

# SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 4697 GIBRALTAR Thursday 9th April 2020

---

---

LEGAL NOTICE NO. 153 OF 2020.

## EXPORT CONTROL ACT 2005

### EXPORT CONTROL (SANCTIONS ETC.) ORDER 2006 (AMENDMENT) ORDER 2020

In the exercise of powers conferred on him by sections 3, 4, 5, 6 and 7 of the Export Control Act 2005, the Minister has made the following Order-

#### **Title.**

1. This Order may be cited as the Export Control (Sanctions etc.) Order 2006 (Amendment) Order 2020.

#### **Commencement.**

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

#### **Amendments to the Export Control (Sanctions etc.) Order 2006.**

3.(1) The Export Control (Sanctions etc.) Order 2006 is amended in accordance with this paragraph.

(2) After paragraph 4 insert-

#### **“Transit prohibition for dual use goods.**

4A.(1) A person who, without a licence, knowingly exports or facilitates the exportation or arranges the transfer from any place to a country or territory in Schedule 3A of any goods specified in Annex I to Council Regulation (EC) No 1334/2000 (the “dual-use Regulation”) as amended from time to time, in relation to which goods there is no export authorisation requirement under Article 3(1) (controls on listed goods) of the dual use Regulation because the goods are in transit, commits an offence and is liable on summary conviction to a fine up to level 5 on the standard scale or on conviction on indictment to a fine or imprisonment up to 5 years or to both.

(2) The licence referred to in subparagraph (1) is a licence granted by the Minister if the Minister is satisfied that such goods may be exported to the relevant country or territory.”.

(3) After paragraph 7 insert-

**“ Meaning of transit and transhipment.**

7A. In this Order-

“in transit” means imported into Gibraltar for transit or transhipment,

“transit or transhipment”, in relation to goods, means transit through Gibraltar or transhipment with a view to re-exportation of the goods or transhipment of the goods for use as stores.”.

(4) Substitute the countries and territories listed in Schedules 1, 2 and 3 with the following countries and territories-

“Afghanistan  
Argentina  
Armenia  
Azerbaijan  
Belarus  
Benin  
Burkina Faso  
Burma (Myanmar)  
Cape Verde  
Central African Republic  
China (People’s Republic of China, other than the Special Administrative Regions)  
Côte d’Ivoire (Ivory Coast)  
Democratic People’s Republic of Korea  
Democratic Republic of the Congo  
Gambia  
Ghana  
Guinea  
Guinea-Bissau  
Iran  
Iraq  
Lebanon  
Liberia  
Libya  
Mali  
Niger  
Nigeria  
Russia  
Senegal  
Sierra Leone  
South Sudan  
Sudan  
Syria  
Togo

Ukraine  
Venezuela  
Zimbabwe”.

(5) After Schedule 3 insert-

**“SCHEDULE 3A**

Paragraph 4A

Albania  
Angola  
Burundi  
Cameroon  
Bosnia and Herzegovina  
Chad  
Colombia  
Congo (Brazzaville)  
Dubai  
East Timor (Timor-Leste)  
Eritrea  
Ethiopia  
Georgia  
Haiti  
Hong Kong Special Administrative Region  
Jamaica  
Kenya  
Krygyzstan  
Macao Special Administrative Region  
Mauritania  
Moldova  
Montenegro  
Morocco  
Namibia  
Nepal  
Oman  
Pakistan  
Rwanda  
Serbia  
Somalia  
Sri Lanka  
Taiwan (Republic of China)  
Tajikistan  
Tanzania  
Trinidad and Tobago  
Turkmenistan  
Uganda  
Uzbekistan”.

Dated: 9<sup>th</sup> April 2020.



F.R. PICARDO,  
Minister with responsibility for finance.