

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 4425 of 4th January, 2018

LEGAL NOTICE NO. 3 OF 2018.

EXPORT CONTROL ACT 2005

RUSSIA SANCTIONS ORDER 2014

RUSSIA SANCTIONS (AMENDMENT NO.4) ORDER 2018

In exercise of the powers conferred upon him by sections 3, 4, 5, 6 and 7 of the Export Control Act 2005 and section 23(g)(i) of the Interpretation and General Clauses Act and for the purpose of giving effect to Council Regulation (EU) 2017/2212 of 30 November 2017 amending Regulation (EU) No.833/2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine, the Minister has made the following Order-

Title.

1. This Order may be cited as the Russia Sanctions (Amendment No.4) Order 2018.

Commencement.

2. This Order comes into operation on the day of publication.

Amendment to the Russia Sanctions Order 2014.

3.(1) The Russia Sanctions Order 2014 ("the principal Order) is amended as in accordance with the provisions of this paragraph.

(2) Paragraph 7 of the principal Order is amended-

(a) in subparagraph (2)(b) by deleting "and";

(b) in subparagraph (2)(c) by-

(i) replacing “,” with “;and”;

- (ii) replacing the second paragraph with-

“insofar as the substances mentioned in subparagraphs (a), (b), (c) and (d) of this paragraph are destined for the use of launchers operated by European launch service providers, for the use of launches of European space programmes, or for the fuelling of satellites by European satellites manufacturers, and in the case of an application under this subparagraph, subparagraph (1) shall not apply.”; and

- (iii) inserting after subparagraph (c)-

“(d) the sale, supply, transfer or export and the import, purchase or transport of hydrazine (CAS 302-01-2) in concentrations of 70 % or more, provided that that technical assistance, financing or financial assistance refers to hydrazine destined for-

(i) the tests and flight of the ExoMars descent module in the framework of the ExoMars 2020 mission, in an amount calculated in accordance with the needs of each phase of that mission, which does not exceed a total of 5,000 kg for the entire duration of the mission; or

(ii) the flight of the ExoMars carrier module in the framework of the ExoMars 2020 mission, in an amount calculated in accordance with the needs of the flight which does not exceed a total of 300 kg.”.

- (3) Schedule 1 of the principal Order is amended in Article 4-

- (a) by inserting the following paragraph after paragraph 2a.-

“2aa. The prohibitions in points (a) and (b) of paragraph 1 shall not apply to the provision, directly or indirectly,

of technical assistance, financing or financial assistance related to the sale, supply, transfer or export and the import, purchase or transport of hydrazine (CAS 302-01-2) in concentrations of 70 % or more, provided that that technical assistance, financing or financial assistance refers to hydrazine destined for-

- (a) the tests and flight of the ExoMars descent module in the framework of the ExoMars 2020 mission, in an amount calculated in accordance with the needs of each phase of that mission, which does not exceed a total of 5,000 kg for the entire duration of the mission; or
- (b) the flight of the ExoMars carrier module in the framework of the ExoMars 2020 mission, in an amount calculated in accordance with the needs of the flight which does not exceed a total of 300 kg.”; and

(b) replacing paragraph 2b. with-

“2b. The provision, directly or indirectly, of technical assistance, financing or financial assistance, related to the operations in paragraphs 2a and 2aa shall be subject to the prior authorisation by the competent authorities.

Applicants for authorisation shall supply the competent authority with all relevant information required.

The competent authorities shall inform the Commission of the authorisations granted.”.

Dated 4th January, 2018.

DR J GARCIA,

Acting Chief Minister and
acting Minister with responsibility for finance.

EXPLANATORY MEMORANDUM

This Order amends the Russia Sanctions Order 2004 for the purposes of giving effect to Council Regulation (EU) 2017/2212 of 30 November 2017 amending Regulation (EU) No.833/2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine.