immunity or privilege upon any person as the representative of His Majesty's Government in the Colony or as a member of the staff of such a representative or any person who is a British subject and who is not the representative of a Government of His Majesty other than His Majesty's Government in the Colony or a member of the staff of and accompanying any such representative.

C. HIGH OFFICIALS.

10. Except in so far as in any particular case any privilege or immunity is waived by the World Health Organization, officers of the Organization holding the offices of Director-General or Deputy Director-General shall be accorded in respect of themselves, their spouses and 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 as is accorded to an envoy of a foreign sovereign Power accredited to His Majesty, his spouse and children, and they shall also enjoy exemption from income tax in respect of emoluments received by them as officers of the World Health Organization.

D. PERSONS SERVING ON COMMITTEES OF OR EMPLOYED ON MISSIONS ON BEHALF OF THE ORGANIZATION.

11. Except in so far as in any particular case any privilege or immunity is waived by the World Health Organization, persons (other than officials of the Organization) serving on Committees of, or employed on missions on behalf of the Organization shall enjoy:—

- (a) While exercising their functions as such, and during their journey to and from the place of meeting, immunity from personal arrest or detention and from seizure of their personal baggage and inviolability of all papers and documents relating to the work of the Organization.
- (b) Immunity from legal process of every kind in respect of words spoken or written and all acts done by them in the exercise of their functions. Such immunity shall continue notwithstanding that the person concerned is no longer employed on missions on behalf of the Organization.

E. OTHER OFFICIALS OF THE ORGANIZATION.

12. Except in so far as in any particular case any privilege or immunity is waived by the Organization, all officials of the World Health Organization, other than those referred to in clause 10 above, shall enjoy:—

- (a) immunity from suit and legal process in respect of words spoken or written and all acts 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 and servants of the World Health Organization.

F. GENERAL.

13. The names of the persons to whom the provisions of clauses 9, 10, 11 and 12 of this Order apply shall be set forth in a list compiled and published from time to time by the Governor under section 2 (3) of the Law, 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.

Ordered in Council, this 6th day of September, 1949.

I. LL. PHILLIPS,

Clerk of the Executive Council.

(M.P. 668/46/2.)

No. 345.

THE DIPLOMATIC PRIVILEGES (EXTENSION) LAWS,
1947 AND 1948.

ORDER IN COUNCIL No. 2376

MADE UNDER SECTION 2.

A. B. WRIGHT,

Governor.

Whereas in accordance with section 37 of the International Convention on the Privileges and Immunities of the Specialized Agencies of the United Nations (which Convention is set forth in the Schedule to the Diplomatic Privileges (International Labour Organization) Order, 1949), the International Refugee Organization, on the 4th day of April, 1949, deposited with the Secretary-General of the United Nations the final text of the Annex to the said Convention which concerns the said Organization ;

Gazette :
Suppl. No 3 :
15.9.1949

And whereas His Majesty's Government in the United Kingdom has, in accordance with section 41 of the said Convention, acceded to the said Convention in respect of the International Refugee Organization, by depositing with the Secretary-General of the United Nations an instrument of accession ;

And whereas by an Order of His Majesty made with the advice of His Privy Council dated the 29th day of April, 1949, the International Refugee Organization was declared to be an organization of which His Majesty's Government in the United Kingdom and the Governments of foreign sovereign Powers are members and provision was made for the privileges and immunities hereafter set out in this Order in respect of the said Organization ;

Now, therefore, I, the Governor, in exercise of the powers vested in me by section 2 of the Diplomatic Privileges (Extension) Laws, 1947 and 1948, (hereinafter referred to as "the Law"), with the advice of the Executive Council, do hereby order as follows :—

1. This Order may be cited as the Diplomatic Privileges (International Refugee Organization) Order, 1949.

A. THE ORGANIZATION.

2. The International Refugee Organization (hereinafter referred to as "the Organization") is an organization of which His Majesty's Government in the United Kingdom and the Governments of foreign sovereign Powers are members.

3. The Organization 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.