STATUTORY INSTRUMENTS.

S.I. No. 88 of 2019

CRIMINAL JUSTICE (TERRORIST OFFENCES) ACT 2005 (SECTION 42) (RESTRICTIVE MEASURES CONCERNING CERTAIN PERSONS AND ENTITIES ASSOCIATED WITH THE ISIL (DA'ESH) AND AL-QAIDA ORGANISATIONS) REGULATIONS 2019

S.I. No. 88 of 2019

Criminal Justice (Terrorist Offences) Act 2005 (Section 42) (Restrictive Measures concerning Certain Persons and Entities Associated with the ISIL (Da'esh) and Al-Qaida Organisations) Regulations 2019

WHEREAS the Council Regulation (EC) No. 881/2002 was adopted by the Council on 27 May 2002[1]; and

WHEREAS I, PASCHAL DONOHOE, Minister for Finance am of the opinion that the said Council Regulation is for the purpose of, or will contribute to, combating terrorism through the adoption of specific restrictive measures, directed at persons, groups or entities, for the identification, detection, freezing or seizure of their assets of any kind;

NOW I, PASCHAL DONOHOE, Minister for Finance, in exercise of the powers conferred on me by subsections (2) and (6) of section 42 of the Criminal Justice (Terrorist Offences) Act 2005 (No. 2 of 2005), and for the purpose of giving full effect to Council Regulation (EC) No. 881/2002 of 27 May 2002[2] , hereby make the following regulations:

1. These Regulations may be cited as the Criminal Justice (Terrorist Offences) Act 2005 (Section 42) (Restrictive Measures concerning Certain Persons and Entities Associated with the ISIL (Da'esh) and Al-Qaida Organisations) Regulations 2019.

2. (1) In these Regulations -

"Act" means the Criminal Justice (Terrorist Offences) Act 2005 (No. 2 of 2005);

"Bank" means the Central Bank of Ireland;

"Council Regulation" means Council Regulation (EC) No. 881/2002 of 27 May 2002[1] as amended by the European acts specified in the Schedule;

"European act" means an act adopted by an institution of the European Union or an institution of the European Communities.

(2) A word or expression that is used in these Regulations and that is also used in the Council Regulation has the same meaning in these Regulations as it has in the Council Regulation.

3. It is a requirement within the meaning of subsection (3) of section 42 of the Act that a person shall not contravene the Council Regulation.

4. (1) The Bank may, for the purposes of these Regulations and the Council Regulation, give to any person such directions as it considers appropriate.

(2) A direction under this Regulation shall be in writing.

[1] OJ No. L 139, 29.5.2002, p. 9
[2] OJ No. L 139, 29.5.2002, p. 9

*Notice of the making of this Statutory Instrument was published in "Iris Oifigiúil"*15*th of March*, 2019.

(3) It is a requirement within the meaning of subsection (7) of section 42 of the Act that a person to whom a direction is given under this Regulation shall comply with the direction.

5. The Criminal Justice (Terrorist Offences) Act 2005 (Section 42) (Restrictive Measures concerning Certain Persons and Entities Associated with the ISIL (Da'esh) and Al-Qaida Organisations) (No.7) Regulations 2018 (S.I. No. 605/2018) are revoked.

SCHEDULE

EUROPEAN ACTS AMENDING COUNCIL REGULATION NO. 881/2002 OF 27 May 2002

1. Commission Regulation (EC) No. 951/2002 of 3 June 2002[3]
2. Commission Regulation (EC) No. 1580/2002 of 4 September 2002[4]
3. Commission Regulation (EC) No. 1644/2002 of 13 September 2002[5]
4. Commission Regulation (EC) No. 1754/2002 of 1 October 2002[6]
5. Commission Regulation (EC) No. 1823/2002 of 11 October 2002[7]
6. Commission Regulation (EC) No. 1893/2002 of 23 October 2002[8]
7. Commission Regulation (EC) No. 1935/2002 of 29 October 2002[9]
8. Commission Regulation (EC) No. 2083/2002 of 22 November 2002[10]
9. Commission Regulation (EC) No. 145/2003 of 27 January 2003[11]
10. Commission Regulation (EC) No. 215/2003 of 3 February 2003[12]
11. Commission Regulation (EC) No. 244/2003 of 7 February 2003[13]
12. Commission Regulation (EC) No. 342/2003 of 21 February 2003[14]
13. Commission Regulation (EC) No. 350/2003 of 25 February 2003[15]
14. Commission Regulation (EC) No. 370/2003 of 27 February 2003[16]
15. Commission Regulation (EC) No. 414/2003 of 5 March 2003[17]
16. Council Regulation (EC) No. 561/2003 of 27 March 2003[18]
17. Commission Regulation (EC) No. 742/2003 of 28 April 2003[19]
18. Commission Regulation (EC) No. 866/2003 of 19 May 2003[20]
19. Commission Regulation (EC) No. 1012/2003 of 12 June 2003[21]
20. Commission Regulation (EC) No. 1184/2003 of 2 July 2003[22]
21. Commission Regulation (EC) No. 1456/2003 of 14 August 2003[23]
22. Commission Regulation (EC) No. 1607/2003 of 12 September 2003[24]

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[3] OJ No. L 145, 4.6.2002, p. 14
[4] OJ No. L 237, 5.9.2002, p. 3
[5] OJ No. L 247, 14.9.2002, p. 25
[6] OJ No. L 264, 2.10.2002, p. 23
[7] OJ No. L 276, 12.10.2002, p. 26
[8] OJ No. L 286, 24.10.2002, p. 19
[9] OJ No. L 295, 30.10.2002, p. 11
[10] OJ No. L 319, 23.11.2002, p. 22
[11] OJ No. L 23, 28.1.2003, p. 22
[12] OJ No. L 28, 4.2.2003, p. 41
[13] OJ No. L 33, 8.2.2003, p. 28
[14] OJ No. L 49, 22.2.2003, p. 13
[15] OJ No. L 51, 26.2.2003, p. 19
[16] OJ No. L 53, 28.2.2003, p. 33
[17] OJ No. L 62, 6.3.2003, p. 24
[18] OJ No. L 82, 29.3.2003, p. 1
[19] OJ No. L 106, 29.4.2003, p. 16
[20] OJ No. L 124, 20.5.2003, p.19
[21] OJ No. L 146, 13.6.2003, p. 50
[22] OJ No. L 165, 3.7.2003, p. 21
[23] OJ No. L 206, 15.8.2003, p. 27
[24] OJ No. L 229, 13.9.2003, p. 19

23. Act concerning the conditions of Accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the Adjustments to the Treaties on which the European Union is founded[25]
24. Commission Regulation (EC) No. 1724/2003 of 29 September 2003[26]
25. Commission Regulation (EC) No. 1991/2003 of 12 November 2003[27]
26. Commission Regulation (EC) No. 2049/2003 of 20 November 2003[28]
27. Commission Regulation (EC) No. 2157/2003 of 10 December 2003[29]
28. Commission Regulation (EC) No. 19/2004 of 7 January 2004[30]
29. Commission Regulation (EC) No. 100/2004 of 21 January 2004[31]
30. Commission Regulation (EC) No. 180/2004 of 30 January 2004[32]
31. Commission Regulation (EC) No. 391/2004 of 1 March 2004[33]
32. Commission Regulation (EC) No. 524/2004 of 19 March 2004[34]
33. Commission Regulation (EC) No. 667/2004 of 7 April 2004[35]
34. Commission Regulation (EC) No. 950/2004 of 6 May 2004[36]
35. Commission Regulation (EC) No. 984/2004 of 14 May 2004[37]
36. Commission Regulation (EC) No. 1187/2004 of 25 June 2004[38]
37. Commission Regulation (EC) No. 1237/2004 of 5 July 2004[39]
38. Commission Regulation (EC) No. 1277/2004 of 12 July 2004[40]
39. Commission Regulation (EC) No. 1728/2004 of 1 October 2004[41]
40. Commission Regulation (EC) No. 1840/2004 of 21 October 2004[42]
41. Commission Regulation (EC) No. 2034/2004 of 26 November 2004[43]
42. Commission Regulation (EC) No. 2145/2004 of 15 December 2004[44]
43. Commission Regulation (EC) No. 14/2005 of 5 January 2005[45]
44. Commission Regulation (EC) No. 187/2005 of 2 February 2005[46]
45. Commission Regulation (EC) No. 301/2005 of 23 February 2005[47]
46. Commission Regulation (EC) No. 717/2005 of 11 May 2005[48]

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[25] OJ No. L 236, 23.9.2003, p. 33
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[27] OJ No. L 295, 13.11.2003, p. 81
[28] OJ No. L 303, 21.11.2003, p. 20
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[31] OJ No. L 15, 22.1.2004, p. 18
[32] OJ No. L 28, 31.1.2004, p. 15
[33] OJ No. L 64, 2.3.2004, p. 36
[34] OJ No. L 83, 20.3.2004, p. 10
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[36] OJ No. L 173, 7.5.2004, p. 6
[37] OJ No. L 180, 15.5.2004, p. 24
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[39] OJ No. L 235, 6.7.2004, p. 5
[40] OJ No. L 241, 13.7.2004, p. 12
[41] OJ No. L 306, 2.10.2004, p. 13
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[45] OJ No. L 5, 7.1.2005, p. 10
[46] OJ No. L 31, 4.2.2005, p. 4
[47] OJ No. L 51, 24.2.2005, p. 15
[48] OJ No. L 121, 13.5.2005, p. 62

47. Commission Regulation (EC) No. 757/2005 of 18 May 2005[49]
48. Commission Regulation (EC) No. 853/2005 of 3 June 2005[50]
49. Commission Regulation (EC) No. 1190/2005 of 20 July 2005[51]
50. Commission Regulation (EC) No. 1264/2005 of 28 July 2005[52]
51. Commission Regulation (EC) No. 1278/2005 of 2 August 2005[53]
52. Commission Regulation (EC) No. 1347/2005 of 16 August 2005[54]
53. Commission Regulation (EC) No. 1378/2005 of 22 August 2005[55]
54. Commission Regulation (EC) No. 1551/2005 of 22 September 2005[56]
55. Commission Regulation (EC) No. 1629/2005 of 5 October 2005[57]
56. Commission Regulation (EC) No. 1690/2005 of 14 October 2005[58]
57. Commission Regulation (EC) No. 1797/2005 of 28 October 2005[59]
58. Commission Regulation (EC) No. 1825/2005 of 9 November 2005[60]
59. Commission Regulation (EC) No. 1956/2005 of 29 November 2005[61]
60. Commission Regulation (EC) No. 2018/2005 of 9 December 2005[62]
61. Commission Regulation (EC) No. 2100/2005 of 20 December 2005[63]
62. Commission Regulation (EC) No. 76/2006 of 17 January 2006[64]
63. Commission Regulation (EC) No. 142/2006 of 26 January 2006[65]
64. Commission Regulation (EC) No. 246/2006 of 10 February 2006[66]
65. Commission Regulation (EC) No. 357/2006 of 28 February 2006[67]
66. Commission Regulation (EC) No. 674/2006 of 28 April 2006[68]
67. Commission Regulation (EC) No. 1189/2006 of 3 August 2006[69]
68. Commission Regulation (EC) No. 1210/2006 of 9 August 2006[70]
69. Commission Regulation (EC) No. 1217/2006 of 10 August 2006[71]
70. Commission Regulation (EC) No. 1228/2006 of 14 August 2006[72]
71. Commission Regulation (EC) No. 1286/2006 of 29 August 2006[73]
72. Commission Regulation (EC) No. 1508/2006 of 11 October 2006[74]
73. Commission Regulation (EC) No. 1685/2006 of 14 November 2006[75]

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[49] OJ No. L 126, 19.5.2005, p. 38
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[73] OJ No. L 235, 30.8.2006, p. 14
[74] OJ No. L 280, 12.10.2006, p. 12
[75] OJ No. L 314, 15.11.2006, p. 24

74. Commission Regulation (EC) No. 1823/2006 of 12 December 2006[76]
75. Council Regulation (EC) No. 1791/2006 of 20 November 2006[77]
76. Commission Regulation (EC) No. 14/2007 of 10 January 2007[78]
77. Commission Regulation (EC) No. 492/2007 of 3 May 2007[79]
78. Commission Regulation (EC) No. 507/2007 of 8 May 2007[80]
79. Commission Regulation (EC) No. 553/2007 of 22 May 2007[81]
80. Commission Regulation (EC) No. 639/2007 of 8 June 2007[82]
81. Commission Regulation (EC) No. 732/2007 of 26 June 2007[83]
82. Commission Regulation (EC) No. 760/2007 of 29 June 2007[84]
83. Commission Regulation (EC) No. 844/2007 of 17 July 2007[85]
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86. Commission Regulation (EC) No. 996/2007 of 28 August 2007[88]
87. Commission Regulation (EC) No. 1025/2007 of 3 September 2007[89]
88. Commission Regulation (EC) No. 1104/2007 of 25 September 2007[90]
89. Commission Regulation (EC) No. 1239/2007 of 23 October 2007[91]
90. Commission Regulation (EC) No. 1291/2007 of 31 October 2007[92]
91. Commission Regulation (EC) No. 1389/2007 of 26 November 2007[93]
92. Commission Regulation (EC) No. 46/2008 of 18 January 2008[94]
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94. Commission Regulation (EC) No. 198/2008 of 3 March 2008[96]
95. Commission Regulation (EC) No. 220/2008 of 11 March 2008[97]
96. Commission Regulation (EC) No. 374/2008 of 24 April 2008[98]
97. Commission Regulation (EC) No. 400/2008 of 5 May 2008[99]
98. Commission Regulation (EC) No. 580/2008 of 18 June 2008[100]
99. Commission Regulation (EC) No. 678/2008 of 16 July 2008[101]
100. Commission Regulation (EC) No. 803/2008 of 8 August 2008[102]

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[76] OJ No. L 351, 13.12.2006, p. 9
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[79] OJ No. L 116, 4.5.2007, p. 5
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[81] OJ No. L 131, 23.5.2007, p. 16
[82] OJ No. L 148, 9.6.2007, p. 5
[83] OJ No. L 166, 28.6.2007, p. 13
[84] OJ No. L 172, 30.6.2007, p. 50
[85] OJ No. L 186, 18.7.2007, p. 24
[86] OJ No. L 190, 21.7.2007, p. 7
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[89] OJ No. L 231, 4.9.2007, p. 4
[90] OJ No. L 250, 26.9.2007, p. 3
[91] OJ No. L 280, 24.10.2007, p. 11
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[93] OJ No. L 310, 28.11.2007, p. 6
[94] OJ No. L 16, 19.1.2008, p. 11
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[97] OJ No. L 68, 12.3.2008, p. 11
[98] OJ No. L 113, 25.4.2008, p. 15
[99] OJ No. L 118, 6.5.2008, p. 14
[100] OJ No. L 161, 20.6.2008, p. 25
[101] OJ No. L 189, 17.7.2008, p. 23
[102] OJ No. L 214, 9.8.2008, p. 52

101. Commission Regulation (EC) No. 974/2008 of 2 October 2008[103]
102. Commission Regulation (EC) No. 1109/2008 of 6 November 2008[104]
103. Commission Regulation (EC) No. 1190/2008 of 28 November 2008[105]
104. Commission Regulation (EC) No. 1314/2008 of 19 December 2008[106]
105. Commission Regulation (EC) No. 1330/2008 of 22 December 2008[107]
106. Commission Regulation (EC) No. 184/2009 of 6 March 2009[108]
107. Commission Regulation (EC) No. 265/2009 of 31 March 2009[109]
108. Commission Regulation (EC) No. 344/2009 of 24 April 2009[110]
109. Commission Regulation (EC) No. 490/2009 of 10 June 2009[111]
110. Commission Regulation (EC) No. 574/2009 of 30 June 2009[112]
111. Commission Regulation (EC) No. 601/2009 of 9 July 2009[113]
112. Commission Regulation (EC) No. 678/2009 of 27 July 2009[114]
113. Commission Regulation (EC) No. 732/2009 of 10 August 2009[115]
114. Commission Regulation (EC) No. 774/2009 of 25 August 2009[116]
115. Commission Regulation (EC) No. 937/2009 of 7 October 2009[117]
116. Commission Regulation (EC) No. 954/2009 of 13 October 2009[118]
117. Commission Regulation (EC) No. 1033/2009 of 28 October 2009[119]
118. Commission Regulation (EC) No. 1102/2009 of 16 November 2009[120]
119. Commission Regulation (EU) No. 1220/2009 of 14 December 2009[121]
120. Council Regulation (EU) No. 1286/2009 of 22 December 2009[122]
121. Commission Regulation (EU) No. 70/2010 of 25 January 2010[123]
122. Commission Regulation (EU) No. 110/2010 of 5 February 2010[124]
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126. Commission Regulation (EU) No. 318/2010 of 16 April 2010[128]
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[103] OJ No. L 265, 4.10.2008, p. 10
[104] OJ No. L 299, 8.11.2008, p. 23
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[106] OJ No. L 344, 20.12.2008, p. 64
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[122] OJ No. L 346, 23.12.2009, p. 42
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[128] OJ No. L 97, 17.4.2010, p. 10
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131. Commission Regulation (EU) No. 507/2010 of 11 June 2010[133]
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[152] OJ No. L 132, 19.5.2011, p. 6
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GIVEN under my Official Seal,
8 March, 2019.

Paschal Donohoe,
Minister for Finance.

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EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations provide for the enforcement of Council Regulation (EC) No. 881/2002 of 27 May 2002, as amended, regarding restrictive measures concerning ISIL (Da'esh) and Al-Qaida Organisations.

Section 42 of the Criminal Justice (Terrorist Offences) Act 2005 creates an offence for breach of the provisions of these Regulations, provides for appropriate penalties, and empowers the Minister for Finance to make regulations providing for such incidental, supplementary and consequential provisions as appear to the Minister to be necessary.

The Regulations revoke a previous domestic instrument created under Section 42 of the Criminal Justice (Terrorist Offences) Act 2005 in relation to Council Regulation (EC) No. 881/2002 of 27 May 2002, as amended.

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