
STATUTORY INSTRUMENTS

1996 No. 1296

The United Nations (International Tribunal) (Rwanda) Order 1996

PART III

OTHER FORMS OF ASSISTANCE TO THE INTERNATIONAL TRIBUNAL

Service of process

19.—(1) This article applies where the Secretary of State receives from the International Tribunal

- (a) a summons or other process requiring a person (not being a prisoner) to appear before the International Tribunal for the purpose of giving evidence or assisting an investigation or for both purposes, or
- (b) a document notifying interested parties of a special hearing to determine the matter of restitution of specified property or the proceeds thereof and affording them the opportunity to justify a claim to the property or its proceeds,

together with a request for it to be served on a person in the United Kingdom.

(2) The Secretary of State or, where the person to be served is in Scotland, the Lord Advocate may cause the process or document to be served by post or, if the request is for personal service, direct the chief officer of police for the area in which that person appears to be to cause it to be personally served on him.

(3) Service by virtue of this article of any process mentioned in paragraph (1)(a) imposes an obligation to comply with it; and any such process shall be accompanied by a notice stating the effect of this paragraph and of article 9 (securing attendance of person as witness or to assist in investigations).

(4) Any document mentioned in paragraph (1)(b) shall indicate that the person on whom it is served may wish to seek advice as to the possible consequences of failing to justify a claim.

(5) Where a chief officer of police is directed under this article to cause any process or document to be served he shall after it has been served forthwith inform the Secretary of State or, as the case may be, the Lord Advocate when and how it was served and (if possible) furnish him with a receipt signed by the person on whom it was served; and if the chief officer has been unable to cause the process or document to be served he shall forthwith inform the Secretary of State or, as the case may be, the Lord Advocate of that fact and of the reason.

(6) In the application of this article to Northern Ireland, for references to the chief officer of police there shall be substituted references to the Chief Constable of the Royal Ulster Constabulary.