
STATUTORY INSTRUMENTS

2002 No. 112

The Al-Qa'ida and Taliban (United Nations Measures) (Overseas Territories) Order 2002

RESTRICTED GOODS, TECHNICAL ASSISTANCE AND TRAINING

“vehicle” means land transport vehicle.

Supply of restricted goods

3.—(1) Any person who—

- (a) supplies or delivers,
- (b) agrees to supply or deliver, or
- (c) does any act calculated to promote the supply or delivery of,

restricted goods from the Territory to a listed person shall be guilty of an offence under this Order unless he proves that he did not know and had no reason to suppose that the goods in question were to be supplied or delivered to a listed person.

(2) Any British citizen, British Dependent Territories citizen, British Overseas citizen, British subject, British National (Overseas), British protected person, or body incorporated or constituted under the law of any part of the Territory who in any place outside the Territory—

- (a) supplies or delivers,
- (b) agrees to supply or deliver, or
- (c) does any act calculated to promote the supply or delivery of,

restricted goods to a listed person shall be guilty of an offence under this Order unless he proves that he did not know and had no reason to suppose that the goods in question were to be supplied or delivered to a listed person.

4. Restricted goods are prohibited to be exported from the Territory to any listed person.

Provision of certain technical assistance or training

5.—(1) Any person who directly or indirectly provides from the Territory to a listed person any technical assistance or training related to:

- (a) the supply, delivery, manufacture, maintenance or use of any restricted goods, or
- (b) military activities,

shall be guilty of an offence under this Order unless he proves that he did not know and had no reason to suppose that the technical assistance or training in question was to be provided to a listed person.

(2) Any British citizen, British Dependent Territories citizen, British Overseas citizen, British subject, British National (Overseas), British protected person, or body incorporated or constituted under the law of any part of the Territory who in any place outside the Territory directly or indirectly provides to a listed person any technical assistance or training related to:

- (a) the supply, delivery, manufacture, maintenance or use of any restricted goods, or

(b) military activities,
shall be guilty of an offence under this Order.

Use of ships, aircraft and vehicles: restricted goods, technical assistance and training

6.—(1) Without prejudice to the generality of article 3, no ship or aircraft to which this article applies, and no vehicle within the Territory, shall be used for the carriage of restricted goods if the carriage is, or forms part of, carriage of those goods to a listed person.

(2) This article applies to ships registered in the Territory, to aircraft so registered and to any other ship or aircraft that is for the time being chartered to any person who is—

(a) a British citizen, a British Dependent Territories citizen, a British Overseas citizen, a British subject, a British National (Overseas), or a British protected person and is ordinarily resident in the Territory; or

(b) a body incorporated or constituted under the law of the Territory.

(3) If any ship, aircraft or vehicle is used in contravention of paragraph (1) of this article then—

(a) in the case of a ship registered in the Territory or any aircraft so registered, the owner and the master of the ship or, as the case may be, the operator and the commander of the aircraft; or

(b) in the case of any other ship or aircraft, the person to whom the ship or aircraft is for the time being chartered and, if he is such a person as is referred to in sub-paragraph (a) or sub-paragraph (b) of paragraph (2) of this article, the master of the ship or, as the case may be, the operator and the commander of the aircraft; or

(c) in the case of a vehicle, the operator of the vehicle,

shall be guilty of an offence under this Order, unless he proves that he did not know and had no reason to suppose that the carriage of the goods in question was, or formed part of, carriage to a listed person.

(4) Nothing in this article shall be construed so as to prejudice any other provision of law prohibiting or restricting the use of ships, aircraft or vehicles.