

**EXPLANATORY MEMORANDUM TO THE
IVORY COAST (UNITED NATIONS SANCTIONS) ORDER**

2005 No. 253

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

This memorandum contains information for the Joint Committee on Statutory Instruments.

2. **Description**

The Ivory Coast (United Nations Sanctions) Order 2005 gives effect to certain provisions of United Nations Security Council Resolution (“UNSCR”) 1572 relating to financial sanctions and provides for criminal penalties where those sanctions are breached. It also makes other provisions to give practical effect to the Resolution, notably in relation to the obtaining of information for the purposes of enforcement.

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

The above Order will come into force two days after it is made (on 11th February 2004) in order to give proper effect to UNSCR 1572 and to deter any possible breach of the financial sanction.

4. **Legislative Background**

4.1 UNSCR 1572, requires UN members to impose restrictive measures, including financial sanctions, in relation to the Ivory Coast. The above Order gives effect to the international obligation to impose such financial sanctions in the UK and is made in exercise of the powers conferred by section 1 of the United Nations Act 1946.

4.2 DTI will make instruments that implement the trade restrictive measures imposed by UNSCR 1572 in relation to the UK. FCO will make instruments that implement all of the restrictive measures imposed by UNSCR 1572 in overseas territories.

5. **Extent**

This instrument applies to all of the United Kingdom.

6. **European Convention on Human Rights**

The requirement to make an ECHR statement is not applicable in this instance as this is not an affirmative instrument and it does not amend primary legislation.

7. Policy background

In view of the current political situation in Ivory Coast, as witnessed by the resumption of hostilities and the repeated violations of the ceasefire agreement of 3 May 2003 and the deteriorating humanitarian situation in the region, the UN imposed restrictive measures in respect of Ivory Coast by UNSCR 1572 (2004). The UK is complying with the obligation of implementing those restrictive measures.

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

Sean Byrne at Her Majesty's Treasury, Tel:0207 270 5977 or e-mail: sean.byrne@hm-treasury.gov.uk can answer any queries regarding the instrument.