

**1948-28**

## Diplomatic Privileges (International Organisations)

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Subsidiary Legislation made under s.2.

### **Diplomatic Privileges (Universal Postal Union) Order**

**1955.10.13-3**

*Commencement*      **14.10.1955**

Amending  
enactments

Relevant current  
provisions

Commencement  
date

Act. 2007-17      Para. 6

14.6.2007

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## **Diplomatic Privileges (International Organisations)**

**1955.10.13-3**

### **Diplomatic Privileges (Universal Postal Union) Order**

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1. This Order may be cited as the Diplomatic Privileges (Universal Postal Union) Order.

#### *A. The Organisation.*

2. The Universal Postal Union (hereinafter referred to as the Union) is an organisation of which the United Kingdom and foreign sovereign Powers are members.
3. The Union 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 Union 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.
5. The Union 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 Union shall have exemption from taxes on the importation of goods directly imported by the Union for its official use in Gibraltar or for exportation, or on the importation of any publications of the Union directly imported by it, such exemption to be subject to compliance with such conditions as the Minister responsible for finance may prescribe for the protection of the revenue.
7. The Union shall have exemption from prohibitions and restrictions on importation or exportation in the case of goods directly imported or exported by the Union for its official use and in the case of any publications of the Union directly imported or exported by it.
8. The Union 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 Gibraltar, of any reduced rates applicable for the corresponding service in the case of press telegrams.

#### *B. Representatives on Organs or Committees of the Union.*

- 9.(1) Except in so far as in any particular case any privilege or immunity is waived by the Governments whom they represent, representatives of members at Congresses, on the Executive and Liaison Committee, at administrative conferences or on commissions provided for in the constitution of the Union, or on any committee of any of these bodies shall enjoy–

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- (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 of 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.
- (2) Where the incidence of any form of taxation depends upon residence, representatives shall not be deemed to be resident in Gibraltar during any period when they are present in Gibraltar for the discharge of their duties.
- (3) For the purposes of the application of this paragraph 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 other than on those persons falling within the above mentioned descriptions.

*C. High Officials of the Union.*

10. Except in so far as in any particular case any privilege or immunity is waived by the Union, the Director of the International Board of the Union, 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 Union.

*D. Other Officials of the Union.*

11. Except in so far as in any particular case any privilege or immunity is waived by the Union, officials of the Union of any category specified by it shall enjoy–

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- (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 Union.

*F. General.*

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