

CONSTITUTIONAL REFORM AND GOVERNANCE ACT 2010

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 2: Ratification of treaties

Section 22: Section 20 not to apply in exceptional cases

141. *Subsection (1)* provides that the procedure under section 20 does not apply if a Minister of the Crown is of the view that, exceptionally, a treaty should be ratified without the conditions of that section having been met.
142. *Subsection (2)* provides that *subsection (1)* may not be invoked where either House has resolved against ratification in accordance with *section 20(1)(c)*.
143. *Subsection (3)* provides that if, exceptionally, the treaty is to be, or has been, ratified without following the procedure in *section 20*, the Minister of the Crown must either before, or as soon as practicable after, the treaty is ratified, lay before Parliament a copy of the treaty and a statement indicating why the Minister takes the view that the conditions in *section 20* should not apply. The Minister of the Crown must also arrange for the treaty to be published in a way that he or she thinks appropriate.