



STATUTORY INSTRUMENTS.

**S.I. No. 473 of 2016**

---

EUROPEAN COMMUNITIES (INTRA-COMMUNITY TRANSFERS OF  
DEFENCE-RELATED PRODUCTS) (AMENDMENT) REGULATIONS  
2016

## EUROPEAN COMMUNITIES (INTRA-COMMUNITY TRANSFERS OF DEFENCE-RELATED PRODUCTS) (AMENDMENT) REGULATIONS 2016

I, MARY MITCHELL O'CONNOR, Minister for Jobs, Enterprise and Innovation, 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 effect to Commission Directive (EU) 2016/970 of 27 May 2016<sup>1</sup> amending Directive 2009/43/EC of the European Parliament and of the Council as regards the list of defence-related products, hereby make the following regulations:

1. These Regulations may be cited as the European Communities (Intra-Community Transfers of Defence-Related Products) (Amendment) Regulations 2016.

2. Regulation 2 (amended by the European Communities (Intra-Community Transfers of Defence Related Products) (Amendment) Regulations 2015 (S.I. No. 88 of 2015)) of the European Communities (Intra-Community Transfers of Defence-Related Products) Regulations 2011 (S.I. No. 346 of 2011), is amended, in paragraph (1), by the substitution of the following definition for the definition of "Directive":

“ ‘Directive’ means Directive 2009/43/EC of the European Parliament and of the Council of 6 May 2009<sup>2</sup> simplifying the terms and conditions of transfers of defence-related products within the Community as amended by—

- (a) Commission Directive 2010/80/EU of 22 November 2010<sup>3</sup> amending Directive 2009/43/EC of the European Parliament and of the Council as regards the list of defence-related products,
- (b) Commission Directive 2012/10/EU of 22 March 2012<sup>4</sup> amending Directive 2009/43/EC of the European Parliament and of the Council as regards the list of defence-related products,
- (c) Commission Directive 2012/47/EU of 14 December 2012<sup>5</sup> amending Directive 2009/43/EC of the European Parliament and of the Council as regards the list of defence-related products,

<sup>1</sup>OJ No. L 163, 21.06.2016, p.1.

<sup>2</sup>OJ No. L 146, 10.06.2009, p.1.

<sup>3</sup>OJ No. L 308, 24.11.2010, p.11.

<sup>4</sup>OJ No. L 85, 24.3.2012, p.3.

<sup>5</sup>OJ No. L 31, 31.1.2013, p.43.

*Notice of the making of this Statutory Instrument was published in "Iris Oifigiúil" of 16th September, 2016.*

- (d) Commission Directive 2014/18/EU of 29 January 2014<sup>6</sup> amending Directive 2009/43/EC of the European Parliament and of the Council as regards the list of defence-related products,
- (e) Commission Directive 2014/108/EU of 12 December 2014<sup>7</sup> amending Directive 2009/43/EC of the European Parliament and of the Council as regards the list of defence-related products, and
- (f) Commission Directive (EU) 2016/970 of 27 May 2016<sup>8</sup> amending Directive 2009/43/EC of the European Parliament and of the Council as regards the list of defence-related products;”.



GIVEN under my Official Seal,  
14 September 2016.

MARY MITCHELL O’CONNOR,  
Minister for Jobs, Enterprise and Innovation.

<sup>6</sup>OJ No. L 40, 11.2.2014, p.20.

<sup>7</sup>OJ No. L 359, 16.12.2014, p.117.

<sup>8</sup>OJ No. L 163, 21.06.2016, p.1.

EXPLANATORY NOTE

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

The purpose of the Intra Communitis Transfer Directive (Directive 2009/43/EEC of the European Parliament and of the Council of 6 May 2009) is to simplify the rules and procedures applicable to the intra-Community transfer of defence related products. The list of products covered by Directive 2009/43/EEC is the “EU Common Military List”. As the common military list is updated annually, the Directive is updated annually with an amended list. These Regulations implement and give effect to Commission Directive EU/2016/970 of 27 May 2016. This Directive was updated on 27 May 2016 to reflect the amendments made in the 2015 EU Common Military List.

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.

---

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)  
or through any bookseller.

---

€1.27

