
STATUTORY INSTRUMENTS

2003 No. 2614

The Democratic Republic of the Congo (United Nations Sanctions) (Isle of Man) Order 2003

RESTRICTED GOODS, TECHNICAL ASSISTANCE AND TRAINING

Supply of restricted goods

3.—(1) Any person who, except under the authority of a licence granted by the Treasury under this article or article 4—

- (a) supplies or delivers;
- (b) agrees to supply or deliver; or
- (c) does any act calculated to promote the supply or delivery of,

restricted goods to any person in the Democratic Republic of the Congo shall be guilty of an offence, unless he proves that he did not know and had no reason to suppose that the goods in question were to be supplied or delivered to a person in the Democratic Republic of the Congo.

(2) Nothing in paragraph (1)(b) or (c) shall apply where the supply or delivery of the goods to the person concerned is authorised by a licence granted by the Treasury under this article.

Exportation of restricted goods to the Democratic Republic of the Congo

4. Except under the authority of a licence granted by the Treasury under this article, restricted goods are prohibited to be exported from the Isle of Man to any destination in the Democratic Republic of the Congo or to any destination for the purpose of delivery, directly or indirectly, to or to the order of any person in the Democratic Republic of the Congo.

Provision of assistance, advice or training related to military activities

5. Any person who, except under the authority of a licence granted by the Treasury under this article, directly or indirectly provides to any person in the Democratic Republic of the Congo any

- (a) assistance,
- (b) advice, or
- (c) training,

related to military activities shall be guilty of an offence, unless he proves that he did not know and had no reason to suppose that the assistance, advice or training in question was to be provided to a person in the Democratic Republic of the Congo.

Use of ships, aircraft and vehicles: restricted goods

6.—(1) Without prejudice to the generality of article 3, and except under the authority of a licence granted by the Treasury under this article, no ship or aircraft to which this article applies, and no vehicle within the Isle of Man, shall be used for the carriage of restricted goods if the carriage is,

or forms part of, carriage from any place outside the Democratic Republic of the Congo to any destination therein.

(2) This article applies to ships registered in the Isle of Man, to aircraft registered in the United Kingdom and to any other ship or aircraft that is for the time being chartered to any person who is referred to in article 1(4).

(3) If any ship, aircraft or vehicle is used in contravention of paragraph (1) then—

- (a) in the case of a ship registered in the Isle of Man or any aircraft registered in the United Kingdom, the owner and the master of the ship or, as the case may be, the operator and the commander of the aircraft; or
- (b) in the case of any other ship or aircraft, the person to whom the ship or aircraft is for the time being chartered and, if he is such a person as is referred to in article 1(4) the master of the ship or, as the case may be, the operator and the commander of the aircraft; or
- (c) in the case of a vehicle, the operator of the vehicle,

shall be guilty of an offence, unless he proves that he did not know and had no reason to suppose that the carriage of the goods in question was, or formed part of, carriage from any place outside the Democratic Republic of the Congo to any destination therein.

(4) Nothing in paragraph (1) shall apply where the supply or delivery or exportation from the Isle of Man of the goods concerned to the Democratic Republic of the Congo was authorised by a licence granted by the Treasury under article 3 or 4.

(5) Nothing in this article shall be construed so as to prejudice any other provision of law prohibiting or restricting the use of ships, aircraft or vehicles.