

SIN. No.2/2022

11 March 2022

SDM 05.13.008

SANCTIONS INFORMATION NOTICE

To all Registered owners, Registered bareboat charterers Managers and Representatives of ships flying the Cyprus Flag

To all Owners, Managers, Representatives and Agents in Cyprus of Ships, irrespective of flag they are flying, calling at Cyprus ports

c/o Cyprus Shipping Chamber c/o Cyprus Union of Shipowners c/o Cyprus Shipping Association

Subject: <u>New European Union restrictive measures in view of the gravity of the situation</u> in Ukraine

- I refer to the above subject and further to SDM Circulars No.10/2014, No. 21/2014, No. 23/2014 and to Sanctions Information Notices (SINs) No. 15/2017, No.7/2018 & No. 1/2022, I wish to inform you of the recent adoption of the following additional European Union restrictive measures in view of the gravity of the situation in Ukraine reflected in seventeen new legal acts adopted between 01.03.2022- 11.03.2022:
 - I. European Union restrictive measures amending Council Decision 2014/145/CFSP concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine:
 - Council Decision (CFSP) 2022/354¹ of 2 March 2022: This Decision adds 22 persons of Belarusian nationality to the list of persons, entities and bodies subject to restrictive measures set out in the Annex to Decision 2014/145/CFSP.
 - Council Decision (CFSP) 2022/397² of 9 March 2022: This Decision adds 146 members of the Russian Federation Council to the list of persons, entities and bodies subject to restrictive measures set out in the Annex to Decision 2014/145/CFSP. In addition, the list includes 14 persons supporting and

¹ <u>https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022D0354&from=EN</u>

² https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022D0397&from=EN

benefitting from the Government of the Russian Federation or providing a substantial source of revenue to it or associated with listed persons or entities.

• Council Decision (CFSP) 2022/411³ of 10 March 2022:

This Decision amends the information concerning 37 individuals and six entities set out in the Annex to Decision 2014/145/CFSP.

- II. European Union restrictive measures implementing Council Regulation (EU) No 269/2014 concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine:
 - Council Implementing Regulation (EU) 2022/353⁴ of 2 March 2022: This Regulation adds 22 persons of Belarusian nationality to the list of natural and legal persons, entities and bodies subject to restrictive measures set out in Annex I to Regulation (EU) No 269/2014.

• Council Implementing Regulation (EU) 2022/396⁵ of 9 March 2022:

This Regulation adds 146 members of the Russian Federation Council to the list of natural and legal persons, entities and bodies subject to restrictive measures set out in Annex I to Regulation (EU) No 269/2014. In addition, that list includes 14 persons supporting and benefitting from the Government of the Russian Federation or providing a substantial source of revenue to it or associated with listed persons or entities.

• Council Implementing Regulation (EU) 2022/408⁶ of 10 March 2022: This Regulation amends the information concerning 37 individuals and six entities in Annex I to Regulation (EU) Regulation No 269/2014.

III. European Union restrictive measures amending Council Decision 2014/512/CFSP concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine:

• Council Decision (CFSP) 2022/346⁷ of 1 March 2022:

This Decision introduces further restrictive measures with regard to the provision of **specialised financial messaging services to certain Russian credit institutions and their Russian subsidiaries**, which are relevant for the Russian financial system and which are already the subject of restrictive measures imposed by the Union or by partner countries with regard to engagement with the Russian Direct Investment Fund. It is also provided that subject to certain exceptions, **the supply of euro denominated banknotes to Russia** shall be prohibited.

New Annex VIII to Decision 2014/512/CFSP lists the following institutions:

- Bank Otkritie
- Novikombank
- Promsvyazbank

³ <u>https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022D0411&from=EN</u>

⁴ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022R0353&from=EN

⁵ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022R0396&from=EN

⁶ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022R0408&from=EN

⁷ <u>https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022D0346</u>

- Bank Rossiya
- Sovcombank
- VNESHECONOMBANK (VEB)
- VTB BANK

• Council Decision (CFSP) 2022/351⁸ of 1 March 2022:

This Decision introduces further restrictive measures to urgently suspend the **broadcasting activities of media outlets under the permanent direct or indirect control of the leadership of the Russian Federation** in the Union, or directed at the Union.

• Council Decision (CFSP) 2022/395⁹ of 9 March 2022:

New restrictive measures with regard to maritime navigation goods and technology

This Decision introduces further restrictive measures with regard to **maritime navigation goods and technology**.

In particular, under the new Article 4h of Decision 2014/512/CFSP, the following are introduced:

- 1. It shall be prohibited to sell, supply, transfer or export, directly or indirectly, maritime navigation goods and technology, whether or not originating in the Union, to any natural or legal person, entity or body in Russia, for use in Russia, or for the placing on board of a Russian-flagged vessel.
- 2. It shall **be prohibited** to:
 - (a) **provide technical assistance, brokering services or other services** related to the goods and technology referred to in paragraph 1 and to the provision, manufacture, maintenance and use of those goods and technology, directly or indirectly to any natural or legal person, entity or body in Russia or for use in Russia;
 - (b) **provide financing or financial assistance** related to the goods and technology referred to in paragraph 1 for any sale, supply, transfer or export of those goods and technology, or for the provision of related technical assistance, brokering services or other services, **directly or indirectly to any natural or legal person, entity or body in Russia or for use in Russia**.
- 3. The prohibitions in paragraphs 1 and 2 shall not apply to the sale, supply, transfer or export of the goods and technology referred to in paragraph 1 or to the related provision of technical and financial assistance, for non-military use and for a non-military end-user, intended for humanitarian purposes, health emergencies, the urgent prevention or mitigation of an event likely to have a serious and significant impact on human health and safety or the environment, or as a response to natural disasters.
- 4. By way of derogation from paragraphs 1 and 2, the competent authorities may authorise the sale, supply, transfer or export of the goods and technology

⁸ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022D0351&from=EN

⁹ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022D0395&from=EN

referred to in paragraph 1 or the provision of related technical or financial assistance, **for non-military use and for a non-military end-user**, after having determined that such goods or technology or the related technical or financial assistance are intended for maritime safety.

Inclusion of the Russian Maritime Register of Shipping to the entities of Annex VI to Council Decision 2014/512/CFSP

Council Decision (CFSP) 2022/395 also **amends Annex VI** to Council Decision 2014/512/CFSP by adding the '**Russian Maritime Register of Shipping'** to the list of entities referred to in Article 1(4) of Council Decision 2014/512/CFSP i.e. to the entities subject to investment services, transferable securities and money-market instruments prohibitions.

IV. European Union restrictive measures amending Council Regulation (EU) No 833/2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine:

• Council Regulation (EU) 2022/345¹⁰ of 1 March 2022:

This Regulation introduces amendments to Council Regulation (EU) No 833/2014 in order to take regulatory action at the level of the Union to implement the amendments adopted by Decision (CFSP) 2022/346, amending Decision 2014/512/CFSP and imposing further restrictive measures, as analysed above.

• Council Regulation (EU) 2022/350¹¹ of 1 March 2022:

This Regulation introduces amendments to Council Regulation (EU) No 833/2014 in order to take regulatory action at the level of the Union to implement the amendments adopted by Decision 2022/351, amending Decision 2014/512/CFSP and imposing further restrictive measures, as analysed above.

• Council Regulation (EU) 2022/394¹² of 9 March 2022:

This Regulation introduces amendments to Council Regulation (EU) No 833/2014 in order to take regulatory action at the level of the Union to implement the amendments adopted by Decision (CFSP) 2022/395, amending Decision 2014/512/CFSP and imposing further restrictive measures, as analysed above (see aforementioned prohibition with regard to the export of maritime navigation goods and technology).

New restrictive measures with regard to maritime navigation goods and technology

In particular, **Annex XVI to Regulation (EU) No 833/2014** is added listing the following category of goods:

"Category VI – Marine

X.A.VI.001

Vessels, marine systems or equipment, and specially designed components therefor, components and accessories:

¹⁰ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022R0345&from=EN

¹¹ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022R0350&from=EN

¹² https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022R0394&from=EN

- (a) Equipment contained in chapter 4 (navigation equipment) of the applicable Commission Implementing Regulation on design, construction and performance requirements and testing standards for marine equipment adopted in accordance with Article 35(2) of Directive 2014/90/EU of the European Parliament and of the Council of 23 July 2014 on marine equipment;
- (b) Equipment contained in chapter 5 (radio-communication equipment) of the applicable Commission Implementing Regulation on design, construction and performance requirements and testing standards for marine equipment adopted in accordance with Article 35(2) of Directive 2014/90/EU of the European Parliament and of the Council of 23 July 2014 on marine equipment."

Inclusion of the Russian Maritime Register of Shipping to the entities of Annex XIII to Regulation (EU) No 833/2014

The '**Russian Maritime Register of Shipping**' is added to the list of entities referred to in Article 5(4)(a) of Regulation (EU) No 833/2014 i.e. to the entities subject to investment services, transferable securities and money-market instruments prohibitions.

V. European Union restrictive measures directed against certain persons, entities and bodies in view of the situation in Ukraine:

The following instruments have been adopted in relation to the rights of defence and the right to effective judicial protection:

- Council Implementing Regulation (EU) 2022/375¹³ of 3 March 2022
- Council Decision (CFSP) 2022/376¹⁴ of 3 March 2022

VI. Corrigendum to the restrictive measures referred to Sanctions Information Notice (SIN) No.1/2022:

The EU has adopted the following corrigenda:

- Corrigendum to Council Decision (CFSP) 2022/337¹⁵ of 28 February 2022 amending Decision 2014/145/CFSP.
- Corrigendum to Council Implementing Regulation (EU) 2022/336¹⁶ of 28 February 2022 implementing Regulation (EU) No 269/2014.
- Corrigendum to Council Decision (CFSP) 2022/267¹⁷ of 23 February 2022 amending Decision 2014/145/CFSP.
- 2. A regularly updated list of all the European Union restrictive measures may be found on the website of the Official Journal of the European Union (<u>https://eur-</u>

¹³ <u>https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022R0375&from=EN</u>

¹⁴ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022D0376&from=EN

¹⁵ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022D0337R(01)&from=EN

¹⁶ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022R0336R(01)&from=EN

¹⁷ https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022D0267R(03)&from=EN

<u>lex.europa.eu/oj/direct-access.html</u>) and on the **EU Sanctions Map** (<u>https://www.sanctionsmap.eu/#/main</u>).

In addition, the "European Union Consolidated Financial Sanctions List", regularly updated by DG FISMA, may be found on below link <u>https://webgate.ec.europa.eu/europeaid/fsd/fsf/public/files/pdfFullSanctionsList/content?to</u> ken=dG9rZW4tMjAxNw .

In view of the gravity of the situation in Ukraine, it is stressed that, the relevant restrictive measures are subject to constant review by the European Union thus, it is advisable to regularly consult the aforementioned links.

3. All recipients of the present Sanctions Information Notice are invited to take note of its content and should strictly abide by the provisions of *The Implementation of the Provisions of the U.N. Security Council Resolutions or Decisions (Sanctions) and the E.U. Council Decisions and Regulations (Restrictive Measures) Law of 2016 (Law 58(I)/2016), as well as the EU Instruments implemented by virtue thereof, and SDM Sanctions Information Notices.*

This Sanctions Information Notice, which is intended solely as a guidance document, must be placed on board vessels flying the Cyprus flag.

Liana Charalambous Tanos Acting Permanent Secretary

- Cc: Permanent Secretary, Ministry of Transport, Communications and Works,
 - Attorney General of the Republic
 - Permanent Secretary, Ministry of Foreign Affairs
 - Permanent Secretary, Ministry of Defence
 - Permanent secretary, Ministry of Energy, Commerce and Industry
 - Diplomatic Missions and Honorary Consular Officers of the Republic
 - Maritime Offices of the Shipping Deputy Ministry abroad
 - General Manager, Cyprus Ports Authority
 - Director, Department of Customs and Excise
 - Registrar of Companies
 - Commander, Cyprus Marine Police

LMK/ATP