EXPLANATORY MEMORANDUM TO

THE OVERSEAS TERRITORIES (CHANGE OF NAME) (No. 9) ORDER 2011

2011 No. 2982

1. This explanatory memorandum has been prepared by the Foreign and Commonwealth Office and is laid before Parliament by Command of Her Majesty.

2. Purpose of the instrument

This Order amends the Emergency Powers Order in Council 1939 so that it uses the correct current names of the British overseas territories of St Helena, Ascension and Tristan da Cunha and South Georgia and the South Sandwich Islands.

3. Matters of special interest to the Joint Committee on Statutory Instruments

None.

4. Legislative Context

The Order is made under the St Helena Act 1833 (1833 c. 85) and the British Settlements Acts 1887 and 1945 (1887 c. 54 and 1945 c.7), which are the legal bases for amendments to the 1939 Order in Council relating to St Helena, Ascension and Tristan da Cunha and South Georgia and the South Sandwich Islands.

5. Territorial Extent and Application

This instrument applies to the British overseas territories to which the 1939 Order in Council extends.

6. European Convention on Human Rights

Although required to be laid before Parliament, as the instrument is subject to no parliamentary procedure and does not amend primary legislation, no statement is required.

7. Policy background

- ***What is being done and why***

7.1 The Order is being made to bring up to date the Emergency Powers Order in Council 1939, which extends to various British overseas territories, so that it refers to the territories of St Helena, Ascension and Tristan da Cunha and South Georgia and the South Sandwich Islands by their correct current names. It is part of a series of Orders made for this purpose.

- ***Consolidation***

7.2 No consolidation of the relevant legislation is considered necessary.

8. Consultation outcome

The territories concerned have been consulted and agree with the instrument.

9. Guidance

No guidance is required.

10. Impact

10.1 No impact on business, charities or voluntary bodies in the United Kingdom.

10.2 No impact on the United Kingdom public sector.

10.3 An Impact Assessment has not been prepared for this instrument.

11. Regulating small business

The legislation does not apply to small business.

12. Monitoring & review

None required.

13. Contact

Susan Dickson at the Foreign and Commonwealth Office, Tel: 020 7008 3317 or email: susan.dickson@fco.gov.uk can answer any queries regarding the instrument.