
STATUTORY INSTRUMENTS

2023 No. 121

**The Sanctions (Humanitarian Exception)
(Amendment) Regulations 2023**

Amendment of the Democratic People’s Republic of Korea (Sanctions) (EU Exit) Regulations 2019

2.—(1) The Democratic People’s Republic of Korea (Sanctions) (EU Exit) Regulations 2019⁽¹⁾ are amended as follows.

(2) After regulation 81 (asset freeze etc.: exceptions from prohibitions) insert—

“Finance: humanitarian exception

81A.—(1) The prohibitions in regulations 13 to 17 (asset-freeze etc.) are not contravened by a person (“P”) carrying out a relevant activity which is necessary—

- (a) to ensure the timely delivery of humanitarian assistance, or
- (b) to support other activities that support basic human needs,

where Conditions A and B are met.

(2) Condition A is that the humanitarian assistance or other activities mentioned in paragraph (1) are carried out by—

- (a) the United Nations, including its—
 - (i) programmes and funds,
 - (ii) other entities and bodies, and
 - (iii) specialised agencies and related organisations,
- (b) international organisations,
- (c) humanitarian organisations having observer status with the United Nations General Assembly and members of those humanitarian organisations,
- (d) bilaterally or multilaterally funded non-governmental organisations participating in the United Nations Humanitarian Response Plans, Refugee Response Plans, other United Nations appeals, or humanitarian clusters coordinated by the United Nations Office for the Coordination of Humanitarian Affairs,
- (e) any grantee, subsidiary, or implementing partner of any organisation falling within sub-paragraphs (a) to (d) while and to the extent that they are acting in those capacities,
- (f) any other persons authorised by the Committee for the purposes of resolution 2664.

(3) Condition B is that P believes that carrying out the relevant activity is so necessary and there is no reasonable cause for P to suspect otherwise.

(4) For the purposes of this regulation—

⁽¹⁾ S.I. 2019/411, amended by S.I. 2019/843; S.I. 2020/591; S.I. 2020/950; S.I. 2022/500; and S.I. 2022/819.

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“relevant activity” means any activity which would, in the absence of this regulation, contravene the prohibitions in regulations 13 to 17;

“resolution 2664” means resolution 2664 (2022) adopted by the Security Council on 9th December 2022.”