

BANKING (FOREIGN EXCHANGE) REGULATIONS 1959
SANCTIONS AGAINST ZIMBABWE – AMENDMENT TO THE ANNEX

EXPLANATORY STATEMENT

The Reserve Bank of Australia, following a directive from the Australian Government under the *Banking (Foreign Exchange) Regulations 1959*, currently administers financial sanctions against certain persons and entities associated with the Mugabe regime in Zimbabwe.

The Australian Government has reviewed the list of persons and entities subject to financial sanctions and has directed the Reserve Bank to remove from the Annex of names 17 persons who are either deceased, or deemed to be no longer working against democracy, abusing human rights or perverting the rule of law. Details of the changes to the Annex can be found in Attachment A.

The updated Annex now contains 237 persons and 4 entities and is referred to in each of the following instruments:

- (i) Direction relating to foreign currency transactions and to Zimbabwe (dated 25 November 2002) pursuant to regulation 5 of the *Banking (Foreign Exchange) Regulations 1959*, (FRLI reference number F2006B11724).
- (ii) Variation of Exemption (dated 25 November 2002) relating to sub-regulation 6(1) of the *Banking (Foreign Exchange) Regulations 1959*, (FRLI reference number F2006B11726).
- (iii) Variation of Exemption (dated 25 November 2002) relating to sub-regulation 8(1)(a) of the *Banking (Foreign Exchange) Regulations 1959*, (FRLI reference number F2006B11729).

All three instruments were originally published in the Commonwealth of Australia Gazette No. GN 49, 11 December 2002. The original instruments foresaw that the Annexes may be periodically reviewed and stated that any amendments to the Annexes shall be taken as being part of the original instruments as from the date specified in the amendments. This is the fifth update to the Annex.

This instrument does not substantially alter the existing autonomous financial sanctions arrangements. As such, in accordance with Section 18 of the *Legislative Instruments Act 2003*, the Reserve Bank is satisfied that further consultation, beyond that already undertaken by the Treasury and Department of Foreign Affairs and Trade, is unnecessary.

ATTACHMENT A

This attachment provides details of the changes to the Zimbabwe Annex. 17 persons have been removed.

NAMES THAT HAVE BEEN REMOVED:

Reference No.	Name	Details	Date Added
2008ZIM0186	BVUTE, Ozias	CEO / MD of Zimbabwe Cricket	24-Dec-08
2008ZIM0195	CHINGOKA, Peter Farai	Chairman of Zimbabwe Cricket	24-Dec-08
2007ZIM0023	CHIPATO, Charles	Former Chairman, National Oil Company of Zimbabwe	20-Jun-07
2002ZIM0043	HOVE, Richard [<i>Deceased</i>]	Born 23 September 1939. Former ZANU PF Politburo Secretary for Economic Affairs	11-Dec-02
2008ZIM0209	JANGARA (alias Changara), Thomsen Toddie [<i>Deceased</i>]	Assistant Police Commissioner, Officer in charge, Harare South District	24-Dec-08
2005ZIM0045	KACHINGWE, Sarah	Former Commissioner, Zimbabwe Electoral Commission	30-Nov-05
2005ZIM0047	KAHARI, George Payne	Born 20 July 1930. Former Commissioner, Zimbabwe Electoral Commission	30-Nov-05
2002ZIM0049	KARIMANZIRA, David Ishemunyoro Godi [<i>Deceased</i>]	Born 25 May 1947. Harare Metropolitan Provincial Governor	11-Dec-02
2002ZIM0057	LESABE, Thenjiwe [<i>Deceased</i>]	Born 5 January 1933. ZANU PF Politburo Member	11-Dec-02
2005ZIM0070	MANDISHONA, Gibson	Born 10 January 1956. Former Chairman, Zimbabwe Revenue Authority	30-Nov-05
2006ZIM0071	MANDIZHA, Barbara [<i>Deceased</i>]	Born 24 October 1959. Deputy Police Commissioner	5-Apr-06
2005ZIM0079	MASAWI, Ephrahim Sango [<i>Deceased</i>]	Former Provincial Governor for Mashonaland Central	30-Nov-05
2002ZIM0104	MSIKA, Joseph [<i>Deceased</i>]	Born 6 December 1923. Former Vice President	11-Dec-02
2002ZIM0114	MUGABE, Sabina [<i>Deceased</i>]	Born 14 October 1934. Sister to President Mugabe and former MP for Zvimba Constituency	11-Dec-02
2005ZIM0138	NCUBE, Vivian	Former Commissioner, Zimbabwe Electoral Commission	30-Nov-05
2005ZIM0174	SIYACHITEMA, Jonathan	Former Commissioner, Zimbabwe Electoral Commission	30-Nov-05
2002ZIM0183	ZVINAVASHE, Vitalis [<i>Deceased</i>]	Born 27 September 1943. General, Zimbabwe National Army.	11-Dec-02

Total: 17