

SCHEDULE 12

EUROPEAN ORGANIZATION FOR NUCLEAR RESEARCH

High and other officials

7.—(1) Except in so far as in any particular case such immunity or privilege is waived by the Council of the Organisation, the Director-General of the Organisation (or any official acting instead as provided for in Article VI of the Convention) shall enjoy—

- (a) the like immunity from suit and legal process as is accorded to or in respect of the head of a diplomatic mission;
- (b) the like inviolability of residence as is accorded to or in respect of the head of a diplomatic mission; and
- (c) the like exemption or relief from local taxes (as described in the exception in Section A1 of Part II of Schedule 5 to the Scotland Act 1998) as is accorded to or in respect of the head of a diplomatic mission.

(2) This paragraph shall not apply to any person who is a British citizen, a British overseas territories citizen, a British Overseas citizen or a British National (Overseas) or who is a permanent resident of the United Kingdom.

8.—(1) Except in so far as in any particular case such immunity is waived by the Director-General (or any official acting instead as provided for in Article VI of the Convention), officials of the Organisation shall enjoy immunity from suit and legal process (even after the termination of their functions) in respect of acts, including words written or spoken, done by them in the course of performance of official duties.

(2) The immunity accorded by sub-paragraph (1) shall not apply in the case of a motor traffic offence committed by an official of the Organisation or in the case of damage caused by a motor vehicle belonging to or driven by such an official.

(3) Neither sub-paragraph (1) nor Part IV of Schedule 1 to the 1968 Act shall apply to any person who is a British citizen, a British overseas territories citizen, a British Overseas citizen or a British National (Overseas) or who is a permanent resident of the United Kingdom.