



Jersey

EU LEGISLATION (SANCTIONS – AFGHANISTAN) (JERSEY) ORDER 2014

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;

“Regulation (EU) No 753/2011” means –

- (a) in Articles 2, 3 and 4, Council Regulation (EU) No 753/2011 of 1 August 2011 concerning restrictive measures directed against certain individuals, groups, undertakings and entities in view of the situation in Afghanistan (OJ L 199, 2.8.2011, p. 1), as amended up to the date of the making of this Order (subject to Article 2); and
- (b) in Article 5, the provisions of that Regulation as they have effect in Jersey by virtue of Article 4.

2 Ambulatory references to Annexes

A reference in Regulation (EU) No 753/2011 to Annex I or Annex II to that Regulation 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) Regulation (EU) No 753/2011 is the relevant EU provision for the purpose of the general provisions of the General Provisions Order, when those provisions are read as part of this Order.

4 Implementation of Regulation (EU) No 753/2011

- (1) Regulation (EU) No 753/2011 has effect as if it were an enactment, subject to paragraph (2).
- (2) Paragraph (1) –
- (a) does not apply to any extent that it is inconsistent with or repugnant to any provision of the Al-Qa’ida and Taliban (United Nations Measures) (Channel Islands) Order 2002, being a provision that has effect for the time being in the law of Jersey;
 - (b) applies, subject to sub-paragraph (a), to any extent that Regulation (EU) No 753/2011 does not otherwise have effect in Jersey; and
 - (c) is subject to the modifications made, by the general provisions that are to be read as part of the relevant special Order by virtue of Article 3 and the General Provisions Order, to the effect in Jersey of Regulation (EU) No 753/2011.

5 Offences

- (1) A person who –
- (a) contravenes Article 2 or 3 of Regulation (EU) No 753/2011;
 - (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 that Article, 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 6(2) or 8(1) of Regulation (EU) No 753/2011.

6 Citation and commencement

This Order may be cited as the EU Legislation (Sanctions – Afghanistan) (Jersey) Order 2014 and comes into force immediately after the coming into force of the European Union Legislation (Implementation) (Jersey) Law 2014.

Signed.....

Date.....

Minister for External Relations

