



Jersey

EU LEGISLATION (SANCTIONS – IRAN) (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

In this Order –

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

“implemented Regulations” means Regulation (EU) No 359/2011 and Regulation (EU) No 267/2012;

“Regulation (EU) No 359/2011” means Council Regulation (EU) No 359/2011 of 12 April 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Iran (OJ L 100, 14.4.2011, p. 1), as amended up to the date of the making of this Order (subject to Article 2);

“Regulation (EU) No 267/2012” means Council Regulation (EU) No 267/2012 of 23 March 2012 concerning restrictive measures against Iran and repealing Regulation (EU) No 961/2010 (OJ L 88, 24.3.2012, 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 an Annex to either of 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 Implementation of Regulation (EU) No 359/2011 and Regulation (EU) No 267/2012

- (1) Regulation (EU) No 359/2011 and Regulation (EU) No 267/2012 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 paragraph (2) and by the general provisions that are to be read as part of this Order by virtue of Article 3 and the General Provisions Order.
- (2) The references in Regulation (EU) No 267/2012 to the “financial intelligence unit” are to be construed as references to designated police officers and designated customs officers within the meaning of the Money Laundering (Jersey) Order 2008.
- (3) This Order is not to be read as derogating from the Money Laundering and Weapons Development (Directions) (Jersey) Law 2012 and the Money Laundering and Weapons Development (Directions) (Iran) (Jersey) Order 2015.

5 Offences

- (1) A person who –
 - (a) contravenes Article 1a(1), 1b(1), 1c or 2 of Regulation (EU) No 359/2011, as that Article has effect in Jersey by virtue of Article 4;
 - (b) contravenes Article 2, 3(1), 3(4), 4, 5(1), 5(2), 8, 9, 10a, 10b, 10d, 10e, 11, 14a, 15, 15a, 15b, 16, 17, 22, 23, 30, 30a, 31, 33, 34, 35, 36, 37, 37a or 41 of Regulation (EU) No 267/2012, as that Article has effect in Jersey by virtue of Article 4;
 - (c) 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
 - (d) 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;
- (b) Article 9(1) of Regulation (EU) No 359/2011, as that Article has effect in Jersey by virtue of Article 4; or
- (c) Article 40(1) of Regulation (EU) No 267/2012, as that Article has effect in Jersey by virtue of Article 4.

6 Revocation of Community Provisions (Restrictive Measures – Iran) (Jersey) Order 2012

The Community Provisions (Restrictive Measures – Iran) (Jersey) Order 2012 is revoked.

7 Citation and commencement

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

Signed.....

Date.....

Minister for External Relations

