

**EXPLANATORY MEMORANDUM TO THE
TERRORISM (UNITED NATIONS MEASURES) ORDER 2001
(AMENDMENT) REGULATIONS 2005**

2005 No. 1525

1. This explanatory memorandum has been prepared by Her Majesty's Treasury and is laid before Parliament by Command of Her Majesty.

2. **Description**

The Terrorism (United Nations Measures) Order 2001 (Amendment) Regulations 2005 (SI 2005/) provides that breaches of certain provisions of Council Regulation (EC) No 2580/2001 of 27th December 2001¹ (the "EC Regulation") as amended by Council Decision No 2005/221/EC of 14th March 2005², and certain other acts and omissions, are criminal offences.

3. **Matters of special interest to the Joint Committee on Statutory Instruments**

None

4. **Legislative Background**

- 4.1 The EC Regulation requires EU Member States to, inter alia, freeze all funds and economic resources of persons who commit, or attempt to commit, terrorist acts or who participate in or facilitate the commission of such acts. The EC Regulation is directly applicable in the United Kingdom.
- 4.2 The current list of persons to whom the EC Regulation applies is contained in the recently adopted Council Decision 2005/221/EC.
- 4.2 The Terrorism (United Nations Measures) Order 2001 (S.I. 2001/3365) (the "Order") gives practical effect to the EC Regulation by providing that certain breaches of the EC Regulation are a criminal offence. The Order refers to the current list of persons to whom the EC Regulation applies.
- 4.3 This instrument amends the Order to refer to the current list of target as set out in Council Decision 2005/221/EC and revokes the Terrorism (United Nations Measures) Order 2001 (Amendment) Regulations 2004 (S.I. 2004/2309) which referred to the former list of targets.

¹ O.J. L.344, 28.12.01, p.70

² O.J. L.69, 16.3.2005, p.64

4.4 The above instrument is made in exercise of the powers conferred by Section 2(2) of the European Communities Act 1972.

5. Extent

This instrument applies to all of the United Kingdom.

6. European Convention on Human Rights

Not applicable.

7. Policy background

7.1 The UK welcomes European Union agreement on the extension of sanctions to include new entities and to add further identifying details to the list of targets for the EU's targeted financial sanctions in relation to terrorism thorough Council Decision 2005/221/EC.

7.2 This instrument enforces the EC Regulation as amended in accordance with the UK's EU obligations.

8. Impact

8.1 A Regulatory Impact Assessment has not been prepared for this instrument as it has no impact on business, charities or voluntary bodies

8.2 The impact on the public sector is negligible.

9. Contact

James Russell-Mitra at Her Majesty's Treasury, Tel: 0207 270 4901 or e-mail: James.Russell-Mitra@hm-treasury.gsi.gov.uk can answer any queries regarding the instrument.