

L.N. 236 of 2008**UNITED NATIONS SANCTIONS (ARMS EMBARGOES)
(AMENDMENT) REGULATION 2008**

(Made by the Chief Executive under section 3 of the United Nations Sanctions Ordinance (Cap. 537) on the instruction of the Ministry of Foreign Affairs of the People's Republic of China and after consultation with the Executive Council)

1. Interpretation and application

(1) Section 1(1) of the United Nations Sanctions (Arms Embargoes) Regulation (Cap. 537 sub. leg. E) is amended by repealing the definition of “Federal Republic of Yugoslavia”.

(2) Section 1(1) is amended, in the definition of “prohibited destination”—

(a) in paragraph (b), by adding “or” at the end;

(b) by repealing paragraphs (c) and (d).

(3) Section 1(3) is repealed.

**2. Supplies and deliveries of certain goods
to a prohibited destination**

Section 2(1) is amended—

(a) in paragraph (ii), by adding “or” at the end;

(b) in paragraph (iii), by repealing the semicolon and substituting a full stop;

(c) by repealing paragraphs (iv) and (v).

**3. Exportation of certain goods to a
prohibited destination**

Section 3(1) is amended—

(a) in paragraph (b), by adding “or” at the end;

(b) in paragraph (c), by repealing the semicolon and substituting a full stop;

(c) by repealing paragraphs (d) and (e).

4. Carriage of certain goods destined for a prohibited destination

Section 7(2) and (5) is repealed.

5. Investigation, etc. of suspected ships, aircraft and vehicles

(1) Section 8(1), (3) and (5) is amended by repealing “or (2)”.

(2) Section 8(8)(c) is amended by repealing “, Rwanda, the Federal Republic of Yugoslavia”.

6. Penalties and proceedings

Section 10(1) is amended by repealing “or (5)”.

7. Evidence and information

Schedule 2 is amended, in section 2(5)(c), by repealing “, Rwanda, the Federal Republic of Yugoslavia”.

Donald TSANG
Chief Executive

29 October 2008

Explanatory Note

This Regulation amends the United Nations Sanctions (Arms Embargoes) Regulation (Cap. 537 sub. leg. E) (“principal Regulation”) to give effect to a decision of the Security Council of the United Nations (“Security Council”) in Resolution 1823 (2008) adopted by the Security Council on 10 July 2008.

2. The definition of “prohibited destination” in section 1(1) of the principal Regulation is amended to remove the reference to Rwanda. The effect of the amendment is that Rwanda would not be regarded as a prohibited destination under the principal Regulation from the commencement of this Regulation and the prohibitions imposed under the principal Regulation would no longer apply to and in relation to Rwanda from the date of the commencement.

3. Amendments are also made to the following provisions of the principal Regulation consequential to the removal of the reference to Rwanda from the definition of “prohibited destination”—

- (a) section 1(3) (interpretation and application);
- (b) section 2(1) (supplies and deliveries of certain goods to a prohibited destination);
- (c) section 3(1) (exportation of certain goods to a prohibited destination);
- (d) section 7(2) and (5) (carriage of certain goods destined for a prohibited destination);
- (e) section 8(1), (3), (5) and (8) (investigation, etc. of suspected ships, aircraft and vehicles);
- (f) section 10(1) (penalties and proceedings); and
- (g) section 2(5) of Schedule 2 (evidence and information).

4. This Regulation also amends the principal Regulation in view of the decision of the Security Council in Resolution 1367 (2001) (adopted by the Security Council on 10 September 2001) to terminate the prohibition against sale or supply of arms and related material to the former Federal Republic of Yugoslavia.