

**EXPLANATORY MEMORANDUM TO**  
**THE FOREIGN COMPENSATION COMMISSION (WINDING UP) ORDER 2013**

**2013 No. 236**

1. 1.1 This explanatory memorandum has been prepared by the Foreign and Commonwealth Office and is laid before Parliament by Command of Her Majesty.  
1.2 This memorandum contains information for the Joint Committee on Statutory Instruments.
2. **Purpose of the instrument**  
2.1 This Order winds up the Foreign Compensation Commission, a non-departmental public body established under section 1 of the Foreign Compensation Act 1950.
3. **Matters of special interest to the Joint Committee on Statutory Instruments**  
3.1 None
4. **Legislative Context**  
4.1 The Foreign Compensation Commission was constituted under section 1 of the Foreign Compensation Act 1950. Section 7(1)(f) of that Act allows Her Majesty to make provision by Order in Council for the winding up of the Commission.
5. **Territorial Extent and Application**  
5.1 This instrument applies to all of the United Kingdom.
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**
  - *What is being done and why*7.1 Upon its entry into force, the Foreign Compensation Commission (Winding Up) Order 2013 will wind up the Foreign Compensation Commission.  
7.2 The FCC was last active in the administration of a claims programme in 1994. Its continuing cost, as considered against its long-standing inactivity and the perceived unlikelihood of it being required in the future, indicate that its sustained existence cannot be justified.

## **8. Consultation outcome**

8.1 Consultation has been carried out in relation to this Order with the current Chairman of the Foreign Compensation Commission. The Chairman's written representations have been made available to Ministers in the course of deciding on the future of the Commission.

## **9. Guidance**

9.1 This Order simply winds up the Foreign Compensation Commission. Accordingly, no guidance specific to the changes introduced by this Order is planned.

## **10. Impact**

10.1 There is no impact on business, charities or voluntary bodies.

10.2 The impact on the public sector will be a net cost saving over time.

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

## **11. Regulating small business**

11.1 The legislation does not apply to small business.

## **12. Monitoring & review**

12.1 This Order only winds up the Foreign Compensation Commission and there is no impact beyond this. Accordingly, no monitoring and review specific to this Order is planned.

## **13. Contact**

Jonathan Drakeford at the Consular Directorate, Foreign and Commonwealth Office, can answer any queries regarding the instrument.

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