# Commission Implementing Regulation (EU) 2016/1831 of 14 October 2016 amending Council Regulation (EC) No 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea

## COMMISSION IMPLEMENTING REGULATION (EU) 2016/1831

## of 14 October 2016

## amending Council Regulation (EC) No 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 329/2007 of 27 March 2007 concerning restrictive measures against the Democratic People's Republic of Korea[(1)], and in particular Article 13(1)(g) thereof,

Whereas:

(1) Regulation (EC) No 329/2007 gives effect to measures provided for in Council Decision (CFSP) 2016/849[(2)].

(2) On 2 March 2016, the United Nations Security Council adopted Resolution (UNSCR) 2270 (2016) providing for new measures against North Korea. In accordance with that Resolution, on 4 April 2016 the Sanctions Committee established pursuant to UNSCR 1718 (2006) published a list of additional goods to which prohibitions on the transfer, procurement and provision of technical assistance apply (the 'sensitive goods' list).

(3) Following the adoption of Resolution (UNSCR) 2270 (2016), on 4 August 2016 the Council adopted Decision (CFSP) 2016/1341[(3)]. Council Regulation (EU) 2016/1333[(4)] amended Regulation (EC) No 329/2007 accordingly, adding Annex Ig.

(4) This proposal identifies the sensitive goods to be included in Annex Ig of Regulation (EC) No 329/2007 and allocates the reference numbers taken from the Combined Nomenclature as set out in Annex I to Council Regulation (EEC) No 2658/87[(5)]. Annex Ig of Regulation (EC) No 329/2007 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

*Article 1*

Annex Ig to Regulation (EC) No 329/2007 is amended in accordance with the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

**Changes to legislation:** Commission Implementing Regulation (EU) 2016/1831 is up to date with all changes known to be in force on or before 28 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 14 October 2016.

*For the Commission,*

*On behalf of the President,*

*Acting Head of the Service for Foreign Policy Instruments*

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ANNEX

Annex Ig to Council Regulation (EC) No 329/2007 is replaced by the following:

ANNEX Ig

## GOODS AND TECHNOLOGY REFERRED TO IN ARTICLES 2, 3 AND 6[(6)]

Weapons of mass destruction-related items, materials, equipment, goods and technology identified and designated as sensitive goods, pursuant to paragraph 25 of UN Security Council Resolution 2270.

(a) **Nuclear- and/or Missile-usable Items**

(1) Ring Magnets

Permanent magnet materials having both the following characteristics:

i. Ring-shaped magnet with a relation between outer and inner diameter smaller or equal to 1.6:1; and

ii. Made of any of the following magnetic materials: aluminium-nickel-cobalt, ferrites, samarium-cobalt, or neodymium-iron-boron.

ex 8505 11 00
ex 8505 19 10
ex 8505 19 90
ex 8505 90 90

(2) Maraging Steel

Maraging steel having both the following characteristics:

i. “capable of” an ultimate tensile strength of 1 500 MPa or more at 293 K (20 °C).

ii. In bar or tube form, with an outer diameter of 75 mm or greater.

ex 7304 49 10
ex 7304 51 81
ex 7304 51 89
ex 7304 59 92
ex 7304 59 93
ex 7304 59 99

(3) Magnetic alloy materials in sheet or thin strip form having both of the following characteristics:

(a) Thickness of 0,05 mm or less; or height of 25 mm or less, and

(b) Made of any of the following magnetic alloy materials: iron-chromium-cobalt, iron-cobalt-vanadium, iron-chromium-cobalt-vanadium, or iron-chromium.

ex 7326 19 10
ex 7326 19 90
ex 7326 90 92
ex 7326 90 94

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ex 7326 90 96
ex 7326 90 98

(4) Frequency Changers (also known as converters or inverters)

Frequency changers, other than those specified in entries 0B001.b.13 or 3A225 of Annex 1, having all of the following characteristics, and specially designed software therefore:

i. Multiphase frequency output;

ii. Capable of providing a power of 40 W or greater; and

iii. Capable of operating anywhere (at any one point or more) within the frequency range of between 600 and 2 000 Hz.

*Technical Notes:*

*(1) Frequency changers are also known as converters or inverters.*

*(2) The functionality specified above may be met by certain equipment described or marketed as electronic test equipment, AC power supplies, variable speed motor drives, or variable frequency drives.*

ex 8504 40 84
ex 8504 40 88
ex 8504 40 90
ex 8537 10 99
ex 8537 20 91
ex 8537 20 99

(5) High-strength Aluminium Alloy

Aluminium alloys having both the following characteristics:

i. “capable of” an ultimate tensile of strength of 415 MPa or more at 293 K (20 °C) and

ii. In bar or tube form, with an outer diameter of 75 mm or greater.

*Technical Note:*

The phrase “capable of” encompasses aluminium alloy before or after heat treatment.

ex 7601 20 80
ex 7604 29 10
ex 7608 20 20
ex 7608 20 81
ex 7608 20 89

(6) Fibrous or Filamentary Materials

“Fibrous or filamentary materials” and prepregs, as follows:

i. Carbon, aramid, or glass “fibrous or filamentary materials” having both of the following characteristics:

(1) A “specific modulus” exceeding $3{,}18 \times 10^6$ m; and

(2) A “specific tensile strength” exceeding $76{,}2 \times 10^3$ m;

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ii. Prepregs: Thermoset resin-impregnated continuous “yarns”, “rovings”, “tows” or “tapes” with a width of 30 mm or less, made from carbon, aramid, or glass “fibrous or filamentary materials” controlled in (a) above.

ex 3916 90 10
ex 3916 90 50
ex 3916 90 90
ex 3920 92 00
ex 3920 99 28
ex 3920 99 52
ex 3920 99 59
ex 3920 99 90
ex 3921 90 55
ex 3921 90 60
ex 3921 90 90
ex 3926 90 92
ex 3926 90 97
ex 5402 11 00
ex 5402 19 00
ex 5402 31 00
ex 5402 32 00
ex 5403 10 00
ex 5404 90 90
ex 5407 10 00
ex 5407 20 90
ex 5407 41 00
ex 5407 42 00
ex 5407 43 00
ex 5407 44 00
ex 5501 10 00
ex 5501 90 00
ex 5503 11 00
ex 5503 19 00
ex 5503 20 00
ex 5503 90 00
ex 5506 10 00
ex 5506 90 00
ex 5509 11 00
ex 5509 12 00
ex 5604 90 10
ex 5607 50 11
ex 5607 50 19
ex 5607 50 30
ex 5607 50 90
ex 5609 00 00
ex 5902 10 10
ex 5902 10 90