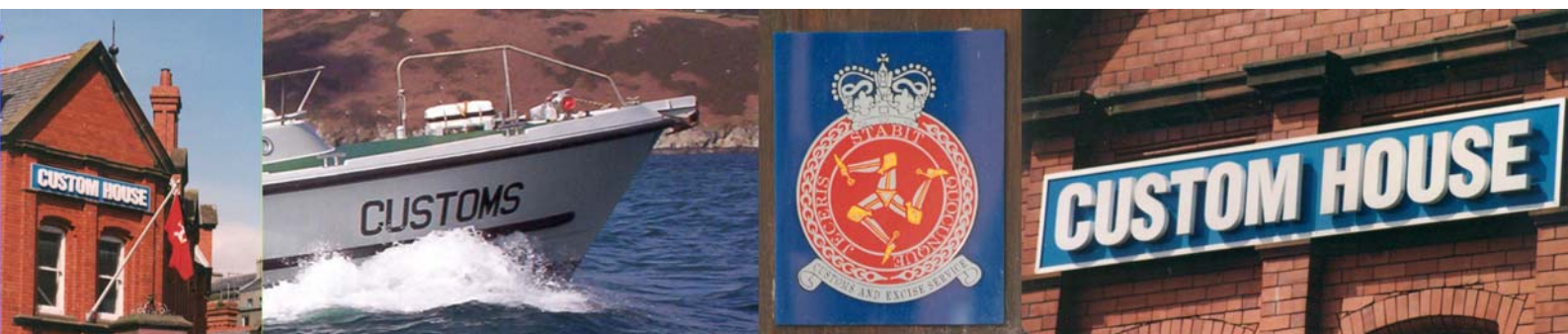


Sanctions Notice 13

United Nations Sanctions

Liberia



July 2006
(updated to 11th March 2008)



Isle of Man
Government

Reilrys Ellan Vannin

About this Notice

This Notice draws attention in convenient form to the Orders and Regulations made under the United Nations Act 1946 which place financial sanctions on certain named individuals and entities.

This Notice provides guidance on certain aspects only of the Orders, and should be read in conjunction with those Orders.

The Treasury has appointed its Customs and Excise Division to act for the purpose of enforcing financial sanctions. Accordingly, certain powers have been delegated by the Treasury to the Division.

The list of persons and entities subject to the sanctions may be found at:

http://www.hm-treasury.gov.uk/documents/financial_services/sanctions/fin_sanctions_index.cfm

Enquiries concerning this Notice should be addressed to the address given below and marked for the attention of the Sanctions Officer.

Enquiries may also be made by -

- facsimile transmission (01624 661725)
- Email (customs@gov.im)
- Telephone (01624 648138)

The address for any enquiries or applications relating to this Notice is -

The Sanctions Officer
The Treasury
Customs and Excise Division
PO Box 6
Custom House
North Quay
Douglas
Isle of Man
IM99 1AG



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Directions to all Financial Institutions

The Customs and Excise Division, as agent for the Treasury, **directs** all financial institutions that any funds which they hold for or on behalf of the individuals or entities named in the list relating to this Notice must not be made available, except under the authority of a licence granted by the Treasury.

Financial institutions are requested to check whether they maintain any account for the individuals/entities named in the list to this Notice and, if so, they should freeze the accounts and report their findings to the Customs and Excise Division.

Introduction

1. UN Security Council Resolution 1521 of 22 December 2003 imposed an embargo on the supply, sale or transfer of arms and related material to Liberia. It also prohibited the supply of technical training or assistance relating to the provision, manufacture, maintenance or use of arms and related material.

It replaced Resolution 1343 of 2001, continuing an arms embargo and prohibition on the provision of technical training and assistance.

2. Other measures included in Resolution 1521 included -
 - a ban on entry into, or transit through, territory of named individuals designated by the appropriate UN Sanctions Committee,
 - a ban on the direct or indirect import of all rough diamonds from Liberia, and (lifted with effect from 27 April 2007), and
 - a ban on the import of all round logs and timber products originating in Liberia (lifted with effect from 19 September 2006).
3. On 10 February 2004 the EU adopted Council Common Position 2004/137/CFSP and Council Regulation (EC) No. 234/2004, which implemented Resolution 1521 in the EU.
4. On 12 March 2004 the UN Security Council adopted Resolution 1532, which had the effect of imposing financial sanctions against the former President Charles Taylor, his wife and son.
5. On 29 April 2004 the Council of the EU adopted Council Regulation (EC) No.



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872/2004, which implemented these sanctions in the EU (however, this Regulation does not have automatic effect in the Isle of Man).

6. On 13 February 2004 the Liberia (United Nations Sanctions) (Isle of Man) Order 2004 ("the 2004 Order") [SI 2004 No. 305] came into force.

This gave effect to the arms embargo and ban on the supply of technical training and assistance mentioned in Resolution 1521.

7. The arms embargo, ban on technical assistance and training, supply of brokering and other services relating to military activities, and the ban on the provision of financing and financial assistance related to military activities do not apply to -
- the UN Mission in Liberia,
 - support of, or use in, an international training and reform programme for Liberian armed forces or police (as approved in advance by the UN),
 - non-lethal military equipment intended solely for humanitarian or protective use, or
 - protective clothing (including flak jackets, military helmets, etc) being temporarily exported to Liberia by UN personnel, the media, humanitarian or development workers and associated personnel for their own use.

- 7A. Council Regulation (EC) No. 866/2007 lists those competent authorities in EU Member States able to authorise the provision of those goods and services mentioned in paragraph 7 above.

Persons affected by the sanctions

8. On 15 June 2004 the UN issued a list of names that were to be subject to sanctions measures mentioned in Security Council Resolution 1532. These were alleged to be close allies or associates of the Taylor regime.

All funds, other financial resources and economic resources controlled, directly or indirectly, by persons on the list, in addition to former President Charles Taylor, his wife and son, were to be frozen.

Furthermore, none of these funds etc, nor any other funds, other financial resources or economic resources were to be made available, by nationals or other persons within any territory, directly or indirectly, to or for the benefit of the listed persons.

9. On 22 June 2004 the EU followed suit, by means of Commission Regulation (EC) No. 1149/2004.
10. On 10 February 2004 the EU adopted Council Common Position 2004/137/CFSP and Council Regulation (EC) No. 234/2004, which implemented Resolution 1521 in the EU.
11. On 16 April 2004 the Liberia (United Nations Sanctions) (Isle of Man) (Amendment) Order 2004 [SI 2004 No. 1120] came into force.

This amended the 2004 Order and gave effect to UN Security Council Resolution 1532 of 12 March 2004.

Offences

12. With effect from 16 April 2004 any person who, except under the authority of a licence issued by the Treasury, makes any funds, other financial assets or economic resources available to or for the benefit of any of the listed persons (or "designated persons") shall be guilty of an offence.
13. Where the Treasury has reasonable grounds to suspect that the person on behalf of whom any funds etc. are held is a listed person it may direct by way of a Notice that those funds etc. are not to be made available to any person or entity except as permitted under a Treasury licence.
14. Any person who -
 - knowingly and intentionally engages in activity the object or effect of which is to enable or facilitate the making available of funds etc. to a designated person,
 - knowingly and intentionally engages in activity the object or effect of which is to enable or facilitate the contravention of a direction contained in this Notice, or
 - fails to disclose knowledge or suspicion that a customer or client is a designated personshall be guilty of an offence.
15. The Treasury hereby **DIRECTS** that no body corporate, partnership or unincorporated association or building society shall make any funds, other financial assets or economic resources available to or for the benefit of any of the "designated persons".
16. Persons identifying customers or clients who are designated should report this fact to the Sanctions Officer at the address shown on page 2 of this Notice.
17. For the purpose of the financial sanctions imposed on designated persons, "funds, other financial assets or economic resources" means -

"... assets of every kind, whether tangible or intangible, movable or immovable, however acquired, and legal documents or instruments in any form, including electronic or digital, evidencing title to, or interest in, such assets, including, but not limited to, bank credits, travellers' cheques, bank cheques, money orders, shares, securities, bonds, drafts and letters of credit."

Amendments to this Notice

18. This Notice replaces all previous editions of Sanctions Notice 7 insofar as it was concerned with Liberia. However, any licences, directions and permissions previously issued are unaffected.

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19. On 19 September 2006 the import ban on Liberian timber products was lifted.
 20. On 27 April 2007 the UN lifted the embargo on Liberian diamonds.
 21. On 24 July 2007 reference to Council Regulation (EC) No. 866/2007 added.

Isle of Man Customs and Excise Website

Amendments to these sanctions will be advised by means of news releases which will be published on the official Isle of Man Government website at <http://www.gov.im/>

The Isle of Man Customs and Excise website will contain details of all current sanctions, news releases and links to relevant lists <http://www.gov.im/treasury/customs/>

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