S.I. No. 94 of 2022

EUROPEAN UNION (RESTRICTIVE MEASURES CONCERNING UKRAINE) (NO.5) REGULATIONS 2022

1. These Regulations may be cited as the European Union (Restrictive Measures concerning Ukraine) (No.5) Regulations 2022.

2. (1) In these Regulations –


“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 42 I, 23.2.2022, p. 77

Notice of the making of this Statutory Instrument was published in “Iris Oifigiúil” of 4th March, 2022.
(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. 4) Regulations 2022 (S.I. No. 92 of 2022) are revoked.
Schedule 1

Part 1

Council Regulation (EU) No. 208/2014


Part 2

Council Regulation (EU) No. 269/2014


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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
19 OJ No. L 86, 21.3.2014, p. 27
20 OJ No. L 126, 29.4.2014, p. 48

21 OJ No. L 137, 12.5.2014, p. 1
22 OJ No. L 137, 12.5.2014, p. 3
24 OJ No. L 205, 12.7.2014, p. 7
26 OJ No. L 221, 25.7.2014, p. 1
27 OJ No. L 221, 25.7.2014, p. 11
28 OJ No. L 226, 30.7.2014, p. 16
29 OJ No. L 271, 12.9.2014, p. 1
30 OJ No. L 271, 12.9.2014, p. 8
31 OJ No. L 331, 18.11.2014, p. 1
32 OJ No. L 344, 29.11.2014, p. 5
33 OJ No. L 40, 16.2.2015, p. 7
34 OJ No. L 70, 14.3.2015, p. 1
35 OJ No. L 239, 15.9.2015, p. 30
36 OJ No. L 67, 12.3.2016, p. 1
37 OJ No. L 249, 16.9.2016, p. 1
38 OJ No. L 301, 9.11.2016, p. 1
39 OJ No. L 67, 14.3.2017, p. 34
23. Council Implementing Regulation (EU) 2017/1417 of 4 August 2017\textsuperscript{41}
24. Council Implementing Regulation (EU) 2017/1547 of 14 September 2017\textsuperscript{42}
25. Council Implementing Regulation (EU) 2017/1549 of 14 September 2017\textsuperscript{43}
26. Council Implementing Regulation (EU) 2017/2153 of 20 November 2017\textsuperscript{44}
27. Council Implementing Regulation (EU) 2018/388 of 12 March 2018\textsuperscript{45}
28. Council Implementing Regulation (EU) 2018/705 of 14 May 2018\textsuperscript{46}
29. Council Implementing Regulation (EU) 2018/1072 of 30 July 2018\textsuperscript{47}
30. Council Implementing Regulation (EU) 2018/1230 of 12 September 2018\textsuperscript{48}
31. Council Implementing Regulation (EU) 2018/1929 of 10 December 2018\textsuperscript{49}
32. Council Implementing Regulation (EU) 2019/92 of 21 January 2019\textsuperscript{50}
33. Council Implementing Regulation (EU) 2019/408 of 14 March 2019\textsuperscript{51}
34. Council Implementing Regulation (EU) 2019/409 of 14 March 2019\textsuperscript{52}
35. Commission Implementing Regulation (EU) 2019/1163 of 5 July 2019\textsuperscript{53}
36. Council Implementing Regulation (EU) 2019/1403 of 12 September 2019\textsuperscript{54}
37. Council Implementing Regulation (EU) 2020/119 of 28 January 2020\textsuperscript{55}
38. Council Implementing Regulation (EU) 2020/398 of 13 March 2020\textsuperscript{56}
39. Council Implementing Regulation (EU) 2020/1267 of 10 September 2020\textsuperscript{57}
40. Council Implementing Regulation (EU) 2020/1367 of 1 October 2020\textsuperscript{58}

\textsuperscript{40} OJ No. L 194, 26.7.2017, p. 1
\textsuperscript{41} OJ No. L 203, 4.8.2017, p. 1
\textsuperscript{42} OJ No. L 237, 15.9.2017, p. 37
\textsuperscript{43} OJ No. L 237, 15.9.2017, p. 44
\textsuperscript{44} OJ No. L 304, 21.11.2017, p. 3
\textsuperscript{45} OJ No. L 69, 13.3.2018, p. 11
\textsuperscript{46} OJ No. L 118I, 14.5.2018, p. 1
\textsuperscript{47} OJ No. L 194, 31.7.2018, p. 27
\textsuperscript{48} OJ No. L 231, 14.9.2018, p. 1
\textsuperscript{49} OJ No. L 313 I, 10.12.2018, p. 1
\textsuperscript{50} OJ No. L 19, 22.1.2019, p. 1
\textsuperscript{51} OJ No. L 73, 15.3.2019, p. 9
\textsuperscript{52} OJ No. L 73, 15.3.2019, p. 16
\textsuperscript{53} OJ No. L 182, 8.7.2019, p. 33
\textsuperscript{54} OJ No. L 236, 13.9.2019, p. 1
\textsuperscript{55} OJ No. L 221, 28.1.2020, p. 1
\textsuperscript{56} OJ No. L 78, 13.3.2020, p. 1
\textsuperscript{57} OJ No. L 298, 11.9.2020, p. 1
\textsuperscript{58} OJ No. L 318, 1.10.2020, p. 1
41. Council Implementing Regulation (EU) 2021/446 of 12 March 2021
42. Council Implementing Regulation (EU) 2021/1464 of 10 September 2021
43. Council Implementing Regulation (EU) 2021/1791 of 11 October 2021
44. Council Implementing Regulation (EU) 2021/2193 of 13 December 2021
45. Council Implementing Regulation (EU) 2022/236 of 21 February 2022
46. Council Regulation (EU) 2022/259 of 23 February 2022
47. Council Implementing Regulation (EU) 2022/260 of 23 February 2022
51. Council Implementing Regulation (EU) 2022/336 of 28 February 2022

Part 3


Part 4
Council Regulation (EU) No. 833/2014


59 OJ No. L 87, 15.3.2021, p. 19
60 OJ No. L 321, 13.9.2021, p. 1
61 OJ No. L 359 I, 11.10.2021, p. 1
63 OJ No. L 40 , 21.2.2022, p. 3
64 OJ No. L 42 I, 23.2.2022, p. 1
65 OJ No. L 42 I, 23.2.2022, p. 3
66 OJ No. L 42 I, 23.2.2022, p. 15
67 OJ No. L 51 , 25.2.2022, p. 1
68 OJ No. L 53 , 25.2.2022, p. 1
69 OJ No. L 58 , 28.2.2022, p. 1
70 OJ No. L 226, 30.7.2014, p. 2
72 OJ No. L 271, 12.9.2014, p. 3
73 OJ No. L 349, 5.12.2014, p. 20

74 OJ No. L 263, 8.10.2015, p. 10
75 OJ No. L 316, 1.12.2017, p. 15
76 OJ No. L 182, 8.7.2019, p. 33
77 OJ No. L 42 I, 23.2.2022, p. 74
78 OJ No. L 49, 25.2.2022, p. 1
79 OJ No. L 57, 28.2.2022, p. 1
80 OJ No. L 63, 2.3.2022, p. 1
81 OJ No. L 65 , 2.3.2022, p. 1
Schedule 2

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5. Authorisation under provision of Council Regulation (EU) 2022/263
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GIVEN under the Official Seal
of the Minister for Finance,
2 March, 2022.

JOHN HOGAN,
A person authorised under section 15
of the Ministers and Secretaries Act
1924 to authenticate the seal of the
Minister for Finance.