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STATUTORY INSTRUMENTS

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**2021 No. 496**

**The Myanmar (Sanctions) Regulations 2021**

**PART 5**

Trade

CHAPTER 3

Dual-use goods and dual-use technology

**Brokering services: non-UK activity relating to dual-use goods and dual-use technology**

**36.—(1)** A person must not directly or indirectly provide brokering services in relation to an arrangement (“arrangement A”) whose object or effect is—

- (a) the direct or indirect supply or delivery of dual-use goods for military use from a third country to a place in Myanmar,
- (b) the direct or indirect supply or delivery of dual-use goods to or for use by the Myanmar security forces,
- (c) directly or indirectly making dual-use goods for military use available in a third country for direct or indirect supply or delivery—
  - (i) to a person connected with Myanmar, or
  - (ii) to a place in Myanmar,
- (d) directly or indirectly making dual-use technology for military use available in a third country for transfer—
  - (i) to a person connected with Myanmar, or
  - (ii) to a place in Myanmar,
- (e) directly or indirectly making dual-use goods or dual-use technology available to, or for use by, the Myanmar security forces,
- (f) the transfer of dual-use technology for military use from a place in a third country—
  - (i) to a person connected with Myanmar, or
  - (ii) to a place in Myanmar,
- (g) the transfer of dual-use technology from a place in a third country to the Myanmar security forces,
- (h) the direct or indirect provision, in a non-UK country, of technical assistance relating to dual-use goods or dual-use technology for military use—
  - (i) to a person connected with Myanmar, or
  - (ii) for use in Myanmar,
- (i) the direct or indirect provision, in a non-UK country, of technical assistance relating to dual-use goods or dual-use technology to the Myanmar security forces,

- (j) the direct or indirect provision, in a non-UK country, of financial services—
    - (i) to a person connected with Myanmar, where arrangement A, or any other arrangement in connection with which arrangement A is entered into, is an arrangement mentioned in regulation 35(1), or
    - (ii) where arrangement A, or any other arrangement in connection with which arrangement A is entered into, is an arrangement mentioned in regulation 35(3),
  - (k) directly or indirectly making funds available, in a non-UK country, to a person connected with Myanmar, where arrangement A, or any other arrangement in connection with which arrangement A is entered into, is an arrangement mentioned in regulation 35(1), or
  - (l) the direct or indirect provision of funds from a non-UK country, where arrangement A, or any other arrangement in connection with which arrangement A is entered into, is an arrangement mentioned in regulation 35(3).
- (2) Paragraph (1) is subject to Part 6 (Exceptions and licences).
- (3) A person who contravenes a prohibition in paragraph (1) commits an offence, but it is a defence for a person charged with that offence to show that the person did not know and had no reasonable cause to suspect that the brokering services were provided in relation to an arrangement mentioned in that paragraph.
- (4) In this regulation—
- “non-UK country” means a country that is not the United Kingdom;
  - “third country” means—
    - (a) for the purposes of paragraph (1)(a) and (c), a country that is not the United Kingdom, the Isle of Man or Myanmar, and
    - (b) for the purposes of any other provision of paragraph (1), a country that is not the United Kingdom or Myanmar.

**Commencement Information**

**II** Reg. 36 in force at 29.4.2021 at 5.00 p.m., see [reg. 1\(3\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Myanmar (Sanctions) Regulations 2021, Section 36.