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STATUTORY INSTRUMENTS

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**1975 No. 411**

**The International Cocoa Organization  
(Immunities and Privileges) Order 1975**

**PART IV  
OFFICERS**

**High Officer**

**15.**—(1) Except in so far as in any particular case any privilege or immunity is waived by the Council of the Organization, there shall be accorded to or in respect of the Executive Director of the Organization and, in his absence or incapacitation, the officer designated to act in his place:—

- (a) the like immunity from suit and legal process, the like inviolability of residence and the like exemption or relief from taxes and rates, other than income tax in respect of his emoluments and customs duties and taxes on the importation of goods, as are accorded to or in respect of a diplomatic agent;
- (b) the like exemption from customs duties and taxes on the importation of articles imported for his personal use or the use of members of his family forming part of his household, including articles intended for his establishment as, in accordance with paragraph 1 of Article 36 of the 1961 Convention Articles, is accorded to a diplomatic agent;
- (c) the like exemption and privileges in respect of his personal baggage as, in accordance with paragraph 2 of Article 36 of the 1961 Convention Articles, are accorded to a diplomatic agent;
- (d) relief, under arrangements made by the Commissioners of Customs and Excise, by way of refund of customs duty paid on any hydrocarbon oil (within the meaning of the Hydrocarbon Oil (Customs and Excise) Act 1971) which are bought in the United Kingdom by him or on his behalf, such relief to be subject to compliance with such conditions as may be imposed in accordance with the arrangements;

provided that the provisions of this Article shall not apply to any person who is a citizen of the United Kingdom and Colonies or a permanent resident of the United Kingdom.

(2) Part IV of Schedule 1 to the Act shall not operate so as to confer any immunity or privilege on the families of officers to whom this Article applies.

**All Officers**

**16.** Except in so far as in any particular case any privilege or immunity is waived by the Executive Director of the Organization or (in the case of the Executive Director) by the Council of the Organization, the Buffer Stock Manager and all officers appointed or recruited by the Executive Director for full-time employment with the Organization and who are subject to its staff regulations, with the exception of those who are recruited locally and assigned to hourly rates of pay, shall enjoy:—

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- (a) immunity from suit and legal process in respect of things done or omitted to be done by them in the course of the performance of their official duties, except in the case of a motor traffic offence committed by an officer or in the case of damage caused by a motor vehicle belonging to or driven by him;
- (b) as from the date on which the emoluments received by them as officers of the Organization become subject to taxation by the Organization for its benefit, exemption from income tax in respect of such emoluments;
- (c) unless they are citizens of the United Kingdom and Colonies, the like exemption from customs duties and taxes on the importation of articles which—
  - (i) at or about the time when they first enter the United Kingdom as officers of the Organization are imported for their personal use or that of members of their families forming part of their households, including articles intended for their establishment, and
  - (ii) are articles which were in their ownership or possession or that of such members of their families, or which they or such members of their families were under contract to purchase, immediately before they so entered the United Kingdom,as, in accordance with paragraph 1 of Article 36 of the 1961 Convention Articles, is accorded to a diplomatic agent;
- (d) unless they are citizens of the United Kingdom and Colonies or permanently resident in the United Kingdom, exemptions whereby, for the purposes of the enactments relating to national insurance and social security, including enactments in force in Northern Ireland,
  - (i) services rendered for the Organization by them shall be deemed to be excepted from any class of employment in respect of which contributions or premiums under those enactments are payable, but
  - (ii) no person shall be rendered liable to pay any contribution or premium which he would not be required to pay if those services were not deemed to be so excepted,provided that until the day appointed for the coming into force of section 2 of the Social Security Act 1973 the following shall apply in substitution for the foregoing provisions of this sub-paragraph—

“unless they are citizens of the United Kingdom and Colonies or permanently resident in the United Kingdom, exemptions whereby, for the purposes of the National Insurance Acts 1965 to 1969, the National Insurance (Industrial Injuries) Acts 1965 to 1968, any enactment for the time being in force amending any of those Acts, and any enactment of the Parliament of Northern Ireland corresponding to any of those Acts or to any enactment amending any of those Acts,—

  - (i) services rendered by them for the Organization shall be deemed to be excepted from any class of employment which is insurable employment, or in respect of in respect of which contributions are required to be paid, but
  - (ii) no person shall be rendered liable to pay any contribution which he would not be required to pay if those services were not deemed to be so excepted.”.