
Changes to legislation: There are currently no known outstanding effects for the Diplomatic and Consular Premises Act 1987, SCHEDULE 2. (See end of Document for details)

SCHEDULES

SCHEDULE 2

Section 6.

AMENDMENTS OF 1964 AND 1968 ACTS

1 The following shall be inserted at the end of Schedule 1 to the 1964 Act—

“ARTICLE 45

If diplomatic relations are broken off between two States, or if a mission is permanently or temporarily recalled:

- (a) the receiving State must, even in case of armed conflict, respect and protect the premises of the mission, together with its property and archives;
- (b) the sending State may entrust the custody of the premises of the mission, together with its property and archives, to a third State acceptable to the receiving State;
- (c) the sending State may entrust the protection of its interests and those of its nationals to a third State acceptable to the receiving State.”.

2 Schedule 1 to the 1968 Act shall have effect subject to the following amendments.

3 The following shall be inserted after the heading “CHAPTER 1. - CONSULAR RELATIONS IN GENERAL”—

“SECTION I.

— ESTABLISHMENT AND CONDUCT OF CONSULAR RELATIONS”.

4 The following shall be inserted after Article 17—

“SECTION II.

— END OF CONSULAR FUNCTIONS

ARTICLE 27

Protection of consular premises and archives and of the interests of the sending State in exceptional circumstances

1 In the event of the severance of consular relations between two States:

- (a) the receiving State shall, even in case of armed conflict, respect and protect the consular premises, together with the property of the consular post and the consular archives;
- (b) the sending State may entrust the custody of the consular premises, together with the property contained therein and the consular archives, to a third State acceptable to the receiving State;

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- (c) the sending State may entrust the protection of its interests and those of its nationals to a third State acceptable to the receiving State.
- 2 In the event of the temporary or permanent closure of a consular post, the provisions of sub-paragraph (a) of paragraph 1 of this Article shall apply. In addition,
- (a) if the sending State, although not represented in the receiving State by a diplomatic mission, has another consular post in the territory of that State, that consular post may be entrusted with the custody of the premises of the consular post which has been closed, together with the property contained therein and the consular archives, and, with the consent of the receiving State, with the exercise of consular functions in the district of that consular post; or
 - (b) if the sending State has no diplomatic mission and no other consular post in the receiving State, the provisions of sub-paragraphs (b) and (c) of paragraph 1 of this Article shall apply.”
- 5 The following paragraph shall be inserted after paragraph 2 of Article 31—
- “3 Subject to the provisions of paragraph 2 of this Article, the receiving State is under a special duty to take all appropriate steps to protect the consular premises against any intrusion or damage and to prevent any disturbance of the peace of the consular post or impairment of its dignity.”
- 6 The following shall be inserted after Article 58—
- “ARTICLE 59

Protection of the consular premises

The receiving State shall take such steps as may be necessary to protect the consular premises of a consular post headed by an honorary consular officer against any intrusion or damage and to prevent any disturbance of the peace of the consular post or impairment of its dignity.”

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