



STATUTORY INSTRUMENTS.

S.I. No. 321 of 2015



EUROPEAN UNION (RESTRICTIVE MEASURES CONCERNING
LIBYA) (NO. 2) REGULATIONS 2015

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I, MICHAEL NOONAN, Minister for Finance, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972) and for the purpose of giving full effect to Council Regulation (EU) No. 204/2011 of 2 March 2011¹ as amended hereby make the following regulations:

1. These Regulations may be cited as the European Union (Restrictive Measures concerning Libya) (No. 2) Regulations 2015.

2. (1) In these Regulations—

“Council Regulation” means Council Regulation (EU) No. 204/2011 of 2 March 2011¹ as amended by the European acts specified in Schedule 1;

“European act” means an act adopted by an institution of the European Union or an institution of the European Communities.

(2) A word or expression which is used in these Regulations and which is also used in the Council Regulation has, unless the context otherwise requires, the same meaning in these Regulations as it has in the Council Regulation.

(3) A reference in these Regulations to an Article is to an Article of the Council Regulation.

3. A person who contravenes a provision of the Council Regulation specified in Schedule 2 commits an offence.

4. Notwithstanding Regulation 3, a person who has received an authorisation under Article 2(4), 3(3), 7, 8, 8a, 8b, 10, 10a or 10b(1) may, subject to compliance with the terms and conditions of such authorisation, do such of the things as are so authorised.

5. (1) A person who is guilty of an offence under Regulation 3 shall be liable—

(a) on summary conviction, to a class A fine or to imprisonment for a term not exceeding 12 months or both, or

(b) on conviction on indictment, to a fine not exceeding €500,000 or to imprisonment for a term not exceeding 3 years or both.

¹OJ No. L. 58, 3.3.2011, p. 1

*Notice of the making of this Statutory Instrument was published in
“Iris Oifigiúil” of 28th July, 2015.*

6. Any competent authority, following such consultation as it considers necessary with the other competent authorities, for the purposes of the administration and enforcement of the Council Regulation or these Regulations, may give in writing such directions to a person as it sees fit.

7. A person who fails to comply with a direction given under Regulation 6 within the time specified in the direction shall be guilty of an offence and shall be liable on summary conviction, to a class A fine or to imprisonment for a term not exceeding 6 months or to both.

8. Where an offence under these Regulations is committed by a body corporate and is proved to have been so committed with the consent or connivance of or to be attributable to any neglect on the part of any person, being a director, manager, secretary or other officer of the body corporate, or a person who was purporting to act in such capacity, that person shall, as well as the body corporate, be guilty of an offence and shall be liable to be proceeded against and punished as if he or she were guilty of the first-mentioned offence.

9. The European Union (Restrictive Measures concerning Libya) Regulations 2015 (S.I. No. 74 of 2015) are revoked.

Schedule 1*Regulation 2*

Council Regulation

1. Council Implementing Regulation (EU) No. 233/2011 of 10 March 2011²
2. Council Implementing Regulation (EU) No. 272/2011 of 21 March 2011³
3. Council Implementing Regulation (EU) No. 288/2011 of 23 March 2011⁴
4. Council Regulation (EU) No. 296/2011 of 25 March 2011⁵
5. Council Implementing Regulation (EU) No. 360/2011 of 12 April 2011⁶
6. Council Implementing Regulation (EU) No. 502/2011 of 23 May 2011⁷
7. Council Regulation (EU) No. 572/2011 of 16 June 2011⁸
8. Council Implementing Regulation (EU) No. 573/2011 of 16 June 2011⁹
9. Council Implementing Regulation (EU) No. 804/2011 of 10 August 2011¹⁰
10. Council Implementing Regulation (EU) No. 872/2011 of 1 September 2011¹¹
11. Council Implementing Regulation (EU) No. 925/2011 of 15 September 2011¹²
12. Council Implementing Regulation (EU) No. 941/2011 of 22 September 2011¹³
13. Council Regulation (EU) No. 965/2011 of 28 September 2011¹⁴
14. Council Regulation (EU) No. 1139/2011 of 10 November 2011¹⁵
15. Council Regulation (EU) No. 1360/2011 of 20 December 2011¹⁶
16. Council Implementing Regulation (EU) No. 50/2013 of 22 January 2013¹⁷
17. Council Implementing Regulation (EU) No. 364/2013 of 22 April 2013¹⁸

²OJ No. L. 64, 11.3.2011, p. 13³OJ No. L. 76, 22.3.2011, p. 32⁴OJ No. L. 78, 24.3.2011, p. 13⁵OJ No. L. 80, 26.3.2011, p. 2⁶OJ No. L. 100, 14.4.2011, p. 12⁷OJ No. L. 136, 24.5.2011, p. 24⁸OJ No. L. 159, 17.6.2011, p. 2⁹OJ No. L. 159, 17.6.2011, p. 5¹⁰OJ No. L. 206, 11.8.2011, p. 19¹¹OJ No. L. 227, 2.9.2011, p. 3¹²OJ No. L. 241, 17.9.2011, p. 1¹³OJ No. L. 246, 23.9.2011, p. 11¹⁴OJ No. L. 253, 29.9.2011, p. 8¹⁵OJ No. L. 293, 11.11.2011, p. 19¹⁶OJ No. L. 341, 22.12.2011, p. 18¹⁷OJ No. L. 20, 23.1.2013, p. 29¹⁸OJ No. L. 111, 23.4.2013, p. 25

18. Council Regulation (EU) No. 488/2013 of 27 May 2013¹⁹
19. Council Regulation (EU) No. 517/2013 of 13 May 2013²⁰
20. Council Regulation (EU) No. 45/2014 of 20 January 2014²¹
21. Council Implementing Regulation (EU) No. 74/2014 of 28 January 2014²²
22. Council Implementing Regulation (EU) No. 689/2014 of 23 June 2014²³
23. Council Regulation (EU) No. 690/2014 of 23 June 2014²⁴
24. Council Implementing Regulation (EU) No. 792/2014 of 22 July 2014²⁵
25. Council Regulation (EU) No. 1102/2014 of 20 October 2014²⁶
26. Council Implementing Regulation (EU) No. 1103/2014 of 20 October 2014²⁷
27. Council Regulation (EU) No. 2015/374 of 6 March 2015²⁸
28. Council Implementing Regulation (EU) No. 2015/376 of 6 March 2015²⁹
29. Council Regulation (EU) No. 2015/813 of 26 May 2015³⁰
30. Council Implementing Regulation (EU) No. 2015/814 of 26 May 2015³¹

¹⁹OJ No. L 141, 28.5.2013, p. 1

²⁰OJ No. L 158, 10.6.2013, p. 1

²¹OJ No. L 16, 21.1.2014, p. 1

²²OJ No. L 26, 29.1.2014, p. 1

²³OJ No. L 183, 24.6.2014, p. 1

²⁴OJ No. L 183, 24.6.2014, p. 3

²⁵OJ No. L 217, 23.7.2014, p. 9

²⁶OJ No. L 301, 21.10.2014, p. 1

²⁷OJ No. L 301, 21.10.2014, p. 3

²⁸OJ No. L 64, 7.3.2015, p. 8

²⁹OJ No. L 64, 7.3.2015, p. 15

³⁰OJ No. L 129, 27.5.2015, p. 1

³¹OJ No. L 129, 27.5.2015, p. 5

Schedule 2

Regulation 3

Provision of Council Regulation

Article 2(1) or (2)

Article 3(1)

Article 4

Article 5

Article 9(2)

Article 10b(1)

Article 13(1)



GIVEN under my Official Seal,
23 July 2015.

MICHAEL NOONAN,
Minister for Finance.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations provide for the enforcement of restrictive measures contained in Council Regulation (EU) No. 204/2011 as amended, regarding restrictive measures concerning Libya.

The Regulations provide that competent authorities of the State may issue directions for the purpose of giving full effect to the sanctions.

The Regulations create offences for breach of the Council Regulations or for failure to comply with the directions of competent authorities of the State with regard to implementation of the sanctions and provides for appropriate penalties.

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