



STATUTORY INSTRUMENTS.

**S.I. No. 552 of 2013**



FINANCIAL TRANSFERS (TUNISIA) (PROHIBITION) ORDER 2013

## FINANCIAL TRANSFERS (TUNISIA) (PROHIBITION) ORDER 2013

I, MICHAEL NOONAN, Minister for Finance, in exercise of the powers conferred on me by section 4 of the Financial Transfers Act 1992 (No. 27 of 1992) and for the purpose of giving full effect to Council Regulation (EU) No. 101/2011 of 4 February 2011<sup>1</sup>, as last amended by Council Implementing Regulation (EU) No. 735/2013 of 30 July 2013<sup>2</sup>, hereby order as follows:

1. This Order may be cited as the Financial Transfers (Tunisia) (Prohibition) Order 2013.

2. (1) In this Order “Council Regulation” means Council Regulation (EU) No. 101/2011 of 4 February 2011<sup>1</sup>, as amended by—

(a) Council Regulation (EU) No. 1100/2012 of 26 November 2012<sup>3</sup>, and

(b) Council Regulation (EU) No. 735/2013 of 30 July 2013<sup>2</sup>.

(2) A word or expression used in this Order that is also used in the Council Regulation has, unless the context otherwise requires, the same meaning in this Order as it has in the Council Regulation.

3. Subject to Article 4, a person shall not make a financial transfer between the State and another country the effect of which would be to enable or facilitate, directly or indirectly, the doing of any thing which is a contravention of the Council Regulation.

4. Notwithstanding Article 3, a person who has been granted or is deemed to have been granted an authorisation under Article 4, 5 or 7 of the Council Regulation may, subject to compliance with the terms and conditions of such authorisation, do such of the things as are so authorised.

5. A competent authority of the State may, for the purposes of supervision of financial transfers and for the administration and enforcement of the Council Regulation or this Order, give such directions or issue such instructions to a person as it sees fit.

6. A person to whom a direction has been given or an instruction issued under Article 5 of this Order shall comply with such direction or instruction.

<sup>1</sup>OJ No. L 31, 5.2.11, p. 1

<sup>2</sup>OJ No. L 204, 31.7.13, p. 23

<sup>3</sup>OJ No. L 327, 27.11.12, p. 16

*Notice of the making of this Statutory Instrument was published in  
“Iris Oifigiúil” of 3rd January, 2014.*

7. A person shall not do anything to directly or indirectly assist in the circumvention of the provisions of this Order.

8. The Financial Transfers (Tunisia) (Prohibition) Order 2011 (S.I. No. 101 of 2011) is revoked.



GIVEN under my Official Seal,  
18 December 2013.

MICHAEL NOONAN,  
Minister for Finance.

EXPLANATORY NOTE

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

This Order provides for enforcement of European Union financial sanctions contained in Council Regulation (EU) No. 101/2011 of 4 February 2011 which provides for the freezing of funds and economic resources owned or controlled by certain persons responsible for the misappropriation of Tunisian State funds, and persons associated with them.

These Regulations also provide that the Central Bank of Ireland may issue instructions for the purpose of giving full effect to the financial sanctions.

BAILE ÁTHA CLIATH  
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR  
Le ceannach díreach ó  
FOILSEACHÁIN RIALTAIS,  
52 FAICHE STIABHNA, BAILE ÁTHA CLIATH 2  
(Teil: 01 - 6476834 nó 1890 213434; Fax: 01 - 6476843)  
nó trí aon díoltóir leabhar.

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DUBLIN  
PUBLISHED BY THE STATIONERY OFFICE  
To be purchased from  
GOVERNMENT PUBLICATIONS,  
52 ST. STEPHEN'S GREEN, DUBLIN 2.  
(Tel: 01 - 6476834 or 1890 213434; Fax: 01 - 6476843)  
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€2.54



Wt. (B30275). 285. 12/13. Clondalkin. Gr 30-15.