

EXPLANATORY MEMORANDUM TO
THE IVORY COAST (RESTRICTIVE MEASURES)
(OVERSEAS TERRITORIES) (AMENDMENT) ORDER 2006

2006 No.610

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

2.1 The Ivory Coast (Restrictive Measures) (Overseas Territories) (Amendment) Order 2006 (the amendment Order) amends the Ivory Coast (Restrictive Measures) (Overseas Territories) Order 2005 (Statutory Instrument 2005/242) (the principal Order) to give effect in the Overseas Territories to a ban on the import of rough diamonds from the Ivory Coast. The ban was imposed by Resolution 1643 adopted by the Security Council of the United Nations on 15 December 2005 (UNSCR 1643) .

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

3.1 None.

4. Legislative Background

4.1 In November 2004 the United Nations Security Council adopted Resolution 1572 (UNSCR 1572) imposing an arms embargo against the Ivory Coast and a travel ban and assets freeze on individuals responsible for violating the arms embargo, blocking the peace process, publicly inciting hatred or committing serious human rights abuses. UNSCR1643 renewed those measures (with the exception of the assets freeze, which is non-time specific and does not require renewal) and included the addition of a ban on the import of all rough diamonds from the Ivory Coast. The amending Order is required to give effect to the new diamond ban in the Overseas Territories.

4.2 The principal Order gave effect in the Overseas Territories to the provisions of UNSCR 1572. The amending Order will amend the principal Order to ban, except under the authority of a licence granted by the Governor, any rough diamonds exported from the Ivory Coast. The amending Order also makes necessary consequential amendments to the principal Order.

5. Extent

5.1 The amendment Order applies to the following territories: Anguilla, British Antarctic Territory, British Indian Ocean Territory, Cayman Islands, Falkland Islands, Montserrat, Pitcairn, Henderson, Ducie and Oeno Islands, St Helena and Dependencies, South Georgia and South Sandwich Islands, the Sovereign Base Areas

of Akrotiri and Dhekelia, Turks and Caicos Islands and Virgin Islands. All the territories were consulted.

6. **European Convention on Human Rights**

6.1 As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

7. **Policy Background**

7.1 The Government support the addition of a diamond ban to the other sanctions already imposed against the Ivory Coast. It will form part of a broader strategy to establish lasting peace and security in the Ivory Coast.

8. **Impact**

8.1 A regulatory impact assessment has not been prepared for this amendment Order as no impact is foreseen on the private, voluntary or public sector.

9. **Contact**

Diana Brookes at the Foreign and Commonwealth Office, Tel: 020 7008 3084 or e-mail: Diana.Brookes@fco.gov.uk can answer queries regarding the instrument.