

# **United Nations (Sanctions — South Sudan) Regulations 2019**

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No. S 395

### UNITED NATIONS ACT (CHAPTER 339)

### UNITED NATIONS (SANCTIONS — SOUTH SUDAN) REGULATIONS 2019

In exercise of the powers conferred by section 2(1) of the United Nations Act, the Minister for Law makes the following Regulations:

#### Citation and commencement

1. These Regulations are the United Nations (Sanctions — South Sudan) Regulations 2019 and come into operation on 28 May 2019.

#### Object

2. The object of these Regulations is to assist in giving effect to Resolutions 2206 (2015), 2290 (2016), 2428 (2018) and 2521 (2020).

*[S 510/2019 wef 02/08/2019]  
[S 753/2020 wef 07/09/2020]*

#### Application

3.—(1) These Regulations do not apply to —

- (a) any financial institution or class of financial institutions to the extent that the financial institution or class of financial institutions is or may be subject to the directions issued or regulations made by the Monetary Authority of Singapore under section 27A of the Monetary Authority of Singapore Act (Cap. 186); and
- (b) any VCC or class of VCCs to the extent that the VCC or class of VCCs is or may be subject to the directions issued or regulations made by the Monetary Authority of Singapore under section 83 of the Variable Capital Companies Act 2018 (Act 44 of 2018).

(2) In paragraph (1)(b), “VCC” has the meaning given by section 2(1) of the Variable Capital Companies Act 2018.

*[S 42/2020 wef 14/01/2020]*

## Definitions

4.—(1) In these Regulations, unless the context otherwise requires —

“Committee” means the Committee of the Security Council of the United Nations established under paragraph 16 of Resolution 2206 (2015);

“designated export item” means any item, material, equipment, goods or technology —

(a) falling within the class or description specified in the third column of the Seventh Schedule to the Regulation of Imports and Exports Regulations (Cap. 272A, Rg 1), as in force on 28 May 2019, in relation to South Sudan (specified in the first column of that Schedule); and

(b) the exporting from, transshipment in, or transit through, Singapore of which is prohibited under regulation 6(2)(c)(ii) of the Regulation of Imports and Exports Regulations in relation to South Sudan;

“designated person” means any individual or entity set out in the UN List subject to the conditions set out in paragraph (2);

“Director-General” means the Director-General of Customs appointed under section 4(1) of the Customs Act (Cap. 70);

“funds” includes cheques, bank deposits and other financial resources;

“officer of customs” has the meaning given by the Customs Act;

“property” means real or personal property, movable or immovable, and includes a lease of immovable property as well as a right or an interest in such property;

“Resolution” means a Resolution of the Security Council of the United Nations;

“UN List” means collectively the lists of individuals or entities identified by the Security Council of the United Nations or the Committee as individuals or entities to whom or to which the measures specified in paragraph 12 of Resolution 2206 (2015) apply, as updated from time to time by the Security Council of the United Nations or the Committee, and made available on the Internet through the official United Nations website at <http://www.un.org>.

(2) The conditions mentioned in the definition of “designated person” in paragraph (1) are —

- (a) where any individual or entity is added to the UN List on or after 28 May 2019, the individual or entity is taken to be a designated person with effect from the date immediately following the date of addition to the UN List;
- (b) where any individual or entity is removed from the UN List, the individual or entity ceases to be a designated person with effect from the date of removal from the UN List; and
- (c) where the particulars of any individual or entity in the UN List are modified on or after 28 May 2019, the particulars of the individual or entity are taken to be modified for the purposes of these Regulations with effect from the date immediately following the date of modification of the UN List.

### **Prohibition against supplying designated export items**

5. A person in Singapore or a citizen of Singapore outside Singapore must not supply, sell or transfer, directly or indirectly, any designated export item to any person in South Sudan.

### **Prohibition against using Singapore ship or aircraft to supply designated export items**

6. An owner or master of a ship registered as a Singapore ship under the Merchant Shipping Act (Cap. 179), or an owner or operator of an aircraft registered in Singapore under the Air Navigation Act (Cap. 6), must not carry, or cause or permit to be carried, on board or on or in any part of the ship or aircraft any designated export item for supply, sale or transfer to any person in South Sudan.

### **Prohibition against provision of technical assistance, training, etc.**

7. A person in Singapore or a citizen of Singapore outside Singapore must not provide to any person in South Sudan —

- (a) any technical assistance, training or financial or other assistance related to —
  - (i) military activities; or
  - (ii) the provision, maintenance or use of any designated export item;  
or
- (b) any armed mercenary personnel, whether or not originating in Singapore.

### **Prohibition against dealing with property of designated person**