

GUERNSEY STATUTORY INSTRUMENT

2020 No. 65

The Global Human Rights Sanctions (Bailiwick of Guernsey) Regulations, 2020

<i>Made</i>	14 July, 2020
<i>Coming into operation</i>	14 July, 2020
<i>Laid before the States</i>	, 2020

THE STATES OF GUERNSEY POLICY & RESOURCES COMMITTEE, in exercise of the powers conferred on it by sections 2, 26 and 27 of the Sanctions (Bailiwick of Guernsey) Law, 2018^a, and all other powers enabling it in that behalf, hereby orders:-

Application of UK Regulations.

1. (1) Subject to the modifications in regulation 2, the Global Human Rights Sanctions Regulations 2020^b ("the UK Regulations"), concerning persons involved in human rights violations have full force and effect in the Bailiwick.

(2) For the avoidance of doubt, the reference to the UK Regulations in subsection (1) includes any designations, as from time to time amended, made

^a Order in Council No. VII of 2019.

^b SI 2020 No. 626

under the UK Regulations.

Modification of the UK Regulations.

2. The modifications referred to in regulation 1 are as follows -
 - (a) Parts 6 and 7 of the UK Regulations shall not apply,
 - (b) references to the United Kingdom shall be construed so as to include the Bailiwick,
 - (c) references to the territorial sea shall be construed as references to the territorial waters adjacent to the Bailiwick,
 - (d) references to a United Kingdom person shall be construed as meaning a person within section 20(1) of the Sanctions (Bailiwick of Guernsey) Law, 2018 ("the **Law**"),
 - (e) references to the Treasury shall be construed as references to the Committee,
 - (f) references to a Treasury licence shall be construed as references to a licence issued by the Committee,
 - (g) references to a relevant institution shall be construed as including parties that are relevant institutions for the purposes of the Law,

- (h) references to a relevant country shall be construed as including the United Kingdom,
- (i) the inclusion of any natural or legal person, entity or body in any list provided for by the UK Regulations, shall be subject to any annulment of the UK Regulations in their application to that person, entity or body as a result of a ministerial or court review under the Sanctions and Anti Money Laundering Act 2018^c and having effect in the United Kingdom for the time being, and
- (k) for the purposes of paragraph 13 of Schedule 1 to the UK Regulations, "relevant insolvency proceedings" include administration under Part XXI of the Companies (Guernsey) Law, 2008^d.

Appeals.

3. For the avoidance of doubt, section 24 (appeals against decisions of the Committee) of the Law shall apply to a decision of the Committee made under the UK Regulations, as the UK Regulations have effect by virtue of these Regulations, in the same way as that section applies to a decision of the Committee made under the Law.

^c An Act of Parliament (2018 c.13).

^d Order in Council No. VIII of 2008.

Interpretation.

4. In these Regulations, except where the context requires otherwise -

"the Committee" means the States of Guernsey Policy & Resources Committee,

"the Law": see regulation 2(d),

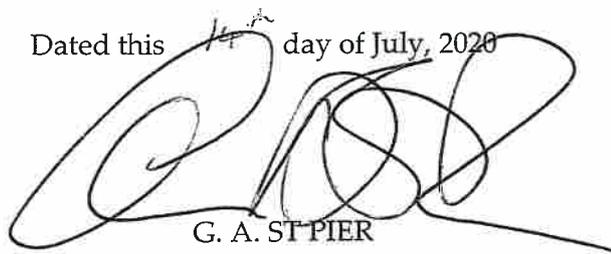
"the UK Regulations": see regulation 1,

and other terms used both in these Regulations and the UK Regulations shall have the same meanings as in the UK Regulations.

Citation and Commencement.

5. These Regulations may be cited as the Global Human Rights Sanctions (Bailiwick of Guernsey) Regulations, 2020, and shall come into force on the day they are made.

Dated this 14th day of July, 2020

A handwritten signature in black ink, appearing to read 'G. A. ST PIER', written over a horizontal line.

G. A. ST PIER

President of the Policy & Resources Committee

For and on behalf of the Committee

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations give effect within the Bailiwick to sanctions measures enacted by the United Kingdom in response to concern about global human rights violations. These measures comprise immigration restrictions, an asset freeze and other financial restrictions on listed persons.

These Regulations come into force on the day they are made.