Request for Derogation under Article 3ea(5) of Council Regulation (EU) No 833/2014 (as amended) concerning restrictive measures in view of Russia’s actions destabilising the situation in Ukraine

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| **Details of Applicant** |
| Company Name and Address: |  |
| Contact Details: |  |

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| **Information on Vessel and Cargo****NOTES:** 1. **ONLY CARGO SUBJECT TO DEROGATION UNDER ARTICLE 3ea(5) MAY BE OFFLOADED.**
2. **THE AUTHORISATION, IF GRANTED, IS WITHOUT PREJUDICE TO OTHER SANCTIONS PROVISIONS THAT MAY APPLY.**
3. **A NATURAL OR LEGAL PERSON WHO CONTRAVENES A PROVISION OF AN EU SANCTIONS REGULATION SHALL BE GUILTY OF AN OFFENCE AND LIABLE TO PROSECUTION.**
 |
| **Vessel Name:** |
| **IMO Number:** |
| **Call Sign:** |
| **Type of Ship:** |
| **MMSI Number:** |
| Details of cargo, including quantities, CN codes, for which derogation is requested under Council Regulation (EU) No 883/2014(**Important:** Only cargo for which a derogation has been authorised by the Irish Competent Authority will be allowed to be offloaded on arrival at an Irish port. Any other cargo carried on the vessel cannot be unloaded at an Irish Port.)  |  |
| Specify derogation being sought under Article 3ea(5)(*a), (b), (c) or (d)* *\* see note* |  |
| Details of all other cargo on board including appropriate CN codes |  |
| **Gross Tonnage:** |  |
| **Net Tonnage** |  |

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| **Additional Vessel Details** |
| Proposed Port Arrival: |  |
| Port of Origin: |  |
| Last Port of Call: |  |
| Flag State of Ship and date registered under current flag: |  |
| Proposed Date and Time of Arrival: |  |
| Vessel owner name and address: |  |
| Operating company (ISM) name and address: |  |
| Owning company registration number (if known): |  |
| Name and contact details of agent: |  |

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| **Alternative vessel options considered** |
| Provide details of measures undertaken to secure a vessel not registered under the flag of Russia, not re-registered from the Russian flag after 24 February 2022, or certified by the Russian Maritime Registry of Shipping to carry the relevant cargo. |

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| **Statement of Necessity** |
| In submitting this application, I confirm that, having explored all alternative options as above, there is no feasible alternative at this time to making use of a vessel registered under the flag of Russia, not re-registered from the Russian flag after 24 February 2022, or certified by the Russian Maritime Registry of Shipping for the importation of this cargo. |

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| **Declaration** |
| I have carried out all necessary due diligence to confirm that, no natural or legal person, entities or bodies, are directly, or indirectly associated with this transaction, including, but not restricted to, supplier of goods; brokers; agents; vessel owner; lessor and operator, is subject to economic sanctions, under any UN or EU sanctions regime, including but not limited to Article 2 of Council Regulation (EU) No 269/2014 of 17 March 2014 (as amended) concerning restrictive measures in respect of actions undermining or threatening the territorial integrity, sovereignty and independence of Ukraine. Should it subsequently emerge that the transaction, or any of the parties to the transaction as outlined in the previous paragraph, is subject to economic sanctions under any UN or EU sanctions regime, including but not limited to Council Regulation (EU) 269/2014 (as amended), the Competent Authority reserves the right to suspend or revoke an authorisation granted under the application.  |
| *To be signed by importer* |

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| **Documentation required** |
|  The following documentation must be submitted along with this form:1. Ship’s Certificate of Registration
2. Cargo Declaration
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| I make this solemn declaration believing the same to be true: *To be signed by importer* |
| Name in Block Capitals: |  |
| Title: |  |
| Signature: |  | Date: |
| Capacity of Signatory  |  |
| Contact Details: |  |
| **Sharing of Data** |
| By signing this form, you accept that the data provided herein will be shared amongst relevant Government Departments, Agencies and ports. |

**Note**

\* Under Article 3ea(5) of EU Regulation 833/2014 as amended, the Competent Authority may allow a derogation for a sanctioned vessel to access a port after having determined that the access is necessary for:

1. the purchase, import or transport of natural gas, oil, including refined petroleum products, as well as titanium, aluminium, copper, nickel, palladium and iron ore, as well as certain chemical and iron products as listed in Annex XXIV to the Regulation,
2. purchase, import or transport of pharmaceutical and medical products, agricultural and food products, including wheat and fertilisers whose import, purchase and transport is permitted under the Regulation,
3. humanitarian purposes,
4. transport of nuclear fuel and other goods strictly necessary for the functioning of civil nuclear capabilities,

***ANNEX XXII***

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| **CN Code** | **Name of the good** |
| 2701 | 1. Coal; briquettes, ovoids and similar solid fuels manufactured from coal
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| 2702 | 1. Lignite, whether or not agglomerated, excluding jet
 |
| 2703 00 00 | 1. Peat (including peat litter), whether or not agglomerated
 |
| 2704 00 | 1. Coke and semi-coke of coal, of lignite or of peat, whether or not agglomerated; retort carbon
 |
| 2705 00 00 | 1. Coal gas, water gas, producer gas and similar gases, other than petroleum gases and other gaseous hydrocarbons
 |
| 2706 00 00 | 1. Tar distilled from coal, from lignite or from peat, and other mineral tars, whether or not dehydrated or partially distilled, including reconstituted tars
 |
| 2707 | 1. Oils and other products of the distillation of high temperature coal tar; similar products in which the weight of the aromatic constituents exceeds that of the non-aromatic constituents
 |
| 2708 | 1. Pitch and pitch coke, obtained from coal tar or from other mineral tars
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***ANNEX XXIV***

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| ***CN code*** | ***Name of the good*** |
| *2810 00 10* | 1. *Diboron trioxide*
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| *2810 00 90* | 1. *Oxides of boron; boric acids (excluding diboron trioxide)*
 |
| *2812 15 00* | 1. *Sulphur monochloride*
 |
| *2814 10 00* | 1. *Anhydrous ammonia*
 |
| *2825 20 00* | 1. *Lithium oxide and hydroxide*
 |
| *2905 42 00* | 1. *Pentaerythritol "pentaerythrite"*
 |
| *2909 19 90* | 1. *Ethers, acyclic and halogen, sulfo, nitro and nitroso derivatives thereof (excluding diethyl ether and tert-butyl ethyl ether (ethyl tertiary butyl ether, etbe))*
 |
| *3006 92 00* | 1. *Waste pharmaceuticals*
 |
| *3105 30 00* | 1. *Diammonium hydrogenorthophosphate (excluding those in tablets or similar forms, or in packages with a gross weight of <= 10 kg)*
 |
| *3105 40 00* | 1. *Ammonium dihydrogenorthophosphate and mixtures thereof with diammonium hydrogenorthophosphate*
2. *(excluding those in tablets or similar forms, or in packages with a gross weight of <= 10 kg).*
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| *3811 19 00* | 1. *Anti-knock agents for petrol (excluding those based on lead compounds)*
 |
| *ex 7203* | 1. *Direct reduced iron or other spongy iron*
 |
| *ex 7204* | 1. *Ferrous scrap*
 |