

Version
as at 1 September 2022



**United Nations Sanctions (Central African Republic)
Regulations 2014**
(LI 2014/147)

Rt Hon Dame Sian Elias, Administrator of the Government

Order in Council

At Wellington this 12th day of May 2014

Present:

Her Excellency the Administrator of the Government in Council

Pursuant to section 2 of the United Nations Act 1946, Her Excellency the Administrator of the Government makes the following regulations—

- (a) acting on the advice and with the consent of the Executive Council; and
- (b) for the purpose of giving effect to resolutions 2127 (2013) and 2134 (2014) of the Security Council of the United Nations, adopted pursuant to the United Nations Charter on 5 December 2013 and 28 January 2014 respectively, calling upon the Government of New Zealand and all other member States of the United Nations to apply in respect of the Central African Republic the measures set out in those resolutions.

Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

These regulations are administered by the Ministry of Foreign Affairs and Trade.

Contents

		Page
1	Title	3
2	Commencement	3
3	Interpretation	3
	<i>Exportation of arms</i>	
4	Exportation of arms to Central African Republic prohibited	6
4A	Notification and approval in advance for exempt supplies	8
5	Customs and Excise Act 2018 to apply to prohibited exports	9
6	Detention of prohibited exports	9
7	Prohibited exports not to be loaded onto ship or aircraft	9
8	Power to withhold clearance of ship or aircraft	10
	<i>Dealings with arms</i>	
9	Transactions in relation to arms prohibited	10
	<i>Controls on carriage of arms and aviation</i>	
10	Carriage of arms to or from Central African Republic prohibited	10
11	Persons liable for contraventions of regulation 10	11
	<i>Provision of technical training or assistance relating to arms</i>	
12	Provision to Central African Republic of technical training or assistance relating to arms prohibited	11
	<i>Entry and transit of designated persons</i>	
13	Designated persons to enter New Zealand only if consistent with determinations of Security Council	12
	<i>Assets, money, or securities of designated persons</i>	
14	Prohibition on dealings in assets, money, or securities of designated persons	12
15	Prohibition on sending assets, money, or securities to designated persons	13
16	Exceptions to regulations 14 and 15	13
	<i>Minister's consent</i>	
17	Preconditions to consent	14
	<i>Miscellaneous provisions</i>	
18	Offences	14
19	Attorney-General's consent and certificate in certain cases	14
20	Customs and Excise Act 2018 not affected	15

Regulations

1 Title

These regulations are the United Nations Sanctions (Central African Republic) Regulations 2014.

2 Commencement

These regulations come into force on 16 May 2014.

3 Interpretation

(1) In these regulations, unless the context otherwise requires,—

agent of a designated person means—

- (a) any person who acts on behalf of, or at the direction of,—
 - (i) a designated person; or
 - (ii) another person who, directly or indirectly, acts on behalf of the designated person; or
- (b) any entity owned or controlled by a designated person or a person to whom paragraph (a) applies

arms includes—

- (a) related materiel of all types (including weapons, ammunition, military vehicles and equipment, and paramilitary equipment); and
- (b) spare parts for any arms, or for any goods specified in paragraph (a)

charterer, in relation to a ship or aircraft, includes any person acting as the agent of the charterer

Committee means the Committee established by paragraph 57 of resolution 2127

Customs officer has the same meaning as in section 5(1) of the Customs and Excise Act 2018

designated person, in relation to measures set out in resolution 2134 and provided for in this regulation and regulations 13 to 16, means an individual or entity designated by the Committee as one to whom or to which the measures apply

Minister means the Minister of Foreign Affairs

MINUSCA means the United Nations Multidimensional Integrated Stabilization Mission in the Central African Republic

New Zealand includes Tokelau

New Zealand aircraft means a New Zealand registered aircraft or a New Zealand chartered aircraft

New Zealand chartered aircraft means any aircraft that is not a New Zealand registered aircraft but is, for the time being, chartered to a New Zealand citizen, or to any entity incorporated or constituted under the law of New Zealand

New Zealand chartered ship means a ship that is not a New Zealand registered ship but is, for the time being, chartered to a New Zealand citizen, or to any entity incorporated or constituted under the law of New Zealand

New Zealand registered aircraft means any aircraft registered or required to be registered in New Zealand under the Civil Aviation Act 1990

New Zealand registered ship means a ship registered in New Zealand, or recognised by the law of New Zealand as a ship belonging to New Zealand

New Zealand ship means a New Zealand registered ship or a New Zealand chartered ship

owner, in relation to a ship or an aircraft, includes any person acting as the agent of the owner

resolution 2127 means resolution 2127 (2013) of the Security Council of the United Nations adopted on 5 December 2013

resolution 2134 means resolution 2134 (2014) of the Security Council of the United Nations adopted on 28 January 2014

resolution 2149 means resolution 2149 (2014) of the Security Council of the United Nations adopted on 10 April 2014

resolution 2588 means resolution 2588 (2021) of the Security Council of the United Nations adopted on 29 July 2021

security—

- (a) includes a share, stock, bond, debenture, debenture stock, mortgage, lien, treasury bill, coupon or warrant representing dividends or interest, and a life or endowment insurance policy, in whatever currency the security is expressed; and
- (b) also includes any document or means by which the right to the ownership or provision of any money or security, or any interest in money or a security, may be exercised; but
- (c) does not include a promissory note or bill of exchange

specified missions means the following missions specified in resolutions 2149 and 2588:

- (a) MINUSCA:
- (b) *[Revoked]*
- (c) *[Revoked]*
- (d) *[Revoked]*
- (e) the European Union training missions deployed in the Central African Republic:

- (f) the French forces deployed in the Central African Republic:
the Customs has the same meaning as Customs in section 5(1) of the Customs and Excise Act 2018
- (g) United Nations member State forces providing training or other assistance to the Central African Republic security forces (including to state civilian law enforcement institutions)—
- (i) that is intended solely for the support of, or use in, reform of the security sector; and
- (ii) the provision of which is in co-ordination with MINUSCA and has been notified in advance to the Committee.
- (2) A reference in these regulations to the transfer of a security includes a reference to a transfer of a security by way of loan, mortgage, pledge, or bailment, whether in respect of a legal or an equitable interest.
- (3) The Minister may publish, in any manner the Minister thinks fit (for example, by notice in the *Gazette* or publication on the Internet, or both),—
- (a) a list of the names of any persons designated as designated persons; and
- (b) any additions to, or deletions from, the list referred to in paragraph (a).

Regulation 3(1) **AU-RTF**: revoked, on 1 September 2022, by regulation 4(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **BINUCA**: revoked, on 1 September 2022, by regulation 4(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **Customs officer**: inserted, on 1 October 2018, by section 443(4) of the Customs and Excise Act 2018 (2018 No 4).

Regulation 3(1) **Customs officer** and **the Customs**: revoked, on 1 October 2018, by section 443(4) of the Customs and Excise Act 2018 (2018 No 4).

Regulation 3(1) **the Customs**: inserted, on 1 October 2018, by section 443(4) of the Customs and Excise Act 2018 (2018 No 4).

Regulation 3(1) **designated person**: amended, on 1 September 2022, by regulation 4(3) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **MICOPAX**: revoked, on 1 September 2022, by regulation 4(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **MINUSCA**: inserted, on 1 September 2022, by regulation 4(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **MISCA**: revoked, on 1 September 2022, by regulation 4(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **resolution 2149**: inserted, on 1 September 2022, by regulation 4(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **resolution 2588**: inserted, on 1 September 2022, by regulation 4(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **specified missions**: amended, on 1 September 2022, by regulation 4(4) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **specified missions** paragraph (a): replaced, on 1 September 2022, by regulation 4(5) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **specified missions** paragraph (b): revoked, on 1 September 2022, by regulation 4(5) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **specified missions** paragraph (c): revoked, on 1 September 2022, by regulation 4(5) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **specified missions** paragraph (d): revoked, on 1 September 2022, by regulation 4(5) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **specified missions** paragraph (e): amended, on 1 September 2022, by regulation 4(6) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 3(1) **specified missions** paragraph (g): inserted, on 1 September 2022, by regulation 4(7) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Exportation of arms

4 Exportation of arms to Central African Republic prohibited

- (1) No person may directly or indirectly export arms from New Zealand to the Central African Republic knowing that the arms are intended to be exported to the Central African Republic, or are intended for use in, or for the benefit of, the Central African Republic.
- (2) Subclause (1) does not apply to particular goods or to goods of a particular class if the Minister has consented to the exportation of those goods.
- (3) Regulation 17 applies to the Minister's consent under subclause (2).
- (4) Subclause (1) does not apply to—
 - (a) arms intended solely for the support of, or use by, specified missions; or
 - (aa) non-lethal equipment—
 - (i) that is intended to be supplied to the Central African Republic security forces (including to state civilian law enforcement institutions) solely for the support of, or use in, reform of the security sector; and
 - (ii) the supply of which is in co-ordination with MINUSCA and has been notified in advance to the Committee; or
 - (ab) arms—
 - (i) that are brought into the Central African Republic by Chadian or Sudanese forces solely for their use, in international patrols of the tripartite force established on 23 May 2011 in Khartoum by the Central African Republic, Chad, and Sudan, to enhance security in the common border areas; and
 - (ii) the supply of which is in co-operation with MINUSCA and has been approved in advance by the Committee; or
 - (b) non-lethal military equipment—

- (i) that is intended solely for self-protection or humanitarian aid; and
 - (ii) the supply of which has been notified in advance to the Committee; or
- (c) protective clothing (including flak jackets and military helmets) temporarily exported to the Central African Republic by the following persons for their own personal use in that country:
- (i) United Nations personnel;
 - (ii) representatives of the media, humanitarian and development workers, and associated personnel; or
- (d) small arms and related equipment that are intended solely for 1 (or both) of the following uses and the supply of which has been notified in advance to the Committee:
- (i) use by international patrols defending the Sangha River Tri-national Protected Area against poaching, smuggling of ivory and arms, or other activities contrary to the national laws or international obligations of the Central African Republic;
 - (ii) use by armed wildlife rangers defending the Chinko Project or the Bamingui-Bangoran National Park against poaching, smuggling of ivory and arms, or other activities contrary to the national laws or international obligations of the Central African Republic; or
- (da) any of the following items that are intended to be supplied to the Central African Republic security forces (including to state civilian law enforcement institutions) solely for the support of, or use in, reform of the security sector, and the supply of which has been notified in advance to the Committee:
- (i) weapons with a calibre of 14.5 millimetres or less;
 - (ii) ammunition and components specially designed for weapons with a calibre of 14.5 millimetres or less;
 - (iii) unarmed ground military vehicles and their spare parts;
 - (iv) ground military vehicles mounted with weapons with a calibre of 14.5 millimetres or less and their spare parts;
 - (v) rocket-propelled grenades;
 - (vi) ammunition specially designed for rocket-propelled grenades;
 - (vii) mortars with a calibre of 60 millimetres or 82 millimetres;
 - (viii) ammunition specially designed for mortars with a calibre of 60 millimetres or 82 millimetres; or
- (e) other sales or supply of arms, approved in advance by the Committee.

Regulation 4(1): amended, on 1 September 2022, by regulation 5(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 4(4)(aa): inserted, on 1 September 2022, by regulation 5(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 4(4)(ab): inserted, on 1 September 2022, by regulation 5(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 4(4)(b)(ii): amended, on 1 September 2022, by regulation 5(3) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 4(4)(d): replaced, on 1 September 2022, by regulation 5(4) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 4(4)(da): inserted, on 1 September 2022, by regulation 5(4) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

4A Notification and approval in advance for exempt supplies

- (1) Any notification in advance under regulation 4 in relation to a supply of arms must be given at least 20 days before the arms are delivered and must include all of the following information that applies in relation to the arms:
 - (a) a description of the arms, including the type, calibre, and quantity:
 - (b) details of the manufacturer and supplier:
 - (c) serial numbers:
 - (d) lot numbers:
 - (e) the mode of transport and shipping itinerary:
 - (f) the proposed date and place of delivery:
 - (g) the intended use and users of the arms, including any intended destination unit in the Central African Republic security forces:
 - (h) the intended place of storage of the arms following delivery.
- (2) Any request for approval in advance under regulation 4 in relation to a supply of arms must include all of the following information that applies in relation to the arms:
 - (a) a description of the arms, including the type, calibre, and quantity:
 - (b) details of the manufacturer and supplier:
 - (c) serial numbers or the date on which serial numbers are proposed to be provided:
 - (d) lot numbers or the date on which lot numbers are proposed to be provided:
 - (e) the mode of transport and shipping itinerary:
 - (f) the proposed date and place of delivery:
 - (g) the intended use and users of the arms, including any intended destination unit in the Central African Republic security forces:
 - (h) the intended place of storage of the arms following delivery.

Regulation 4A: inserted, on 1 September 2022, by regulation 6 of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

5 Customs and Excise Act 2018 to apply to prohibited exports

- (1) All provisions of the Customs and Excise Act 2018 and of any regulations made under that Act with respect to prohibited exports (except sections 388 and 389) apply to arms that are intended to be exported to the Central African Republic, or are intended for use in, or for the benefit of, the Central African Republic, as if the exportation of the arms were prohibited under section 96 of that Act.
- (2) Subclause (1) does not apply to particular goods or to goods of a particular class if—
 - (a) the Minister has consented to the exportation of those goods; or
 - (b) the goods are of the kind described in regulation 4(4)(a) to (e).

Regulation 5(1): replaced, on 1 October 2018, by section 443(4) of the Customs and Excise Act 2018 (2018 No 4).

Regulation 5(1): amended, on 1 September 2022, by regulation 7(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 5(2): inserted, on 1 September 2022, by regulation 7(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

6 Detention of prohibited exports

- (1) A Customs officer may detain any goods that the Customs officer has reasonable cause to suspect are prohibited goods.
- (2) In this regulation, **prohibited goods** means arms that are intended to be exported to the Central African Republic, or are intended for use in, or for the benefit of, the Central African Republic, other than—
 - (a) goods whose exportation the Minister has consented to; and
 - (b) goods of the kind described in regulation 4(4)(a) to (e).

Regulation 6(1): amended, on 1 September 2022, by regulation 8(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 6(2): inserted, on 1 September 2022, by regulation 8(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

7 Prohibited exports not to be loaded onto ship or aircraft

- (1) The master of a ship or the pilot in command of an aircraft must not permit to be laden in the ship or aircraft any arms, knowing that the arms are intended to be exported to the Central African Republic, or knowing that they are intended for use in, or for the benefit of, the Central African Republic.
- (2) Subclause (1) does not apply to particular goods or to goods of a particular class if—
 - (a) the Minister has consented to the exportation of those goods; or
 - (b) the goods are of the kind described in regulation 4(4)(a) to (e).

Regulation 7(1): amended, on 1 September 2022, by regulation 9(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 7(2): inserted, on 1 September 2022, by regulation 9(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

8 Power to withhold clearance of ship or aircraft

- (1) The Customs may withhold the clearance of any ship or aircraft so long as there are on board the ship or aircraft any arms that any Customs officer has reasonable cause to suspect are prohibited goods.
- (2) In this regulation, **prohibited goods** has the same meaning as in regulation 6.

Regulation 8(1): amended, on 1 September 2022, by regulation 10(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 8(2): inserted, on 1 September 2022, by regulation 10(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Dealings with arms

9 Transactions in relation to arms prohibited

- (1) No person in New Zealand, and no New Zealand citizen in any place outside New Zealand, may enter into, or be concerned in, any sale, transfer, carriage, or delivery of, or other dealing with, any arms, knowing that those arms—
 - (a) are intended to be imported into the Central African Republic; or
 - (b) are intended for use in, or for the benefit of, the Central African Republic.
- (2) Subclause (1)(a) or (b) does not apply to particular goods or to goods of a particular class if—
 - (a) the Minister has consented to that sale, transfer, carriage, or delivery of, or other dealing with, those goods; or
 - (b) the goods are of the kind described in regulation 4(4)(a) to (e).
- (3) Regulation 17 applies to the Minister's consent under subclause (2)(a).

Regulation 9(1)(b): replaced, on 1 September 2022, by regulation 11 of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Controls on carriage of arms and aviation

10 Carriage of arms to or from Central African Republic prohibited

- (1) No New Zealand ship or New Zealand aircraft may be used for the carriage of arms if the carriage is, or forms part of, the carriage of those arms from any place to the Central African Republic.
- (2) Subclause (1) does not apply if—
 - (a) the Minister has consented to the exportation of those arms under regulation 4(2) or 9(2)(a); or
 - (b) the goods are of the kind described in regulation 4(4)(a) to (e).

- (3) Subclause (1) does not limit any of regulations 4 to 9.

11 Persons liable for contraventions of regulation 10

- (1) If any New Zealand ship or New Zealand aircraft is used in contravention of regulation 10, each of the following persons is guilty of an offence against these regulations:
- (a) in the case of a New Zealand registered ship or New Zealand registered aircraft, the owner and the master of the ship or, as the case requires, the owner and the pilot in command of the aircraft:
 - (b) in the case of a New Zealand chartered ship or New Zealand chartered aircraft, the charterer of the ship or aircraft and, if the master of the ship or pilot in command of the aircraft is a New Zealand citizen, the master or pilot in command.
- (2) However, a person is not guilty of an offence under subclause (1) unless they knew—
- (a) that the goods carried on the ship or aircraft were or included arms; or
 - (b) that the carriage of the arms was, or formed part of, the carriage of goods from any place to or from the Central African Republic.

Regulation 11(2): replaced, on 1 September 2022, by regulation 12 of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Provision of technical training or assistance relating to arms

12 Provision to Central African Republic of technical training or assistance relating to arms prohibited

- (1) No person in New Zealand, and no New Zealand citizen in any place outside New Zealand, may provide technical training or assistance related to the following matters, knowing that the training or assistance is provided to a person in the Central African Republic—
- (a) military activities; or
 - (b) the provision, manufacture, maintenance, or use of any arms.
- (2) Subclause (1) does not apply if the training or assistance—
- (a) has been consented to by the Minister; or
 - (b) has been approved in advance by the Committee; or
 - (c) is related to arms of the kind described in regulation 4(4)(a) to (e).
- (2A) Subclause (1) does not apply to training or assistance provided by United Nations member State forces to the Central African Republic security forces (including to state civilian law enforcement institutions)—
- (a) that is intended solely for the support of, or use in, reform of the security sector; and

- (b) the provision of which is in co-ordination with MINUSCA and has been notified in advance to the Committee.
- (3) Regulation 17 applies to the Minister's consent under subclause (2)(a).
- Regulation 12(1): amended, on 1 September 2022, by regulation 13(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).
- Regulation 12(2A): inserted, on 1 September 2022, by regulation 13(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Entry and transit of designated persons

13 Designated persons to enter New Zealand only if consistent with determinations of Security Council

- (1) No designated person may enter New Zealand, or transit through New Zealand, if the entry or transit would be contrary to a determination of the Security Council of the United Nations made under Article 41 of the Charter of the United Nations.
- (2) Subclause (1) does not apply to a designated person who is a New Zealand citizen.
- (3) Subclause (1) does not apply so as to prevent a person from entering or transiting through New Zealand if—
- (a) the Committee has determined that the entry or transit is justified on the grounds of humanitarian need, including religious obligation; or
- (b) the entry or transit is necessary to give effect to a judicial process; or
- (c) the Committee has determined that the entry or transit would further the objectives of peace and national reconciliation in the Central African Republic and stability in the region.
- (4) A visa may be granted under the Immigration Act 2009 to a designated person only on the advice of the Secretary of Foreign Affairs and Trade that the visa is consistent with subclauses (1) to (3).
- (5) This regulation operates in addition to the requirements of the Immigration Act 2009 and of any regulations made under that Act.

Regulation 13(3)(c): amended, on 1 September 2022, by regulation 14 of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Assets, money, or securities of designated persons

14 Prohibition on dealings in assets, money, or securities of designated persons

- (1) No person may transfer, sell, assign, dispose of, pay for, or otherwise deal with any asset, money, or security located in New Zealand knowing that it is owned or controlled, directly or indirectly,—
- (a) by a designated person; or

- (b) by an agent of a designated person.
- (2) Subclause (1) does not apply if the Minister has consented to the transfer, sale, assignment, or disposal of, payment for, or other dealing with the asset, money, or security.
- (3) Regulation 17 applies to the Minister's consent under subclause (2).
- (4) *[Revoked]*

Regulation 14(1): amended, on 1 September 2022, by regulation 15(1) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Regulation 14(4): revoked, on 1 September 2022, by regulation 15(2) of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

15 Prohibition on sending assets, money, or securities to designated persons

- (1) No person in New Zealand, and no New Zealand citizen in any place outside New Zealand, may send, transfer, or deliver, or cause to be sent, transferred, or delivered, whether directly or indirectly, any asset, money, or security, knowing that it is being sent, transferred, or delivered—
 - (a) to a designated person; or
 - (b) for the benefit of a designated person.
- (2) Subclause (1) does not apply if the Minister has consented to the sending, transfer, or delivery of the asset, money, or security.
- (3) Regulation 17 applies to the Minister's consent under subclause (2).

Regulation 15(1): amended, on 1 September 2022, by regulation 16 of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

16 Exceptions to regulations 14 and 15

- (1) The Minister may consent to any dealing with an asset, money, or security if the Minister is satisfied that the dealing is necessary—
 - (a) for basic expenses, and prior notice of the Minister's intention to consent has been given to the Committee; or
 - (b) for extraordinary expenses, and prior notice of the Minister's intention to consent has been given to the Committee and the Committee has approved the dealing; or
 - (c) to satisfy a judicial, administrative, or arbitral lien or judgment that took effect before 28 January 2014, other than a lien or judgment for the benefit of a designated person, and prior notice of the Minister's intention to consent has been given to the Committee.
- (2) The Minister may consent to the following being added to an account:
 - (a) interest or other earnings due on the account:
 - (b) payments due under any contract, agreement, or obligation of a designated person that arose before the date of their designation by the Committee.

- (3) Interest and other earnings and payments added to an account under subclause (2) are subject to regulations 14(1) and 15(1).
- (4) The Minister may consent to a payment being made by a designated person under a contract entered into before the person became a designated person if—
 - (a) the Minister is satisfied that the payment will not, directly or indirectly, be received by a designated person; and
 - (b) at least 10 working days' notice of the Minister's intention to consent has been given to the Committee.
- (5) Regulations 14(1) and 15(1) do not apply to an act consented to under subclause (1), (2), or (4).
- (6) Regulation 17 does not apply to the giving of a consent under subclause (1), (2), or (4).

Minister's consent

17 Preconditions to consent

The Minister may consent to an activity under regulation 4(2), 9(2)(a), 12(2)(a), 14(2), or 15(2) only if satisfied that the activity is not inconsistent with the measures set out in—

- (a) paragraph 1 of resolution 2588;
- (b) paragraph 32 of resolution 2134.

Regulation 17(a): replaced, on 1 September 2022, by regulation 17 of the United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220).

Miscellaneous provisions

18 Offences

Every person commits an offence against these regulations, and is liable accordingly under section 3 of the United Nations Act 1946, who acts in contravention of or fails to comply in any respect with any of the provisions of these regulations.

19 Attorney-General's consent and certificate in certain cases

If an offence against these regulations is alleged to have been committed outside New Zealand, a prosecution for the offence may not be commenced without—

- (a) the Attorney-General's consent; and
- (b) the Attorney-General's certificate that it is expedient that the proceedings be commenced.

20 Customs and Excise Act 2018 not affected

These regulations do not affect the operation of the Customs and Excise Act 2018.

Regulation 20: replaced, on 1 October 2018, by section 443(4) of the Customs and Excise Act 2018 (2018 No 4).

Michael Webster,
Clerk of the Executive Council.

Issued under the authority of the Legislation Act 2019.
Date of notification in *Gazette*: 15 May 2014.

Notes**1 General**

This is a consolidation of the United Nations Sanctions (Central African Republic) Regulations 2014 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 Legal status

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 Editorial and format changes

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 Amendments incorporated in this consolidation

United Nations Sanctions (Central African Republic) Amendment Regulations 2022 (SL 2022/220)
Customs and Excise Act 2018 (2018 No 4): section 443(4)