

EXPLANATORY MEMORANDUM TO
THE EXPORT CONTROL (BOSNIA AND HERZEGOVINA) ORDER 2006
2006 No. 300

1. This explanatory memorandum has been prepared by the Department of Trade & Industry and is laid before Parliament by Command of Her Majesty.

2. Description

- 2.1. The Order removes references to Bosnia and Herzegovina from the Export of Goods, Transfer of Technology and Provision of Technical Assistance (Control) Order 2003 ('the 2003 Order') and the Trade in Controlled Goods (Embargoed Destinations) Order 2004 ('the 2004 Order').

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

- 3.1. None

4. Legislative Background

- 4.1. The Order is made under sections 1,4, 5 and 7 of the Export Control Act 2002 and amends the 2003 Order and the 2004 Order to remove references to Bosnia and Herzegovina. These amendments are made in consequence of EU Common Position 2006/29/CFSP adopted on 23 January 2006, and taking effect on that date, which removes the arms embargo in relation to Bosnia and Herzegovina agreed by EC Member States in Common Position 96/184/CFSP.

5. Extent

- 5.1. This instrument applies to all of the United Kingdom.

6. European Convention on Human Rights

- 6.1. The Minister, Mr. Malcolm Wicks has made the following statement regarding Human Rights:

In my view the provisions of the Export Control (Bosnia and Herzegovina) Order 2006 are compatible with the European Convention on Human Rights.

7. Policy Background

- 7.1. The Order removes references to Bosnia and Herzegovina in the 2003 and 2004 Orders as a result of the lifting of the EU arms embargo.

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 minimal.

9. Contact

9.1. Jim Bouttell at the Department of Trade and Industry, Tel: 020 7215 4648, or email: jim.bouttell@dti.gsi.gov.uk can answer any queries regarding this instrument.

DEPARTMENT OF TRADE AND INDUSTRY

6th February 2006