Australian Government

**Australian Customs and**

**Border Protection Service**

**AUSTRALIAN CUSTOMS AND BORDER PROTECTION NOTICE NO. 2014/25**

**New sanctions against the Central African Republic**

On 5 December 2013, in response to the continuing deterioration of the security situation in the Central African Republic (CAR), the United Nations Security Council (UNSC) adopted Resolution 2127.

Resolution 2127 obliges Member States to prevent the direct or indirect supply, sale or transfer to the CAR of arms or related materiel, including weapons and ammunition, military vehicles and equipment and paramilitary goods.

Australia complies with UNSC sanctions through a range of measures, including administration and enforcement of the Customs Regulations.

With effect from 20 May 2014, Regulation 13CT of the *Customs (Prohibited Exports) Regulations 1958* (PE Regulations) prohibits the exportation of arms and related materiel (other than goods listed in the defence and strategic goods list contained in Regulation 13E of the PE Regulations) whose immediate or final destination is, or is intended to be, the CAR unless permission has been granted by the Minister for Foreign Affairs.

The *Customs Regulations 1926* have also been amended to prescribe the goods identified in Regulation 13CT of the PE Regulations as UN-sanctioned goods.

The export of UN-sanctioned goods is a criminal offence under section 233BABAC of the *Customs Act 1901.* For individuals, it is an offence punishable on conviction by:

1. imprisonment for not more than 1O years ; or
2. a fine not exceeding:
   1. three times the value of the goods or 2,500 penalty units (currently

$425,000.00), whichever is the greater, if a court can determine the value of the goods to which the offence relates; or

* 1. 2,500 penalty units (currently $425,000.00) if a court cannot determine the value of the goods;

or both.

For bodies corporate, it is an offence punishable on conviction by a fine not exceeding:

1. three times the value of the goods or 10,000 penalty units (currently $1,700, 000, whichever is the greater, if a court can determine the value of the goods to which the offence relates; or
2. 10,000 penalty units (currently $1,700,000) if a court cannot determine the value of the goods.

Further information on countries, entities and persons subject to United Nations and

*I* or Australia's autonomous sanctions can be found at [www.dfat.gov.au.](http://www.dfat.gov.au/)

Public enquiries on permit requirements and applications to import or export goods that are subject to Australia's sanctions laws should be directed to:

Director Sanctions

Sanctions, Treaties and Transnational Crime Legal Branch Department of Foreign Affairs and Trade

Email: [sanctions@dfat.gov.au](mailto:sanctions@dfat.gov.au) Facsimile: 61-2-6261 2144

For further information regarding this notice, please contact Director Weapons and Strategic Goods on (02) 6275 8032 or fax (02) 6275 6699.



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