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REGULATION OF IMPORTS AND EXPORTS ACT (CHAPTER 272A)

REGULATION OF IMPORTS AND EXPORTS (AMENDMENT) REGULATIONS 2018

In exercise of the powers conferred by section 3 of the Regulation of Imports and Exports Act, the Minister for Trade and Industry makes the following Regulations:

Citation and commencement

1. These Regulations are the Regulation of Imports and Exports (Amendment) Regulations 2018 and come into operation on 17 October 2018.

Amendment of regulation 6

2. Regulation 6 of the Regulation of Imports and Exports Regulations (Rg 1) (called in these Regulations the principal Regulations) is amended —

- (a) by deleting sub-paragraph (a) of paragraph (1); and
- (b) by deleting sub-paragraphs (a) and (b) of paragraph (2).

New regulation 44A

3. The principal Regulations are amended by inserting, immediately after regulation 44, the following regulation:

“Requirement to inspect cargo

44A.—(1) Any relevant cargo that is within, or brought in transit through, Singapore (including any airport, port or free trade zone in Singapore) must be inspected by an authorised officer for the purpose of ensuring that nothing is transferred in violation of any of the following Resolutions:

- (a) Resolution 1718 (2006);

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- (b) Resolution 1874 (2009);
 - (c) Resolution 2087 (2013);
 - (d) Resolution 2094 (2013);
 - (e) Resolution 2270 (2016);
 - (f) Resolution 2321 (2016);
 - (g) Resolution 2371 (2017);
 - (h) Resolution 2375 (2017);
 - (i) Resolution 2397 (2017).

(2) In this regulation —

“Committee” means the Committee of the Security Council of the United Nations established under paragraph 12 of Resolution 1718 (2006);

“designated person” means any individual or entity set out in the UN List subject to the following conditions:

- (a) where any individual or entity is added to the UN List on or after 17 October 2018, the individual or entity is taken to be a designated person with effect from the date immediately following the date of addition to the UN List;
- (b) where any individual or entity is removed from the UN List, the individual or entity ceases to be a designated person with effect from the date of removal from the UN List;
- (c) where the particulars of any individual or entity in the UN List are modified on or after 17 October 2018, the particulars of the individual or entity are taken to be modified for the purposes of this regulation with effect from the date immediately following the date of modification in the UN List;

“relevant cargo” means any cargo that an authorised officer has reasonable grounds to believe —

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- (a) originates in the Democratic People’s Republic of Korea;
 - (b) is bound for the Democratic People’s Republic of Korea;
 - (c) is brokered or facilitated by —
 - (i) the Democratic People’s Republic of Korea;
 - (ii) any national of the Democratic People’s Republic of Korea;
 - (iii) any individual or entity acting on behalf of or under the direction of the Democratic People’s Republic of Korea or any national of the Democratic People’s Republic of Korea;
 - (iv) any entity owned or controlled by the Democratic People’s Republic of Korea or any national of the Democratic People’s Republic of Korea; or
 - (v) any designated person; or
 - (d) is transported on any aircraft registered in, or any vessel flagged by, the Democratic People’s Republic of Korea;

“Resolution” means a Resolution of the Security Council of the United Nations;

“UN List” means collectively the lists of individuals or entities identified by the Security Council of the United Nations or the Committee as individuals or entities to whom or which any of the measures specified in paragraph 8(d) of Resolution 1718 (2006) apply, whether by virtue of —

- (a) that paragraph;
- (b) paragraph 5(a) of Resolution 2087 (2013);
- (c) paragraph 8 of Resolution 2094 (2013);

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- (d) paragraph 10 of Resolution 2270 (2016);
 - (e) paragraph 3 of Resolution 2321 (2016);
 - (f) paragraph 3 of Resolution 2356 (2017);
 - (g) paragraph 3 of Resolution 2371 (2017);
 - (h) paragraph 3 of Resolution 2375 (2017); or
 - (i) paragraph 3 of Resolution 2397 (2017),

and includes any such list as updated from time to time by the Security Council of the United Nations or the Committee, and made available on the Internet through the official United Nations website at <http://www.un.org/>.”

Deletion of Second and Third Schedules

4. The Second and Third Schedules to the principal Regulations are deleted.

Amendment of Seventh Schedule

5. The Seventh Schedule to the principal Regulations is amended —

- (a) by deleting “UF6” in paragraph (6)(a)(ii) in the second column of item 2 of Part 1 and substituting “UF₆”;
- (b) by deleting paragraph (16) in the second column of item 2 of Part 1 and substituting the following paragraphs:
 - “(16) Food and agricultural products (HS Code chapters 7, 8 and 12).
 - (17) Machinery (HS Code chapter 84).
 - (18) Electrical equipment (HS Code chapter 85).
 - (19) Earth and stone, including magnesite and magnesia (HS Code chapter 25).
 - (20) Wood (HS Code chapter 44).
 - (21) Vessels (HS Code chapter 89).

(22) Any goods that are for the purposes of trade with any person in the Democratic People’s Republic of Korea.”;

(c) by deleting paragraph (15) in the third column of item 2 of Part 1 and substituting the following paragraphs:

“(15) Industrial machinery (HS Code chapters 84 and 85).

(16) Transportation vehicles (HS Code chapters 86 through 89).

(17) Iron, steel and other metals (HS Code chapters 72 through 83).

(18) Any goods that are for the purposes of trade with any person in the Democratic People’s Republic of Korea.”; and

(d) by deleting the full-stop at the end of the definition of “arms and related matériel” in Part 2 and substituting a semi-colon, and by inserting immediately thereafter the following definition:

““HS Code” means the ASEAN Harmonised Tariff Nomenclature Code published in the document called the Singapore Trade Classification, Customs and Excise Duties (STCCED) that is accessible on the official website of the Singapore Customs;”.

[G.N. Nos. S 591/99; S 27/2000; S 607/2000; S 197/2001; S 79/2003; S 170/2003; S 319/2003; S 502/2003; S 633/2003; S 161/2004; S 209/2004; S 566/2004; S 718/2004; S 259/2005; S 496/2005; S 26/2006; S 526/2006; S 697/2006; S 706/2006; S 54/2007; S 266/2007; S 119/2009; S 77/2010; S 614/2010; S 406/2011; S 519/2012; S 189/2013; S 370/2013; S 538/2015; S 425/2017; S 645/2017]

Made on 15 October 2018.

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Singapore.*

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(To be presented to Parliament under section 3(4) of the Regulation of Imports and Exports Act).