

14 April 2024

UK: IS RETRIEVAL DUTY FOR THE RECOVERY OF LOST FUNDS AN EXTENSION OF THE QUINCECARE DUTY?

HFW has published a briefing on the first English judgment on the *Quincecare* duty owed by banks to customers and non-customers since the seminal Supreme Court judgment in *Philipp v. Barclays Bank plc*. While the claim in the case failed, because it was out of time, the court considered what might have happened if it had not been time barred. It held that it would have given its permission due to the lack of clarity on what steps the bank in the case had taken and the timing of those steps.

<https://www.hfw.com/downloads/005947-HFW-Is-retrieval-duty-an-extension-of-the-Quincecare-April-2024.pdf>

SOMALIA: PIRATES RELEASE BANGLADESHI SHIP AND ITS 23 CREW AFTER A MONTH-LONG RANSOM NEGOTIATION

On 14 April, Lloyds List reported that the bulk carrier *Abdullah* had been released and was on its way to UAE.

<https://www.lloydslist.com/LL1148815/Hijacked-bulker-Abdullah-released-by-Somali-pirates>

US: NEW PLANS TO CRACK DOWN ON ILLICIT TEXTILES

On 9 April, Homeland Preparedness News reported that the Department of Homeland Security (DHS) recently announced a strategy taking aim at illicit textiles and customs violations. It is meant to serve as a blueprint for future enforcement actions, with: intensified targeting of small package shipments, joint trade special operations, increased customs audits and foreign verifications, as well as an expansion of the Chinese-targeted Uyghur Forced Labor Prevention Act (UFLPA) Entity List.

<https://homelandprepnews.com/stories/81909-dhs-lays-out-new-plans-to-crack-down-on-illicit-textiles/>

THE IMPACT OF SEMICONDUCTOR SANCTIONS ON RUSSIA

On 2 April, the American Enterprise Institute published this paper, concluding that enforcement challenges around semiconductor export controls illustrate the need for a new, multilateral export control regime — including tightened enforcement mechanisms — that includes the US and all its allies.

<https://www.aei.org/research-products/report/the-impact-of-semiconductor-sanctions-on-russia/>

POLAND – SANCTIONS INVESTIGATION COMMENCED INTO STATE-CONTROLLED OIL TRADING COMPANY

On 12 April, Duane Morris reported claims that the Polish Special Services has commenced an investigation into whether the Swiss oil trading subsidiary of a state-controlled oil company has breached the EU’s Russian sanctions in relation to oil.

<https://blogs.duanemorris.com/europeansanctionsenforcement/2024/04/12/poland-sanctions-investigation-commenced-into-state-controlled-oil-trading-company/>

LATVIA – INVESTIGATION INTO BUNKERING VESSEL REFUELLING RUSSIAN “SHADOW FLEET”

On 11 April, Duane Morris reported that a vessel owned by a Latvian company is providing bunkering (i.e. refuelling) services to the Russian “shadow fleet” in the Baltic Sea off the coast of Gotland in Sweden.

<https://blogs.duanemorris.com/europeansanctionsenforcement/2024/04/11/latvia-investigation-into-bunkering-vessel-refueling-russian-shadow-fleet/>

US: WHAT DOES HERRING FISHING HAVE TO DO WITH ANTI-CORRUPTION?

A post on the Bribery Matters blog on 11 April explained that if the Supreme Court agrees with a challenge brought by fishing companies against a doctrine requiring courts to defer to federal regulators, the floodgates could open to thousands of legal challenges by kleptocrats and others subject to sanctions.

<https://www.briberymatters.com/post/herring-and-anti-corruption>

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