
STATUTORY INSTRUMENTS

2019 No. 411

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

PART 11

Enforcement

Penalties for offences

110.—(1) A person who commits an offence under any provision of Part 4 (Finance), regulation 67(1) to (4) (aircraft: offences), regulations 69 to 71, 72(4), 73(7), 74, 76 or [^{F1}78] (ships: offences) or regulation 95 (finance: licensing offences) is liable—

- (a) on summary conviction in England and Wales, to imprisonment for a term not exceeding [^{F2}the general limit in a magistrates' court] or a fine (or both);
- (b) on summary conviction in Scotland, to imprisonment for a term not exceeding 12 months or a fine not exceeding the statutory maximum (or both);
- (c) on summary conviction in Northern Ireland, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum (or both);
- (d) on conviction on indictment, to imprisonment for a term not exceeding 7 years or a fine (or both).

(2) A person who commits an offence under any provision of Part 6 (Trade) is liable—

- (a) on summary conviction in England and Wales, to imprisonment for a term not exceeding [^{F3}the general limit in a magistrates' court] or a fine (or both);
- (b) on summary conviction in Scotland, to imprisonment for a term not exceeding 12 months or a fine not exceeding the statutory maximum (or both);
- (c) on summary conviction in Northern Ireland, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum (or both);
- (d) on conviction on indictment, to imprisonment for a term not exceeding 10 years or a fine (or both).

(3) A person who commits an offence under regulation 9(6) (confidentiality), 96 (trade: licensing offences), 97 (ships and aircraft: licensing offences), 106(6) or 107(5) (information offences in connection with general trade licences) is liable—

- (a) on summary conviction in England and Wales, to imprisonment for a term not exceeding [^{F4}the general limit in a magistrates' court] or a fine (or both);
- (b) on summary conviction in Scotland, to imprisonment for a term not exceeding 12 months or a fine not exceeding the statutory maximum (or both);
- (c) on summary conviction in Northern Ireland, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum (or both);

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- (d) on conviction on indictment, to imprisonment for a term not exceeding 2 years or a fine (or both).
- (4) A person who commits an offence under regulation 67(5), 72(6) or 73(9) (confidentiality), 99(6) (finance: reporting obligations), 101 (proliferation financing) or 104 (information offences in connection with Part 4) is liable—
- (a) on summary conviction in England and Wales, to imprisonment for a term not exceeding 6 months or a fine (or both);
- (b) on summary conviction in Scotland, to imprisonment for a term not exceeding 6 months or a fine not exceeding level 5 on the standard scale (or both);
- (c) on summary conviction in Northern Ireland, to imprisonment for a term not exceeding 6 months or a fine not exceeding level 5 on the standard scale (or both).
- (5) In relation to an offence committed before [^{F5}2nd May 2022], the reference in each of paragraphs (1)(a), (2)(a) and (3)(a) to [^{F6}the general limit in a magistrates' court] is to be read as a reference to 6 months.

Textual Amendments

- F1** Word in [reg. 110\(1\)](#) substituted (31.12.2020) by [The Sanctions \(EU Exit\) \(Miscellaneous Amendments\) Regulations 2019](#) (S.I. 2019/843), regs. 1(2), **2(2)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in [reg. 110\(1\)\(a\)](#) substituted (7.2.2023 at 12.00 p.m.) by [The Judicial Review and Courts Act 2022 \(Magistrates' Court Sentencing Powers\) Regulations 2023](#) (S.I. 2023/149), regs. 1(2), 2(2), **Sch. Pt. 2**
- F3** Words in [reg. 110\(2\)\(a\)](#) substituted (7.2.2023 at 12.00 p.m.) by [The Judicial Review and Courts Act 2022 \(Magistrates' Court Sentencing Powers\) Regulations 2023](#) (S.I. 2023/149), regs. 1(2), 2(2), **Sch. Pt. 2**
- F4** Words in [reg. 110\(3\)\(a\)](#) substituted (7.2.2023 at 12.00 p.m.) by [The Judicial Review and Courts Act 2022 \(Magistrates' Court Sentencing Powers\) Regulations 2023](#) (S.I. 2023/149), regs. 1(2), 2(2), **Sch. Pt. 2**
- F5** Words in [reg. 110\(5\)](#) substituted (28.4.2022) by [The Criminal Justice Act 2003 \(Commencement No. 33\) and Sentencing Act 2020 \(Commencement No. 2\) Regulations 2022](#) (S.I. 2022/500), regs. 1(2), 5(2), **Sch. Pt. 2**
- F6** Words in [reg. 110\(5\)](#) substituted (7.2.2023 at 12.00 p.m.) by [The Judicial Review and Courts Act 2022 \(Magistrates' Court Sentencing Powers\) Regulations 2023](#) (S.I. 2023/149), regs. 1(2), 2(2), **Sch. Pt. 2**

Commencement Information

- I1** Reg. 110 not in force at made date, see [reg. 1\(2\)](#)
- I2** Reg. 110 in force at 31.12.2020 by [S.I. 2019/627](#), **reg. 7(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

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Changes and effects yet to be applied to :

- [reg. 110\(3\)](#) words inserted by [S.I. 2024/644 reg. 2\(9\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- [Pt. 4A](#) inserted by [S.I. 2024/644 reg. 2\(4\)](#)
- [reg. 5\(1\)\(aa\)](#) inserted by [S.I. 2024/644 reg. 2\(3\)](#)
- [reg. 89A](#) inserted by [S.I. 2024/644 reg. 2\(5\)](#)
- [reg. 95A](#) inserted by [S.I. 2024/644 reg. 2\(7\)](#)
- [reg. 115\(3A\)-\(3D\)](#) inserted by [S.I. 2024/644 reg. 2\(10\)\(a\)](#)
- [reg. 115\(7\)](#) inserted by [S.I. 2024/644 reg. 2\(10\)\(b\)](#)