

Draft Order in Council laid before Parliament under section 1(3) of the European Communities Act 1972, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2003 No.

EUROPEAN COMMUNITIES

The European Communities (Definition of Treaties) (Database Protection Agreement between the United Kingdom on behalf of the Isle of Man and the European Community) Order 2003

Made - - - - 2003

Coming into force in accordance with article 1

At the Court at Buckingham Palace, the day of 2003

Present,

The Queen's Most Excellent Majesty in Council

Whereas a draft of this Order has been laid before Parliament in accordance with section 1 of the European Communities Act 1972(1) ("the Act") and has been approved by a resolution of each House of Parliament:

Now, therefore, Her Majesty, by virtue and in exercise of the powers conferred on Her by section 1(3) of the Act or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. This Order may be cited as the European Communities (Definition of Treaties) (Database Protection Agreement between the United Kingdom on behalf of the Isle of Man and the European Community) Order 2003. It shall come into force, in respect of the treaty specified in the Schedule to this Order, on the 1st November 2003, the date on which the treaty enters into force.

2. The treaty specified in the Schedule to this Order is to be regarded as a Community Treaty as defined in section 1(2) of the Act.

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The European Communities (Definition of Treaties) (Database Protection Agreement between the United Kingdom on behalf of the Isle of Man and the European Community) Order 2003 (revoked) No. 1891*

A. K. Galloway,
Clerk of the Privy Council

SCHEDULE

Agreement in the form of an exchange of letters between the United Kingdom of Great Britain and Northern Ireland on behalf of the Isle of Man and the European Community extending to the Isle of Man the legal protection of databases as provided for in Chapter III of Directive [96/9/EC](#)(2), signed at Brussels on 26th March 2003(3).

EXPLANATORY NOTE

(This note is not part of the Order)

The Order declares an Agreement in the form of an exchange of letters between the United Kingdom of Great Britain and Northern Ireland on behalf of the Isle of Man and the European Community extending to the Isle of Man the legal protection of databases as provided for in Chapter III of Directive [96/9/EC](#), to be a Community Treaty as defined in section 1(2) of the European Communities Act 1972. The Agreement binds both the Community and the Isle of Man to extend to each other reciprocal protection of rights in databases within the terms of Chapter III of Directive [96/9/EC](#) of the European Parliament and of the Council of 11th March 1996. The principal effect of declaring this Agreement to be a Community Treaty as so defined is to bring into play, in relation to it, the provisions of section 2 of the European Communities Act 1972 which provides for the implementation of treaties so specified.

(2) OJNo. L77, 27.3.1996, p. 20.
(3) OJ No. L89, 5.4.2003, p. 12.