
STATUTORY INSTRUMENTS

2019 No. 433

**EXITING THE EUROPEAN UNION
SANCTIONS**

**The Democratic Republic of the Congo
(Sanctions) (EU Exit) Regulations 2019**

Made - - - - 4th March 2019

Laid before Parliament 5th March 2019

*Coming into force in accordance with
regulation 1(2)*

**THE DEMOCRATIC REPUBLIC OF THE CONGO
(SANCTIONS) (EU EXIT) REGULATIONS 2019**

PART 1

General

1. Citation and commencement
2. Interpretation
3. Application of prohibitions and requirements outside the United Kingdom
4. Purposes

PART 2

Designation of persons

5. Power to designate persons
6. Designation criteria
7. Meaning of “owned or controlled directly or indirectly”
8. Notification and publicity where designation power used
9. Confidential information in certain cases where designation power used
10. Designation of persons named by or under UN Security Council Resolutions

PART 3

Finance

11. Meaning of “designated person” in Part 3

Changes to legislation: There are currently no known outstanding effects for the The Democratic Republic of the Congo (Sanctions) (EU Exit) Regulations 2019. (See end of Document for details)

12. Asset-freeze in relation to designated persons
13. Making funds available to designated person
14. Making funds available for benefit of designated person
15. Making economic resources available to designated person
16. Making economic resources available for benefit of designated person
17. Circumventing etc. prohibitions

PART 4

Immigration

18. Immigration

PART 5

Trade

CHAPTER 1

Interpretation

19. Definition of “military goods” and “military technology”
20. Interpretation of other expressions used in this Part

CHAPTER 2

Military goods and military technology

21. Export of military goods
22. Supply and delivery of military goods
23. Making military goods and military technology available
24. Transfer of military technology
25. Technical assistance relating to military goods and military technology
26. Financial services and funds relating to military goods and military technology
27. Brokering services: non-UK activity relating to military goods and military technology

CHAPTER 3

Enabling or facilitating the conduct of armed hostilities

28. Enabling or facilitating the conduct of armed hostilities

CHAPTER 4

Further provision

29. Circumventing etc prohibitions
30. Defences

PART 6

Exceptions and licences

31. Finance: exceptions from prohibitions

- 31ZA Finance: humanitarian exception
- 31A Exception for authorised conduct in a relevant country
- 32. Exception for acts done for purposes of national security or prevention of serious crime
- 33. Treasury licences
- 34. Trade licences
- 35. Licences: general provisions
- 36. Finance: licensing offences
- 37. Trade: licensing offences
- 38. Section 8B(1) to (3) of Immigration Act 1971: directions

PART 7

Information and records

- 39. Finance: reporting obligations
- 40. “Relevant firm”
- 41. Finance: powers to request information
- 42. Finance: production of documents
- 43. Finance: information offences
- 44. Trade: application of information powers in CEMA
- 45. General trade licences: records
- 46. General trade licences: inspection of records
- 47. Disclosure of information
- 47A Finance: disclosure to the Treasury
- 48. Part 7: supplementary

PART 8

Enforcement

- 49. Penalties for offences
- 50. Liability of officers of bodies corporate etc.
- 51. Jurisdiction to try offences
- 52. Procedure for offences by unincorporated bodies
- 53. Time limit for proceedings for summary offences
- 54. Trade enforcement: application of CEMA
- 55. Trade offences in CEMA: modification of penalty
- 56. Application of Chapter 1 of Part 2 of Serious Organised Crime and Police Act 2005
- 57. Monetary penalties

PART 9

Maritime enforcement

- 58. Exercise of maritime enforcement powers
- 59. Maritime enforcement officers
- 60. Power to stop, board, search etc.
- 61. Seizure power
- 62. Restrictions on exercise of maritime enforcement powers
- 63. Interpretation of Part 9

PART 10

Supplementary and final provision

64. Notices
 65. Article 20 of the Export Control Order 2008
 66. Trade: overlapping offences
 67. Revocation of the EU DRC Regulation
 68. Other revocations and amendments
 69. Transitional provision: Treasury licences
 70. Transitional provision: trade licences
 71. Transitional provision: pending applications for trade licences
 72. Transitional provisions: prior obligations
- Signature

SCHEDULE 1 — Rules for interpretation of regulation 7(2)

1. Application of Schedule
2. Joint interests
3. Joint arrangements
4. Calculating shareholdings
5. Voting rights
6. In applying regulation 7(2) and this Schedule, the voting rights...
7. Rights to appoint or remove members of the board
8. A reference to a board of directors, in the case...
9. Shares or rights held “indirectly”
10. Shares held by nominees
11. Rights treated as held by person who controls their exercise
12. “Arrangement” includes— (a) any scheme, agreement or understanding, whether or...
13. Rights exercisable only in certain circumstances etc
14. Rights attached to shares held by way of security

SCHEDULE 2 — Treasury licences: purposes

PART 1 — Interpretation

1. In this Schedule— “consular post” has the same meaning as...

PART 2 — Purposes

2. Basic needs
3. Legal services
4. Maintenance of frozen funds and economic resources
5. Extraordinary expenses
6. Pre-existing judicial decisions etc
7. Diplomatic missions

PART 3 — Purposes relating only to non-UN designated persons

8. Humanitarian assistance activities etc
9. Prior obligations
10. Extraordinary situation
11. Diplomatic missions

Explanatory Note

Changes to legislation:

There are currently no known outstanding effects for the The Democratic Republic of the Congo (Sanctions) (EU Exit) Regulations 2019.