
EXPLANATORY NOTE

(This note is not part of the Order)

This Order revokes Article 1(2) of each of the Iraq (United Nations Sanctions) Order 2000, the Iraq (United Nations Sanctions)(Overseas Territories) Order 2000, the Iraq (United Nations Sanctions) (Channel Islands) Order 2000 and the Iraq (United Nations Sanctions)(Isle of Man) Order 2000 (“the relevant Orders”). The relevant Orders were made under the United Nations Act 1946 (“the 1946 Act”), and comprise measures giving effect to the decision of the Security Council of the United Nations as set out in United Nations Security Council Resolution 661 of 6 August 1990 (“the 1990 resolution”).

Article 1(2) of each Order provides that if the Security Council of the United Nations takes a decision which has the effect of cancelling, amending or suspending the operation of the 1990 resolution in whole or in part, the Order shall cease to have effect, or be deemed to be amended, or its operation shall be suspended, as the case may be, in accordance with that decision.

Article 1(2) is revoked in each case in order to avoid unintended consequences arising from any future decision of the Security Council in relation to the 1990 resolution, pending the full implementation of the decision. If, for example, the 1990 resolution were to be cancelled or suspended, and new provisions simultaneously adopted by the Security Council, the relevant Orders could cease to have effect by virtue of the respective Articles 1(2) before the new provisions could be given effect to under the 1946 Act by means of a further Order. The revocation of Article 1(2) in each case ensures that consequences of this kind cannot arise.