

STATUTORY INSTRUMENTS

2019 No. 855

The Russia (Sanctions) (EU Exit) Regulations 2019

PART 5

Trade

[^{F1}CHAPTER 4M

Russia's vulnerable goods

Textual Amendments

F1 Pt. 5 Chs. 4L, 4M inserted (1.1.2023) by [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 15\) Regulations 2022 \(S.I. 2022/1110\)](#), regs. 1(2)(a), 6

Russia's vulnerable goods

46Z30.—(1) The export of Russia's vulnerable goods to, or for use in, Russia is prohibited.

(2) A person must not directly or indirectly—

- (a) supply or deliver Russia's vulnerable goods from a third country to a place in Russia;
- (b) make Russia's vulnerable goods available to a person connected with Russia;
- (c) make Russia's vulnerable goods available for use in Russia.

(3) Paragraphs (1) and (2) are subject to Part 7 (exceptions and licences).

(4) A person who contravenes a prohibition in paragraph (2) commits an offence, but—

- (a) it is a defence for a person charged with the offence of contravening paragraph (2)(a) 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;
- (b) it is a defence for a person charged with the offence of contravening paragraph (2)(b) ("P") to show that P did not know and had no reasonable cause to suspect that the person was connected with Russia;
- (c) it is a defence for a person charged with the offence of contravening paragraph (2)(c) to show that the person did not know and had no reasonable cause to suspect that the goods were for use in Russia.

(5) In this regulation "third country" means a country that is not the United Kingdom, the Isle of Man or Russia.

Technical assistance relating to Russia's vulnerable goods

46Z31.—(1) A person must not directly or indirectly provide technical assistance relating to Russia's vulnerable goods—

- (a) to a person connected with Russia; or

- (b) for use 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—
 - (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.

Financial services and funds relating to Russia’s vulnerable goods

46Z32.—(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 Russia’s vulnerable goods;
- (b) the direct or indirect supply or delivery of Russia’s vulnerable goods;
- (c) directly or indirectly making Russia’s vulnerable goods available to a person; or
- (d) the direct or indirect provision of technical assistance relating to Russia’s vulnerable 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).

(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 Russia’s vulnerable goods to, or for use in, Russia;
- (c) the direct or indirect supply or delivery of Russia’s vulnerable goods to a place in Russia;
- (c) directly or indirectly making Russia’s vulnerable goods available—
 - (i) to a person connected with Russia, or
 - (ii) for use in Russia; or
- (d) the direct or indirect provision of technical assistance relating to Russia’s vulnerable 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 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;
- (a) it is a defence for a person charged with the offence of contravening 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 in that paragraph.

Brokering services relating to Russia's vulnerable goods

46Z33.—(1) A person must not directly or indirectly provide brokering services to a person connected with Russia in pursuance of or in connection with an arrangement ("arrangement A") whose object or effect is—

- (a) the export of Russia's vulnerable goods;
- (b) the direct or indirect supply or delivery of Russia's vulnerable goods;
- (c) directly or indirectly making Russia's vulnerable goods available to a person;
- (d) the direct or indirect provision of technical assistance relating to Russia's vulnerable goods;
- (e) 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 46Z32(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 46Z32(3);
- (f) 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 46Z32(1); or
- (g) 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 46Z32(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 other than the United Kingdom.]

Changes to legislation:

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