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STATUTORY INSTRUMENTS

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**2019 No. 855**

**The Russia (Sanctions) (EU Exit) Regulations 2019**

**PART 1**

**General**

**Citation and commencement**

- 1.—(1) These Regulations may be cited as the Russia (Sanctions) (EU Exit) Regulations 2019.
- (2) Subject to paragraph (3), these Regulations come into force on exit day.
- (3) The following provisions of these Regulations come into force on the day after the day on which the Regulations are made—
- (a) this regulation;
  - (b) regulation 2 (interpretation);
  - (c) regulation 4 (purposes);
  - (d) Part 2;
  - (e) Schedule 1 (rules for interpretation of regulations 7(2) and 16(7)).

**Interpretation**

2. In these Regulations—

“the Act” means the Sanctions and Anti-Money Laundering Act 2018;

“arrangement” includes any agreement, understanding, scheme, transaction or series of transactions, whether or not legally enforceable (but see paragraph 12 of Schedule 1 for the meaning of that term in that Schedule);

“CEMA” means the Customs and Excise Management Act 1979<sup>(1)</sup>;

“the Commissioners” means the Commissioners for Her Majesty’s Revenue and Customs;

“conduct” includes acts and omissions;

“Crimea” means the Autonomous Republic of Crimea and the city of Sevastopol;

“document” includes information recorded in any form and, in relation to information recorded otherwise than in legible form, references to its production include producing a copy of the information in legible form;

“the EU Russia Regulations” means the following, as they have effect in EU law—

- (a) Council Regulation (EU) No 269/2014 of 17 March 2014 (concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine)<sup>(2)</sup>,

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<sup>(1)</sup> 1979 c.2. Amendments have been made to this Act and are cited, where relevant, in respect of the applicable regulations.

<sup>(2)</sup> OJ L 78, 17.3.2014, p. 6–15.

- (b) Council Regulation (EU) No 692/2014 of 23 June 2014 (concerning restrictive measures in response to the illegal annexation of Crimea and Sevastopol)(3), and
- (c) Council Regulation (EU) No 833/2014 of 31 July 2014 (concerning restrictive measures in view of Russia’s actions destabilising the situation in Ukraine)(4);

“trade licence” means a licence under regulation 65;

“Treasury licence” means a licence under regulation 64(1);

the “Ukraine Financial Sanctions Regulations” means—

- (a) The Ukraine (European Union Financial Sanctions) (No.2) Regulations 2014(5), and
- (b) The Ukraine (European Union Financial Sanctions) (No.3) Regulations 2014(6);

“United Kingdom person” has the same meaning as in section 21 of the Act;

“working day” means any day other than—

- (a) Saturday or Sunday,
- (b) Christmas Day or Good Friday, or
- (c) a day which is a bank holiday under the Banking and Financial Dealings Act 1971 in any part of the United Kingdom.

### **Application of prohibitions and requirements outside the United Kingdom**

3.—(1) A United Kingdom person may contravene a relevant prohibition by conduct wholly or partly outside the United Kingdom.

(2) Any person may contravene a relevant prohibition by conduct in the territorial sea.

(3) In this regulation a “relevant prohibition” means any prohibition imposed—

- (a) by regulation 9(2) (confidential information),
- (b) by Part 3 (Finance),
- (c) by Part 5 (Trade),
- (d) under Part 6 (Ships), or
- (e) by a condition of a Treasury licence or a trade licence.

(4) A United Kingdom person may comply, or fail to comply, with a relevant requirement by conduct wholly or partly outside the United Kingdom.

(5) Any person may comply, or fail to comply, with a relevant requirement by conduct in the territorial sea.

(6) In this regulation a “relevant requirement” means any requirement imposed—

- (a) by or under Part 8 (Information and records), or by reason of a request made under a power conferred by that Part, or
- (b) by a condition of a Treasury licence or a trade licence.

(7) Nothing in this regulation is to be taken to prevent a relevant prohibition or a relevant requirement from applying to conduct (by any person) in the United Kingdom.

(3) OJ L 183 24.6.2014, p. 9.

(4) OJ L 229, 31.7.2014, p. 1–11.

(5) S.I. 2014/693, as modified by the Wales Act 2014 (c.29), section 4(4)(a) and amended by S.I. 2017/560, S.I. 2017/754 and S.I. 2018/682 and as prospectively amended by S.I. 2018/1149.

(6) S.I. 2014/2054, as amended by S.I. 2014/2445, S.I. 2014/3230, S.I. 2017/560, S.I. 2017/754, 2018/682 and as prospectively amended by S.I. 2018/1149.

## **Purposes**

4. The regulations contained in this instrument that are made under section 1 of the Act are for the purposes of encouraging Russia to cease actions destabilising Ukraine or undermining or threatening the territorial integrity, sovereignty or independence of Ukraine.