
**INTERNATIONAL OBLIGATIONS
(ECONOMIC AND ANCILLIARY MEASURES)
(DEMOCRATIC PEOPLE’S REPUBLIC OF KOREA)
ORDER**

S.I. 106/2008
S.I. 35/2010

1. This Order may be cited as the International Obligations (Economic and Ancillary Measures) (Democratic People’s Republic of Korea) Order.

Citation.

2. Subject to paragraph 4, no person in The Bahamas and no Bahamian outside The Bahamas shall directly or indirectly —

Prohibition, on supply, sale or transfer of equipment, goods and technology etc.

(a) supply, sell or transfer to the Democratic People’s Republic of Korea by way of a Bahamian registered vessel or aircraft —

S.I. 35/2010, s. 2.

(i) arms or related materiel,

(ii) items, materials, equipment, goods and technology in documents S/2006/814, S/2006/815, S/2006/853, S/2006/853/Corr.1, INFCIRC/254/Rev.9/Part 1, and S/2009/205 as set out in PART I and PART II of the Schedule, and

(iii) luxury goods;

(b) provide bunkering services such as provision of fuel or supplies, or other servicing of vessels, if there is reasonable grounds to believe that the vessels are carrying items prohibited by subparagraph (a), unless provision of such services is necessary for humanitarian purposes, or until such time as the cargo has been inspected, and seized and disposed of, if necessary;

S.I. 35/2010, s. 2.

(c) procure from the Democratic People’s Republic of Korea, by way of a Bahamian registered vessel or aircraft, items in subparagraph (a)(i) and (ii);

S.I. 35/2010, s. 2.

(d) provide to nationals of the Democratic People’s Republic of Korea, specialized teaching or training, of disciplines which would contribute to Democratic People’s Republic of Korea’s proliferation sensitive nuclear activities and to the development of nuclear weapon delivery systems;

S.I. 35/2010, s. 2.

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- S.I. 35/2010, s. 2.* (e) provide to the Democratic People’s Republic of Korea any financial transactions, technical training, advice, services or assistance related to the provision, manufacture, maintenance or use of the items in subparagraph (a)(i) and (ii);
- S.I. 35/2010, s. 2.* (f) provide public financial support for trade with the Democratic People’s Republic of Korea where such financial support would contribute to the Democratic People’s Republic of Korea’s nuclear-related or ballistic missile-related or other WMD-related programmes or activities.
- Freezing of funds, etc. of designated persons and entities.
S.I. 35/2010, s. 3. **3.** Subject to paragraph 4(b), no funds, other financial assets and economic resources held in banks or financial institutions licensed in The Bahamas that are owned or controlled, directly or indirectly, by —
- (a) persons or entities listed in PART III of the Schedule; and
- (b) any additional person or entity designated by the Committee established pursuant to paragraph 12 of Security Council Resolution 1718 (2006) (“the Committee”) or the Security Council,
- shall be made available to a person or entity mentioned in subparagraphs (a) and (b), or to a person or entity acting on behalf of, or at the direction of a person or entity mentioned in subparagraphs (a) and (b).
- Exemption.
S.I. 35/2010, s. 3. **4.** This Order does not prohibit —
- (a) the supply, sale or transfer to the Democratic People’s Republic of Korea by way of a Bahamian registered vessel or aircraft of small arms and light weapons and their related materiel, upon giving the Committee a minimum of five days notice in advance; and
- (b) persons or entities listed in PART III of the Schedule from accessing funds, other financial assets and economic resources that are determined by the Minister, based on the conditions specified in paragraph 9 of Security Resolution 1718 (2006), to be —
- (i) necessary for basic expenses and extraordinary expenses and activities, or
- (ii) the subject of judicial, administrative, or arbitral lien or judgment.

*(The Schedule originally Gazetted and mentioned in
paragraph 2(a)(ii) is omitted in this revised
edition.)*

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