

2004 No. 2309

UNITED NATIONS

**The Terrorism (United Nations Measures) Order 2001
(Amendment) Regulations 2004**

Made - - - - - *7th September 2004*
Laid before Parliament *7th September 2004*
Coming into force - - - *28th September 2004*

Whereas the Treasury are a government department designated(a) for the purposes of section 2(2) of the European Communities Act 1972(b) in relation to (i) measures relating to the interruption or reduction, in part or completely, of economic relations with one or more countries which are not Member States, and (ii) measures relating to the movement of capital and to payments, between Member States and between Member State and countries which are not Member States;

Now, therefore, the Treasury, in exercise of the powers conferred upon them by that section, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Terrorism (United Nations Measures) Order 2001 (Amendment) Regulations 2004 and come into force on 28th September 2004.

Revocation

2. The Terrorism (United Nations Measures) Order 2001 (Amendment No.3) Regulations 2003(c) are revoked.

Amendment to the Terrorism (United Nations Measures) Order 2001

3. For the definition of “Council Decision” in Article 2(1) of the Terrorism (United Nations Measures) Order 2001(d) there is substituted—

““Council Decision” means Council Decision 2004/306/EC of 2 April 2004 implementing Article 2(3) of Regulation (EC) No 2580/2001 on specific restrictive measures directed against certain persons and entities with a view to combating terrorism and repealing Decision 2003/646/EC(e);”.

(a) S.I. 1994/757.

(b) 1972 c. 68.

(c) S.I. 2003/2430.

(d) S.I. 2001/3365; the relevant amending instruments are S.I. 2001/3801, S.I.2003/1297 and S.I. 2003/2430.

(e) O.J. No. L99, 2.4.2004, p.28.

7th September 2004

Nick Ainger
Derek Twigg
Two of the Lords Commissioners
of Her Majesty's Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations)

Article 4(1)(d) of the Terrorism (United Nations Measures) Order 2001 (“the Order”, as most recently amended by the Terrorism (United Nations Measures) Order 2001 (Amendment No.3) Regulations 2003, provides that the Treasury may, where they have reasonable grounds for suspecting that the person by, for or on behalf of whom any funds are held is or may be on the list of natural and legal persons, groups and entities in Article 1 of Council Decision 2003/646/EC(a), direct by notice that those funds are not to be made available to any person, in the absence of a licence granted by the Treasury. Council Decision 2003/646/EC was repealed and replaced by Council Decision 2003/902/EC(b), which was in turn repealed and replaced by Council Decision 2004/306/EC. These Regulations amend the Order so that it refers to Council Decision 2004/306/EC.

A full regulatory impact assessment has not been produced for this instrument as it has no impact on the costs of business.

(a) O.J. No L229, 13.9.2003, p.22.

(b) O.J. No L340, 24.12.2003, p.63.

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