
STATUTORY INSTRUMENTS

2021 No. 496

SANCTIONS

The Myanmar (Sanctions) Regulations 2021

Approved by both Houses of Parliament

*Made - - - - 26th April 2021
at 11.00 a.m. on 29th
Laid before Parliament April 2021
Coming into force in accordance with
regulation 1(2) and (3)*

THE MYANMAR (SANCTIONS) REGULATIONS 2021

PART 1

General

1. Citation and commencement
2. Interpretation
3. Application of prohibitions and requirements outside the United Kingdom
4. Purposes

PART 2

Designation of persons

5. Power to designate persons
6. Designation criteria
7. Meaning of “owned or controlled directly or indirectly”
8. Notification and publicity where designation power used
9. Confidential information in certain cases where designation power used

PART 3

Finance

10. Meaning of “designated person” in Part 3
11. Asset-freeze in relation to designated persons
12. Making funds available to designated persons
13. Making funds available for benefit of designated persons
14. Making economic resources available to designated persons
15. Making economic resources available for benefit of designated persons
16. Circumventing etc. prohibitions

Status: This is the original version (as it was originally made).

PART 4

Immigration

17. Immigration

PART 5

Trade

CHAPTER 1

Interpretation

18. Definition of “restricted goods” and “restricted technology”
19. Definitions relating to “restricted goods” and “restricted technology”
20. Definition of “interception and monitoring services”
21. Interpretation of other expressions used in this Part

CHAPTER 2

Restricted goods and restricted technology

22. Export of restricted goods
23. Supply and delivery of restricted goods
24. Making restricted goods and restricted technology available
25. Transfer of restricted technology
26. Technical assistance relating to restricted goods and restricted technology
27. Financial services and funds relating to restricted goods and restricted technology
28. Brokering services: non-UK activity relating to restricted goods and restricted technology

CHAPTER 3

Dual-use goods and dual-use technology

29. Interpretation of this Chapter
30. Export of dual-use goods
31. Supply and delivery of dual-use goods
32. Making dual-use goods and dual-use technology available
33. Transfer of dual-use technology
34. Technical assistance relating to dual-use goods and dual-use technology
35. Financial services and funds relating to dual-use goods and dual-use technology
36. Brokering services: non-UK activity relating to dual-use goods and dual-use technology

CHAPTER 4

Interception and monitoring services

37. Provision of interception and monitoring services

CHAPTER 5

Military activities etc.

38. Military activities or otherwise enabling or facilitating the conduct of armed hostilities

CHAPTER 6

Further provision

39. Circumventing etc. prohibitions
40. Defences

PART 6

Exceptions and licences

41. Finance: exceptions from prohibitions
42. Exception for authorised conduct in a relevant country
43. Exception for acts done for purposes of national security or prevention of serious crime
44. Treasury licences
45. Trade licences
46. Licences: general provisions
47. Finance: licensing offences
48. Trade: licensing offences
49. Section 8B(1) to (3) of the Immigration Act 1971: directions

PART 7

Information and records

50. Finance: reporting obligations
51. "Relevant firm"
52. Finance: powers to request information
53. Finance: production of documents
54. Finance: information offences
55. Trade: application of information powers in CEMA
56. General trade licences: records
57. General trade licences: inspection of records
58. Disclosure of information
59. Part 7: supplementary

PART 8

Enforcement

60. Penalties for offences
61. Liability of officers of bodies corporate etc.
62. Jurisdiction to try offences
63. Procedure for offences by unincorporated bodies
64. Time limit for proceedings for summary offences
65. Trade enforcement: application of CEMA
66. Trade offences in CEMA: modification of penalty

Status: This is the original version (as it was originally made).

- 67. Application of Chapter 1 of Part 2 of the Serious Organised Crime and Police Act 2005
- 68. Monetary penalties

PART 9

Maritime enforcement

- 69. Exercise of maritime enforcement powers
- 70. Maritime enforcement officers
- 71. Power to stop, board, search etc.
- 72. Seizure power
- 73. Restrictions on exercise of maritime enforcement powers
- 74. Interpretation of Part 9

PART 10

Supplementary and final provision

- 75. Notices
 - 76. Article 20 of the Export Control Order 2008
 - 77. Trade: overlapping offences
 - 78. Revocation of the Burma (Sanctions) (EU Exit) Regulations 2019
 - 79. Transitional provision: prior obligations etc.
 - 80. Transitional provision: Treasury licences
 - 81. Transitional provision: trade licences
- Signature

SCHEDULES

SCHEDULE 1 — Rules for interpretation of regulation 7(2)

- 1. Application of Schedule
- 2. Joint interests
- 3. Joint arrangements
- 4. Calculating shareholdings
- 5. Voting rights
- 6. In applying regulation 7(2) and this Schedule, the voting rights...
- 7. Rights to appoint or remove members of the board
- 8. A reference to a board of directors, in the case...
- 9. Shares or rights held “indirectly”
- 10. Shares held by nominees
- 11. Rights treated as held by person who controls their exercise
- 12. “Arrangement” includes— (a) any scheme, agreement or understanding, whether or...
- 13. Rights exercisable only in certain circumstances etc.
- 14. Rights attached to shares held by way of security

SCHEDULE 2 — Internal repression goods and internal repression technology

- 1. Firearms and related goods
- 2. Simulators for training persons to use firearms.
- 3. Bombs and grenades.
- 4. Vehicles
- 5. Explosive substances and related goods
- 6. Linear cutting explosive charges.

7. The following explosives and related substances— (a) amatol;
8. Other goods
9. Night vision equipment.
10. Thermal imaging equipment.
11. Image intensifier tubes.
12. Razor barbed wire.
13. The following types of knives— (a) knives that are designed...
14. Production equipment
15. Software and technology
16. Any technology which is specially designed for the development, production...
17. Interpretation

SCHEDULE 3 — Interception and monitoring goods and interception and monitoring technology

1. Interception and monitoring equipment
2. Any software which can perform any of the functions described...
3. Other software and other technology
4. Interpretation
5. Acronyms and abbreviations used in this Schedule

SCHEDULE 4 — Treasury licences: purposes

1. Interpretation
2. Basic needs
3. Legal services
4. Maintenance of frozen funds and economic resources
5. Extraordinary expenses
6. Pre-existing judicial decisions etc.
7. Diplomatic missions etc.
8. Extraordinary situation
9. Prior obligations
10. Humanitarian assistance activities etc.

Explanatory Note