



CUSTOMS AND EXCISE ACTS 1993

**DUAL-USE ITEMS (EXPORT CONTROL) (AMENDMENT)
REGULATIONS 2003 (APPLICATION) ORDER 2003**

Approved by Tynwald

21st May 2003

Coming into operation

4 April 2003

In exercise of the powers conferred on the Treasury by section 1 of the Customs and Excise Act 1993^(a), and of all other powers enabling it in that behalf, the following Order is hereby made:-

Citation and commencement

1. (1) This Order may be cited as the Dual-Use Items (Export Control) (Amendment) Regulations 2003 (Application) Order 2003 and shall be construed as one with the Customs and Excise Acts (Application) Order 1979^(b).

(2) This Order shall come into operation on 4th April 2003.

Interpretation

2. In this Order, "the applied legislation" means the Dual-Use Items (Export Control) (Amendment) Regulations 2003^(c).

Application

3. The applied legislation shall apply to the Island, as part of the law of the Island, subject to the omission in regulation 1(1) of the words "and shall" onwards.

Made this *25th* day of *March* 2003

Minister for the Treasury

^(a) 1993 c.7.

^(b) G.C. No. 38/79.

^(c) S.I. 2003 No. 504.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order applies in Island law regulations which amend the principal export control legislation for dual-use items, the Dual-Use Items (Export Control) Regulations 2000^(d).

The changes made to the said Regulations is to add Council Regulation (EC) No. 149/2003^(e) to the list of applicable Community legislation in Schedule 1A to the Regulations, (reflecting changes adopted by the Wassenaar Arrangements, the Australia Group and the Missile Technology Control Regime during 2001 and 2002).

^(d) S.I. 2000 No. 2620, as applied to the Island by S.D. No. 182/02.

^(e) O.J. L30, 5.02.2003, p1.

STATUTORY INSTRUMENTS

2003 No. 504

CUSTOMS AND EXCISE

The Dual-Use Items (Export Control) (Amendment) Regulations 2003

<i>Made</i>	<i>4th March 2003</i>
<i>Laid before Parliament</i>	<i>6th March 2003</i>
<i>Coming into force</i>	<i>28th March 2003</i>

The Secretary of State, being a Minister designated⁽¹⁾ for the purposes of section 2(2) of the European Communities Act 1972⁽²⁾ in relation to the control of the export of goods and measures relating to trade in dual use items including the transmission of software and technology in intangible form, in the exercise of the powers conferred on her by that section, hereby makes the following Regulations:

1. (1) These Regulations may be cited as The Dual-Use Items (Export Control) (Amendment) Regulations 2003 and shall come into force on 28th March 2003.

(2) In this Regulation the “principal Regulations” are the Dual-Use Items (Export Control) Regulations 2000⁽³⁾.

2. Schedule 1A to the principal Regulations is amended by adding, after “Council Regulation (EC) No. 880/2002 (O.J. L139, 29.5.2002, p7)”,

“Council Regulation (EC) No. 149/2003 (O.J. L30, 5.02.2003, p1).”

Nigel Griffiths
Parliamentary Under Secretary of State for Small Business
Department of Trade and Industry

4th March 2003

(1) S.I. 1983/1706 and 2000/1813.

(2) 1972 c.68.

(3) S.I. 2000/2620, relevant amending instruments are S.I. 2002/50, 2002/2033.

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Dual-Use Items (Export Control) Regulations 2000 (S.I. 2000/2620) were made in implementation of and pursuant to Council Regulation (EC) No. 1334/2000 setting up a community regime for the control of exports of dual-use items and technology (O.J. L159, 30.06.00, p.1.)

These Regulations add a new EC Council Regulation to the list of applicable Regulations applicable to export control changes, which reflects changes adopted by the Wassenaar Arrangement, the Australia Group and the Missile Technology Control Regime during 2001 and 2003.