

Statutory Document No. 0146/13



*European Communities (Isle of Man) Act 1973*

## **EUROPEAN UNION (ZIMBABWE SANCTIONS) (SUSPENSION) ORDER 2013**

*Approved by Tynwald: 18 June 2013*  
*Coming into Operation in accordance with article 2*

The Council of Ministers makes the following Order under section 2A and 2C of the European Communities (Isle of Man) Act 1973.

### **1 Title**

This Order is the European Union (Zimbabwe Sanctions) (Suspension) Order 2013.

### **2 Commencement**

This Order comes into operation immediately after it is made.

### **3 Application of EU Instrument**

- (1) Subject to paragraph (2) and to the modifications set out in the Schedule, Council Regulation (EU) No 298/2013<sup>1</sup> of 27 March 2013 amending Regulation (EC) No 314/2004<sup>2</sup> concerning restrictive measures in respect of Zimbabwe applies as part of the law of the Island.
- (2) This Order does not apply in respect of provisions that apply as part of the law of the Island under section 2(1) of the European Communities (Isle of Man) Act 1973.

<sup>1</sup> OJ L 90, 28.3.2013, p.48

<sup>2</sup> OJ L 55, 24.2.2004, p. 1. Council Regulation (EC) No 314/2004 was applied to the Island, with modifications, by SD 316/04.

MADE 18:00 9<sup>TH</sup> MAY 2013

**W GREENHOW**  
*Chief Secretary*



## SCHEDULE

[Article 3(1)]

## LIST OF MODIFICATIONS TO THE APPLIED INSTRUMENT

**1 COUNCIL REGULATION (EU) No 298/2013 of 27 March 2013 amending Regulation (EC) No 314/2004 concerning restrictive measures in respect of Zimbabwe.**

- (1) In Article 1, after “Annex to this Regulation” insert **■** as amended from time to time **■** and omit the final sentence.
- (2) Omit Article 2.
- (3) After Article 2, omit the statement of effect and application.

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*EXPLANATORY NOTE**(This note is not part of the Order)*

This Order applies the provisions of Council Regulation (EU) No 298/2013, as amended by the Schedule to the Order, as part of the law of the Island. Council Regulation (EU) No 298/2013 suspends application of Article 6 of the European Union restrictive measures in respect of Zimbabwe in so far as it applies to persons and entities listed in the Annex to the Regulation until 20 February 2014 in recognition of certain positive developments in that country.



## Annex

### COUNCIL REGULATION (EU) No 298/2013

of 27 March 2013

#### amending Regulation (EC) No 314/2004 concerning certain restrictive measures in respect of Zimbabwe

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 215 thereof,

Having regard to the joint proposal of the High Representative of the Union for Foreign Affairs and Security Policy and of the European Commission,

Whereas:

- (1) Council Regulation (EC) No 314/2004<sup>1</sup> implements several measures provided for by Council Decision 2011/101/CFSP<sup>2</sup>, including the freezing of funds and economic resources of certain natural or legal persons, entities and bodies.
- (2) On 23 July 2012 and 18 February 2013, the Council concluded that a peaceful and credible constitutional referendum in Zimbabwe would represent an important milestone in the preparation of democratic elections justifying an immediate suspension of the majority of all remaining EU targeted restrictive measures against individuals and entities.
- (3) In view of the outcome of the Zimbabwean constitutional referendum of 16 March 2013 the Council has decided to suspend the travel ban and asset freeze applying to the majority of the individuals and entities set out in Annex I to Decision 2011/101/CFSP. The suspension should be subject to a review by the Council every three months in light of the situation on the ground.
- (4) Some of those measures fall within the scope of the Treaty on the Functioning of the European Union and regulatory action at the level of the Union is therefore necessary in order to implement them, in particular with a view to ensuring their uniform application by economic operators in all Member States.
- (5) Regulation (EC) No 314/2004 should therefore be amended accordingly.
- (6) In order to ensure that the measures provided for in this Regulation are effective, this Regulation must enter into force on the day following that of its publication,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

The application of Article 6 of Regulation (EC) No 314/2004 is suspended until 20 February 2014 in so far as it applies to persons and entities listed in the Annex to this Regulation **as amended from time to time**. ~~The suspension shall be reviewed every three months.~~

#### *Article 2*

~~This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.~~

~~This Regulation shall be binding in its entirety and directly applicable in all Member States.~~

Done at Brussels, 27 March 2013.

*For the Council*  
*The President*  
E. GILMORE

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<sup>1</sup> OJ L 55, 24.2.2004, p. 1.

<sup>2</sup> OJ L 42, 16.2.2011, p. 6.

ANNEX

**I. Persons**

	Name (and any aliases)
1.	Abu Basutu, Titus Mehliwa Johna
2.	Buka (a.k.a. Bhuka), Flora
3.	Bvudzijena, Wayne
4.	Charamba, George
5.	Chidarikire, Faber Edmund
6.	Chigwedere, Aeneas Soko
7.	Chihota, Phineas
8.	Chinamasa, Patrick Anthony
9.	Chindori-Chininga, Edward Takaruza
10.	Chinotimba, Joseph
11.	Chipwere, Augustine
12.	Chombo, Ignatius Morgan Chiminya
13.	Dinha, Martin
14.	Goche, Nicholas Tasunungurwa
15.	Gono, Gideon
16.	Gurira, Cephas T.
17.	Gwekwerere, Stephen (alias Steven)
18.	Kachepa, Newton
19.	Karakadzai, Mike Tichafa
20.	Kasukuwere, Saviour
21.	Kazangarare, Jawet
22.	Khumalo, Sibangumuzi
23.	Kunonga, Nolbert (a.k.a. Nobert)
24.	Kwainona, Martin
25.	Langa, Andrew
26.	Mabunda, Musarashana
27.	Machaya, Jason (a.k.a. Jaison) Max Kokerai
28.	Made, Joseph Mtakwese
29.	Madzongwe, Edna (a.k.a. Edina)
30.	Maluleke, Titus
31.	Mangwana, Paul Munyaradzi
32.	Marumahoko, Reuben
33.	Masuku, Angeline
34.	Mathema, Cain Ginyilitshe Ndabazekhaya
35.	Mathuthu, Thokozile (alias Sithokozile)
36.	Matibiri, Innocent Tonderai
37.	Matiza, Joel Biggie
38.	Matonga, Brighton (a.k.a. Bright)
39.	Mhandu, Cairo (a.k.a. Kairo)
40.	Mhonda, Fidellis
41.	Midzi, Amos Bernard (Mugenva)
42.	Mnangagwa, Emmerson Dambudzo
43.	Mohadi, Kembo Campbell Dugishi
44.	Moyo, Jonathan Nathaniel
45.	Moyo, Sibusio Bussie
46.	Moyo, Simon Khaya
47.	Mpofu, Obert Moses
48.	Muchena, Henry

	Name (and any aliases)
49.	Muchena, Olivia Nyembesi (a.k.a. Nyembezi)
50.	Muchinguri, Oppah Chamu Zvipange
51.	Mudede, Tobaiwa (a.k.a. Tonneth)
52.	Mujuru, Joyce Teurai Ropa
53.	Mumbengegwi, Simbarashe Simbanenduku
54.	Murerwa, Herbert Muchemwa
55.	Musariri, Munyaradzi
56.	Mushohwe, Christopher Chindoti
57.	Mutezo, Munacho Thomas Alvar
58.	Mutinhiri, Ambros (a.k.a. Ambrose)
59.	Mzembi, Walter
60.	Mzilikazi, Morgan S.
61.	Nguni, Sylvester Robert
62.	Nhema, Francis Chenayimoyo Dunstan
63.	Nyanhongo, Magadzire Hubert
64.	Nyoni, Sithembiso Gile Glad
65.	Rugeje, Engelbert Abel
66.	Rungani, Victor Tapiwa Chashe
67.	Sakupwanya, Stanley Urayayi
68.	Savanhu, Tendai
69.	Sekeramayi, Sydney (a.k.a. Sidney) Tigere
70.	Sekeremayi, Lovemore
71.	Shamu, Webster Kotiwani
72.	Shamuyarira, Nathan Marwirakuwa
73.	Shungu, Etherton
74.	Sibanda, Chris
75.	Sibanda, Misheck Julius Mpande
76.	Sigauke, David
77.	Sikosana, (a.k.a. Sikhosana), Absolom
78.	Tarumbwa, Nathaniel Charles
79.	Tomana, Johannes
80.	Veterai, Edmore
81.	Zimondi, Paradzai Willings

## II. Entities

	Name
1.	Cold Comfort Farm Trust Co-operative
2.	Comoil (PVT) Ltd
3.	Famba Safaris
4.	Jongwe Printing and Publishing Company (PVT) Ltd (a.k.a. Jongwe Printing and Publishing Co., a.k.a. Jongwe Printing and Publishing Company)
5.	M & S Syndicate (PVT) Ltd
6.	OSLEG Ltd (a.k.a. Operation Sovereign Legitimacy)
7.	Swift Investments (PVT) Ltd
8.	Zidco Holdings (a.k.a. Zidco Holdings (PVT) Ltd)