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STATUTORY INSTRUMENTS

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**2023 No. 616**

The Republic of Belarus (Sanctions) (EU  
Exit) (Amendment) Regulations 2023

PART 5

Exceptions and licences

**Amendments to regulation 31D (trade: exceptions relating to travellers, diplomatic missions and international organisations)**

**11.** In regulation 31D—

- (a) in paragraph (1), after “critical-industry technology,” add “machinery-related goods, machinery-related technology,”;
- (b) after paragraph (3), insert—

“(3A) The prohibitions in regulations 21 to 23 (export of goods, supply and delivery of goods, and making available goods and technology) are not contravened by a relevant activity where—

- (a) the luxury goods are gold jewellery;
- (b) the relevant activity is the export of those goods to Belarus by a person who is travelling to Belarus (“P”);
- (c) the jewellery is—
  - (i) of a non-commercial nature;
  - (ii) for the personal use of P or of any immediate family member of P who is travelling with P (“I”); and
  - (iii) contained in P or I’s luggage;
- (d) the gold jewellery is owned by any of the persons referred to in sub-paragraph (c) (ii); and
- (e) the jewellery is not intended for sale.

(3B) The prohibitions in Chapter 2B of Part 5 (imports from Belarus and related activities) are not contravened by a relevant activity in relation to any gold, gold jewellery and relevant processed gold which is necessary for the official purposes of a diplomatic mission or consular post in Belarus, or an international organisation enjoying immunities in accordance with international law.

(3C) The prohibitions in Chapter 2B of Part 5 are not contravened by a relevant activity where—

- (a) the relevant activity is the import or acquisition of gold jewellery by a person who is travelling to the United Kingdom (“P”);
- (b) the gold jewellery is—
  - (i) of a non-commercial nature;

- (ii) for the personal use of P or of any immediate family member of P who is travelling with P (“I”); and
  - (iii) contained in P or I’s luggage;
  - (c) the gold jewellery is owned by any of the persons referred to in sub-paragraph (b) (ii); and
  - (d) the gold jewellery is not intended for sale.”;
- (2) in paragraph (4), for subparagraph (a) substitute—
- ““critical-industry goods”, “critical-industry technology”, “gold”, “gold jewellery”, “luxury goods”, “machinery-related goods”, “machinery-related technology”, “quantum computing and advanced materials goods”, “quantum computing and advanced materials technology” and “relevant processed gold” have the meanings given in regulation 20(3) (interpretation of Part 5);”.

**Amendments to regulation 31E (trade: exceptions relating to consumer communication devices and software updates)**

12. In regulation 31E—
- (a) in paragraph (1), after “critical-industry technology” insert “, machinery-related goods, machinery-related technology”;
  - (b) in paragraph (3)(d), after ““critical-industry technology”” insert “, “machinery-related goods”, “machinery-related technology””.

**Amendments to regulation 31F (trade: exception for emergencies in certain cases)**

13. In regulation 31F—
- (a) in paragraph (2), after “critical-industry technology,” insert “machinery-related goods, machinery-related technology,”;
  - (b) in paragraph (3), after the definition of “critical-industry goods” and “critical industry technology” insert—
    - ““machinery-related goods” and “machinery-related technology” have the meanings given in regulation 20(3);”.

**Trade: exceptions**

14. After regulation 31I (ships: exceptions relating to port entry in emergencies), insert—

**“Trade: exceptions in relation to banknotes**

**31J.**—(1) Subject to paragraph (2), the prohibitions in regulations 21 to 23 (export of goods, supply and delivery of goods, and making available goods and technology) do not apply to the making available, supply, export or delivery of banknotes where the making available, supply, export or delivery is necessary for the personal use of natural persons travelling to Belarus or members of their immediate families travelling with them.

(2) The exception in paragraph (1) applies only to banknotes up to the value of £10,000 or its equivalent in any official currency of the European Union.

(3) The prohibitions in regulations 21 to 23 do not apply to the making available, supply, export or delivery of banknotes where the making available, supply, export or delivery is necessary for the official purposes of diplomatic missions, consular posts or international organisations in Belarus enjoying immunities in accordance with international law.

(4) The prohibitions in regulations 21 to 23 do not apply to anything done by a person who did not know and had no reasonable cause to suspect that the banknotes were ultimately—

- (a) to be exported, supplied, delivered or made available to a person connected with Belarus; or
- (b) for use in Belarus.

**Trade: exceptions in relation to machinery-related goods and machinery-related technology**

**31K.**—(1) The prohibitions in Chapter 2 of Part 5 (exports to Belarus and related activities), in so far as they related to machinery-related goods and machinery-related technology, do not apply to the sale, supply, making available or export of such goods, or to the related provision of technical and financial services, funds and brokering, for non-military use by a non-military end-user, necessary for a purpose specified in paragraph (2).

- (2) The purposes are—
- (a) humanitarian assistance activity,
  - (b) addressing a health emergency;
  - (c) providing a response to a natural disaster;
  - (d) medical or pharmaceutical purposes for the benefit of the civilian population of a country;
  - (e) temporary use by news media;
  - (f) ensuring cyber-security and information security for persons in Belarus except for the Government of Belarus or any undertakings directly or indirectly controlled by it.”.