

**DRAFT COMMUNITY PROVISIONS DUAL-USE ITEMS (EXPORT CONTROL) (AMENDMENT) (JERSEY)
REGULATIONS 200-**

**Lodged au Greffe on 24th September 2002
by the Finance and Economics Committee**



STATES OF JERSEY

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Report

The Community Provisions Dual-Use Items (Export Control) (Jersey) Regulations 2002 (R&O 53/2002) were promulgated on 12th June 2002 under the European Communities Legislation (Implementation) (Jersey) Law 1996, as amended. They were necessary to keep the Island in step with the United Kingdom's provisions for the export of Dual-Use items and consequently mirrored The Dual Use Items (Export Control) (Export Control) Regulations 2002. Dual-Use items are items that can be used for both military and civilian purposes.

The United Kingdom Regulations were amended on 29th July 2002 by The Dual Use Items (Export Control) (Amendment) (No. 2) Regulations 2002. The effect of the amendment was to add an item ("Americium") to Schedule 2 and to include the provisions of EC Regulation 880/2002.

The Community Provisions (Control of Exports of Dual-Use Items and Technology) (Application) (Jersey) Regulations 2002 (R&O 52/2002) have already been amended to take account of EC Regulation 880/2002. This leaves the item "Americium".

"Americium" is a man-made radioactive material and thus could have a civil as well as a military use. It is necessary to add this item to Schedule 1 of the Community Provisions Dual-Use Items (Export Control) (Jersey) Regulations 2002, so that the Island continues to keep in step with the United Kingdom's provisions.

Explanatory Note

The Community Provisions Dual-Use Items (Export Control) (Jersey) Regulations 2002 (R&O 53/2002) were made pursuant to Article 2 of the European Communities Legislation (Implementation) (Jersey) Law 1996 to introduce controls of exports of items and technology which can be used for both civil and military purposes.

These Regulations add “Americium” to the list of prohibited materials, chemicals, micro-organisms and toxins under the Community Provisions Dual-Use Items (Export Control) (Jersey) Regulations 2002.

European Communities Legislation (Implementation)
(Jersey) Law 1996

COMMUNITY PROVISIONS DUAL-USE ITEMS (EXPORT CONTROL) (AMENDMENT) (JERSEY) REGULATIONS
200-

(Promulgated on the day of 200-)

STATES OF JERSEY

The day of 200-

THE STATES, in pursuance of Article 2 of the European Communities Legislation (Implementation) (Jersey) Law 1996,^[1] as amended,^[2] have made the following Regulations -

1. The Community Provisions Dual-Use Items (Export Control) (Jersey) Regulations 2002^[3] shall be amended in Schedule 1, Category 1, by adding, after paragraph “1C Materials”, the item -

“**1C993** The export of items specified in this entry is prohibited to any destination.

‘Previously separated’ americium-241, -242m or -243 in any form;

except:

exports with an americium content of 10g or less.”.

2. These Regulations may be cited as the Community Provisions Dual-Use Items (Export Control) (Amendment) (Jersey) Regulations 200- and shall come into force seven days after they are made.

^[1] Recueil des Lois, Volume 1996-1997, page 4.

^[2] Recueil des Lois, Volume 2000, page 29.

^[3] No. 53/2002.