
STATUTORY INSTRUMENTS

2015 No. 1546

The Export Control (Democratic Republic of Congo Sanctions and Miscellaneous Amendments and Revocations) Order 2015

PART 1

Introductory

Citation, commencement and application

1.—(1) This Order may be cited as the Export Control (Democratic Republic of Congo Sanctions and Miscellaneous Amendments and Revocations) Order 2015 and comes into force on 11th August 2015.

(2) An offence may be committed under this Order—

- (a) in the United Kingdom by any person;
- (b) elsewhere by any person who is a United Kingdom person within the meaning of section 11 of the Export Control Act 2002⁽¹⁾.

Commencement Information

I1 Art. 1 in force at 11.8.2015, see [art. 1\(1\)](#)

Revocations

2. The Orders specified in the Schedule to this Order are revoked.

Commencement Information

I2 Art. 2 in force at 11.8.2015, see [art. 1\(1\)](#)

Interpretation

3.—(1) In this Order—

“the 1979 Act” means the Customs and Excise Management Act 1979⁽²⁾;

“EU authorisation” means an authorisation granted under Article 1b of the Democratic Republic of Congo Regulation;

“the Democratic Republic of Congo Regulation” means Council Regulation (EC) No 1183/2005⁽³⁾ as amended by Council Regulation (EU) 2015/613⁽⁴⁾.

(1) 2002 c. 28.

(2) 1979 c. 2.

(3) OJ No L 193, 23.7.2005, p1.

Changes to legislation: There are currently no known outstanding effects for the The Export Control (Democratic Republic of Congo Sanctions and Miscellaneous Amendments and Revocations) Order 2015. (See end of Document for details)

(2) An expression used both in this Order and the Democratic Republic of Congo Regulation has the meaning given in the Democratic Republic of Congo Regulation.

Commencement Information

I3 Art. 3 in force at 11.8.2015, see [art. 1\(1\)](#)

PART 2

Offences in relation to prohibitions in the Democratic Republic of Congo Regulation

Offences in relation to prohibitions in the Democratic Republic of Congo Regulation

^{F1}4.

Textual Amendments

F1 Arts. 4-8 omitted (31.12.2020) by virtue of [The Democratic Republic of the Congo \(Sanctions\) \(EU Exit\) Regulations 2019 \(S.I. 2019/433\)](#), regs. 1(2), **68(2)**; [S.I. 2019/627](#), reg. 5(2); 2020 c. 1, Sch. 5 para. 1(1)

PART 3

Supplementary provisions as to offences

Circumvention of prohibitions

^{F1}5.

Textual Amendments

F1 Arts. 4-8 omitted (31.12.2020) by virtue of [The Democratic Republic of the Congo \(Sanctions\) \(EU Exit\) Regulations 2019 \(S.I. 2019/433\)](#), regs. 1(2), **68(2)**; [S.I. 2019/627](#), reg. 5(2); 2020 c. 1, Sch. 5 para. 1(1)

Offences related to EU authorisation

^{F1}6.

Textual Amendments

F1 Arts. 4-8 omitted (31.12.2020) by virtue of [The Democratic Republic of the Congo \(Sanctions\) \(EU Exit\) Regulations 2019 \(S.I. 2019/433\)](#), regs. 1(2), **68(2)**; [S.I. 2019/627](#), reg. 5(2); 2020 c. 1, Sch. 5 para. 1(1)

PART 4

Enforcement and penalties

Penalties

F17.

Textual Amendments

F1 Arts. 4-8 omitted (31.12.2020) by virtue of [The Democratic Republic of the Congo \(Sanctions\) \(EU Exit\) Regulations 2019](#) (S.I. 2019/433), regs. 1(2), **68(2)**; S.I. 2019/627, reg. 5(2); 2020 c. 1, Sch. 5 para. 1(1)

Application of the 1979 Act

F18.

Textual Amendments

F1 Arts. 4-8 omitted (31.12.2020) by virtue of [The Democratic Republic of the Congo \(Sanctions\) \(EU Exit\) Regulations 2019](#) (S.I. 2019/433), regs. 1(2), **68(2)**; S.I. 2019/627, reg. 5(2); 2020 c. 1, Sch. 5 para. 1(1)

PART 5

General

Amendment to the Export Control (Sudan, South Sudan and Central African Republic Sanctions) Regulations 2014

9. The Export Control (Sudan, South Sudan and Central African Republic Sanctions) Regulations 2014(**5**) are amended as follows—

- (a) in article 3(1), for the definition of “the South Sudan Regulation”, substitute—

““the South Sudan Regulation” means Council Regulation (EU) 2015/735(**6**) concerning restrictive measures in respect of the situation in South Sudan and repealing Regulation (EU) No 748/2014;”;
- (b) in article 5—
 - (i) in paragraph (a), for “Article 2(a)”, substitute “Article 2(1)”;
 - (ii) in paragraph (b), for “Article 2(b)”, substitute “Article 2(2)”.

Commencement Information

I4 Art. 9 in force at 11.8.2015, see [art. 1\(1\)](#)

(5) [S.I. 2014/3258](#).

(6) [OJ No L 117, 8.5.2015, p13](#).

Amendment to the Export Control Order 2008

10. The Export Control Order 2008(7) is amended as follows—

- (a) in Part 2 of Schedule 4, omit “Guinea”;
- (b) in Part 3 of Schedule 4, omit “Sierra Leone”;
- (c) in Part 4 of Schedule 4—
 - (i) after “Ghana”, insert “Guinea”;
 - (ii) after “Serbia”, insert “Sierra Leone”.

Commencement Information

I5 Art. 10 in force at 11.8.2015, see [art. 1\(1\)](#)

Amendment to the Export Control (Syria Sanctions) Order 2013

11. In article 3(1) of the Export Control (Syria Sanctions) Order 2013, in the definition of “the Syria Regulation”, for the words “as last amended by Council Regulation (EU) No 1323/2014”, substitute “as last amended by Council Regulation (EU) No 827/2015(8)”.

Commencement Information

I6 Art. 11 in force at 11.8.2015, see [art. 1\(1\)](#)

Review

12.—(1) The Secretary of State must from time to time—

- (a) carry out a review of this Order,
- (b) set out the conclusions of the review in a report, and
- (c) publish the report.

(2) In carrying out the review the Secretary of State must, so far as is reasonable, have regard to the rules on penalties applicable to infringements of the provisions of the Democratic Republic of Congo Regulation and the measures taken to implement them in other member States.

(3) The report must in particular—

- (a) set out the objectives intended to be achieved by the rules on penalties applicable to infringements of the provisions of the Democratic Republic of Congo Regulation established by this Order and the measures taken to implement them,
- (b) assess the extent to which those objectives are achieved, and
- (c) assess whether those objectives remain appropriate and, if so, the extent to which they could be achieved with a system that imposes less regulation.

(4) The first report under this Order must be published before the end of the period of five years beginning with the day on which this Order comes into force.

(5) Reports under this Order are afterwards to be published at intervals not exceeding five years.

(7) [S.I. 2008/3231](#), to which there are amendments not relevant to these Regulations.

(8) [OJ No L 132, 29.5.2015, p1.](#)

Changes to legislation: There are currently no known outstanding effects for the The Export Control (Democratic Republic of Congo Sanctions and Miscellaneous Amendments and Revocations) Order 2015. (See end of Document for details)

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Commencement Information

I7 Art. 12 in force at 11.8.2015, see **art. 1(1)**

Anna Soubry
Minister of State for Small Business, Industry
and Enterprise
Department for Business, Innovation and Skills

Changes to legislation:

There are currently no known outstanding effects for the The Export Control (Democratic Republic of Congo Sanctions and Miscellaneous Amendments and Revocations) Order 2015.