

International Organisations (Privileges and Immunities) (Conference of the Parties to the United Nations Framework Convention on Climate Change) Regulations 2022

I, General the Honourable David Hurley AC DSC (Retd), Governor‑General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 01 September 2022

David Hurley

Governor‑General

By His Excellency’s Command

Penny Wong

Minister for Foreign Affairs

Contents

Part 1—Preliminary 1

1 Name 1

2 Commencement 1

3 Authority 1

4 Definitions 1

Part 2—Conference of the Parties to the United Nations Framework Convention on Climate Change 2

5 Act applies to the Conference of the Parties 2

6 Conference of the Parties to have juridical personality and legal capacities 2

7 Privileges and immunities of the Conference of the Parties 2

8 Privileges and immunities of representatives and former representatives 2

9 Privileges and immunities of officers and former officers 3

Part 1—Preliminary

1 Name

This instrument is the *International Organisations (Privileges and Immunities) (Conference of the Parties to the United Nations Framework Convention on Climate Change) Regulations 2022*.

2 Commencement

(1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information | | |
| --- | --- | --- |
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument | The day after this instrument is registered. | 3 September 2022 |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

(2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *International Organisations (Privileges and Immunities) Act 1963*.

4 Definitions

In this instrument:

***Act*** means the *International Organisations (Privileges and Immunities) Act 1963*.

***Conference of the Parties*** means the Conference of the Parties to the United Nations Framework Convention on Climate Change.

Part 2—Conference of the Parties to the United Nations Framework Convention on Climate Change

5 Act applies to the Conference of the Parties

For the purposes of subsection 5(1) of the Act, the Conference of the Parties is an international organisation to which the Act applies.

6 Conference of the Parties to have juridical personality and legal capacities

For the purposes of subparagraph 6(1)(a)(i) of the Act, the Conference of the Parties:

(a) is a body corporate with perpetual succession; and

(b) is capable, in its corporate name, of:

(i) entering into contracts; and

(ii) acquiring, holding and disposing of real and personal property; and

(iii) instituting, and being a party to, legal proceedings.

7 Privileges and immunities of the Conference of the Parties

For the purposes of subparagraph 6(1)(a)(ii) of the Act, the Conference of the Parties has the privileges and immunities specified in item 2 of the First Schedule to the Act, insofar as those privileges and immunities relate to the inviolability of premises of, or occupied by, the Conference of the Parties.

8 Privileges and immunities of representatives and former representatives

(1) For the purposes of subparagraph 6(1)(c)(i) of the Act, the privileges and immunities specified in Part I of the Third Schedule to the Act are conferred upon a person who is accredited to, or is in attendance at an international conference convened by, the Conference of the Parties as a representative of:

(a) a country other than Australia; or

(b) another international organisation to which the Act applies; or

(c) an overseas organisation to which the Act applies.

(2) For the purposes of subparagraph 6(1)(c)(ii) of the Act, the privileges and immunities specified in Part II of the Third Schedule to the Act are conferred upon a person who has ceased to be accredited to, or has attended an international conference convened by, the Conference of the Parties as a representative of:

(a) a country other than Australia; or

(b) another international organisation to which the Act applies; or

(c) an overseas organisation to which the Act applies.

9 Privileges and immunities of officers and former officers

(1) For the purposes of subparagraph 6(1)(d)(i) of the Act, the privileges and immunities specified in Part I of the Fourth Schedule to the Act are conferred upon a person who:

(a) holds an office in the Conference of the Parties; and

(b) is in attendance at an international conference convened by the Conference of the Parties.

(2) For the purposes of subparagraph 6(1)(d)(ii) of the Act, the privileges and immunities specified in Part II of the Fourth Schedule to the Act are conferred upon a person who:

(a) has ceased to hold an office in the Conference of the Parties; and

(b) while holding the office, was in attendance at an international conference convened by the Conference of the Parties;

in relation to acts and things done while the person was in attendance at the international conference.