EXPALANTORY MEMORANDUM TO

THE UNITED NATIONS ARMS EMBARGOES (DEPENDENT TERRITORIES)

(AMENDMENT) ORDER 2008

2008 No. 3123

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

2. Description

This instrument amends the United Nations Arms Embargoes (Dependent Territories) Order 1995 (S.I. 1995/1032 as amended) to take account of the lifting of the arms embargo imposed on Rwanda by United Nations Security Council Resolution 918 (1994) of 17th May 1994. The arms embargo on Rwanda has been lifted following the adoption on 10th July 2008 of United Nations Security Council Resolution 1823(2008).

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

None.

4. Legislative Context

4.1 This instrument gives effect to United Nations Security Council Resolution 1823(2008) adopted on 10th July 2008 lifting the arms embargo imposed on Rwanda under United Nations Security Council Resolution 918(1994) of 17th May 1994.

4.2 This Order is made pursuant to section 1 of the United Nations Act 1946.

5. Territorial Extent and Application

This instrument applies to the following Territories: Anguilla, Bermuda, British Antarctic Territory, British Indian Ocean Territory, Cayman Islands, Falkland Islands, Gibraltar, Montserrat, Pitcairn, Henderson, Ducie and Oeno Islands, St. Helena and its Dependencies, South Georgia and South Sandwich Islands, The Sovereign Base areas of Akrotiri and Dhekelia, Turks and Caicos Islands and Virgin Islands.

6. European Convention on Human Rights

Not applicable.

7. Policy Background

This instrument gives effect within the Overseas Territories to the lifting of the arms embargo on Rwanda. The United Nations Security Council decided to lift the arms embargo imposed on Rwanda having considered the report concerning Rwanda dated 31 December 2007 of the Security Council Committee established pursuant to resolution 918(1994) (UN Document

S/2007/782) and the oral report of the Chairman of the Security Council Committee concerning Rwanda of 22 May 2008.

8. Consultation Outcome

All the Territories referred to in paragraph 5 were consulted on the draft Order and approved its content.

9. Guidance

No guidance has been prepared in relation to this Order.

10. Impact

10.1 This Order has no impact on business, charities or voluntary bodies. It removes the existing arms embargo on Rwanda applied within the Territories listed in paragraph 5.

10.2 The Order will remove the arms embargo on Rwanda with a consequent reduction in the enforcement burden for the Territories referred to in paragraph 5 above.

10.3 An Impact Assessment is not required for this instrument.

11. Regulating Small Business

This instrument removes the existing arms embargo on Rwanda which applies to all businesses including small business.

12. Monitoring and Review

Not applicable.

13. Contact

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