

**1984 No. 1168****ARBITRATION****The Arbitration (Foreign Awards) Order 1984**

*Made - - - - -* 31st July 1984

*Coming into Operation* 1st August 1984

At the Court at Buckingham Palace the 31st day of July 1984

Present,

The Queen's Most Excellent Majesty in Council

Whereas a Convention on the Execution of Foreign Arbitral Awards (hereinafter called "the Geneva Convention") (a) was, on 26th September 1927, signed at Geneva on behalf of His Late Majesty King George the Fifth:

And whereas it is provided by section 35(1) of the Arbitration Act 1950 (b) that Part II of that Act (which provides for the enforcement of certain foreign awards under the Geneva Convention) applies to any award made after 28th July 1924—

- (a) in pursuance of an agreement for arbitration to which the Protocol set out in the First Schedule to that Act applies; and
- (b) between persons of whom one is subject to the jurisdiction of some one of such Powers as Her Majesty, being satisfied that reciprocal provisions have been made, may by Order in Council declare to be parties to the Geneva Convention, and of whom the other is subject to the jurisdiction of some other of the Powers aforesaid; and
- (c) in one of such territories as Her Majesty, being satisfied that reciprocal provisions have been made, may by Order in Council declare to be territories to which the Geneva Convention applies:

And whereas Her Majesty is satisfied that reciprocal provisions have been made:

And whereas a Convention on the Recognition and Enforcement of Foreign Arbitral Awards (hereinafter called "the New York Convention") (c) adopted on 10th June 1958 entered into force for the United Kingdom of Great Britain and Northern Ireland on 23rd December 1975:

And whereas it is provided by section 7(2) of the Arbitration Act 1975 (d) (which Act provides for the enforcement of foreign awards under the New York Convention) that if Her Majesty by Order in Council declares that any State specified in the Order is a party to the New York Convention the Order shall, while in force, be conclusive evidence that that State is a party to that Convention:

Now, therefore, Her Majesty, by and with the advice of Her Privy Council, in pursuance of the powers conferred upon Her by section 35(1) and (2) of the Arbitration Act 1950 and section 7(2) and (3) of the Arbitration Act 1975, and of all other powers enabling Her in that behalf, is pleased to declare, and it is hereby declared, as follows:

(a) Schedule 2 to the Arbitration Act 1950 (c.27). (b) 1950 c.27. (c) Cmnd. 6419.  
(d) 1975 c.3.

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*Citation and commencement*

1. This Order may be cited as the Arbitration (Foreign Awards) Order 1984 and shall come into operation on 1st August 1984.

*Geneva Convention States*

2.—(1) The Powers listed in Column 1 of Schedule 1 to this Order are parties to the Geneva Convention.

(2) The territories specified in Column 2 of the said Schedule are territories to which the Geneva Convention applies.

*New York Convention States*

3. The States listed in Schedule 2 to this Order are parties to the New York Convention.

*Revocation*

4. The Arbitration (Foreign Awards) Order 1978(a) and the Arbitration (Foreign Awards) Order 1979(b) are hereby revoked.

*N. E. Leigh,*  
Clerk of the Privy Council.

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(a) S.I. 1978/186.

(b) S.I. 1979/304.

SCHEDULE 1  
GENEVA CONVENTION STATES

Column 1	Column 2
Powers party to the Geneva Convention	Territories to which the Geneva Convention applies
The United Kingdom of Great Britain and Northern Ireland	The United Kingdom of Great Britain and Northern Ireland
	Anguilla
	British Virgin Islands
	Cayman Islands
	Falkland Islands
	Falkland Islands Dependencies
	Gibraltar
	Hong Kong
	Montserrat
	Turks and Caicos Islands
Antigua and Barbuda	Antigua and Barbuda
Austria	Austria
Bahamas	Bahamas
Bangladesh	Bangladesh
Belgium	Belgium
Belize	Belize
Czechoslovakia	Czechoslovakia
Denmark	Denmark
Dominica	Dominica
Finland	Finland
France	France
Federal Republic of Germany	Federal Republic of Germany
German Democratic Republic	German Democratic Republic
Greece	Greece
Grenada	Grenada
Guyana	Guyana
India	India
Republic of Ireland	Republic of Ireland
Israel	Israel
Italy	Italy
Japan	Japan
Kenya	Kenya
Luxembourg	Luxembourg
Malta	Malta
Mauritius	Mauritius
Netherlands	Netherlands (including Curacao)
New Zealand	New Zealand
Pakistan	Pakistan
Portugal	Portugal
Romania	Romania
Saint Christopher and Nevis	Saint Christopher and Nevis
St. Lucia	St. Lucia
Spain	Spain
Sweden	Sweden
Switzerland	Switzerland
Tanzania	Tanzania
Thailand	Thailand
Western Samoa	Western Samoa
Yugoslavia	Yugoslavia
Zambia	Zambia

## SCHEDULE 2

## NEW YORK CONVENTION STATES

Australia (including all the external territories for the international relations of which Australia is responsible)  
Austria  
Belgium  
Belize  
Benin  
Botswana  
Bulgaria  
Byelorussian Soviet Socialist Republic  
Cambodia  
Central African Republic  
Chile  
Colombia  
Cuba  
Cyprus  
Czechoslovakia  
Denmark (including Greenland and the Faroe Islands)  
Djibouti  
Ecuador  
Egypt  
Finland  
France (including all the territories of the French Republic)  
Federal Republic of Germany  
German Democratic Republic  
Ghana  
Greece  
Guatemala  
Haiti  
Holy See  
Hungary  
India  
Indonesia  
Republic of Ireland  
Israel  
Italy  
Japan  
Jordan  
Korea  
Kuwait  
Luxembourg  
Madagascar  
Mexico  
Monaco  
Morocco  
Netherlands (including the Netherlands Antilles)  
New Zealand  
Niger  
Nigeria  
Norway  
Philippines  
Poland  
Romania  
San Marino  
South Africa  
Spain  
Sri Lanka  
Sweden  
Switzerland  
Syria  
Tanzania  
Thailand  
Trinidad and Tobago  
Tunisia  
Ukrainian Soviet Socialist Republic  
Union of Soviet Socialist Republics  
United States of America (including all the territories for the international relations of which the United States of America is responsible)  
Uruguay  
Yugoslavia

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order specifies (in Schedule 1) States which are parties to the 1927 Geneva Convention on the Execution of Foreign Arbitral Awards ("the Geneva Convention"), and which have satisfied Her Majesty that they have made reciprocal provisions. Arbitral awards made in such States are enforceable in the United Kingdom under Part II of the Arbitration Act 1950, except, where the State in question is also a New York Convention State, in so far as the award is enforceable under the Arbitration Act 1975.

The Order also specifies (in Schedule 2) States which are parties to the 1958 New York Convention on the Recognition and Enforcement of Foreign Arbitral Awards ("the New York Convention"). Arbitral awards made in such States are enforceable in the United Kingdom under the Arbitration Act 1975.

The Order replaces the Arbitration (Foreign Awards) Order 1978 and the Arbitration (Foreign Awards) Order 1979, which are revoked. The two Schedules have been revised to take account of the accession of certain States to the two Conventions and to take account of the independence of certain States which were formerly territories for whose international relations another State was responsible.

The States now added as being parties to the Geneva Convention are: Antigua and Barbuda; Bahamas; Bangladesh; Belize; Dominica; Guyana; Malta; Saint Christopher and Nevis; St. Lucia; Western Samoa and Zambia. In respect of the New York Convention the additional States are: Belize; Byelorussian Soviet Socialist Republic; Colombia; Djibouti; Guatemala; Haiti; Jordan; Luxembourg; New Zealand; San Marino; Ukrainian Soviet Socialist Republic; Uruguay; and Yugoslavia.

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