

Status: Point in time view as at 22/07/2020.

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SCHEDULES

SCHEDULE 1

Section 5

TRADE SANCTIONS

PART 1

TRADE SANCTIONS

- 1 The purposes referred to in section 5(1) are the purposes set out in paragraphs 2 to 16.

Commencement Information

- I1** Sch. 1 para. 1 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 2 Preventing the export of goods of a prescribed description—
- (a) to, or for the benefit of—
 - (i) designated persons (see section 9),
 - (ii) persons connected with a prescribed country, or
 - (iii) a prescribed description of persons connected with a prescribed country, or
 - (b) to, for the benefit of, or for use in, a prescribed country.

Commencement Information

- I2** Sch. 1 para. 2 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 3 Preventing the import of all goods, or of goods of a prescribed description—
- (a) which are consigned from a prescribed country,
 - (b) which originate in a prescribed country,
 - (c) which are consigned from or imported, manufactured, produced or owned by—
 - (i) designated persons,
 - (ii) persons connected with a prescribed country, or
 - (iii) a prescribed description of persons connected with a prescribed country,
 - (d) for the benefit of—
 - (i) designated persons,
 - (ii) persons connected with a prescribed country, or
 - (iii) a prescribed description of persons connected with a prescribed country, or
 - (e) for the benefit of a prescribed country.

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Commencement Information

I3 Sch. 1 para. 3 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 4 Preventing the movement outside the United Kingdom of goods of a prescribed description—
- (a) to, or for the benefit of—
 - (i) designated persons,
 - (ii) persons connected with a prescribed country, or
 - (iii) a prescribed description of persons connected with a prescribed country,
 - (b) to, or for the benefit of, a prescribed country,
 - (c) from a prescribed country,
 - (d) which originate in a prescribed country, or
 - (e) in specified ships (see section 14).

Commencement Information

I4 Sch. 1 para. 4 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 5 Preventing a transfer of technology of a prescribed description—
- (a) to, or for the benefit of—
 - (i) designated persons,
 - (ii) persons connected with a prescribed country, or
 - (iii) a prescribed description of persons connected with a prescribed country,
 - (b) to a place (see paragraph 36) in a prescribed country,
 - (c) to, or for the benefit of, persons outside the United Kingdom, where the transfer is from a designated person, a person connected with a prescribed country or a place in a prescribed country,
 - (d) to a place outside the United Kingdom, where the transfer is from a designated person, a person connected with a prescribed country or a place in a prescribed country,
 - (e) to persons (other than designated persons) in the United Kingdom, where the person effecting, or responsible for, the transfer has reason to believe that the technology may be used in a prescribed country, or
 - (f) to a place in the United Kingdom, where the person effecting, or responsible for, the transfer has reason to believe that the technology may be used in a prescribed country.

Commencement Information

I5 Sch. 1 para. 5 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 6 Preventing goods or technology of a prescribed description from being made available—
- (a) to, or for the benefit of—
 - (i) designated persons,

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- (ii) persons connected with a prescribed country, or
- (iii) a prescribed description of persons connected with a prescribed country,
- (b) for the benefit of, or for use in, a prescribed country, or
- (c) for use in connection with specified ships.

Commencement Information

I6 Sch. 1 para. 6 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 7 Preventing the acquisition of goods or technology of a prescribed description—
- (a) from, or for the benefit of—
 - (i) designated persons,
 - (ii) persons connected with a prescribed country,
 - (iii) a prescribed description of persons connected with a prescribed country, or
 - (iv) persons on board specified ships, or
 - (b) in, or which originate in, a prescribed country.

Commencement Information

I7 Sch. 1 para. 7 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 8 Preventing land, or land of a prescribed description, from being made available to, or for the benefit of—
- (a) designated persons,
 - (b) persons connected with a prescribed country, or
 - (c) a prescribed description of persons connected with a prescribed country.

Commencement Information

I8 Sch. 1 para. 8 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 9 Preventing the acquisition of land, or land of a prescribed description—
- (a) from, or for the benefit of—
 - (i) designated persons,
 - (ii) persons connected with a prescribed country, or
 - (iii) a prescribed description of persons connected with a prescribed country, or
 - (b) in a prescribed country.

Commencement Information

I9 Sch. 1 para. 9 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 10 Preventing—
- (a) activities of a prescribed description relating (directly or indirectly) to military activities from being carried on for the benefit of—

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- (i) designated persons,
 - (ii) persons connected with a prescribed country, or
 - (iii) a prescribed description of persons connected with a prescribed country, or
- (b) activities of a prescribed description from being carried on, where the activities relate (directly or indirectly) to military activities carried on, or proposed to be carried on, in a prescribed country.

Commencement Information

I10 Sch. 1 para. 10 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 11 Preventing all services, or services of a prescribed description, from being provided—
- (a) to, or for the benefit of—
 - (i) designated persons,
 - (ii) persons connected with a prescribed country, or
 - (iii) a prescribed description of persons connected with a prescribed country, or
 - (b) in the United Kingdom by a prescribed description of persons connected with a prescribed country.

Commencement Information

I11 Sch. 1 para. 11 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 12 Preventing all services, or services of a prescribed description, from being procured—
- (a) from, or for the benefit of—
 - (i) designated persons,
 - (ii) persons connected with a prescribed country, or
 - (iii) a prescribed description of persons connected with a prescribed country, or
 - (b) for provision in a prescribed country.

Commencement Information

I12 Sch. 1 para. 12 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 13 Preventing services, or services of a prescribed description, from being provided or procured, where the services relate to—
- (a) the export of goods of a prescribed description to, or for the benefit of, persons as mentioned in paragraph 2(a),
 - (b) the export of goods of a prescribed description to, for the benefit of, or for use in, a prescribed country,
 - (c) the import of goods, or goods of a prescribed description, which are consigned from, or originate in, a prescribed country,

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- (d) the import of goods, or goods of a prescribed description, which are consigned from or imported, manufactured, produced or owned by persons as mentioned in paragraph 3(c),
- (e) the import of goods, or goods of a prescribed description, for the benefit of persons as mentioned in paragraph 3(d),
- (f) the import of goods, or goods of a prescribed description, for the benefit of a prescribed country,
- (g) the movement of goods of a prescribed description to, or for the benefit of, persons as mentioned in paragraph 4(a),
- (h) the movement of goods of a prescribed description to, or for the benefit of, a prescribed country,
- (i) the movement of goods of a prescribed description from a prescribed country, or which originate in a prescribed country,
- (j) the movement of goods of a prescribed description in specified ships,
- (k) the transfer of technology of a prescribed description to, or for the benefit of, persons as mentioned in sub-paragraph (a), (c) or (e) of paragraph 5,
- (l) the transfer of technology of a prescribed description to a place as mentioned in sub-paragraph (b), (d) or (f) of paragraph 5,
- (m) the making available of goods or technology of a prescribed description to, or for the benefit of, persons as mentioned in paragraph 6(a),
- (n) the making available of goods or technology of a prescribed description for the benefit of, or for use in, a prescribed country,
- (o) the making available of goods or technology of a prescribed description for use in connection with specified ships,
- (p) the acquisition of goods or technology of a prescribed description from, or for the benefit of, persons as mentioned in paragraph 7(a),
- (q) the acquisition of goods or technology of a prescribed description in, or which originate in, a prescribed country,
- (r) the making available of land, or land of a prescribed description, to, or for the benefit of, persons as mentioned in paragraph 8,
- (s) the acquisition of land, or land of a prescribed description, from, or for the benefit of, persons as mentioned in paragraph 9(a),
- (t) the acquisition of land, or land of a prescribed description, in a prescribed country,
- (u) the carrying on of activities of a prescribed description as mentioned in sub-paragraph (a) of paragraph 10 for the benefit of persons as mentioned in that sub-paragraph,
- (v) the carrying on of activities of a prescribed description as mentioned in paragraph 10(b), or
- (w) the provision or procurement of other services, or services of a prescribed description, which relate to a matter mentioned in any of sub-paragraphs (a) to (v).

Commencement Information

I13 Sch. 1 para. 13 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

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- (a) the provision of other services, or services of a prescribed description, to, or for the benefit of, persons as mentioned in paragraph 11(a),
- (b) the provision of other services, or services of a prescribed description, in the United Kingdom by a prescribed description of persons connected with a prescribed country,
- (c) the procurement of other services, or services of a prescribed description, from, or for the benefit of, persons as mentioned in paragraph 12(a),
- (d) the procurement of other services, or services of a prescribed description, for provision in a prescribed country,
- (e) projects, industries, sectors or infrastructure of a prescribed description in a prescribed country,
- (f) activities of a prescribed description carried on, or proposed to be carried on, in a prescribed country,
- (g) trade with a prescribed country,
- (h) aircraft registered in a prescribed country,
- (i) ships registered in a prescribed country,
- (j) specified ships, or
- (k) the provision or procurement of other services, or services of a prescribed description, which relate to a matter mentioned in any of sub-paragraphs (e) to (j).

Commencement Information

I14 Sch. 1 para. 14 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 15 So far as a UN Security Council Resolution provides for the taking of measures in relation to ships designated for purposes of that resolution, and so far as the purposes set out in this paragraph are relevant to that resolution, preventing—
- (a) the movement outside the United Kingdom of goods of a prescribed description in such ships,
 - (b) goods or technology of a prescribed description from being made available for use in connection with such ships,
 - (c) the acquisition of goods or technology of a prescribed description from persons on board such ships, or
 - (d) the provision or procurement of services which relate to such ships.

Commencement Information

I15 Sch. 1 para. 15 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 16 Preventing—
- (a) the export, import, movement, making available or acquisition of objects of cultural interest, or objects of cultural interest of a prescribed description, which have been removed from a prescribed country, or
 - (b) services of a prescribed description from being provided or procured, where the services relate to objects of cultural interest, or objects of cultural interest of a prescribed description, which have been removed from a prescribed country.

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Commencement Information

I16 Sch. 1 para. 16 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

PART 2

FURTHER PROVISION

Further provision

- 17 Regulations which include provision for a purpose mentioned in Part 1 may describe goods wholly or partly by reference to—
- (a) the uses to which the goods, or any information recorded on or derived from them, may be put,
 - (b) the types of users of the goods, or of any such information,
 - (c) the industries, sectors, infrastructure or projects to which the goods, or any such information, may relate, or
 - (d) the place where the goods originate.

Commencement Information

I17 Sch. 1 para. 17 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 18 Regulations which include provision for a purpose mentioned in paragraph 2 or 3 may describe goods wholly or partly by reference to their being of an amount, quantity or value in excess of a prescribed amount, quantity or value.

Commencement Information

I18 Sch. 1 para. 18 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 19 Regulations which include provision for a purpose mentioned in Part 1 may describe technology wholly or partly by reference to—
- (a) the uses to which the technology may be put,
 - (b) the industries, sectors, infrastructure or projects to which the technology may relate, or
 - (c) any activities carried on, or proposed to be carried on, to which the technology may relate.

Commencement Information

I19 Sch. 1 para. 19 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 20 Regulations which include provision for a purpose mentioned in Part 1 may describe services wholly or partly by reference to—
- (a) the uses to which the services may be put,
 - (b) the industries, sectors, infrastructure or projects to which the services may relate,

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- (c) any goods, technology or land to which the services may relate,
- (d) any activities carried on, or proposed to be carried on, to which the services may relate (including the export, import, movement, transfer, making available, acquisition, development, manufacture, production, maintenance or use of goods, technology or land), or
- (e) any other services to which the services in question may relate.

Commencement Information

I20 Sch. 1 para. 20 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 21 Regulations which include provision for a purpose mentioned in Part 1 may include provision having the effect that references to specified provisions of orders made under the Export Control Act 2002 are to operate as references to specified provisions of such orders as amended from time to time.

Commencement Information

I21 Sch. 1 para. 21 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 22 Regulations which include provision for a purpose mentioned in Part 1 may include provision having the effect that references to a specified Annex of 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) are to operate as references to that Annex as amended from time to time.

Commencement Information

I22 Sch. 1 para. 22 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 23 Regulations which include provision for a purpose mentioned in Part 1 may include provision having the effect that references to a technical list of goods or technology (including a list by reference to which any UN obligation operates) are to operate as references to that list as revised or re-issued from time to time.

Commencement Information

I23 Sch. 1 para. 23 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 24 Regulations which include provision for a purpose mentioned in paragraph 2 may include provision in relation to the removal from the United Kingdom of vehicles, ships and aircraft (as an export of goods), whether or not they are moving under their own power or carrying goods or passengers.

Commencement Information

I24 Sch. 1 para. 24 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 25 Regulations which include provision for a purpose mentioned in paragraph 3 may include provision in relation to the taking into the United Kingdom of vehicles,

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ships and aircraft (as an import of goods), whether or not they are moving under their own power or carrying goods or passengers.

Commencement Information

I25 Sch. 1 para. 25 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 26 (1) This paragraph applies where regulations include provision for a purpose mentioned in paragraph 15 in relation to ships designated by the Security Council or a subsidiary organ of the Security Council for purposes of a UN Security Council Resolution.
- (2) The provision may describe the ships by reference to the instrument in which the ships are designated, including by reference to that instrument as varied or supplemented from time to time.

Commencement Information

I26 Sch. 1 para. 26 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

Enforcement

- 27 (1) This paragraph applies in relation to any provision of CEMA which specifies a maximum period of imprisonment with which an offence is punishable on conviction on indictment.
- (2) Regulations under this paragraph may modify any such provision in the case of an offence committed in connection with a prohibition or requirement—
- (a) imposed for a purpose mentioned in Part 1, and
 - (b) specified in the regulations.
- (3) The modification may not have the effect that such an offence is punishable with imprisonment for a period exceeding 10 years.

Commencement Information

I27 Sch. 1 para. 27 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 28 (1) For the purpose of the enforcement of any relevant prohibition or requirement, regulations under this paragraph may modify any provision of CEMA which—
- (a) determines whether any thing is liable to forfeiture under CEMA by virtue of a contravention of the prohibition or requirement,
 - (b) provides for the treatment of any thing which is so liable by virtue of such a contravention, or
 - (c) confers any power exercisable in relation to a ship, aircraft or vehicle.
- (2) In sub-paragraph (1) a “relevant prohibition or requirement” means a prohibition or requirement—
- (a) imposed for a purpose mentioned in Part 1, and
 - (b) specified in the regulations under this paragraph.

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Commencement Information

I28 Sch. 1 para. 28 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

Restriction

- 29 Regulations may not contain prohibitions for a purpose mentioned in Part 1 which have the effect of prohibiting any of the following activities—
- (a) the communication of information in the ordinary course of scientific research,
 - (b) the making of information generally available to the public, or
 - (c) the communication of information that is generally available to the public,
- unless the interference by the regulations in the freedom to carry on the activity in question is necessary (and no more than is necessary).

Commencement Information

I29 Sch. 1 para. 29 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 30 The question whether any such interference is necessary is to be determined by the appropriate Minister making the regulations—
- (a) by reference to the circumstances prevailing at the time the regulations are made, and
 - (b) having considered the purpose of the regulations as stated under section 1(3) and the need to respect the freedom to carry on that activity.

Commencement Information

I30 Sch. 1 para. 30 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

Interpretation

- 31 In this Schedule, any reference to goods, technology, land or services being moved, made available, acquired, provided or procured is to their being moved, made available, acquired, provided or procured (as the case may be) directly or indirectly.

Commencement Information

I31 Sch. 1 para. 31 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 32 For the purposes of this Schedule—
- (a) “export” means export from the United Kingdom,
 - (b) goods removed to the Isle of Man from the United Kingdom are not to be regarded as exported, and
 - (c) goods transported out of the United Kingdom by aircraft or ship as stores within the meaning of CEMA (see section 1(1) and (4) of that Act) are to be regarded as exported.

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Commencement Information

I32 Sch. 1 para. 32 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 33 For the purposes of this Schedule—
- (a) “import” means import into the United Kingdom, but
 - (b) goods removed to the United Kingdom from the Isle of Man are not to be regarded as imported.

Sub-paragraph (a) does not apply for the purposes of paragraph 34.

Commencement Information

I33 Sch. 1 para. 33 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 34 Paragraph 33(b) does not apply to goods imported into the Isle of Man in contravention of any prohibition or requirement and which are of a description the import of which into the United Kingdom is subject to a corresponding prohibition or requirement imposed by regulations for a purpose mentioned in paragraph 3.

Commencement Information

I34 Sch. 1 para. 34 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 35 For the purposes of this Schedule—
- (a) goods, technology or land are “acquired” by a person if the person buys, leases, hires, borrows or accepts as a gift the goods, technology or land (as the case may be), and “acquisition” is to be construed accordingly, and
 - (b) a reference to goods which “originate” in a country includes a reference to goods which are manufactured or produced in that country.

Commencement Information

I35 Sch. 1 para. 35 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 36 In paragraph 5 “place” includes—
- (a) any vehicle, ship or aircraft,
 - (b) any installation (including a floating installation or one resting on the seabed or its subsoil or on other land covered with water or its subsoil), or
 - (c) any tent or movable structure.

Commencement Information

I36 Sch. 1 para. 36 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

- 37 In this Schedule—
- “aircraft” includes unmanned aircraft and aircraft capable of spaceflight activities;
 - “CEMA” means the Customs and Excise Management Act 1979;

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“objects of cultural interest” includes objects of historical or scientific interest;

“regulations” means regulations under section 1;

“ship” includes every description of vessel (including a hovercraft) used in navigation;

“specified ship” has the meaning given by section 14;

“technology” means information (including information comprised in software) that is capable of use in connection with—

- (a) the development, production or use of any goods or software, or
- (b) the development of, or the carrying out of, an industrial or commercial activity or an activity of any other kind whatsoever;

“transfer”, in relation to any technology, means a transfer by any means (or combination of means), including oral communication and the transfer of goods on which the technology is recorded or from which it can be derived, other than the export of such goods.

Commencement Information

I37 Sch. 1 para. 37 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

38 Nothing in section 3 prevents any reference to services in this Schedule from including financial services.

Commencement Information

I38 Sch. 1 para. 38 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(e)

VALID FROM 31/12/2020

SCHEDULE 2

Section 49

MONEY LAUNDERING AND TERRORIST FINANCING ETC

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SCHEDULE 3

Section 59(4) and (5)

CONSEQUENTIAL AMENDMENTS

PART 1

AMENDMENTS CONSEQUENTIAL ON PARTS 1 AND 2

Immigration Act 1971 (c. 77)

- 1 (1) Section 8B of the Immigration Act 1971 (persons excluded from the United Kingdom under international obligations) is amended as follows.
- (2) In the heading for “international obligations” substitute “ certain instruments ”.
- (3) For subsection (4) substitute—
- “ (4) “Excluded person” means—
- (a) a person named by or under, or of a description specified in, an instrument falling within subsection (5), or
- (b) a person who under regulations under section 1 of the Sanctions and Anti-Money Laundering Act 2018 is an excluded person for the purposes of this section (see section 4 of that Act).”
- (4) In subsection (5A)(b), for the words from the beginning to “that subsection” substitute “ the person is within subsection (4)(a) and not within subsection (4)(b) and has been exempted from the application of subsection (1), (2) or (3), as the case may be, ”.
- (5) After subsection (5A) insert—
- “(5B) In relation to any person within subsection (4)(b), subsections (1) to (3) are subject to any exception created under, or direction given by virtue of, section 15(4) of the Sanctions and Anti-Money Laundering Act 2018 (power to create exceptions etc).”

Commencement Information

I39 Sch. 3 para. 1 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(f)

Senior Courts Act 1981 (c. 54)

- 2 In paragraph 2 of Schedule 1 to the Senior Courts Act 1981 (business allocated to the Queen's Bench Division), after sub-paragraph (be) insert—
- “(bf) all proceedings—
- (i) on an application under section 38 of the Sanctions and Anti-Money Laundering Act 2018 (court review of decisions), or
- (ii) on a claim arising from any matter to which such an application relates;”.

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Commencement Information

I40 Sch. 3 para. 2 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(f)

Regulation of Investigatory Powers Act 2000 (c. 23)

- 3 (1) Section 18 of the Regulation of Investigatory Powers Act 2000 (exceptions to matters excluded from legal proceedings) is amended as follows.
- (2) In subsection (1), after paragraph (de) insert—
- “(df) any proceedings—
- (i) on an application under section 38 of the Sanctions and Anti-Money Laundering Act 2018 (court review of decisions), or
- (ii) on a claim arising from any matter to which such an application relates,
- or any proceedings arising out of such proceedings;”.
- (3) In subsection (2), after paragraph (zd) insert—
- “(ze) in the case of proceedings falling within paragraph (df), to—
- (i) a person, other than the Secretary of State or the Treasury (as the case may be), who is or was a party to the proceedings, or
- (ii) any person who for the purposes of the proceedings (but otherwise than by virtue of appointment as a special advocate) represents a person falling within sub-paragraph (i);”.

Commencement Information

I41 Sch. 3 para. 3 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(f)

Serious Organised Crime and Police Act 2005 (c. 15)

- 4 In section 61(1) of the Serious Organised Crime and Police Act 2005 (offences to which investigatory powers etc apply), after paragraph (i) insert—
- “(j) any offence under regulations under section 1 of the Sanctions and Anti-Money Laundering Act 2018 (sanctions regulations) which is specified by those regulations by virtue of section 17(8) of that Act.”

Commencement Information

I42 Sch. 3 para. 4 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(f)

Serious Crime Act 2007 (c. 27)

- 5 (1) Schedule 1 to the Serious Crime Act 2007 (offences in relation to which a serious crime prevention order may be made) is amended as follows.
- (2) In paragraph 13B after sub-paragraph (5) insert—

Status: Point in time view as at 22/07/2020.

Changes to legislation: Sanctions and Anti-Money Laundering Act 2018 is up to date with all changes known to be in force on or before 16 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

“(5A) An offence under regulations made under section 1 of the Sanctions and Anti-Money Laundering Act 2018.”

(3) In paragraph 16MA after sub-paragraph (5) insert—

“(5A) An offence under regulations made under section 1 of the Sanctions and Anti-Money Laundering Act 2018.”

(4) In paragraph 29A after sub-paragraph (5) insert—

“(5A) An offence under regulations made under section 1 of the Sanctions and Anti-Money Laundering Act 2018.”

(5) In the italic headings before each of paragraphs 13B, 16MA and 29A, omit “Financial”.

Commencement Information

I43 Sch. 3 para. 5 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(f)

Crime and Courts Act 2013 (c. 22)

6 (1) Part 2 of Schedule 17 to the Crime and Courts Act 2013 (offences in relation to which a deferred prosecution agreement may be entered into) is amended as follows.

(2) In paragraph 26A, after sub-paragraph (5) insert—

“(5A) An offence under regulations made under section 1 of the Sanctions and Anti-Money Laundering Act 2018 (sanctions regulations).”

(3) After paragraph 27 insert—

“27A An offence under regulations made under section 49 of the Sanctions and Anti-Money Laundering Act 2018 (money laundering and terrorist financing etc).”

Commencement Information

I44 Sch. 3 para. 6 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(f)

Investigatory Powers Act 2016 (c. 25)

7 In Schedule 3 to the Investigatory Powers Act 2016 (exceptions to section 56), after paragraph 9 insert—

“Sanctions proceedings

- 9A (1) Section 56(1) does not apply in relation to any proceedings—
- (a) on an application under section 38 of the Sanctions and Anti-Money Laundering Act 2018 (court review of decisions), or
 - (b) on a claim arising from any matter to which such an application relates,
- or any proceedings arising out of such proceedings.

Status: Point in time view as at 22/07/2020.

Changes to legislation: *Sanctions and Anti-Money Laundering Act 2018 is up to date with all changes known to be in force on or before 16 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (2) But sub-paragraph (1) does not permit the disclosure of anything to—
- (a) any person, other than the Secretary of State or the Treasury (as the case may be), who is or was a party to the proceedings, or
 - (b) any person who—
 - (i) represents such a person for the purposes of the proceedings, and
 - (ii) does so otherwise than by virtue of appointment as a special advocate.”

Commencement Information

I45 Sch. 3 para. 7 in force at 22.11.2018 by S.I. 2018/1213, reg. 2(f)

Policing and Crime Act 2017 (c. 3)

- 8 (1) Part 8 of the Policing and Crime Act 2017 (financial sanctions) is amended as follows.
- (2) In section 143(4) (meaning of “financial sanctions legislation”) after paragraph (e) insert—
- “(f) a provision of regulations made under section 1 of the Sanctions and Anti-Money Laundering Act 2018 that contains a prohibition or requirement imposed for a purpose mentioned in section 3(1) or (2) of that Act.”
- (3) After section 143(4) insert—
- “(4A) But “financial sanctions legislation” does not include any provision of regulations made under section 1 of the Sanctions and Anti-Money Laundering Act 2018 which is specified in the regulations as a provision to be regarded as not being financial sanctions legislation for the purposes of this Part.”
- (4) Omit sections 152 to 156 (avoidance of delay: temporary regulations).

Commencement Information

I46 Sch. 3 para. 8(1)-(3) in force at 22.11.2018 by S.I. 2018/1213, reg. 2(f)

VALID FROM 31/12/2020

PART 2

REPEALS ETC CONSEQUENTIAL ON REPEALS IN
TERRORIST ASSET-FREEZING ETC ACT 2010

Repeals and revocations

- 9 The following provisions are repealed or revoked—

Status: Point in time view as at 22/07/2020.

Changes to legislation: Sanctions and Anti-Money Laundering Act 2018 is up to date with all changes known to be in force on or before 16 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

<i>Title</i>	<i>Extent of repeal or revocation</i>
Senior Courts Act 1981	In Schedule 1, paragraph 2(bc).
Regulation of Investigatory Powers Act 2000	In section 18, subsection (1)(dc) and, in subsection (2)(zb), the words “or (dc)”.
Counter-Terrorism Act 2008	Section 28(2)(d).
Charities Act 2011	In section 178(1), in Case J, paragraph (a).
Electronic Money Regulations 2011 (S.I. 2011/99)	In regulation 13(8)(d), the words “the Terrorist Asset-Freezing etc Act 2010,”.
Legal Aid, Sentencing and Punishment of Offenders Act 2012	In Schedule 5, paragraph 71.
Financial Services Act 2012	In Schedule 18, paragraph 132.
Counter-Terrorism and Security Act 2015	Section 45(2). Section 46(1)(b). Section 49(4)(c).
Investigatory Powers Act 2016	In Schedule 3, paragraph 11. In Schedule 10, paragraph 25.
Payment Services Regulations 2017 (S.I. 2017/752)	Regulation 14(5)(e).
Sanctions and Anti-Money Laundering Act 2018	In section 49(3), in the definition of “terrorist financing”, paragraph (d).
<i>Consequential amendment</i>	
10	In Schedule 3 to the Investigatory Powers Act 2016 (exceptions to section 56), in paragraph 12, for “neither paragraph 10 nor paragraph 11 permits” substitute “ paragraph 10 does not permit ”.

Status:

Point in time view as at 22/07/2020.

Changes to legislation:

Sanctions and Anti-Money Laundering Act 2018 is up to date with all changes known to be in force on or before 16 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.