



FINANCE AND ECONOMICS COMMITTEE

16th July, 1980.

Commercial
Relations:
Protection
of Trading
Interests.
Act 1980
786(2)

C.R.O.
T.S.
L.A.
C.I.Aud.
L.O.C.

26. The Committee discussed with the Commercial Relations Officer his Report, dated 20th June, 1980, on the Protection of Trading Interests Act 1980, and about which the Bailiff in a Memorandum dated 13th June, 1980, had asked whether it was desired that the Secretary of State should take the necessary steps to arrange for the preparation of an extending Order-in-Council Order in consultation with the Insular Law Officers.

The Committee noted that the purposes of the Act were -

- (a) to provide a number of means by which the Secretary of State might counter measures taken by overseas countries for controlling international trade where such measures were or would be damaging to U.K. trading interests;

STATES OFFICE

21. JUL. 1980

FORWARDED

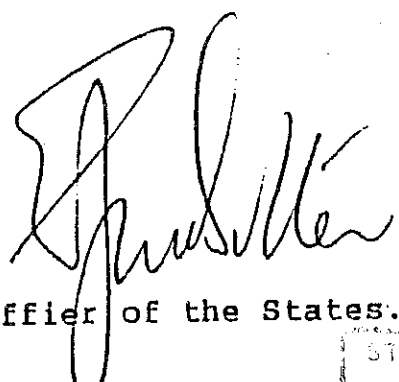
16.7.80

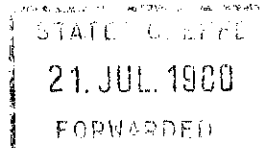
- (b) to enable the Secretary of State to give directions prohibiting compliance with a requirement of an overseas court concerning the furnishing of commercial information;
- (c) to provide that U.K. courts should not comply with any request from an overseas court when the Secretary of State had certified that the request infringed U.K. jurisdiction or was prejudicial to U.K. sovereignty;
- (d) to render unenforceable in the U.K. judgements for multiple damage given in civil proceedings by courts of overseas countries;
- (e) to enable U.K. citizens and U.K. and certain other (including Jersey) companies to recover sums paid under foreign judgements for multiple damages in excess of the compensation for the loss of the person in whose favour the judgement was given.

The Committee further noted that it appeared that the protection in (e) above already extended without further action (clause 6 of the Act). Although the Commercial Relations Department had not received any representations during the passage of the Bill through Parliament, it appeared to the Commercial Relations Officer that the other provisions could be of value in the future.

The Committee, in view of the possibility that there might be problems in connexion with the extension, approved the recommendation of the Commercial Relations Officer and decided to [REDACTED]
[REDACTED]
[REDACTED]

The Greffier of the States was directed to inform the Bailiff of the action it was taking.


Greffier of the States.





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of Trading
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20. The Committee, with reference to its Act No. 26 of 14th July, 1980, recalled that [redacted] merits of extending the Protection of Trading Interests Act, 1980, to the Island by Order-in-Council.

T.O.S.
C.R.O.
E.A.
C.I.Aud.
L.O.C.

The Committee considered a Report, dated 2nd June, 1981, and designated Committee Paper FE/66/81 in which the [redacted]

The Committee [redacted] and directed the Greffier of the States to reply to the Bailiff accordingly.

R. S. Gray

Deputy Greffier of the States.

STATES GREFFE
19. JUN. 1981
FORWARDED

MEMORANDUM

To:-
The Deputy Bailiff

c.c. Commercial
Relations Officer

9/4/3(3)31/106

From:- Deputy Greffier of
the States.

786(2)

Date..... 18th June, 1981.

1. I refer to your Memorandum, dated 28th January, 1981, about the Protection of Trading Interests Act, 1980.
2. The Finance and Economics Committee
 [REDACTED]
 [REDACTED]
 has decided that this Act should be extended to the Island by Order-in-Council, but that the functions of the Secretary of State under the Act should appropriately be performed by the Committee.

R. S. GRAY

18 JUN 1981
STATES GREFFIER