



General Notice of Article 4 Directions

16/12/2009

Terrorism (United Nations Measures) Order 2009 (S.I. 2009/1747)

1. Under article 4 of the Terrorism (United Nations Measures) Order 2009 (SI 2009/1747) ("the 2009 Order"), the Treasury may give a direction that a person identified in the direction is designated for the purposes of the 2009 Order if a condition set out in article 4(2) of the 2009 Order, and article 4(1)(b), are satisfied. An effect of the direction is that the funds and economic resources of the designated person must be frozen.
2. This notice is to publicise generally directions ("the 2009 Order directions") given on 15 December 2009 by the Treasury under article 4 of the 2009 Order relating to the three entities set out in the Annex to this Notice ("the designated persons").
3. By virtue of the 2009 Order directions, which have effect until further notice, the prohibitions in articles 10 to 14 of the 2009 Order apply in respect of the designated persons.
 - Article 10 prohibits any dealing with the funds or economic resources owned held or controlled by a restricted person.
 - Articles 11 and 13 prohibit the making available of funds, financial services or economic resources, directly or indirectly, to a restricted person.
 - Articles 12 and 14 prohibit the making available of funds, financial services or economic resources to any person for the benefit of a restricted person.

"Restricted person" means:

- (a) a designated person;
- (b) a person owned or controlled, directly or indirectly, by a designated person; or
- (c) a person acting on behalf of or at the direction of a designated person.

4. "Funds", "economic resources" and "financial services" have the meanings given to them by article 2 of the 2009 Order.
5. Contravention of a prohibition in the 2009 Order is a criminal offence.
6. On 6 December 2001, the Treasury through the Bank of England acting as its agent by notice gave a direction under the Terrorism (United Nations Measures) Order 2001 (S.I. 2001/3365). That direction is revoked with effect from 15 December 2009 insofar as it applies to the

designated persons. The 2009 Order directions designate the designated persons under the Terrorism (United Nations Measures) Order 2009.

7. The designated persons continue to fall within the EU financial sanctions regime under Council Regulation (EC) No 2580/2001 following the listing of two of the designated persons in Council Decision 2001/927/EC of 27 December 2001 and the third designated person in Council Decision 2002/334/EC of 2 May 2002.
8. Relevant institutions (as defined in article 2 of the 2009 Order) and other persons are requested to check whether they maintain any accounts or otherwise hold any funds or economic resources for, or provide financial services to, the designated persons and, if so, they must freeze such accounts or other funds and, unless licensed by the Treasury, refrain from dealing with or making available such funds and/or economic resources and suspend the provision of any financial services. Relevant institutions must report their findings to the Treasury.
9. The Treasury have power to licence exemptions from the prohibitions in articles 10 to 14 of the 2009 Order. Any person who wishes to apply to the Treasury for a licence authorising an exemption from the prohibitions should apply in writing to the Asset Freezing Unit at the below address. The application should clearly set out the grounds on which the licence is sought and provide full details and evidence (e.g. utility bills) in support.

Asset Freezing Unit, HM Treasury, 1 Horse Guards Road, London SW1A 2HQ
Fax: 020 7451 7677. Email: AFU@hmtreasury.x.gsi.gov.uk. Phone: 020 7270 5454
10. A designated person or any other person affected by the 2009 Order directions who wishes to challenge the 2009 Order directions or any other decision made by the Treasury under the 2009 Order in respect of the 2009 Order directions may under section 63(2) of the Counter Terrorism Act 2008 apply to the High Court or, in Scotland, the Court of Session, to have the 2009 Order direction set aside. The address for service of legal correspondence for the Treasury is:

The Treasury Solicitor's Department, One Kemble Street, London WC2B 4TS
Phone: 020 7210 3000, DX number: 123242 Kingsway.
11. Previous releases related to Terrorism, Al-Qaida and the Taliban, a consolidated list of individuals and entities subject to these and other UK financial sanctions regimes, and further information on the regimes can be obtained from the Financial Sanctions pages of the Treasury website: http://www.hm-treasury.gov.uk/fin_sanctions_index.htm.
12. Non-media enquiries should be addressed to the Asset Freezing Unit at the address provided above. Media enquiries should be addressed to the Treasury Press Office on 020 7270 5238.

ANNEX TO GENERAL NOTICE OF ARTICLE 4 DIRECTIONS

TERRORISM (UNITED NATIONS MEASURES) ORDER 2009 (S.I. 2009/1747)

Entities

Added information appears in italics and is underlined.

1. **BABBAR KHALSA**

Other Information: *Post UK listing made subject to EU Council Regulation 2580/2001 as per Council Decision 334 of 2 May 2002. UK Direction made on 15 December 2009 under Terrorism Order 2009.*

2. **HAMAS-IZZ AL-DIN AL-QASSEM**

Other Information: *Post UK listing made subject to EU Council Regulation 2580/2001 as per Council Decision 927 of 27 December 2001. UK Direction made on 15 December 2009 under Terrorism Order 2009.*

3. **PALESTINIAN ISLAMIC JIHAD**

a.k.a: PIJ

Other Information: *Post UK listing made subject to EU Council Regulation 2580/2001 as per Council Decision 927 of 27 December 2001. UK Direction made on 15 December 2009 under Terrorism Order 2009.*