



香港商船資訊

HONG KONG MERCHANT SHIPPING INFORMATION NOTE

United Nations Sanctions (Democratic People's Republic of Korea) (Amendment) Regulation 2014

To : *Shipowners, Ship Managers and Masters*

Summary

The Government of the Hong Kong Special Administrative Region (HKSAR) gazetted the United Nations Sanctions (Democratic People's Republic of Korea) (Amendment) Regulation 2014 (L.N. 115 of 2014) (the 'Amendment Regulation') on 26 September 2014. The 'Amendment Regulation', which came into effect on 26 September 2014, amends existing sanctions to implement decisions of the United Nations Security Council (UNSC) in Resolution 2094 (2013). The 'Amendment Regulation' also implements relevant decisions of the UNSC to expand the scope of sanctions against the Democratic People's Republic of Korea (DPRK) under UNSC Resolution 1718 (2006) to cover updated lists of items, materials, equipment, goods or technology.

1. Further to the United Nations Sanctions (Democratic People's Republic of Korea) (Amendment) Regulation 2013 (L.N. 54 of 2013) promulgated by the Merchant Shipping Information Note No. 12/2013, HKSAR gazetted the United Nations Sanctions (Democratic People's Republic of Korea) (Amendment) Regulation 2014 (L.N. 115 of 2014) on 26 September 2014. The 'Amendment Regulation', made under section 3 of the United Nations Sanctions Ordinance (Cap. 537) amends the United Nations Sanctions (Democratic People's Republic of Korea) Regulation (Cap.537 sub. leg. AE) (the 'Principal Regulation') to implement decisions of the United Nations Security Council (UNSC) in Resolution 2094 (2013), as adopted by the Security Council on 7 March 2013. The 'Amendment Regulation' also implements relevant decisions of the UNSC to expand the scope of sanctions against DPRK under UNSC Resolution 1718(2006) to cover updated lists of items, materials, equipment, goods or technology.

2. The 'Amendment Regulation' provides for:-

- (a) expanding the list of specified items in a new Schedule 2 to the 'Principal Regulation';

- (b) prohibition against the supply, sale, transfer or carriage of luxury goods in certain circumstances;
- (c) prohibition against the provision of financial services or the transfer of funds or other financial assets or economic resources that could contribute to DPRK's nuclear or ballistic missile programme; and
- (d) prohibition against certain ships from entering the waters of Hong Kong.

3. The 'Amendment Regulation' also amends the lists of specified items to give effect to the decision of the Committee of the Security Council of the United Nations established under paragraph 12 of Resolution 1718 (2006) on 2 April 2014.

4. The provisions relating to the prohibition on luxury goods against the Democratic People's Republic of Korea will come into operation on 26 December 2014 so as to allow a three-month transitional period for the public and the business sector to familiarize themselves with the new legal requirements and make necessary adjustments.

5. Details of the L.N. 115 of 2014 can be found as an annex to this Note on the website of Marine Department (<http://www.mardep.gov.hk/en/msnote/msin.html>).

6. Owners, managers and masters of Hong Kong registered ships should abide by the regulation mentioned above.

Marine Department
Multi-lateral Policy Division

30 September 2014