

EN

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Answer given by Ms Albuquerque
on behalf of the European Commission
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Digital charter platforms and other intermediaries based in Member States are bound to comply with EU restrictive measures ('sanctions'), including Council Regulation (EU) No 833/2014¹, and are thus required to ensure their services do not enable Russian customers or brokers – whether directly or indirectly via third countries - to access the European private aviation market in breach of sanctions.

That Regulation applies not only within the territory of the EU but also to any national of a Member State globally, to any legal entity constituted under Member State law, and to any business conducted in whole or in part within the EU.

Those entities are also subject to the provisions on circumvention, which prohibit them from engaging in activities whose object or effect is to circumvent prohibitions set out in Regulation (EU) No 833/2014 – whether knowingly and intentionally or without deliberately seeking that object or effect, but being aware that the participation may have that object or effect and accepting that possibility. They should also report any attempt of circumvention to the competent authorities of Member States or to the Commission.

Implementation and enforcement of EU sanctions fall under the responsibility of Member States. The Commission has issued Frequently Asked Questions to provide guidance to national authorities and operators regarding the implementation and interpretation of the relevant provisions. Question 21² notably clarifies the need for involved entities to undertake appropriate due diligence with their customers and to check with national authorities in case of doubt.

¹ <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=celex%3A32014R0833>.

² https://finance.ec.europa.eu/publications/aviation_en.