
ALDERNEY STATUTORY INSTRUMENT

No. 1 — 2007

Open General Export Licence

Made	30th January, 2007
Coming into force	30th January, 2007

The States of Alderney Policy & Finance Committee in exercise of its powers under Sections 2 and 3 of the Import and Export of Goods (Control) (Alderney) Order 2001 hereby:-

- (a) revokes the Open General Export Licence dated 11th November 2004, and
- (b) grants the following Open General Export Licence:-

Licensed Exports

1. Subject to the provisions of this Licence:-
 - a) all goods not comprised or listed in any entry in Schedules 1 and 2 hereto may be exported from Alderney to any destination outside the British Isles;
 - b) any goods comprised or listed in any entry in Schedule 2 hereto, may however be exported to a destination in a Member State of the European Community, provided those goods are permitted by that Order or Regulation to be exported to that destination and any conditions applicable in relation thereto are complied with;
 - c) all goods comprised or listed in any entry in Schedule 3 hereto may not be exported from Alderney.

Conditions

2. The authorisation in paragraph 1 above is subject to the following condition:-

For goods being exported under the authority of this Open General Export Licence official and commercial export documentation accompanying the goods shall bear the notation :”NILR”.

Other Prohibitions not affected by this Licence

3. The provisions of this Licence are without prejudice to the provisions of any other enactment (other than any Order made under the Import and Export (Control) (Alderney) Law, 1946) imposing any prohibition or restriction on the exportation of goods; and for the purpose of this Licence the expression "enactment" includes any Law, Ordinance, Act of Parliament (including without prejudice to the generality of the foregoing, the United Nations Act 1946 and the Export Control Act 2002) and any subordinate legislation made thereunder.

Interpretation

4. A For the purposes of this Licence:-

The interpretation of any terms used in any of the Orders or Regulations listed in the Schedules hereto shall apply to this Licence.

- B Any references in this Licence to an enactment or Statutory Instrument is a reference thereto as from time to time amended, extended, applied or re-enacted (with or without modification).

Coming into force

5. This Licence shall come into force on the 30th January, 2007.

DATED this day 30th of January, 2007.

**R G Willmott
Chairman, Alderney Policy & Finance Committee
for and on behalf of the Committee**

EXPLANATORY NOTE

(This note is not part of the Licence but is intended to indicate its general purport)

This Licence which revokes the Open General Export Licence dated 11th November 2004 has effect from 30th January 2007.

This Open General Export Licence updates local export controls in line with the requirements of EC Council Regulation No 1236/2005 concerning trade in certain goods which could be used for capital punishment or torture.

SCHEDULE 1

- 1) Any objects of cultural interest as described in The Export of Objects of Cultural Interest (Control) Order 2003 (UK SI 2003 No 2759) -
 other than any item that would be permitted, if being exported from the UK, under the UK Open General Export Licence (Objects of Cultural Interest) dated 1st May 2004.
- 2) Any goods described or listed in The Export of Goods, Transfer of Technology and Provision of Technical Assistance (Control) Order, 2003 (UK S.I. 2003 No. 2764) -
 Other than :-
 - i) any goods the export thereof is permitted by the Order, provided that all conditions applicable in relation thereto are complied with; and
 - ii) any goods being exported to a destination to which the export of such goods is not prohibited by the Order.
- 3) Any indecent or obscene prints, paintings, photographs, books, cards, lithographs or other engravings, or any other indecent or obscene articles.
- 4) Any cosmetic product containing a substance set out in Schedule 1 to the Cosmetic Products (Safety) Regulations, 1989 (UK S.I. 1989/2233).
- 5) Any prescription medicines, for human use, listed in the Medicines (Products other than Veterinary Drugs) (Prescription Only) Order 1983 (UK S.I. 1983/1212).
- 6) Any prescription medicines, for animal use, listed in the Medicines (Veterinary Drugs) (Prescription Only) Order 1991 (UK S.I. 1991/1392).
- 7) Any counterfeit of a currency note or of a protected coin.
- 8) Any precursor for narcotic drugs and psychotropic substances as listed in Category 1 or 2 of the Annex to Council Regulation (EEC) No. 3677/90, as amended from time to time, or in any re-enactment thereof.

SCHEDULE 2

- 1) Any Endangered Species the export of which is controlled by EC Council Regulation 338/97.
- 2) Any controlled substance that depletes the Ozone Layer the export of which is controlled by Article 11 of EC Council Regulation 2037/2000.
- 3) Any Cultural Goods controlled by EC Council Regulation 3911/92.
- 4) Any rough diamonds controlled by EC Regulation 2368/2002 unless authorised in accordance with Article 11 of the said Regulation.
- 5) Any precursor for narcotic drugs and psychotropic substances as listed in Category 3 of the Annex to Council Regulation (EEC) No. 3677/90, as amended from time to time, or in any re-enactment thereof.
- 6) (a) Any goods which have no practical use other than for the purpose of capital punishment, torture and other cruel, inhuman or degrading treatment or punishment as listed in Annex II to EC Regulation 1236/2005, as amended from time to time, or in any re-enactment thereof.
(b) Any goods that could be used for the purpose of torture and other cruel, inhuman or degrading treatment or punishment as listed in Annex III to EC Regulation 1236/2005, as amended from time to time, or in any re-enactment thereof.

SCHEDULE 3

- 1) The bivalve mollusc *Haliotis tuberculata*, commonly known as an **Ormer**.

S. E. KELLY
Greffier

To be purchased directly from:
The Clerk of the States, or the States Office, Alderney.
PRICE £1.50

Printed by Guernsey Herald Ltd., Victoria Road, Guernsey.