

*This draft Order in Council supersedes the draft Order in Council with the same title laid before Parliament on 1<sup>st</sup> April 2009 and is being issued free of charge to all known recipients of that draft. Draft Order in Council laid before Parliament under section 1(3) of the European Communities Act 1972, for approval by resolution of each House of Parliament.*

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DRAFT STATUTORY INSTRUMENTS

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**2009 No. 000**

**EUROPEAN COMMUNITIES**

**The European Communities (Definition of Treaties)  
(Maritime Labour Convention) Order 2009**

*Made* - - - - 2009

*Coming into force* - - 1st October 2009

At the Court at Buckingham Palace, the day of 2009

Present,

The Queen's Most Excellent Majesty in Council

In accordance with section 1(3) of the European Communities Act 1972<sup>(1)</sup> a draft of this Order was laid before, and approved by a resolution of, each House of Parliament.

Accordingly, Her Majesty, in exercise of the powers conferred by section 1(3) of the European Communities Act 1972, is pleased, by and with the advice of Her Privy Council, to order as follows:

**Citation and Commencement**

**1.** This Order may be cited as the European Communities (Definition of Treaties) (Maritime Labour Convention) Order 2009 and shall come into force on 1st October 2009.

**Specification as Community Treaty**

**2.** The Maritime Labour Convention 2006<sup>(2)</sup> is to be regarded as one of the Community Treaties within the meaning of section 1(2) of the European Communities Act 1972.

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(1) 1972 c.68.  
(2) Cmd. 7049.

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**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument:  
*The European Communities (Definition of Treaties) (Maritime Labour Convention) Order 2009 (revoked) No. 1757*

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*Name*  
Clerk of the Privy Council

## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order declares the Maritime Labour Convention to be a Community Treaty within the meaning of section 1(2) of the European Communities Act 1972.

The Convention consolidates and updates over 60 maritime labour instruments adopted by the International Labour Organization since 1920. The object of the Convention is to provide a comprehensive set of global maritime labour standards for all seafarers.

The Convention is ancillary to the existing Community Treaties because it contains matters within the competence of the European Community, although the Community is not able to be a party to the Convention itself. Those parts which do not fall within Community competence are ancillary to the transport and employment provisions of the Community Treaties, in particular insofar as those provisions promote social protection and raise the standard of living and employment of seafarers.

The principal effect of declaring this Agreement to be a Community Treaty is that the provisions of section 2 of the European Communities Act 1972 (which provide for the general implementation of Community Treaties) apply to it.

A full Impact Assessment has not been produced for this instrument as it has no impact on the costs of business, charities or voluntary bodies.