STATUTORY INSTRUMENTS

1978 No. 186

ARBITRATION

The Arbitration (Foreign Awards) Order 1978

Made - - -	*9th February* 1978
Coming into Operation	*2nd March* 1978

At the Court at Buckingham Palace, the 9th day of February 1978

Present,

The Queen's Most Excellent Majesty in Council.

Whereas a Convention on the Execution of Foreign Arbitral Awards (hereinafter called "the Geneva Convention" (a)) was, on 26th September 1927, signed at Geneva on behalf of His late Majesty King George the Fifth:

And whereas it is provided by section 35(1) of the Arbitration Act 1950(b) that Part II of that Act (which provides for the enforcement of certain foreign awards under the Geneva Convention) applies to any award made after 28th July 1924—

(*a*) in pursuance of an agreement for arbitration to which the Protocol set out in the First Schedule to that Act applies; and

(*b*) between persons of whom one is subject to the jurisdiction of some one of such Powers as Her Majesty, being satisfied that reciprocal provisions have been made, may by Order in Council declare to be parties to the Geneva Convention, and of whom the other is subject to the jurisdiction of some other of the Powers aforesaid; and

(*c*) in one of such territories as Her Majesty, being satisfied that reciprocal provisions have been made, may by Order in Council declare to be territories to which the Geneva Convention applies:

And whereas Her Majesty is satisfied that reciprocal provisions have been made.

Now, therefore, Her Majesty, by and with the advice of Her Privy Council, in pursuance of the powers conferred on Her by the said Act, and of all other powers enabling Her in that behalf, is pleased to declare, and it is hereby declared, as follows:—

Citation, interpretation and commencement

1.—(1) This Order may be cited as the Arbitration (Foreign Awards) Order 1978, and shall come into operation on 2nd March 1978.

(2) The Interpretation Act 1889(c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament and as if this Order and the Orders hereby revoked were Acts of Parliament.

(a) Schedule 2 to the Arbitration Act 1950. (b) 1950 c. 27.

(c) 1889 c. 63,

Geneva Convention States

2.—(1) The Powers listed in Column 1 of Schedule 1 to this Order are parties to the Geneva Convention.

(2) The territories listed in Column 2 of the said Schedule 1 are territories to which the Geneva Convention applies.

Revocations

3. The Orders listed in Schedule 2 to this Order are hereby revoked.

N. E. Leigh,
Clerk of the Privy Council.

SCHEDULE 1

GENEVA CONVENTION STATES

Column 1	Column 2
Powers party to the Geneva Convention	Territories to which the Geneva Convention applies
The United Kingdom of Great Britain and Northern Ireland	The United Kingdom of Great Britain and Northern Ireland
	Belize
	British Virgin Islands
	Cayman Islands
	Falkland Islands and Dependencies
	Gibraltar
	Hong Kong
	Montserrat
	Turks and Caicos Islands
	West Indies, Associated States (Antigua, Dominica, St. Lucia, St. Vincent, St. Christopher, Nevis and Anguilla)
Austria	Austria
Belgium	Belgium
Czechoslovakia	Czechoslovakia
Denmark	Denmark
Finland	Finland
France	France
Federal Republic of Germany	Federal Republic of Germany
German Deomocratic Republic	German Democratic Republic
Greece	Greece
India	India
The Republic of Ireland	The Republic of Ireland

Israel	Israel
Italy	Italy
Japan	Japan
Kenya	Kenya
Luxembourg	Luxembourg
Mauritius	Mauritius
Netherlands	Netherlands (including the Netherland Antilles)
New Zealand	New Zealand
Pakistan	Pakistan
Portugal	Portugal
Romania	Romania
Spain	Spain
Sweden	Sweden
Switzerland	Switzerland
United Republic of Tanzania	United Republic of Tanzania
Thailand	Thailand
Yugoslavia	Yugoslavia

SCHEDULE 2

ORDERS REVOKED

Title	Reference
Arbitration (Foreign Awards) No. 4 Order 1931.	S.R. & O. 1931/1066
Arbitration (Foreign Awards) No. 1 Order 1932.	S.R. & O. 1932/674
Arbitration (Foreign Awards) No 2 Order 1933.	S.R. & O. 1933/544
Arbitration (Foreign Awards) No. 1 Order 1938.	S.R. & O. 1938/137
Arbitration (Foreign Awards) No. 1 Order 1952.	S.I. 1952/2035
Arbitration (Foreign Awards) No. 1 Order 1953.	S.I. 1953/1555
Arbitration (Foreign Awards) No. 1 Order 1958.	S.I. 1958/1051
Arbitration (Foreign Awards) Order 1960.	S.I. 1960/436
Arbitration (Foreign Awards) (Hong Kong) Order 1965	S.I. 1965/586

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order specifies (in Schedule 1) States which are parties to the 1927 Geneva Convention on the Execution of Foreign Arbitral Awards, and which have satisfied Her Majesty that they have made reciprocal provisions. The original Orders relating to those States listed in Schedule 2 are revoked. An arbitral award made in a Geneva Convention State is enforceable in the United Kingdom under Part II of the Arbitration Act 1950, except, where the State in question is also a New York Convention State, in so far as the award is enforceable under the Arbitration Act 1975(c.3).

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