



Jersey

EU LEGISLATION (SANCTIONS – CÔTE D'IVOIRE) (JERSEY) ORDER 2015

Arrangement

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Made

Coming into force

THE MINISTER FOR EXTERNAL RELATIONS, in pursuance of Article 2 of the European Union Legislation (Implementation) (Jersey) Law 2014, orders as follows –

1 Interpretation

“General Provisions Order” means the EU Legislation (Sanctions) (General Provisions) (Jersey) Order 2014;

“implemented Regulations” means Council Regulation (EC) No 174/2005 and Council Regulation (EC) No 560/2005;

“Council Regulation (EC) No 174/2005” means Council Regulation (EC) No 174/2005 of 31 January 2005 imposing restrictions on the supply of assistance related to military activities to Côte d’Ivoire (OJ L 29, 2.2.2005, p. 5), as amended up to the date of the making of this Order (subject to Article 2);

“Council Regulation (EC) No 560/2005” means Council Regulation (EC) No 560/2005 of 12 April 2005 imposing certain specific restrictive measures directed against certain persons and entities in view of the situation in Côte d’Ivoire (OJ L 95, 14.4.2005, p. 1), as amended up to the date of the making of this Order (subject to Article 2).

2 Ambulatory references to Annexes

A reference in the implemented Regulations to any of the Annexes to those Regulations is to be read as a reference to that Annex as amended, substituted, extended or applied from time to time by any other EU provision, or as that Annex otherwise has effect in the EU from time to time by virtue of any judgment of the European Court.

3 Application of general provisions

- (1) This Order is a relevant special Order for the purpose of the General Provisions Order.
- (2) The implemented Regulations are the relevant EU provisions for the purpose of the general provisions of the General Provisions Order, when those general provisions are read as part of this Order.

4 Implemented Regulations

The implemented Regulations have effect as if they were enactments –

- (a) to any extent that they do not otherwise have effect in Jersey; and
- (b) subject to the modifications made by the general provisions that are to be read as part of this Order by virtue of Article 3 and the General Provisions Order.

5 Offences

- (1) A person who –
 - (a) contravenes or fails to comply with Article 3 of Council Regulation (EC) No 174/2005 or Article 2 or 9a of Council Regulation (EC) No 560/2005 as those Articles have effect in Jersey by virtue of Article 4;
 - (b) intentionally furnishes false information or a false explanation to any person exercising powers under Article 10 of the General Provisions Order as read as part of this Order; or
 - (c) with intent to evade the provisions of Article 10 of the General Provisions Order as read as part of this Order, destroys, mutilates, defaces, secretes or removes any document,is guilty of an offence and liable to imprisonment for a term of 2 years and to a fine.
- (2) A person is guilty of an offence, and liable to imprisonment for a term of 3 months and to a fine, if the person, without reasonable excuse, contravenes –
 - (a) Article 10(3) of the General Provisions Order as read as part of this Order; or
 - (b) Article 8 of Council Regulation (EC) No 560/2005, as that Article has effect in Jersey by virtue of Article 4.
- (3) Paragraph (1)(a) does not apply to a contravention –
 - (a) by the Minister, of an obligation imposed on the Minister by Article 8 of the General Provisions Order; or
 - (b) by a person other than the Minister, of an obligation imposed on that person under Article 9 of that Order.

6 Revocation of Community Provisions (Restrictive Measures – Côte d'Ivoire) (Jersey) Order 2011

The Community Provisions (Restrictive Measures – Côte d'Ivoire) (Jersey) Order 2011 is revoked.

7 Citation and commencement

This Order may be cited as the EU Legislation (Sanctions – Côte d'Ivoire) (Jersey) Order 2015 and comes into force on the day after it is made.

Signed.....

Date.....

Minister for External Relations

