



STATUTORY INSTRUMENTS.

**S.I. No. 380 of 2015**



EUROPEAN UNION (RESTRICTIVE MEASURES CONCERNING  
BELARUS) (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 (EC) No. 765/2006 of 18 May 2006<sup>1</sup>, as amended, hereby make the following regulations:

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

2. (1) In these Regulations—

“Council Regulation” means Council Regulation (EC) No. 765/2006 of 18 May 2006<sup>1</sup>, 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 shall be guilty of an offence.

4. Notwithstanding Regulation 3, a person who has received an authorisation under Article 1a(3), 3(1), 3(2), 4a or 4b 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.

<sup>1</sup>OJ No. L 134, 20.5.2006, p. 1

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 Belarus) Regulations 2015 (S.I. No. 72 of 2015) are revoked.

## Council Regulation

1. Commission Regulation (EC) No. 1587/2006 of 23 October 2006<sup>2</sup>
2. Council Regulation (EC) No. 1791/2006 of 20 November 2006<sup>3</sup>
3. Council Regulation (EC) No. 646/2008 of 8 July 2008<sup>4</sup>
4. Council Regulation (EU) No. 84/2011 of 31 January 2011<sup>5</sup>
5. Council Implementing Regulation (EU) No. 271/2011 of 21 March 2011<sup>6</sup>
6. Council Implementing Regulation (EU) No. 505/2011 of 23 May 2011<sup>7</sup>
7. Council Regulation (EU) No. 588/2011 of 20 June 2011<sup>8</sup>
8. Council Regulation (EU) No. 999/2011 of 10 October 2011<sup>9</sup>
9. Council Implementing Regulation (EU) No. 1000/2011 of 10 October 2011<sup>10</sup>
10. Council Implementing Regulation (EU) No. 1320/2011 of 16 December 2011<sup>11</sup>
11. Council Regulation (EU) No. 114/2012 of 10 February 2012<sup>12</sup>
12. Council Implementing Regulation (EU) No. 170/2012 of 28 February 2012<sup>13</sup>
13. Council Implementing Regulation (EU) No. 265/2012 of 23 March 2012<sup>14</sup>
14. Council Regulation (EU) No. 354/2012 of 23 April 2012<sup>15</sup>
15. Council Regulation (EU) No. 1014/2012 of 6 November 2012<sup>16</sup>
16. Council Implementing Regulation (EU) No. 1017/2012 of 6 November 2012<sup>17</sup>

<sup>2</sup>OJ No. L 294, 25.10.2006, p. 25

<sup>3</sup>OJ No. L 363, 20.12.2006, p. 1

<sup>4</sup>OJ No. L 180, 9.7.2008, p. 5

<sup>5</sup>OJ No. L 28, 2.2.2011, p. 17

<sup>6</sup>OJ No. L 76, 22.3.2011, p. 13

<sup>7</sup>OJ No. L 136, 24.5.2011, p. 48

<sup>8</sup>OJ No. L 161, 21.6.2011, p. 1

<sup>9</sup>OJ No. L 265, 11.10.2011, p. 6

<sup>10</sup>OJ No. L 265, 11.10.2011, p. 8

<sup>11</sup>OJ No. L 335, 17.12.2011, p. 15

<sup>12</sup>OJ No. L 38, 11.2.2012, p. 3

<sup>13</sup>OJ No. L 55, 29.2.2012, p. 1

<sup>14</sup>OJ No. L 87, 24.3.2012, p. 37

<sup>15</sup>OJ No. L 113, 25.4.2012, p. 1

<sup>16</sup>OJ No. L 307, 7.11.2012, p. 1

<sup>17</sup>OJ No. L 307, 7.11.2012, p. 7

17. Council Implementing Regulation (EU) No. 494/2013 of 29 May 2013<sup>18</sup>
18. Council Regulation (EU) No. 517/2013 of 13 May 2013<sup>19</sup>
19. Council Implementing Regulation (EU) No. 1054/2013 of 29 October 2013<sup>20</sup>
20. Council Implementing Regulation (EU) No. 46/2014 of 20 January 2014<sup>21</sup>
21. Council Implementing Regulation (EU) No. 740/2014 of 8 July 2014<sup>22</sup>
22. Council Implementing Regulation (EU) No. 1159/2014 of 30 October 2014<sup>23</sup>
23. Council Implementing Regulation (EU) No. 2015/1133 of 13 July 2015<sup>24</sup>
24. Council Implementing Regulation (EU) No. 2015/1326 of 31 July 2015<sup>25</sup>

<sup>18</sup>OJ No. L 143, 30.5.2013, p. 1

<sup>19</sup>OJ No. L 158, 10.6.2013, p. 1

<sup>20</sup>OJ No. L 288, 30.10.2013, p. 1

<sup>21</sup>OJ No. L 16, 21.1.2014, p. 3

<sup>22</sup>OJ No. L 200, 9.7.2014, p. 1

<sup>23</sup>OJ No. L 311, 31.10.2014, p. 2

<sup>24</sup>OJ No. L 185, 14.7.2015, p. 1

<sup>25</sup>OJ No. L 206, 1.8.2015, p. 16

Provision of Council Regulation

Article 1a(1)

Article 1b(1)

Article 2(1), (2) or (3)

Article 5(1)



GIVEN under my Official Seal,  
4 September 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 (EC) No. 765/2006 as amended, regarding restrictive measures concerning Belarus.

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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