

SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 3247 of 4 October, 2001

LEGAL NOTICE NO.116 OF 2001

The following was published as United Kingdom Statutory Instrument 2001 No. 2558 and came into force in Gibraltar on 20 July 2001–

“UNITED NATIONS

The Afghanistan (United Nations Sanctions) (Overseas Territories) (Amendment) Order 2001

Made..... 18th July 2001

Laid before Parliament..... 19th July 2001

Coming into force..... 20th July 2001

At the Court at Buckingham Palace, the 18th day of July 2001

Present

The Queen’s Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by section 1 of the United Nations Act 1946^(a), by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

1.(1) This Order may be cited as the Afghanistan (United Nations Sanctions) (Overseas Territories) (Amendment) Order 2001 and shall come into force on 20th July 2001.

(2) In this Order, “the principal Order” means the Afghanistan (United Nations Sanctions)(Overseas Territories) Order 2001^(b).

(3) This Order shall extend to the territories listed in Schedule 1 to the principal Order.

2. The following words shall replace the text from “person connected to Usama” to “paragraph (a) above;” in Article 2(1) of the principal Order–

^(a) 1946 c. 45

^(b) S.I. 2001/392

“ “person connected with the Taliban” means–

- (a) any person designated by the Sanctions Committee pursuant to paragraph 4(b) of Resolution 1267 adopted by the Security Council of the United Nations on 15th October 1999; or
- (b) any person acting on behalf of a person covered by paragraph (a) above;

“person connected with Usama bin Laden” means–

- (a) any person designated by the Sanctions Committee pursuant to paragraph 8(c) of Resolution 1333 adopted by the Security Council of the United Nations on 19th December 2000; or
- (b) any person acting on behalf of a person covered by paragraph(a) above;”

3. Article 8 of the principal Order shall be amended to read–

“Making funds available to the Taliban and associates

8. Any person who, except under the authority of a licence granted by the Governor under this article, makes any funds available to or for the benefit of the Taliban or any person connected with the Taliban is guilty of an offence under this Order.”

4. Article 9(1) of the principal Order shall be amended to read–

“Freezing of funds on suspicion

9.(1) Where the Governor has reasonable grounds for suspecting that the person by, for or on behalf of whom any funds are held is or may be–

- (a) Usama bin Laden or a person connected with Usama bin Laden, or
- (b) the Taliban or a person connected with the Taliban,

the Governor may by notice direct that those funds are not to be made available to that person, except under the authority of a licence granted by the Governor under Article 7 or 8.”

5. The provisions of the principal Order listed in the Schedule are amended as specified in that Schedule.

A.K. Galloway
Clerk of the Privy Council

SCHEDULE

Article 5

(1) <i>Provision amended</i>	(2) <i>Extent of Amendment</i>
Article 23(b)	the word “of” before— (a) “an offence relating to customs” in sub-paragraph (i), and (b) “an offence under the law of the United Kingdom” in sub-paragraph (ii), shall be deleted.
Article 24(3)	The word “or” shall be inserted after “to both;”.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, made under the United Nations Act 1946, amends the Afghanistan (United Nations Sanctions)(Overseas Territories) Order 2001 to enhance the financial sanctions regime imposed against the Taliban. It also makes minor textual amendments to that Order.”

Dated this 4th day of October, 2001.

