
Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Democratic People's Republic of Korea (Sanctions) (EU Exit) Regulations 2019. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

STATUTORY INSTRUMENTS

2019 No. 411

**EXITING THE EUROPEAN UNION
SANCTIONS**

The Democratic People's Republic of Korea
(Sanctions) (EU Exit) Regulations 2019

Made - - - - 5th March 2019

Laid before Parliament 8th March 2019

*Coming into force in accordance with
regulation 1(2)*

THE DEMOCRATIC PEOPLE'S REPUBLIC OF KOREA
(SANCTIONS) (EU EXIT) REGULATIONS 2019

PART 1

General

1. Citation and commencement
2. Interpretation
3. Application of prohibitions and requirements outside the United Kingdom
4. Purposes

PART 2

Designation of persons

5. Power to designate persons
6. Criteria for designating a person
7. Meaning of "owned or controlled directly or indirectly"
8. Notification and publicity where designation power used
9. Confidential information in certain cases where designation power used
10. Designation of persons named by or under UN Security Council Resolutions

PART 3

Specification of ships

11. Specification of ships

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Democratic People's Republic of Korea (Sanctions) (EU Exit) Regulations 2019. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

12. Notification and publicity where specification power used

PART 4

Finance

CHAPTER 1

Asset-freeze etc.

- 13. Asset-freeze in relation to designated persons
- 14. Making funds available to designated person
- 15. Making funds available for benefit of designated person
- 16. Making economic resources available to designated person
- 17. Making economic resources available for benefit of designated person

CHAPTER 2

Investment, financial services and financial markets

- 18. UK credit or financial institutions: accounts and correspondent banking relationships etc.
- 19. UK credit or financial institutions: severance of existing financial relationships
- 20. Opening of or taking up of business by a representative office, branch or subsidiary of DPRK credit or financial institution
- 21. DPRK credit or financial institutions: branches, subsidiaries, and representative offices
- 22. Acquisition or extension of ownership interest by a DPRK credit or financial institution
- 23. Designated persons: closure of representative offices
- 24. Business arrangements with designated persons
- 25. Bank accounts for diplomatic missions etc.
- 26. Investment and commercial activities
- 27. Land
- 28. Transfers of funds etc.
- 29. Insurance and reinsurance services in relation to ships
- 30. Sale or purchase of bonds

CHAPTER 3

Interpretation and further provision

- 31. Circumventing etc. prohibitions
- 32. Meaning of “designated person” in Part 4
- 33. Interpretation of Part 4

PART 5

Immigration

- 34. Immigration

PART 6

Trade

CHAPTER 1

Military, dual-use and other arms- and WMD-related goods and military, dual-use and other arms- and WMD-related technology

35. Exports of restricted goods
36. Imports of restricted goods
37. Supply and delivery of restricted goods
38. Sale and purchase etc. of restricted goods and restricted technology
39. Transfer of restricted technology
40. Technical assistance relating to restricted goods and restricted technology
41. Financial services and funds relating to restricted goods and restricted technology
42. Brokering services: non-UK activity relating to restricted goods and restricted technology

CHAPTER 2

Other goods, technology and services

43. Goods and technology for armed forces of the DPRK
44. Armed forces goods and technology
45. Exports of certain goods
46. Supply and delivery of certain goods to the DPRK
47. Sale etc. of certain goods
48. Imports of certain goods
49. Supply and delivery of certain goods from the DPRK
50. Purchase etc. of certain goods and rights
51. Bank notes and coinage
52. Gold, precious metals or diamonds
53. Technical assistance relating to gold, precious metals or diamonds
54. Financial services and funds relating to gold, precious metals or diamonds
55. Brokering services: non-UK activity relating to gold, precious metals or diamonds
56. Mining, manufacturing and computer services
57. Financial support for trade

CHAPTER 3

Services relating to ships and aircraft

58. Leasing or chartering of ships and aircraft
59. Crew services for ships and aircraft
60. Ship classification services
61. Bunkering or ship supply services

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Democratic People's Republic of Korea (Sanctions) (EU Exit) Regulations 2019. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

CHAPTER 4

Interpretation and further provision

- 62. Circumventing etc. prohibitions
- 63. Defences
- 64. Interpretation of Part 6

PART 7

Aircraft

- 65. Movement of aircraft
- 66. Directions under regulation 65: supplementary
- 67. Offences
- 68. Interpretation of Part 7

PART 8

Ships

- 69. Ownership etc. of DPRK ships
- 70. Dealing with UN-designated ships subject to asset-freeze
- 71. Prohibition on port entry
- 72. Directions prohibiting port entry
- 73. Movement of ships
- 74. DPRK ships: transfers of goods
- 75. Detention of ships
- 76. Registration etc. of ships in the DPRK
- 77. Registration of ships in the United Kingdom
- 78. Circumventing etc. prohibitions
- 79. Defences
- 80. Interpretation of Part 8

PART 9

Exceptions and licences

- 81. Asset-freeze etc.: exceptions from prohibitions
- 82. Land: exceptions from prohibitions
- 83. Transfers of funds: exceptions from prohibitions
- 84. Trade: exceptions from prohibitions
- 85. Aircraft: exceptions from prohibition
- 86. Ships: exceptions from prohibitions on port entry
- 86A. Exception for authorised conduct in a relevant country
- 87. Exception for acts done for purposes of national security or prevention of serious crime
- 88. Treasury licences
- 89. Treasury directions
- 90. Trade licences
- 91. Aircraft licences
- 92. Ship licences
- 93. Licences: general provisions
- 94. Treasury directions: general provisions
- 95. Finance: licensing offences
- 96. Trade: licensing offences

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Democratic People's Republic of Korea (Sanctions) (EU Exit) Regulations 2019. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

- 97. Ships and aircraft: licensing offences
- 98. Section 8B(1) to (3) of Immigration Act 1971: directions

PART 10

Information and records

- 99. Finance: reporting obligations
- 100. "Relevant firm"
- 101. Proliferation financing
- 102. Finance: powers to request information
- 103. Finance: production of documents
- 104. Finance: information offences
- 105. Trade: application of information powers in CEMA
- 106. General trade licences: records
- 107. General trade licences: inspection of records
- 108. Disclosure of information
- 109. Part 10: supplementary

PART 11

Enforcement

- 110. Penalties for offences
- 111. Liability of officers of bodies corporate etc.
- 112. Jurisdiction to try offences
- 113. Procedure for offences by unincorporated bodies
- 114. Time limit for proceedings for summary offences
- 115. Trade enforcement: application of CEMA
- 116. Trade offences in CEMA: modification of penalty
- 117. Application of Chapter 1 of Part 2 of Serious Organised Crime and Police Act 2005
- 118. Monetary penalties

PART 12

Maritime enforcement

- 119. Exercise of maritime enforcement powers
- 120. Maritime enforcement officers
- 121. Power to stop, board, search etc.
- 122. Seizure power
- 123. Restrictions on exercise of maritime enforcement powers
- 124. Interpretation of Part 12

PART 13

Supplementary and final provision

- 125. Directions under Parts 7 and 8
- 126. Notices
- 127. Article 20 of the Export Control Order 2008
- 128. Trade: overlapping offences
- 129. Amendment of the United Nations and European Union Financial Sanctions (Linking) Regulations 2017
- 130. Revocations
- 131. Transitional provision: Treasury licences

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Democratic People's Republic of Korea (Sanctions) (EU Exit) Regulations 2019. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

- 132. Transitional provision: trade licences
- 133. Transitional provision: pending applications for trade licences
- 134. Transitional provision: prior obligations etc.
Signature

SCHEDULES

SCHEDULE 1 — Rules for interpretation of regulation 7(2)

- 1. Application of Schedule
- 2. Joint interests
- 3. Joint arrangements
- 4. Calculating shareholdings
- 5. Voting rights
- 6. In applying regulation 7(2) and this Schedule, the voting rights...
- 7. Rights to appoint or remove members of the board
- 8. A reference to a board of directors, in the case...
- 9. Shares or rights held “indirectly”
- 10. Shares held by nominees
- 11. Rights treated as held by person who controls their exercise
- 12. “Arrangement” includes— (a) any scheme, agreement or understanding, whether or...
- 13. Rights exercisable only in certain circumstances etc.
- 14. Rights attached to shares held by way of security

SCHEDULE 2 — Other arms- and WMD-related goods and technology

- 1. Interpretation
- 2. Principal element
- 3. Nuclear materials, facilities, and equipment
- 4. Faraday isolators in the wavelength range 500 nm-650 nm.
- 5. Optical gratings in the wavelength range 500 nm-650 nm.
- 6. Optical fibres in the wavelength range 500 nm-650 nm coated...
- 7. Nuclear reactor vessel components and testing equipment, other than those...
- 8. (1) Nuclear detection systems, other than those specified in Dual-Use...
- 9. Bellows-sealed valves other than those specified in Dual-Use codes 0B001.c.6.,...
- 10. (1) Laser mirrors, other than those specified in Dual-Use code...
- 11. Laser lenses, other than those specified in Dual-Use code 6A005.e.2.,...
- 12. Pipes, piping, flanges, fittings made of, or lined with nickel,...
- 13. Vacuum pumps other than those specified in Dual-Use code 0B002.f.2....
- 14. Shielded enclosures for the manipulation, storage and handling of radioactive...
- 15. (1) Natural uranium, depleted uranium or thorium in the form...
- 16. Detonation chambers having a capacity of explosion absorption of more...
- 17. Special materials and related equipment
- 18. Fluorine gas (CAS No 7782-41-4), with a purity of at...
- 19. Ring-shaped seals and gaskets, having an inner diameter of 400...
- 20. Personal equipment for detecting radiation of nuclear origin, other than...
- 21. Electrolytic cells for fluorine production, other than those specified in...
- 22. Catalysts, other than those specified in Dual-Use codes 1A225 or...
- 23. (1) Aluminium and its alloys, other than those specified in...
- 24. (1) Magnetic metals, of all types and of whatever form,...

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Democratic People's Republic of Korea (Sanctions) (EU Exit) Regulations 2019. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

25. (1) Fibrous or filamentary materials or preregs, other than those...
26. (1) Resin-impregnated or pitch-impregnated fibres (preregs), metal or carbon-coated fibres...
27. (1) Reinforced silicon carbide ceramic composites usable for nose tips,...
28. Tantalum, tantalum carbide, tungsten, tungsten carbide and alloys thereof, other...
29. (1) Elemental powders of cobalt, neodymium or samarium or alloys...
30. Pure tributyl phosphate (TBP) (CAS No 126-73-8) or any mixture...
31. (1) Maraging steel, other than those specified by Dual-Use codes...
32. Metals, metal powders and material as follows—
33. Soft magnetic alloys, other than those specified in Dual-Use code...
34. Graphite, other than that specified in Dual-Use code 0C004 or...
35. (1) Steel alloys in sheet or plate form, having any...
36. Carbon-Carbon Composite material.
37. Nickel alloys in crude or semi-fabricated form, containing 60 %...
38. (1) Titanium alloys in sheet or plate form capable of...
39. Titanium alloys, other than those specified in Dual-Use codes 1C002...
40. Zirconium and zirconium alloys, other than those specified in Dual-Use...
41. Explosive materials other than those specified in Dual-Use code 1C239,...
42. Materials processing
43. Machine tools, other than those specified in Dual-Use codes 2B001...
44. Components and numerical controls, specially designed for machine tools specified...
45. Balancing machines and related equipment as follows—
46. (1) Remote manipulators that can be used to provide remote...
47. Controlled atmosphere heat treatment furnaces or oxidation furnaces capable of...
48. (1) Pressure transducers, other than those defined in Dual-Use codes...
49. (1) Liquid-liquid contacting equipment (mixer-settlers, pulsed columns, plate columns, centrifugal...
50. (1) Industrial equipment and components, other than those specified in...
51. (1) Multiple-seal, and seal-less pumps, other than those specified in...
52. (1) Centrifugal separators, other than those specified in Dual-Use code...
53. Sintered metal filters, other than those specified in Dual-Use code...
54. (1) Spin-forming machines and flow-forming machines, other than those specified...
55. (1) Equipment and reagents, other than those specified in Dual-Use...
56. Equipment, other than that specified in Dual-Use code 2B005, 2B105...
57. Open tanks or containers, with or without agitators, with a...
58. Electronics
59. (1) Mass spectrometers, other than those specified in Dual-Use code...
60. (1) Frequency changers or generators, other than those specified by...
61. Spectrometers and diffractometers, designed for the indicative test or quantitative...
62. Sensors and lasers
63. Yttrium aluminium garnet (YAG) rods.
64. Optical equipment and components, other than those specified in Dual-Use...
65. (1) Wave front corrector systems, other than mirrors specified in...
66. Argon ion lasers, other than those specified in Dual-Use codes...
67. (1) Subject to sub-paragraph (2), semiconductor lasers, other than those...
68. Tunable semiconductor lasers and tunable semiconductor laser arrays, other than...

Status: Point in time view as at 31/12/2020.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Democratic People's Republic of Korea (Sanctions) (EU Exit) Regulations 2019. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

69. (1) Solid state tunable lasers, other than those specified in...
70. Neodymium-doped (other than glass) lasers, other than those specified in...
71. Components of acousto-optics, as follows— (a) framing tubes and solid-state...
72. (1) Radiation-hardened cameras, or lenses thereof, other than those specified...
73. Tunable pulsed dye laser amplifiers and oscillators, other than those...
74. Pulsed carbon dioxide lasers, other than those specified in, Dual-Use...
75. Lasers, other than those specified in Dual-Use code 6A005 or...
76. Navigation and avionics
77. Aerospace and propulsion
78. (1) Internal combustion engines ... designed or modified for propelling...
79. Trucks, other than those specified in Dual-Use code 9A115, having...
80. Software and Technology
81. Certain key components for the ballistic-missile sector.

SCHEDULE 3 — Treasury licences: purposes

PART 1 — Designated Persons

1. Basic needs
2. Legal services
3. Maintenance of frozen funds and economic resources
4. Extraordinary expenses
5. Pre-existing judicial decisions etc.
6. Humanitarian assistance activities etc.
7. Diplomatic missions etc.
PART 2 — Non-UN designated persons
8. Prior obligations
9. Extraordinary situation
PART 3 — Interpretation
10. In this Schedule— (a) “armed forces goods” and “armed forces...

Explanatory Note

Status:

Point in time view as at 31/12/2020.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Democratic People's Republic of Korea (Sanctions) (EU Exit) Regulations 2019. Any changes that have already been made by the team appear in the content and are referenced with annotations.