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STATUTORY INSTRUMENTS

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**2005 No. 232**

**The Export Control (Iraq and Ivory Coast) Order 2005**

- 5.—(1) A person guilty of an offence under article 2, or 4(2) or (3) of this Order shall be liable—
- (a) on summary conviction to a fine of the prescribed sum or to imprisonment for a term not exceeding 6 months, or to both; or
  - (b) on conviction on indictment to a fine of any amount or to imprisonment for a term not exceeding 2 years, or to both.
- (2) A person guilty of an offence under article 3 of this Order shall be liable—
- (a) on summary conviction to a fine of the prescribed sum;
  - (b) on conviction on indictment to a fine of any amount or to imprisonment for a term not exceeding ten years, or to both.
- (3) Section 138 of the Customs and Excise Management Act 1979 (provision as to arrest of persons) shall apply to the arrest of any person for any offences under article 2 or 3 as it applies to the arrest of any person for offences under the customs and excise Acts.
- (4) Sections 145 to 148 and 150 to 155 of the Customs and Excise Management Act 1979 (proceedings for offences, mitigation of penalties, proof and other matters) shall apply in relation to offences and penalties under this Order and to proceedings for such offences as they apply in relation to offences and penalties and to proceedings for offences under the customs and excise Acts.