Council Regulation (EU) 2016/1333 of 4 August 2016 amending Regulation (EC) No 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea

COUNCIL REGULATION (EU) 2016/1333

of 4 August 2016

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

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 215 thereof,

Having regard to Council Decision (CFSP) 2016/849 of 27 May 2016 concerning restrictive measures against the Democratic People's Republic of Korea and repealing Decision 2013/183/CFSP[(1)],

Having regard to the joint proposal of the High Representative of the Union for Foreign Affairs and Security Policy and of the European Commission,

Whereas:

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

(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 ('sensitive goods list').

(3) On 4 August 2016, the Council adopted Decision (CFSP) 2016/1341[(3)] giving effect to that measure. Regulation (EC) No 329/2007 should therefore be amended accordingly.

(4) In order to ensure that the measures provided for in this Regulation are effective, this Regulation should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 329/2007 is amended as follows:

1. Article 2 is amended as follows:

   (a) in point (a) of paragraph 1 and paragraph 3, the words 'Annexes I, Ia and Ib' are replaced by the words 'Annexes I, Ia, Ib and Ig';

   (b) in paragraph 2, the following subparagraph is added:

Changes to legislation: Council Regulation (EU) 2016/1333 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

Annex Ig shall include 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 (2016)..

2. In Article 3(1), in points (a) to (d), the words ‘Annexes I, Ia and Ib’ are replaced by the words ‘Annexes I, Ia, Ib and Ig’.

3. In Article 5c(4), the introductory sentence is replaced by the following:

4. Transactions referred to in paragraph 3 involving a transfer of funds for amounts:.

4. In Article 13, paragraph 1, the following point is added:

(g) amend Annex Ig on the basis of determinations made by the UN Security Council or the Sanctions Committee and add the reference numbers taken from the Combined Nomenclature as set out in Annex I to Regulation (EEC) No 2658/87..

5. The text set out in the Annex to this Regulation shall be inserted as Annex Ig.

Article 2

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

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

Done at Brussels, 4 August 2016.

For the Council

The President

M. LAJČÁK