

SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 4551 of 08 March, 2019

LEGAL NOTICE NO.044 OF 2019.

EXPORT CONTROL ACT 2005

EXPORT CONTROL (SANCTIONS ETC.) ORDER 2006

EXPORT CONTROL (SANCTIONS ETC.) (AMENDMENT NO.38) ORDER 2019

In exercise of the powers conferred upon him by sections 3,4,5,6, 7 and 9 of the Export Control Act 2005 and all other enabling powers, the Minister has made the following Order for the purposes of implementing Commission Implementing Regulation (EU) 2019/283 of 18 February 2019 and Council Regulation (EU) 2019/278 of 18 February 2019 amending Council Regulation (EC) No 314/2004 concerning restrictive measures in respect of Zimbabwe-

Title.

1. This Order may be cited as the Export Control (Sanction Etc.) (Amendment No.38) Order 2019.

Commencement.

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

Amendment to Schedule 4 of the Export Control (Sanctions etc.) Order 2006.

3. Schedule 4 to the Export Control (Sanctions etc.) Order 2006 is amended after the heading “**ZIMBABWE**” in the following manner-

- (a) after the headings “Annex III” “**List of persons and entities referred to in Article 6 of Regulation (EC) No 314/2004 (as amended) and Annex I of Decision 2011/101/CFSP (as amended)**” “I Persons” substitute Annex III with-

“ANNEX III

List of persons and entities referred to in Article 6

I. Persons

Name (and any aliases)	Identifying information	Grounds for designation
(1) Mugabe, Robert Gabriel	Born 21.2.1924 Passport AD001095	Former President and responsible for activities that seriously undermine democracy, respect for human rights and the rule of law.
(2) Mugabe, Grace	Born 23.7.1965 Passport AD001159 ID 63-646650Q70	Former Secretary of the ZANU-PF (Zimbabwe African National Union — Patriotic Front) Women's league, involved in activities that seriously undermine democracy, respect for human rights and the rule of law. Took over the Iron Mask Estate in 2002; alleged to illicitly derive large profits from diamond mining.
(5) Chiwenga, Constantine	Commander Zimbabwe Defence Forces, General (former Army Commander, Lieutenant General), born 25.8.1956 Passport AD000263 ID 63-327568M80	Member of Joint Operational Command and complicit in forming or directing repressive state policy. Used army for farm takeovers. During 2008 elections was a prime architect of the violence associated with the process of the Presidential run-off.
(6) Shiri, Perence (a.k.a. Bigboy) Samson Chikerema	Air Marshal (Air Force), born 1.11.1955. ID 29-098876M18	Senior military officer and member of ZANU-PF Joint Operational Command and complicit in forming or directing oppressive state policy. Involved in political violence, including during the 2008 election in Mashonaland West in Chiadzwa.
(7) Sibanda, Phillip Valerio (a.k.a. Valentine)	Commander Zimbabwe National Army, Lieutenant General, born 25.8.1956 or 24.12.1954 ID 63-357671H26	Senior army figure with ties to the Government and complicit in forming or directing oppressive state policy.

II. Entities.

Zimbabwe Defence Industries	10th floor, Trustee House, 55 Samora Machel Avenue, PO Box 6597, Harare, Zimbabwe	Associated with the Ministry of Defence and the ZANU-PF faction of Government.
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”; and

- (b) after the headings “Annex IV” “**List of persons referred to in Article 6(4) of Regulation of Regulation (EC) No 314/2004 (as amended) and Annex II of Decision 2011/101/CFSP (as amended)**” substitute “Annex IV” with-

“Annex IV

List of persons referred to in Article 6(4)

Persons

	Name (and any aliases)
3.	Chiwenga, Constantine
4.	Shiri, Perence (a.k.a. Bigboy) Samson Chikerema
5.	Sibanda, Phillip Valerio (a.k.a. Valentine)

”.

Dated this 8th March, 2019.

F R PICARDO,
Minister with responsibility for finance.

EXPLANATORY MEMORANDUM

This Order implements Commission Implementing Regulation (EU) 2019/283 of 18 February 2019 and Council Regulation (EU) No 2019/278 of 18 February 2019 amending Council Regulation (EC) 314/2014 concerning restrictive measures in respect of Zimbabwe.

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