**Revised Regulations of Anguilla: D25-9**

DIPLOMATIC PRIVILEGES (EXTENSION) ACT (R.S.A. c. D25)

# WORLD HEALTH ORGANISATION ORDER

Note: These Regulations are enabled under section 2 of the Diplomatic Privileges (Extension) Act, R.S.A. c. D25.

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THE ORGANISATION

**Interpretation**

**1.** (1) This Order shall have effect as if in section 9 references to representatives of member Governments included references to representatives of the Governments of Associate Members of the Organisation.

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

**Declaration**

**2.** The World Health Organisation is an organisation of which Her Majesty's Government in the United Kingdom and the Governments of foreign sovereign Powers are members.

**Body corporate**

**3.** The World Health 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.

**Inviolability of official archives, etc.**

**4.** The World Health 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.

**Exemption from taxes**

**5.** The World Health 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.

**Exemption from customs duty**

**6.** The World Health Organisation shall have exemption from taxes on the importation of goods directly imported by the Organisation for its official use in Anguilla 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 Comptroller of Customs in Anguilla may prescribe for the protection of the revenue.

**Exemption from prohibitions and restrictions on importation, etc.**

**7.** The World Health 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.

**Reduced rates for telegraphic communications**

**8.** The World Health Organisation shall have the right whenever there is in operation a Government telegraphic service, 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 Anguilla) of any reduced rates applicable for the corresponding service in the case of press telegrams.

REPRESENTATIVES OF MEMBERS AND OF THE
EXECUTIVE BOARD OF THE WORLD HEALTH ORGANISATION

**Immunity and privileges**

**9.** (1) Except insofar 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 Organisation and their alternates and advisers, by the Executive Board, representatives of member Governments and persons designated to serve on the Executive Board of the Organisation 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; and

(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 Her 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 Anguilla during any period when they are present in Anguilla 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 Anguilla.

(2) For the purposes 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 subsections (1) to (3) shall not confer any immunity or privilege upon any person as the representative of Her Majesty's Government in Anguilla 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 Her Majesty other than Her Majesty's Government in Anguilla or a member of the staff of and accompanying any such representative.

HIGH OFFICIALS

**Persons entitled to immunities and privileges**

**10.** Except insofar as in any particular case any privilege or immunity is waived by the World Health Organisation, officers of the Organisation 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 21, 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 Her 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 Organisation.

PERSONS SERVING ON COMMITTEES OF OR EMPLOYED ON MISSIONS ON BEHALF OF THE ORGANISATION

**Immunities**

**11.** Except insofar as in any particular case any privilege or immunity is waived by the World Health Organisation, persons (other than officials of the Organisation) serving on Committees of, or employed on missions on behalf of the Organisation 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 Organisation; and

(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 Organisation.

OTHER OFFICIALS OF THE ORGANISATION

**Immunities and privileges**

**12.** Except in so far as in any particular case any privilege or immunity is waived by the Organisation, all officials of the World Health Organisation, (other than those referred to in section 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; and

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

GENERAL

**List of persons entitled to immunities and privileges**

**13.** The names of the persons to whom the provisions of sections 9, 10, 11 and 12 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.

**Citation**

**14.** These Regulations may be cited as the World Health Organisation Order, Revised Regulations of Anguilla D25-9.

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