
PROCLAMATION

CUSTOMS

The Export of Arms Proclamation 1997

(Proclamation No. 1 of 1997)

By **RICHARD PETER RALPH**, Commander of the Royal Victorian Order, Commissioner for South Georgia and the South Sandwich Islands, **A PROCLAMATION—**

WHEREAS section 35 of the Customs Ordinance(a) in its application to South Georgia and the South Sandwich Islands under the Application of Colony Laws Ordinance(b) has the effect that it shall be lawful for the Commissioner from time to time by proclamation to prohibit the importation, carriage coastwise or exportation of any goods whatsoever and that any such proclamation may prohibit importation, carriage coastwise or exportation until the revocation thereof, or during such time as may be specified therein, and may either absolutely prohibit importation, carriage coastwise or exportation except on compliance with any conditions which may be specified in the proclamation, or importation from or exportation to any particular place named in the proclamation;

AND WHEREAS it is necessary to prohibit the exportation of arms from South Georgia and the South Sandwich Islands save as is by this Proclamation provided;

IN EXERCISE of my powers under section 35 of the Customs Ordinance(a) and of all other powers enabling me, **I PROCLAIM** as follows—

1. Except as provided by Article 2 of this Proclamation and save as may be authorised by, and in accordance with the conditions, if any, of, a licence in writing granted by the Commissioner, the export from South Georgia and the South Sandwich Islands of any arms is prohibited until such time as this Proclamation is revoked.
2. Nothing in Article 1 applies to the export of any arms by or on behalf of Her Majesty's armed forces undertaken by or under the authority of the Commander British Forces Falkland Islands.
3. For the purposes of this Proclamation, "arms" means any item entered in Part III of Schedule 1 to the Export of Goods (Control) Order 1994(c), as amended from time to time.

(a) Cap. 16 Laws of the Falkland Islands 1950 Edition

(b) Cap. 1 (D.S.) Laws of the Falkland Islands 1950 Edition

(c) SI 1994/1191

4. This Proclamation has effect without prejudice to the provisions of any Order in Council (such as the United Nations Arms Embargoes (Dependent Territories) Order 1995(d)) which in the circumstances of the particular case has effect to prohibit or restrict the export of the arms concerned.

5. This Proclamation shall become effective on its first publication in the *Gazette*.

GIVEN under my hand and the Public Seal of South Georgia and the South Sandwich Islands at Government House, Stanley, Falkland Islands, this 28th day of April in the year of Our Lord One thousand Nine Hundred and Ninety-Seven

R.P. Ralph
Commissioner

EXPLANATORY NOTE
(not forming part of the above Proclamation)

This Proclamation has been issued in order to enable effect to be given in South Georgia and the South Sandwich Islands to various international arms embargoes which the United Kingdom Government has agreed shall be applied in relation to South Georgia and the South Sandwich Islands and all other dependent territories and which are not given effect to by an Order in Council applying in relation to South Georgia and the South Sandwich Islands.

(d) SI 1995/1032