

STATUTORY INSTRUMENTS

2019 No. 855

The Russia (Sanctions) (EU Exit) Regulations 2019

PART 5

Trade

CHAPTER 4

Energy-related goods and related activities

Interpretation of this Chapter

39. For the purposes of this Chapter “Russia” includes Russia's exclusive economic zone and continental shelf (which terms are to be interpreted in accordance with the United Nations Convention on the Law of the Sea)^{M1}.

Commencement Information

I1 Reg. 39 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see reg. 1(2)

Marginal Citations

M1 Command 8941.

Export of energy-related goods

40.—^{F1}(1) The export of energy-related goods to, or for use in, Russia is prohibited.]
(2) Paragraph (1) is subject to Part 7 (Exceptions and licences).

Textual Amendments

F1 [Reg. 40\(1\)](#) substituted (21.7.2022) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), 4

Commencement Information

I2 Reg. 40 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see reg. 1(2)

^{F2}Supply and delivery of energy-related goods

41.—(1) A person must not directly or indirectly supply or deliver energy-related goods from a third country to a place in Russia.

(2) Paragraph (1) is subject to Part 7 (Exceptions and licences).

(3) A person who contravenes a prohibition in paragraph (1) commits an offence, but it is a defence for a person charged with the offence of contravening paragraph (1) to show that the person did not know and had no reasonable cause to suspect that the goods were destined (or ultimately destined) for Russia.

(4) In this regulation “third country” means a country that is not the United Kingdom, the Isle of Man or Russia.]

Textual Amendments

- F2** Reg. 41 substituted (21.7.2022) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **5**

Making energy-related goods available

42.—(1) A person must not directly or indirectly make energy-related goods available for use in Russia.

[^{F3}(1A) A person must not directly or indirectly make energy-related goods available to a person connected with Russia.]

(2) [^{F4}Paragraphs (1) and (1A) are] subject to Part 7 (Exceptions and licences).

(3) A person who contravenes a prohibition in paragraph (1) commits an offence, but it is a defence for a person charged with that offence to show that the person did not know and had no reasonable cause to suspect that the goods were for use in Russia.

[^{F5}(4) A person who contravenes a prohibition in paragraph (1A) commits an offence, but it is a defence for a person charged with that offence (“P”) to show that P did not know and had no reasonable cause to suspect that the person was connected with Russia.]

Textual Amendments

- F3** Reg. 42(1A) inserted (21.7.2022) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **6(1)**
- F4** Words in reg. 42(2) substituted (21.7.2022) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **6(2)**
- F5** Reg. 42(4) inserted (21.7.2022) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **6(3)**

Commencement Information

- I3** Reg. 42 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see reg. 1(2)

[^{F6}Technical assistance relating to energy-related goods

43.—(1) A person must not directly or indirectly provide technical assistance relating to energy-related goods—

- (a) to a person connected with Russia; or
- (b) for use in Russia.

(2) Paragraph (1) is subject to Part 7 (Exception and licences).

(3) A person who contravenes a prohibition in paragraph (1) commits an offence, but—

- (a) it is a defence for a person charged with an offence of contravening paragraph (1)(a) (“P”) to show that P did not know and had no reasonable cause to suspect that the person was connected with Russia;
- (b) it is a defence for a person charged with an offence of contravening paragraph (1)(b) to show that the person did not know and had no reasonable cause to suspect that the goods were for use in Russia.]

Textual Amendments

- F6** Reg. 43 substituted (21.7.2022) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), 7

Financial services and funds relating to energy-related goods ^{F7} ...

44.—(1) A person must not directly or indirectly provide, to a person connected with Russia, financial services in pursuance of or in connection with an arrangement whose object or effect is—

- (a) the export of energy-related goods,
- (b) the direct or indirect supply or delivery of energy-related goods,
- (c) directly or indirectly making energy-related goods available to a person, or
- (d) the direct or indirect provision of technical assistance relating to energy-related goods.

(2) A person must not directly or indirectly make funds available to a person connected with Russia in pursuance of or in connection with an arrangement mentioned in paragraph (1).

[^{F8}(3) A person must not directly or indirectly provide financial services or funds in pursuance of or in connection with an arrangement whose object or effect is—

- (a) the export of energy related goods to, or for use in, Russia;
- (b) the direct or indirect supply or delivery of energy related goods to a place in Russia;
- (c) directly or indirectly making energy related goods available—
 - (i) to a person connected with Russia; or
 - (ii) for use in Russia;
- (d) the direct or indirect provision of technical assistance relating to energy related goods—
 - (i) to a person connected with Russia, or
 - (ii) for use in Russia.]

(4) Paragraphs (1) to (3) are subject to Part 7 (Exceptions and licences).

(5) A person who contravenes a prohibition in any of paragraphs (1) to (3) commits an offence, but—

- (a) it is a defence for a person charged with an offence of contravening a prohibition in paragraph (1) or (2) (“P”) to show that P did not know and had no reasonable cause to suspect that the person was connected with Russia;
- (b) it is a defence for a person charged with an offence of contravening a prohibition in paragraph (3) to show that the person did not know and had no reasonable cause to suspect that the financial services or funds (as the case may be) were provided in pursuance of or in connection with an arrangement mentioned that paragraph.

Textual Amendments

- F7** Words in [reg. 44](#) heading omitted (21.7.2022) by virtue of [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **8(a)**
- F8** [Reg. 44\(3\)](#) substituted (21.7.2022) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **8(b)**

Commencement Information

- I4** [Reg. 44](#) in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Brokering services: non-UK activity relating to energy-related goods ^{F9} ...

45.—(1) A person (“P”) must not directly or indirectly provide brokering services in relation to an arrangement (“arrangement A”) whose object or effect is—

- (a) the direct or indirect supply or delivery of energy-related goods ^{F10} ... from a third country to a place in Russia;
- [^{F11}(b) directly or indirectly making energy-related goods available in a third country for direct or indirect supply or delivery—
 - (i) to a person connected with Russia, or
 - (ii) to a place in Russia;]
 - (c) the direct or indirect provision, in a non-UK country, of technical assistance relating to energy-related goods—
 - (i) to a person connected with Russia, or
 - (ii) for use in Russia;
 - (d) the direct or indirect provision, in a non-UK country, of financial services—
 - (i) to a person connected with Russia, where arrangement A, or any other arrangement in connection with which arrangement A is entered into, is an arrangement mentioned in regulation 44(1), or
 - (ii) where arrangement A, or any other arrangement in connection with which arrangement A is entered into, is an arrangement mentioned in regulation 44(3);
 - (e) directly or indirectly making funds available, in a non-UK country, to a person connected with Russia, where arrangement A, or any other arrangement in connection with which arrangement A is entered into, is an arrangement mentioned in regulation 44(1); or
 - (f) the direct or indirect provision of funds from a non-UK country, where arrangement A, or any other arrangement in connection with which arrangement A is entered into, is an arrangement mentioned in regulation 44(3).

(2) Paragraph (1) is subject to Part 7 (Exceptions and licences).

(3) A person who contravenes a prohibition in paragraph (1) commits an offence, but it is a defence for a person charged with that offence to show that the person did not know and had no reasonable cause to suspect that the brokering services were provided in relation to an arrangement mentioned in that paragraph.

(4) In this regulation—

“non-UK country” means a country that is not the United Kingdom;

“third country” means a country that is not the United Kingdom, the Isle of Man or Russia.

Textual Amendments

- F9** Words in reg. 45 heading omitted (21.7.2022) by virtue of [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **9(a)**
- F10** Words in reg. 45(1)(a) omitted (21.7.2022) by virtue of [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **9(b)**
- F11** Reg. 45(1)(b) substituted (21.7.2022) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **9(c)**

Commencement Information

- I5** Reg. 45 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see reg. 1(2)

Prohibition on providing other energy-related services

46.—(1) A person must not provide, directly or indirectly, relevant energy services.

(2) Paragraph (1) is subject to Part 7 (Exceptions and licences).

(3) A person who contravenes the prohibition in paragraph (1) commits an offence, but it is a defence for a person charged with that offence to show that the person did not know and had no reasonable cause to suspect that the person was providing relevant energy services.

(4) In this regulation—

[^{F12}“relevant energy services” means specified services necessary for an oil or gas exploration or production project in Russia;]

^{F13} ...

“specified services” means any of the following—

- (a) drilling;
- (b) well testing;
- (c) logging and completion services;
- (d) supply of specialised floating vessels.

Textual Amendments

- F12** Words in reg. 46(4) substituted (21.7.2022) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **10(a)**
- F13** Words in reg. 46(4) omitted (21.7.2022) by virtue of [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 14\) Regulations 2022 \(S.I. 2022/850\)](#), regs. 1(2), **10(b)**

Commencement Information

- I6** Reg. 46 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see reg. 1(2)

Changes to legislation:

There are currently no known outstanding effects for the The Russia (Sanctions) (EU Exit) Regulations 2019, CHAPTER 4.