



STATUTORY INSTRUMENTS.

S.I. No. 622 of 2010

CRIMINAL JUSTICE (TERRORIST OFFENCES) ACT 2005 (SECTION 42(6)) (USAMA BIN LADEN, THE AL-QAIDA NETWORK AND THE TALIBAN) (FINANCIAL SANCTIONS) (No. 3) REGULATIONS 2010

(Prn. A10/1907)

CRIMINAL JUSTICE (TERRORIST OFFENCES) ACT 2005 (SECTION 42(6)) (USAMA BIN LADEN, THE AL-QAIDA NETWORK AND THE TALIBAN) (FINANCIAL SANCTIONS) (No. 3) REGULATIONS 2010

I, BRIAN LENIHAN, Minister for Finance, in exercise of the powers conferred on me by section 42(6) of the Criminal Justice (Terrorist Offences) Act 2005 (No. 2 of 2005), for the purpose of giving full effect to certain acts that are adopted by the institutions of the European Communities, and being of the opinion that Council Regulation (EC) No. 881/2002 of 27 May 2002¹, as amended, 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, hereby make the following Regulations:

1. These Regulations may be cited as the Criminal Justice (Terrorist Offences) Act 2005 (Section 42(6)) (Usama bin Laden, the Al-Qaida network and the Taliban) (Financial Sanctions) (No. 3) Regulations 2010.

2. (1) In these Regulations—

“Council Regulation” means Council Regulation (EC) No. 881/2002 of 27 May 2002¹, as amended by—

(a) Council Regulation (EC) No. 561/2003 of 27 March 2003²,

(b) 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 founded³,

(c) Council Regulation (EC) No. 1791/2006 of 20 November 2006⁴,

(d) the amending Commission Regulations and corrigenda cited or referred to in the Criminal Justice (Terrorist Offences) Act 2005 (Section 42(6)) (Usama bin Laden, the Al-Qaida network and the Taliban) (Financial Sanctions) Regulations (No. 2) 2010 (S.I. No. 500 of 2010),

¹OJ No. L.139, 29.5.02, p.9.

²OJ No. L.82, 29.3.03, p.1.

³OJ No. L.236, 23.9.03, p.773.

⁴OJ No. L.363, 20.12.06, p.1.

*Notice of the making of this Statutory Instrument was published in
“Iris Oifigiúil” of 28th December, 2010.*

- (e) Commission Regulation (EU) No. 851/2010 of 27 September 2010⁵,
- (f) Commission Regulation (EU) No. 906/2010 of 11 October 2010⁶,
- (g) Commission Regulation (EU) No. 1001/2010 of 5 November 2010⁷,
- (h) Commission Regulation (EU) No. 1027/2010 of 11 November 2010⁸,
- (i) Commission Regulation (EU) No. 1138/2010 of 7 December 2010⁹,
and
- (j) Commission Regulation (EU) No. 1139/2010 of 7 December 2010¹⁰.

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

3. The Central Bank of Ireland may, for the purposes of the administration and enforcement of these Regulations and the Council Regulation, give such directions or issue such instructions to a person as it sees fit.

4. A person to whom a direction is given or an instruction is issued under Regulation 3 shall comply with such direction or instruction.



GIVEN under my Official Seal,
17 December 2010.

BRIAN LENIHAN,
Minister for Finance.

⁵OJ No. L.253, 28.9.10, p.46.

⁶OJ No. L.268, 12.10.10, p.21.

⁷OJ No. L.290, 6.11.10, p.33.

⁸OJ No. L.296, 13.11.10, p.13.

⁹OJ No. L.322, 8.12.10, p.4.

¹⁰OJ No. L.322, 8.12.10, p.6.

EXPLANATORY NOTE

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

These Regulations provide that the Central Bank of Ireland may issue instructions for the purpose of giving full effect to financial sanctions against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban imposed by Council Regulation (EC) No. 881/2002 of 27 May 2002, as amended by Council Regulation (EC) No. 561/2003 of 27 March 2003, Annex II of Act of Accession 2004, Council Regulation (EC) No. 1791/2006 of 20 November 2006 and various Council and Commission Regulations.

This update provides for enforcement of the additional amending Commission Regulations, which add to or remove entries from the asset-freeze list:

Commission Regulation (EU) No. 851/2010 of 27 September 2010,
Commission Regulation (EU) No. 906/2010 of 11 October 2010,
Commission Regulation (EU) No. 1001/2010 of 5 November 2010,
Commission Regulation (EU) No. 1027/2010 of 11 November 2010,
Commission Regulation (EU) No. 1138/2010 of 7 December 2010, and
Commission Regulation (EU) No. 1139/2010 of 7 December 2010.

Section 42 of the Criminal Justice (Terrorist Offences) Act 2005 creates an offence for breach of the provisions of these Regulations and provides for appropriate penalties.

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ón
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TEACH SUN ALLIANCE, SRÁID THEACH LAIGHEAN, BAILE ÁTHA CLIATH 2,
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€2.54



Wt. (B28088). 285. 12/10. Cahill. Gr. 30-15.