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STATUTORY INSTRUMENTS

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**2019 No. 604**

**The Zimbabwe (Sanctions) (EU Exit) Regulations 2019**

**PART 1**

General

**Citation and commencement**

1.—(1) These Regulations may be cited as the Zimbabwe (Sanctions) (EU Exit) Regulations 2019.

(2) These Regulations come into force in accordance with regulations made under section 56 of the Act.

**Commencement Information**

- I1** Reg. 1 not in force at made date, see [reg. 1\(2\)](#)  
**I2** [Reg. 1](#) in force at 22.3.2019 by [S.I. 2019/627](#), [reg. 13\(1\)\(a\)](#)

**Interpretation**

2. In these Regulations—

“the Act” means the Sanctions and Anti-Money Laundering Act 2018;

“arrangement” includes any agreement, understanding, scheme, transaction or series of transactions, whether or not legally enforceable (but see paragraph 12 of Schedule 1 for the meaning of that term in that Schedule);

“CEMA” means the Customs and Excise Management Act 1979 <sup>M1</sup>;

“the Commissioners” means the Commissioners for Her Majesty's Revenue and Customs;

“conduct” includes acts and omissions;

“document” includes information recorded in any form and, in relation to information recorded otherwise than in legible form, references to its production include producing a copy of the information in legible form;

“the Dual-Use Regulation” means Council Regulation [\(EC\) No 428/2009](#) of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items;

“the EU Zimbabwe Regulation” means Council Regulation [\(EC\) No 314/2004](#) of 19 February 2004, concerning restrictive measures in respect of Zimbabwe <sup>M2</sup>, as it has effect in EU law;

“the Government of Zimbabwe” includes its public bodies, corporations or agencies, or any person acting on its behalf or at its direction;

“serious human rights violation or abuse” means a serious violation or abuse of any of the human rights specified in regulation 4(c);

“trade licence” means a licence under regulation 34;

“Treasury licence” means a licence under regulation 33(1);

“United Kingdom person” has the same meaning as in section 21 of the Act.

#### Commencement Information

**I3** Reg. 2 not in force at made date, see [reg. 1\(2\)](#)

**I4** [Reg. 2](#) in force at 22.3.2019 by [S.I. 2019/627](#), [reg. 13\(1\)\(b\)](#)

#### Marginal Citations

**M1** [1979 c.2](#). Amendments have been made to this Act and are cited, where relevant, in respect of the applicable regulations.

**M2** OJ L 055 24.2.2004, p1.

### Application of prohibitions and requirements outside the United Kingdom

**3.—(1)** A United Kingdom person may contravene a relevant prohibition by conduct wholly or partly outside the United Kingdom.

(2) Any person may contravene a relevant prohibition by conduct in the territorial sea.

(3) In this regulation a “relevant prohibition” means any prohibition imposed—

(a) by regulation 9(2) (confidential information),

(b) by Part 3 (finance),

(c) by Part 5 (trade), or

(d) by a condition of a Treasury licence or a trade licence.

(4) A United Kingdom person may comply, or fail to comply, with a relevant requirement by conduct wholly or partly outside the United Kingdom.

(5) Any person may comply, or fail to comply, with a relevant requirement by conduct in the territorial sea.

(6) In this regulation a “relevant requirement” means any requirement imposed—

(a) by or under Part 7 (information and records), or by reason of a request made under a power conferred by that Part, or

(b) by a condition of a Treasury licence or a trade licence.

(7) Nothing in this regulation is to be taken to prevent a relevant prohibition or a relevant requirement from applying to conduct (by any person) in the United Kingdom.

#### Commencement Information

**I5** Reg. 3 not in force at made date, see [reg. 1\(2\)](#)

**I6** Reg. 3 in force at 31.12.2020 by [S.I. 2019/627](#), [reg. 13\(2\)](#); [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)

### Purposes

**4.** The purposes of the regulations contained in this instrument that are made under section 1 of the Act are to encourage the Government of Zimbabwe to—

(a) respect democratic principles and institutions and the rule of law in Zimbabwe;

(b) refrain from actions, policies or activities which repress civil society in Zimbabwe;

- (c) comply with international human rights law and to respect human rights, including in particular, to—
- (i) respect the right to life of persons in Zimbabwe;
  - (ii) respect the right of persons not to be subjected to torture or cruel, inhuman or degrading treatment or punishment in Zimbabwe, including inhuman and degrading conditions in prisons;
  - (iii) afford journalists, human rights defenders and other persons in Zimbabwe the right to freedom of expression and peaceful assembly;
  - (iv) respect the right to liberty and security, including refraining from the arbitrary arrest and detention of persons in Zimbabwe;
  - (v) afford persons in Zimbabwe charged with criminal offences the right to a fair trial;
  - (vi) respect property rights in Zimbabwe;
  - (vii) secure the human rights of persons in Zimbabwe without discrimination, in particular in relation to discrimination on the basis of a person's sex, race, colour, language, religion, political or other opinion, national or social origin, association with a national minority, property, birth or other status.

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**Commencement Information**

- 17** Reg. 4 not in force at made date, see **reg. 1(2)**
- 18** Reg. 4 in force at 22.3.2019 by S.I. 2019/627, **reg. 13(1)(c)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Zimbabwe (Sanctions) (EU Exit) Regulations 2019, PART 1.