

STATUTORY INSTRUMENTS.

S.I. No. 78 of 2023

EUROPEAN UNION (RESTRICTIVE MEASURES CONCERNING UKRAINE) (NO.3) REGULATIONS 2023

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EUROPEAN UNION (RESTRICTIVE MEASURES CONCERNING UKRAINE) (NO.3) REGULATIONS 2023

I, MICHAEL MCGRATH, Minister for Finance, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972) and for the purpose of giving full effect to Council Regulation (EU) No. 208/2014 of 5 March 2014¹ as amended, Council Regulation (EU) No. 269/2014 of 17 March 2014² as amended, Council Regulation (EU) No. 692/2014 of 23 June 2014³ as amended, Council Regulation (EU) No. 833/2014 of 31 July 2014⁴ as amended and Council Regulation (EU) 2022/263 of 23 February 2022⁵, hereby make the following regulations:

1. These Regulations may be cited as the European Union (Restrictive Measures concerning Ukraine) (No.3) Regulations 2023.

2. (1) In these Regulations –

"Council Regulation (EU) No. 208/2014" means Council Regulation (EU) No. 208/2014 of 5 March 2014^{1} as amended by the European acts specified in Part 1 of Schedule 1;

"Council Regulation (EU) No. 269/2014" means Council Regulation (EU) No. 269/2014 of 17 March 2014^2 as amended by the European acts specified in Part 2 of Schedule 1;

"Council Regulation (EU) No. 692/2014" means Council Regulation (EU) No. 692/2014 of 23 June 2014³ as amended by the European acts specified in Part 3 of Schedule 1;

"Council Regulation (EU) No. 833/2014" means Council Regulation (EU) No. 833/2014 of 31 July 2014⁴ as amended by the European acts specified in Part 4 of Schedule 1;

"Council Regulation (EU) 2022/263" means Council Regulation (EU) 2022/263 of 23 February 2022^5 as amended by the European act specified in Part 5 of Schedule 1;

"Council Regulations" means Council Regulation (EU) No. 208/2014, Council Regulation (EU) No. 269/2014, Council Regulation (EU) No. 692/2014, Council Regulation (EU) No. 833/2014 and Council Regulation (EU) 2022/263;

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

¹ OJ No. L 66, 6.3.2014, p. 1

² OJ No. L 78, 17.3.2014, p. 6

³ OJ No. L 183, 24.6.2014, p. 9 ⁴ OJ No. L 229, 31.7.2014, p. 1

⁵ OJ No. L 229, 31.7.2014, p. 1 ⁵ OJ No. L 42 I, 23.2.2022, p. 77

(2) A word or expression which is used in these Regulations and which is also used in the Council Regulations has, unless the context otherwise requires, the same meaning in these Regulations as it has in the Council Regulations.

- 3. (1) A person who contravenes a provision of -
 - (a) Council Regulation (EU) No. 208/2014 specified in paragraph 1 of Part 1 of Schedule 2,
 - (b) Council Regulation (EU) No. 269/2014 specified in paragraph 2 of Part 1 of Schedule 2,
 - (c) Council Regulation (EU) No. 692/2014 specified in paragraph 3 of Part 1 of Schedule 2,
 - (d) Council Regulation (EU) No. 833/2014 specified in paragraph 4 of Part 1 of Schedule 2, or
 - (e) Council Regulation (EU) 2022/263 specified in paragraph 5 of Part 1 of Schedule 2,

shall be guilty of an offence.

- (2) A person who contravenes a condition of an authorisation granted under a provision of -
- (a) Council Regulation (EU) No. 208/2014 specified in paragraph 1 of Part 2 of Schedule 2,
- (b) Council Regulation (EU) No. 269/2014 specified in paragraph 2 of Part 2 of Schedule 2,
- (c) Council Regulation (EU) No. 692/2014 specified in paragraph 3 of Part 2 of Schedule 2,
- (d) Council Regulation (EU) No. 833/2014 specified in paragraph 4 of Part 2 of Schedule 2, or
- (e) Council Regulation (EU) 2022/263 specified in paragraph 5 of Part 2 of Schedule 2,

shall be guilty of an offence.

4. A person who is guilty of an offence under Regulation 3 shall be liable -

- (a) on summary conviction, to a class A fine or to imprisonment for a term not exceeding 12 months or both, or
- (b) on conviction on indictment, to a fine not exceeding €500,000 or to imprisonment for a term not exceeding 3 years or both.

5. A competent authority in the State, following such consultation as it considers necessary with other competent authorities, for the purposes of the administration and enforcement of the Council Regulations or these Regulations, may give in writing such directions to a person as it sees fit.

6. A person who fails to comply with a direction given under Regulation 5 within the time specified in the direction shall be guilty of an offence and shall be liable on summary conviction to a class A fine or to imprisonment for a term not exceeding 6 months or both.

7. Where an offence under these Regulations is committed by a body corporate and is proved to have been so committed with the consent or connivance of or to be attributable to any neglect on the part of any person, being a director, manager, secretary or other officer of the body corporate, or a person who was purporting to act in such capacity, that person shall, as well as the body corporate, be guilty of an offence and shall be liable to be proceeded against and punished as if he or she were guilty of the first-mentioned offence.

8. (1) Proceedings for an offence under these Regulations in relation to an act committed outside the State may be taken in any place in the State and the offence may for all incidental purposes be treated as having been committed in that place.

(2) Where a person is charged with an offence referred to in paragraph (1), no further proceedings in the matter (other than any remand in custody or on bail) may be taken except by or with the consent of the Director of Public Prosecutions.

(3) In proceedings for an offence referred to in paragraph (1) –

- (a) a certificate purporting to be signed by an officer of the Department of Foreign Affairs and stating that a passport was issued by that Department to a person on a specified date, and
- (b) a certificate that is signed by an officer of the Minister for Justice and stating that, to the best of the officer's knowledge and belief, the person has not ceased to be an Irish citizen, is evidence that the person was an Irish citizen on the date on which the offence is alleged to have been committed, and is taken to have been signed by the person purporting to have signed it, unless the contrary is shown.

(4) A person who has been acquitted or convicted of an offence in a place outside the State shall not be proceeded against for an offence under these Regulations in relation to an act committed outside the State consisting of the conduct, or substantially the same conduct, that constituted the offence of which the person has been acquitted or convicted.

9. The European Union (Restrictive Measures concerning Ukraine) (No.2) Regulations 2023 (S.I. No. 35 of 2023) are revoked.

Schedule 1

Part 1

Council Regulation (EU) No. 208/2014

- 1. Council Implementing Regulation (EU) No. 381/2014 of 14 April 2014^6
- 2. Council Regulation (EU) 2015/138 of 29 January 2015⁷
- 3. Council Implementing Regulation (EU) 2015/357 of 5 March 2015⁸
- 4. Council Implementing Regulation (EU) 2015/869 of 5 June 2015⁹
- 5. Council Implementing Regulation (EU) 2015/1777 of 5 October 2015¹⁰
- 6. Council Implementing Regulation (EU) 2016/311 of 4 March 2016¹¹
- 7. Council Implementing Regulation (EU) 2017/374 of 3 March 2017¹²
- 8. Council Implementing Regulation (EU) 2018/326 of 5 March 2018¹³
- 9. Council Implementing Regulation (EU) 2019/352 of 4 March 2019¹⁴
- 10. Commission Implementing Regulation (EU) 2019/1163 of 5 July 2019^{15}
- 11. Council Implementing Regulation (EU) 2020/370 of 5 March 2020¹⁶
- 12. Council Implementing Regulation (EU) 2021/391 of 4 March 2021¹⁷
- 13. Council Implementing Regulation (EU) 2021/2152 of 6 December 2021^{18}
- 14. Council Implementing Regulation (EU) 2022/375 of 3 March 2022¹⁹
- 15. Commission Implementing Regulation (EU) 2022/595 of 11 April 2022^{20}
- 16. Council Implementing Regulation (EU) 2022/1501 of 9 September 2022^{21}

- ¹⁹ OJ No. L 70, 4.3.2022, p. 1
- ²⁰ OJ No L 114, 12.4.2022, p.60
- ²¹ OJ No. L 235, 12.9.2022, p. 1

⁶ OJ No. L 111, 15.4.2014, p. 33

⁷ OJ No. L 24, 30.1.2015, p. 1 ⁸ OJ No. L 62, 6.3.2015, p. 1

⁹ OJ No. L 142, 6.6.2015, p. 1

¹⁰ OJ No. L 259, 6.10.2015, p. 3

¹¹ OJ No. L 60, 5.3.2016, p. 1

¹² OJ No. L 58, 4.3.2017, p. 1 ¹³ OJ No. L 63, 6.3.2018, p. 5

¹⁴ OJ No. L 64, 5.3.2019, p. 1

¹⁵ OJ No. L 182, 8.7.2019, p. 33

¹⁶ OJ No. L 71, 6.3.2020, p. 1 ¹⁷ OJ No. L 77, 5.3.2021, p. 2

¹⁸ OJ No. L 436, 7.12.2021, p. 7

Part 2

Council Regulation (EU) No. 269/2014

- Council Implementing Regulation (EU) No. 284/2014 of 21 March 1. 2014^{22}
- 2. Council Implementing Regulation (EU) No. 433/2014 of 28 April 2014^{23}
- Council Regulation (EU) No. 476/2014 of 12 May 2014²⁴ 3.
- 4. Council Implementing Regulation (EU) No. 477/2014 of 12 May 2014^{25}
- 5. Council Implementing Regulation (EU) No. 577/2014 of 28 May 2014^{26}
- 6. Council Implementing Regulation (EU) No. 753/2014 of 11 July 2014²⁷
- Council Regulation (EU) No. 783/2014 of 18 July 2014²⁸ 7.
- Council Implementing Regulation (EU) No. 810/2014 of 25 July 2014²⁹ 8.
- Council Regulation (EU) No. 811/2014 of 25 July 2014³⁰ 9.
- 10. Council Implementing Regulation (EU) No. 826/2014 of 30 July 2014³¹
- 11. Council Regulation (EU) No. 959/2014 of 8 September 2014³²
- 12. Council Implementing Regulation (EU) No. 961/2014 of 8 September 2014³³
- Council Implementing Regulation (EU) No. 1225/2014 of 17 13. November 2014³⁴
- 14. Council Implementing Regulation (EU) No. 1270/2014 of 28 November 2014³⁵
- Council Implementing Regulation (EU) 2015/240 of 9 February 2015³⁶ 15.
- Council Implementing Regulation (EU) 2015/427 of 13 March 2015³⁷ 16.
- 17. Council Implementing Regulation (EU) 2015/1514 of 14 September 2015³⁸
- 18. Council Implementing Regulation (EU) 2016/353 of 10 March 2016³⁹

³³ OJ No. L 271, 12.9.2014, p. 8

³⁶ OJ No. L 40, 16.2.2015, p. 7

²² OJ No. L 86, 21.3.2014, p. 27

²³ OJ No. L 126, 29.4.2014, p. 48 ²⁴ OJ No. L 137, 12.5.2014, p. 1

 ²⁵ OJ No. L 137, 12.5.2014, p. 3
 ²⁶ OJ No. L 160, 29.5.2014, p. 7

²⁷ OJ No. L 205, 12.7.2014, p. 7

²⁸ OJ No. L 214, 19.7.2014, p. 2

²⁹ OJ No. L 221, 25.7.2014, p. 1

³⁰ OJ No. L 221, 25.7.2014, p. 11 ³¹ OJ No. L 226, 30.7.2014, p. 16

³² OJ No. L 271, 12.9.2014, p. 1

³⁴ OJ No. L 331, 18.11.2014, p. 1

³⁵ OJ No. L 344, 29.11.2014, p. 5

³⁷ OJ No. L 70, 14.3.2015, p. 1 ³⁸ OJ No. L 239, 15.9.2015, p. 30

- 19. Council Implementing Regulation (EU) 2016/1661 of 15 September 2016^{40}
- 20. Council Implementing Regulation (EU) 2016/1955 of 8 November 2016^{41}
- 21. Council Implementing Regulation (EU) 2017/437 of 13 March 2017⁴²
- 22. Council Implementing Regulation (EU) 2017/1374 of 25 July 2017⁴³
- 23. Council Implementing Regulation (EU) 2017/1417 of 4 August 2017⁴⁴
- 24. Council Implementing Regulation (EU) 2017/1547 of 14 September 2017^{45}
- 25. Council Implementing Regulation (EU) 2017/1549 of 14 September 2017⁴⁶
- 26. Council Implementing Regulation (EU) 2017/2153 of 20 November 2017⁴⁷
- 27. Council Implementing Regulation (EU) 2018/388 of 12 March 2018⁴⁸
- 28. Council Implementing Regulation (EU) 2018/705 of 14 May 2018⁴⁹
- 29. Council Implementing Regulation (EU) 2018/1072 of 30 July 2018⁵⁰
- 30. Council Implementing Regulation (EU) 2018/1230 of 12 September 2018⁵¹
- 31. Council Implementing Regulation (EU) 2018/1929 of 10 December 2018^{52}
- 32. Council Implementing Regulation (EU) 2019/92 of 21 January 2019⁵³
- 33. Council Implementing Regulation (EU) 2019/408 of 14 March 2019⁵⁴
- 34. Council Implementing Regulation (EU) 2019/409 of 14 March 2019⁵⁵
- 35. Commission Implementing Regulation (EU) 2019/1163 of 5 July 2019⁵⁶
- 36. Council Implementing Regulation (EU) 2019/1403 of 12 September 2019⁵⁷
- 37. Council Implementing Regulation (EU) 2020/119 of 28 January 2020⁵⁸

- 38. Council Implementing Regulation (EU) 2020/398 of 13 March 2020⁵⁹
- 39. Council Implementing Regulation (EU) 2020/1267 of 10 September 2020^{60}
- 40. Council Implementing Regulation (EU) 2020/1367 of 1 October 2020⁶¹
- 41. Council Implementing Regulation (EU) 2021/446 of 12 March 2021⁶²
- 42. Council Implementing Regulation (EU) 2021/1464 of 10 September 2021^{63}
- 43. Council Implementing Regulation (EU) 2021/1791 of 11 October 2021⁶⁴
- 44. Council Implementing Regulation (EU) 2021/2193 of 13 December 2021^{65}
- 45. Council Implementing Regulation (EU) 2022/236 of 21 February 2022⁶⁶
- 46. Council Regulation (EU) 2022/259 of 23 February 2022^{67}
- 47. Council Implementing Regulation (EU) 2022/260 of 23 February 2022⁶⁸
- 48. Council Implementing Regulation (EU) 2022/261 of 23 February 2022⁶⁹
- 49. Council Regulation (EU) 2022/330 of 25 February 2022^{70}
- 50. Council Implementing Regulation (EU) 2022/332 of 25 February 2022⁷¹
- 51. Council Implementing Regulation (EU) 2022/336 of 28 February 2022⁷²
- 52. Council Implementing Regulation (EU) 2022/353 of 2 March 2022⁷³
- 53. Council Implementing Regulation (EU) 2022/396 of 9 March 2022⁷⁴
- 54. Council Implementing Regulation (EU) 2022/408 of 10 March 2022⁷⁵
- 55. Council Implementing Regulation (EU) 2022/427 of 15 March 2022⁷⁶
- 56. Council Regulation (EU) 2022/580 of 8 April 2022⁷⁷

- 57. Council Implementing Regulation (EU) 2022/581 of 8 April 2022⁷⁸
- 58. Commission Implementing Regulation (EU) 2022/595 of 11 April 2022⁷⁹
- 59. Council Regulation (EU) 2022/625 of 13 April 2022⁸⁰
- 60. Council Implementing Regulation (EU) 2022/658 of 21 April 2022⁸¹
- 61. Council Implementing Regulation (EU) 2022/878 of 3 June 2022⁸²
- 62. Council Regulation (EU) 2022/880 of 3 June 2022⁸³
- 63. Council Implementing Regulation (EU) 2022/1270 of 21 July 2022⁸⁴
- 64. Council Regulation (EU) 2022/1273 of 21 July 2022⁸⁵
- 65. Council Implementing Regulation (EU) 2022/1274 of 21 July 2022⁸⁶
- 66. Council Implementing Regulation (EU) 2022/1354 of 4 August 2022⁸⁷
- 67. Council Implementing Regulation (EU) 2022/1446 of 1 September 2022⁸⁸
- 68. Council Implementing Regulation (EU) 2022/1529 of 14 September 2022⁸⁹
- 69. Council Regulation (EU) 2022/1905 of 6 October 2022^{90}
- 70. Council Implementing Regulation (EU) 2022/1906 of 6 October 2022⁹¹
- 71. Council Implementing Regulation (EU) 2022/1985 of 20 October 2022⁹²
- 72. Council Implementing Regulation (EU) 2022/2229 of 14 November 2022^{93}
- 73. Council Implementing Regulation (EU) 2022/2430 of 12 December 2022^{94}
- 74. Council Regulation (EU) 2022/2475 of 16 December 2022^{95}
- 75. Council Implementing Regulation (EU) 2022/2476 of 16 December 2022^{96}
- 76. Council Implementing Regulation (EU) 2023/192 of 30 January 2023⁹⁷

⁷⁷ OJ No. L 110, 8.4.2022, p. 1
⁷⁸ OJ No. L 110, 8.4.2022, p. 3
⁷⁹ OJ No L 114, 12.4.2022, p.60
⁸⁰ OJ No. L 116, 13.04.2022, p. 1
⁸¹ OJ No. L 120, 21.4.2022, p. 1
⁸² OJ No. L153, 3.6.2022, p. 15
⁸³ OJ No. L153, 3.6.2022, p.75
⁸⁴ OJ No. L193, 21.7.2022, p.133
⁸⁵ OJ No. L194, 21.7.2022, p.1
⁸⁶ OJ No. L194, 21.7.2022, p.5
⁸⁷ OJ No. L 204I, 4.8.2022, p.1
⁸⁸ OJ No. L 277I, 1.9.2022, p.1
⁸⁹ OJ No. L 239, 15.9.2022, p.1
⁹⁰ OJ No. L 259, 6.10.2022, p.76
⁹¹ OJ No. L 259, 6.10.2022, p.79
⁹² OJ No. L 272I, 20.10.2022, p.1
⁹³ OJ No. L 293I, 14.11.2022, p.9
⁹⁴ OJ No. L 318I, 12.12.2022, p.20
⁹⁵ OJ No. L 322I, 16.12.2022, p.315
⁹⁶ OJ No. L 322I, 16.12.2022, p.318

- 77. Council Implementing Regulation (EU) 2023/253 of 6 February 2023⁹⁸
- 78. Council Regulation (EU) 2023/426 of 25 February 2023⁹⁹
- 79. Council Implementing Regulation (EU) 2023/429 of 25 February 2023¹⁰⁰

Part 3

Council Regulation (EU) No. 692/2014

- 1. Council Regulation (EU) No. 825/2014 of 30 July 2014¹⁰¹
- 2. Council Regulation (EU) No. 1351/2014 of 18 December 2014¹⁰²
- 3. Council Implementing Regulation (EU) 2022/1848 of 4 October 2022^{103}

Part 4

Council Regulation (EU) No. 833/2014

- 1. Council Regulation (EU) No. 960/2014 of 8 September 2014^{104}
- 2. Council Regulation (EU) No. 1290/2014 of 4 December 2014^{105}
- 3. Council Regulation (EU) 2015/1797 of 7 October 2015¹⁰⁶
- 4. Council Regulation (EU) 2017/2212 of 30 November 2017^{107}
- 5. Commission Implementing Regulation (EU) 2019/1163 of 5 July 2019^{108}
- 6. Council Regulation (EU) 2022/262 of 23 February 2022^{109}
- 7. Council Regulation (EU) 2022/328 of 25 February 2022¹¹⁰
- 8. Council Regulation (EU) 2022/334 of 28 February 2022¹¹¹
- 9. Council Regulation (EU) 2022/345 of 1 March 2022¹¹²
- 10. Council Regulation (EU) 2022/350 of 1 March 2022^{113}
- 11. Council Regulation (EU) 2022/394 of 9 March 2022^{114}

¹⁰⁰ OJ No. L 59I, 25.2.2023, p.278

- ¹⁰⁸ OJ No. L 182, 8.7.2019, p. 33
- ¹⁰⁹ OJ No. L 42 I, 23.2.2022, p. 74 ¹¹⁰ OJ No. L 49, 25.2.2022, p. 1
- ¹¹¹ OJ No. L 57, 28.2.2022, p. 1
- ¹¹² OJ No. L 63, 2.3.2022, p. 1
- ¹¹³ OJ No. L 65, 2.3.2022, p. 1

 ⁹⁷ OJ No. L 26I, 30.1.2023, p.1
 ⁹⁸ OJ No. L 35, 7.2.2023, p.1

⁹⁹ OJ No. L 59I, 25.2.2023, p.1

 ¹⁰¹ OJ No. L 226, 30.7.2014, p. 2
 ¹⁰² OJ No. L 365, 19.12.2014, p. 46

¹⁰³ OJ No. L 257, 5.10.2022, p.1

¹⁰⁴ OJ No. L 271, 12.9.2014, p. 3

¹⁰⁵ OJ No. L 349, 5.12.2014, p. 20

¹⁰⁶ OJ No. L 263, 8.10.2015, p. 10

¹⁰⁷ OJ No. L 316, 1.12.2017, p. 15

- 12. Council Regulation (EU) 2022/428 of 15 March 2022¹¹⁵
- 13. Council Regulation (EU) 2022/576 of 8 April 2022^{116}
- 14. Commission Implementing Regulation (EU) 2022/595 of 11 April 2022¹¹⁷
- 15. Council Regulation (EU) 2022/879 of 3 June 2022¹¹⁸
- 16. Council Regulation (EU) 2022/1269 of 21 July 2022¹¹⁹
- 17. Council Regulation (EU) 2022/1904 of 6 October 2022^{120}
- 18. Council Regulation (EU) 2022/2367 of 3 December 2022^{121}
- 19. Commission Implementing Regulation (EU) 2022/2368 of 3 December 2022¹²²
- 20. Council Regulation (EU) 2022/2474 of 16 December 2022^{123}
- 21. Council Implementing Regulation (EU) 2023/180 of 27 January 2023¹²⁴
- 22. Council Regulation (EU) 2023/250 of 4 February 2023^{125}
- 23. Commission Implementing Regulation (EU) 2023/251 of 4 February 2023¹²⁶
- 24. Commission Implementing Regulation (EU) 2023/427 of 25 February 2023¹²⁷

Part 5

Council Regulation (EU) 2022/263

- 1. Commission Implementing Regulation (EU) 2022/595 of 11 April 2022¹²⁸
- 2. Council Regulation (EU) 2022/626 of 13 April 2022¹²⁹
- 3. Council Regulation (EU) 2022/1903 of 6 October 2022^{130}

¹¹⁴ OJ No. L 81, 9.3.2022, p. 1 ¹¹⁵ OJ No. L 87 I, 15.3.2022, p. 13 ¹¹⁶ OJ No. L 111, 8.4.2022, p. 1 ¹¹⁷ OJ No L 114, 12.4.2022, p.60 ¹¹⁸ OJ No. L 153, 3.6.2022, p.53 ¹¹⁹ OJ No. L 193, 21.7.2022, p.1 ¹²⁰ OJ No. L 295I, 6.10.2022, p.3 ¹²¹ OJ No. L 311I, 3.12.2022, p.1 122 OJ No. L 311I, 3.12.2022, p.5 123 OJ No. L 322I, 16.12.2022, p.1 124 OJ No. L 26, 30.1.2023, p.1 ¹²⁵ OJ No. L 32I, 4.2.2023, p.1 ¹²⁶ OJ No. L 32I, 4.2.2023, p.4 ¹²⁷ OJ No. L 59I, 25.2.2023, p.6 ¹²⁸ OJ No L 114, 12.4.2022, p.60 ¹²⁹ OJ No. L 116, 13.4.2022, p. 3 130 OJ No. L 295I, 6.10.2022, p.1

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5. Authorisation under provision of Council Regulation (EU) 2022/263
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GIVEN under my Official Seal, 25 February, 2023.

MICHAEL MCGRATH, Minister for Finance. 16 **[78]**

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