
STATUTORY INSTRUMENTS

2021 No. 1146

The Republic of Belarus (Sanctions) (EU Exit) (Amendment) (No. 2) Regulations 2021

PART 1

General

Amendment of the Republic of Belarus (Sanctions) (EU Exit) Regulations 2019

2. The Republic of Belarus (Sanctions) (EU Exit) Regulations 2019(1) are amended as set out in regulations 3 to 38.

Interpretation

3.—(1) Regulation 2 (interpretation) is renumbered as paragraph (1) of that regulation.

(2) In regulation 2(1) as so renumbered—

(a) after the definition of “the Act”, insert—

““the Amendment Regulations 2021” means the Republic of Belarus (Sanctions) (EU Exit) (Amendment) Regulations 2021(2);”;

(b) after the definition of “conduct”, insert—

““consular post” has the same meaning as in the Vienna Convention on Consular Relations done at Vienna on 24 April 1963(3), and any reference to the functions of a consular post is to be read in accordance with that Convention;

“diplomatic mission”, and any reference to the functions of a diplomatic mission, are to be read in accordance with the Vienna Convention on Diplomatic Relations done at Vienna on 18 April 1961(4);”;

(c) after the definition of “the Government of Belarus”, insert—

““humanitarian assistance activity” includes the work of international and non-governmental organisations carrying out humanitarian and relief activities in Belarus for the benefit of the civilian population of Belarus;”;

(d) in the definition of “Treasury licence”, for “32(1)”, substitute “32”.

(3) After regulation 2(1) as renumbered pursuant to paragraph (1), insert—

“(2) For the purposes of Part 5 (Trade) and Part 5A (Aircraft), a person is to be regarded as “connected with” Belarus if the person is—

(a) an individual who is, or an association or combination of individuals who are, ordinarily resident in Belarus,

(1) S.I. 2019/600, as amended by S.I. 2020/590; S.I. 2020/951; and by the Sentencing Act 2020 (c. 17).

(2) S.I. 2021/922.

(3) United Nations Treaty Series, vol. 596, p.261.

(4) United Nations Treaty Series, vol. 500, p. 95.

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- (b) an individual who is, or an association or combination of individuals who are, located in Belarus,
- (c) a person, other than an individual, which is incorporated or constituted under the law of Belarus, or
- (d) a person, other than an individual, which is domiciled in Belarus.”

Application of prohibitions and requirements outside the United Kingdom

- 4. In regulation 3 (application of prohibitions and requirements outside the United Kingdom)—
 - (a) in paragraph (3)(c), omit “or”;
 - (b) after paragraph (3)(c) insert—
 - “(ca) by regulation 29C(6) (disclosure of confidential information), or”;
 - (c) in paragraph (5), after “relevant requirement”, insert “or a requirement imposed by a direction under regulation 29A(2) (direction by air traffic control to operator or pilot of Belarusian aircraft),”.