

ORDINANCE OF THE CHIEF PLEAS OF SARK
Ordinance No. VIII of 2017

**The Al-Qaida (Restrictive Measures)
(Sark) (Amendment) Ordinance, 2017**

THE POLICY AND PERFORMANCE COMMITTEE, in exercise of the powers conferred on the Chief Pleas by sections 1 and 4 of the European Communities (Implementation) (Bailiwick of Guernsey) Law, 1994^a, as amended, and on the Committee by section 41 of the Reform (Sark) Law, 2008^b, as amended, hereby orders:-

Amendment of Al-Qaida (Restrictive Measures) (Sark) Ordinance, 2013.

1. In the Al-Qaida (Restrictive Measures) (Sark) Ordinance, 2013^c-
 - (a) for section 1, substitute the following section -

"Application and infringement of EU Regulations.

1. (1) Subject to the modifications in section 2 -
 - (a) Council Regulation (EC) No. 881/2002 of the 27th May, 2002 concerning restrictive measures against the Al-Qaida network ("**the first Regulation**"), and
 - (b) Council Regulation (EU) 2016/1686 of the 20th September, 2016 imposing additional restrictive measures directed against ISIL (Da'esh) and Al-Qaeda and natural and legal persons, entities or bodies associated with them

^a Ordres en Conseil Vol. XXXV(1), p. 65. The functions of the General Purposes and Advisory Committee under this Law were transferred to the Policy and Performance Committee by Ordinance of the Chief Pleas No. VI of 2015.

^b Orders in Council Nos. V, VII and XXVII of 2008; No. XIV of 2010; and No. XI of 2014. The functions of the General Purposes and Advisory Committee under this Law were transferred to the Policy and Performance Committee by Ordinance of the Chief Pleas No. VI of 2015.

^c Ordinance No. VI of 2014.

("the second Regulation"), have full force and effect in Sark.

(2) A person who contravenes, or causes or permits any contravention of, any of the prohibitions in or requirements of the EU Regulations is guilty of an offence.",

(b) in section 2 -

(i) in the heading, for "Modification of Regulation" substitute "Modification of EU Regulations",

(ii) for "the EC Regulation in its application to Sark is modified", substitute "the modifications referred to in section 1 are",

(iii) in paragraph (a), for "Article 10" substitute "Article 10 of the first Regulation and Articles 15 and 16 of the second Regulation", and

(iv) in paragraph (m), for "the lists provided for by Article 2 of the EC Regulation shall be subject to any annulment of the EC Regulation" substitute "any of the lists provided for by the first Regulation or the second Regulation shall be subject to any annulment of the first Regulation or the second Regulation as the case may be",

(c) in section 3 -

(i) for "the EC Regulation in its application", substitute "the EU Regulations in their application", and

- (ii) for "under the EC Regulation", substitute "under the EU Regulations",
- (d) in sections 5, 6 and 7, for "the EC Regulation", wherever appearing, substitute "the EU Regulations",
- (e) in section 10,
 - (i) for "'**EC Regulation**' has the meaning given by section 1", substitute "'**EU Regulations**' means the first Regulation and the second Regulation", and
 - (ii) for "the EC Regulation" wherever else it appears, substitute " the EU Regulations", and
- (e) in the Schedule, for "the EU Regulation" wherever appearing, substitute "the EU Regulations".

Citation.

2. This Ordinance may be cited as the Al-Qaida (Restrictive Measures) (Sark) (Amendment) Ordinance, 2017.

Commencement.

3. This Ordinance shall come into force on the 24th January, 2017.