

SCHEDULE 2

Regulation 33(2)

Treasury licences: purposes

PART 1

Interpretation

1. In this Schedule—

“consular post” has the same meaning as in the Vienna Convention on Consular Relations done at Vienna on 24 April 1963 ^{M1}, and any reference to the functions of a consular post is to be read in accordance with that Convention;

“designated person” has the same meaning as it has in Part 3 (Finance);

“diplomatic mission” is to be read in accordance with the Vienna Convention on Diplomatic Relations done at Vienna on 18 April 1961 ^{M2}, and any reference to the functions of a diplomatic mission is to be read in accordance with that Convention;

“frozen funds or economic resources” means funds or economic resources frozen by virtue of [F1regulation 12], and any reference to a person's frozen funds or economic resources is to funds or economic resources frozen as a consequence of the designation of that person for the purpose of that regulation.

Textual Amendments

F1 Words in Sch. 2 para. 1 substituted (31.12.2020 immediately after IP completion day) by The Sanctions (EU Exit) (Miscellaneous Amendments) Regulations 2020 (S.I. 2020/591), regs. 1(2), **3(9)(a)**; S.I. 2020/1514, reg. 5

Commencement Information

I1 Sch. 2 para. 1 not in force at made date, see reg. 1(2)

I2 Sch. 2 para. 1 in force at 31.12.2020 by S.I. 2019/627, **reg. 5(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Marginal Citations

M1 United Nations Treaty Series, vol. 596, p. 261.

M2 United Nations Treaty Series, vol. 500, p. 95.

PART 2

Purposes

Basic needs

2.—(1) To enable the basic needs of a designated person, or (in the case of an individual) any dependent family member of such a person, to be met.

(2) In the case of an individual in sub-paragraph (1), “basic needs” includes—

(a) medical needs;

(b) needs for—

(i) food;

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- (ii) [^{F2}payment] of insurance premiums;
- (iii) [^{F3}payment] of tax;
- (iv) rent or mortgage payments;
- (v) utility payments.

(3) In the case of a person other than an individual in sub-paragraph (1), “basic needs” includes needs for—

- (a) payment of insurance premiums;
- (b) payment of reasonable fees for the provision of property management services;
- (c) payment of remuneration, allowances or pensions of employees;
- (d) payment of tax;
- (e) rent or mortgage payments;
- (f) utility payments.

(4) In sub-paragraph (1)—

“dependent” means financially dependent;

“family member” includes—

- (a) the wife or husband of the designated person;
- (b) the civil partner of the designated person;
- (c) any parent or other ascendant of the designated person;
- (d) any child or other descendant of the designated person;
- (e) any person who is a brother or sister of the designated person, or a child or other descendant of such a person.

Textual Amendments

- F2** Word in Sch. 2 para. 2(2)(b)(ii) substituted (31.12.2020 immediately after IP completion day) by [The Sanctions \(EU Exit\) \(Miscellaneous Amendments\) Regulations 2020 \(S.I. 2020/591\)](#), regs. 1(2), **3(9)(b)**; [S.I. 2020/1514](#), reg. 5
- F3** Word in Sch. 2 para. 2(2)(b)(iii) substituted (31.12.2020 immediately after IP completion day) by [The Sanctions \(EU Exit\) \(Miscellaneous Amendments\) Regulations 2020 \(S.I. 2020/591\)](#), regs. 1(2), **3(9)(b)**; [S.I. 2020/1514](#), reg. 5

Commencement Information

- I3** Sch. 2 para. 2 not in force at made date, see reg. 1(2)
- I4** Sch. 2 para. 2 in force at 31.12.2020 by [S.I. 2019/627](#), **reg. 5(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Legal services

3. To enable the payment of—

- (a) reasonable professional fees for the provision of legal services, or
- (b) reasonable expenses associated with the provision of legal services.

Commencement Information

- I5** Sch. 2 para. 3 not in force at made date, see **reg. 1(2)**

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16 Sch. 2 para. 3 in force at 31.12.2020 by S.I. 2019/627, **reg. 5(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Maintenance of frozen funds and economic resources

4. To enable the payment of—
- (a) reasonable fees, or
 - (b) reasonable service charges,

arising from the routine holding or maintenance of frozen funds or economic resources.

Commencement Information

- I7** Sch. 2 para. 4 not in force at made date, see **reg. 1(2)**
I8 Sch. 2 para. 4 in force at 31.12.2020 by S.I. 2019/627, **reg. 5(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Extraordinary expenses

5. To enable an extraordinary expense of a designated person to be met.

Commencement Information

- I9** Sch. 2 para. 5 not in force at made date, see **reg. 1(2)**
I10 Sch. 2 para. 5 in force at 31.12.2020 by S.I. 2019/627, **reg. 5(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Pre-existing judicial decisions etc

6. To enable, by the use of a designated person's frozen funds or economic resources, the implementation or satisfaction (in whole or in part) of a judicial, administrative or arbitral decision or lien, provided that—

- (a) the funds or economic resources so used are the subject of the decision or lien,
- (b) the decision or lien—
 - (i) was made or established before the date on which the person became a designated person, and
 - (ii) is enforceable in the United Kingdom, and
- (c) the use of the frozen funds or economic resources does not directly or indirectly benefit any other designated person.

Commencement Information

- I11** Sch. 2 para. 6 not in force at made date, see **reg. 1(2)**
I12 Sch. 2 para. 6 in force at 31.12.2020 by S.I. 2019/627, **reg. 5(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Diplomatic missions

^{F47}

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Textual Amendments

- F4** Sch. 2 para. 7 omitted (31.12.2020 immediately after IP completion day) by virtue of The Sanctions (EU Exit) (Miscellaneous Amendments) Regulations 2020 (S.I. 2020/591), regs. 1(2), **3(9)(c)**; S.I. 2020/1514, reg. 5

PART 3

Purposes relating only to non-UN designated persons

Humanitarian assistance activities etc

8.—(1) To enable anything to be done in connection with the performance of any humanitarian assistance activity.

(2) In sub-paragraph (1) “humanitarian assistance activity” includes the work of international and non-governmental organisations carrying out relief activities in the Democratic Republic of the Congo for the benefit of the civilian population there.

Commencement Information

- I13** Sch. 2 para. 8 not in force at made date, see reg. 1(2)
I14 Sch. 2 para. 8 in force at 31.12.2020 by S.I. 2019/627, **reg. 5(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Prior obligations

9. To enable, by the use of a designated person's frozen funds or economic resources, the satisfaction of an obligation of that person (whether arising under a contract, other agreement or otherwise), provided that—

- (a) the obligation arose before the date on which the person became a designated person, and
- (b) no payments are made to another designated person, whether directly or indirectly.

Commencement Information

- I15** Sch. 2 para. 9 not in force at made date, see reg. 1(2)
I16 Sch. 2 para. 9 in force at 31.12.2020 by S.I. 2019/627, **reg. 5(2)**; 2020 c. 1, Sch. 5 para. 1(1)

Extraordinary situation

10. To enable anything to be done to deal with an extraordinary situation.

Commencement Information

- I17** Sch. 2 para. 10 not in force at made date, see reg. 1(2)
I18 Sch. 2 para. 10 in force at 31.12.2020 by S.I. 2019/627, **reg. 5(2)**; 2020 c. 1, Sch. 5 para. 1(1)

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[^{F5}Diplomatic missions

11. To enable anything to be done in order that the functions of a diplomatic mission or consular post in the Democratic Republic of the Congo or of an international organisation enjoying immunities in accordance with international law may be carried out.]

Textual Amendments

F5 Sch. 2 para. 11 inserted (31.12.2020 immediately after IP completion day) by [The Sanctions \(EU Exit\) \(Miscellaneous Amendments\) Regulations 2020 \(S.I. 2020/591\)](#), regs. 1(2), **3(9)(d)**; [S.I. 2020/1514](#), reg. 5

Changes to legislation:

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Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Pt. 3A inserted by [S.I. 2024/644 reg. 3\(4\)](#)
- reg. 5(1)(aa) inserted by [S.I. 2024/644 reg. 3\(3\)\(b\)](#)
- reg. 33A inserted by [S.I. 2024/644 reg. 3\(5\)](#)
- reg. 36A inserted by [S.I. 2024/644 reg. 3\(7\)](#)
- reg. 54(3A)-(3D) inserted by [S.I. 2024/644 reg. 3\(10\)](#)