



Jersey

## EU LEGISLATION (SANCTIONS – TUNISIA) (JERSEY) ORDER 2015

### Arrangement

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## EU LEGISLATION (SANCTIONS – TUNISIA) (JERSEY) ORDER 2015

*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 101/2011” means Regulation (EU) No 101/2011 of 4 February 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Tunisia (OJ L 31, 5.2.2011, p. 1), as amended up to the making of this Order (subject to Article 2).

### **2 Ambulatory references to Annexes**

A reference in Regulation (EU) No 101/2011 to either of the Annexes 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 101/2011 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 101/2011**

Regulation (EU) No 101/2011 has effect as if it were an enactment –

- (a) to any extent that it does 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 Article 2 of Regulation (EU) No 101/2011, as that Article has 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(1) of the General Provisions Order as read as part of this Order; or
  - (c) with intent to evade the provisions of Article 10(1) 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 9 of Regulation (EU) No 101/2011, 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 – Tunisia) (Jersey) Order 2011**

The Community Provisions (Restrictive Measures – Tunisia) (Jersey) Order 2011 is revoked.

**7 Citation and commencement**

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

*Signed*.....

*Date*.....

*Minister for External Relations*

