

Draft Order laid before the Scottish Parliament under section 10(1) of the International Organisations Act 1968, for approval by resolution of the Scottish Parliament.

DRAFT SCOTTISH STATUTORY INSTRUMENTS

2021 No.

**INTERNATIONAL IMMUNITIES
AND PRIVILEGES
EXITING THE EUROPEAN UNION**

The European Union and European Atomic Energy
Community (Immunities and Privileges) (Scotland) Order 2021

Made - - - - 2021

Coming into force - - 2021

At the Court at Windsor Castle, the day of October 2021

Present,

The Queen's Most Excellent Majesty in Council

This Order is made in exercise of the powers conferred by section 4B of the International Organisations Act 1968(1) and all other powers enabling Her Majesty to do so.

In accordance with section 10(1) of that Act, a draft of this instrument has been laid before and approved by resolution of the Scottish Parliament(2).

Accordingly, Her Majesty is pleased, by and with the advice of Her Privy Council, to order as follows.

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- (1) [1968 c.48](#). Section 4B was inserted by section 5 of the International Organisations Act [2005 \(c.20\)](#) and amended by section 27 of the European Union (Future Relationship) Act [2020 \(c.29\)](#).
- (2) The function of approving a draft of an Order in Council under section 10 of that Act has transferred to the Scottish Parliament under section 118 of the Scotland Act [1998 \(c.46\)](#) in so far as the function is exercisable within devolved competence. Section 118(4) of that Act provides that any reference in a pre-commencement enactment to a requirement for a draft instrument to be approved by either or both Houses of Parliament (as specified in section 118(2)) is to be taken to be, in relation to the exercise of a devolved function by a person other than a Minister of the Crown, a member of the Scottish Government or a Scottish public authority with mixed functions or no reserved functions, a reference to the Scottish Parliament. Section 118(4) accordingly includes the powers exercisable by Her Majesty in Council.