Client Update: Singapore

2022 MARCH



Shipping & International Trade

Developments on Russian Sanctions: Russian Banks Banned from SWIFT by EU

Introduction

This Update is in continuation of our Client Update titled "Singapore to Impose Sanctions on Russia" published on 28 February 2022 (available here).

While we await the publication of Singapore's sanctions package against Russia, the European Union ("EU") has today (2 March 2022) released the names of seven Russian banks that the EU will be excluding from the Society for Worldwide Interbank Financial Telecommunication (i.e., SWIFT) international payment system. This follows earlier waves of EU sanctions, for example, those adopted on 28 February 2022, whereby, amongst others, asset freezes were imposed on specified Russian individuals and measures were taken to prevent Russia's Central Bank from accessing its foreign reserves in the EU.

Scope of Sanctions

Although yet to be formally confirmed, there have been reports that seven banks may be excluded from the SWIFT financial message system, namely: (1) VTB Bank; (2) Otkritie; (3) Rossiya; (4) Novikom (Rostec); (5) Sovcom; (6) VEB.RF; and (7) Promsvyazbank. While the addition of VTB Bank, one of Russia's largest lenders, appear to be a significant escalation of the sanctions, it is also significant that Russia's biggest lenders Sberbank PJSC and Gazprombank, a bank part-owned by Gazprom PJSC, appear to have been excluded from these sanctions.

Concluding Remarks

In light of the EU's reported measures, banks with financial relationships with any Russian banks (and not just the sanctioned banks), as well as participants in the oil, gas and energy sectors which remit, receive or transfer funds through Russian banks should look to alternative avenues to fulfil their obligations or prevent disruption to their businesses and trades. The maintenance of Sberbank's and Gazprombank's access to SWIFT suggests that, barring any de-escalation of Russia's military posture in the Ukraine, the EU may be holding back additional sanctions in reserve. The same reasoning may underlie the continued reluctance of major western powers to sanction Russian oil and gas exports.

We will continue to monitor developments and will provide further updates as and when the same are available.



Client Update: Singapore 2022 MARCH



Shipping & International Trade

For more information on the proposed sanctions and how your business might be affected by it, please feel free to approach our team below.

Contacts



Toh Kian Sing SCSenior Partner, Dispute
Resolution
Head, Shipping & International
Trade

T +65 6232 0614

kian.sing.toh@rajahtann.com



V Bala Partner, Shipping & International Trade

T +65 6232 0383

bala@rajahtann.com



Nathanael Lin Partner, Shipping & International Trade

T +65 6232 0293

nathanael.lin@rajahtann.com

Please feel free to also contact Knowledge and Risk Management at eOASIS@rajahtann.com

Client Update: Singapore

2022 MARCH



Our Regional Contacts

RAJAH & TANN | Singapore

Rajah & Tann Singapore LLP

T +65 6535 3600 sg.rajahtannasia.com

R&T SOK & HENG | Cambodia

R&T Sok & Heng Law Office

T +855 23 963 112 / 113 F +855 23 963 116 kh.rajahtannasia.com

RAJAH & TANN 立杰上海

SHANGHAI REPRESENTATIVE OFFICE | China

Rajah & Tann Singapore LLP Shanghai Representative Office

T +86 21 6120 8818 F +86 21 6120 8820 cn.rajahtannasia.com

ASSEGAF HAMZAH & PARTNERS | Indonesia

Assegaf Hamzah & Partners

Jakarta Office

T +62 21 2555 7800 F +62 21 2555 7899

Surabaya Office

T +62 31 5116 4550 F +62 31 5116 4560 www.ahp.co.id

RAJAH & TANN | Lao PDR

Rajah & Tann (Laos) Co., Ltd. T +856 21 454 239

F +856 21 285 261 la.rajahtannasia.com

Rajah & Tann Asia is a network of legal practices based in Asia.

CHRISTOPHER & LEE ONG | *Malaysia*Christopher & Lee Ong

T +60 3 2273 1919 F +60 3 2273 8310

www.christopherleeong.com

RAJAH & TANN $\mid Myanmar$

Rajah & Tann Myanmar Company Limited

T +95 1 9345 343 / +95 1 9345 346

F +95 1 9345 348 mm.rajahtannasia.com

GATMAYTAN YAP PATACSIL
GUTIERREZ & PROTACIO (C&G LAW) | *Philippines*

Gatmaytan Yap Patacsil Gutierrez & Protacio (C&G Law)

T +632 8894 0377 to 79 / +632 8894 4931 to 32

F +632 8552 1977 to 78 www.cagatlaw.com

RAJAH & TANN | *Thailand* R&T Asia (Thailand) Limited

T +66 2 656 1991 F +66 2 656 0833 th.rajahtannasia.com

RAJAH & TANN LCT LAWYERS | Vietnam

Rajah & Tann LCT Lawyers

Ho Chi Minh City Office

T +84 28 3821 2382 / +84 28 3821 2673

F +84 28 3520 8206

Hanoi Office

T +84 24 3267 6127 F +84 24 3267 6128 www.rajahtannlct.com

Member firms are independently constituted and regulated in accordance with relevant local legal requirements. Services provided by a member firm are governed by the terms of engagement between the member firm and the client.

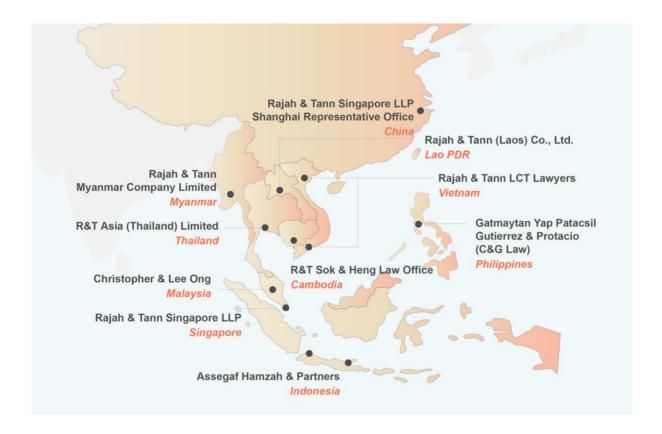
This update is solely intended to provide general information and does not provide any advice or create any relationship, whether legally binding or otherwise. Rajah & Tann Asia and its member firms do not accept, and fully disclaim, responsibility for any loss or damage which may result from accessing or relying on this update.

Client Update: Singapore

2022 MARCH



Our Regional Presence



Rajah & Tann Singapore LLP is one of the largest full-service law firms in Singapore, providing high quality advice to an impressive list of clients. We place strong emphasis on promptness, accessibility and reliability in dealing with clients. At the same time, the firm strives towards a practical yet creative approach in dealing with business and commercial problems. As the Singapore member firm of the Lex Mundi Network, we are able to offer access to excellent legal expertise in more than 100 countries.

Rajah & Tann Singapore LLP is part of Rajah & Tann Asia, a network of local law firms in Cambodia, China, Indonesia, Lao PDR, Malaysia, Myanmar, the Philippines, Singapore, Thailand and Vietnam. Our Asian network also includes regional desks focused on Brunei, Japan and South Asia.

The contents of this Update are owned by Rajah & Tann Singapore LLP and subject to copyright protection under the laws of Singapore and, through international treaties, other countries. No part of this Update may be reproduced, licensed, sold, published, transmitted, modified, adapted, publicly displayed, broadcast (including storage in any medium by electronic means whether or not transiently for any purpose save as permitted herein) without the prior written permission of Rajah & Tann Singapore LLP.

Please note also that whilst the information in this Update is correct to the best of our knowledge and belief at the time of writing, it is only intended to provide a general guide to the subject matter and should not be treated as a substitute for specific professional advice for any particular course of action as such information may not suit your specific business and operational requirements. It is to your advantage to seek legal advice for your specific situation. In this regard, you may call the lawyer you normally deal with in Rajah & Tann Singapore LLP or email Knowledge & Risk Management at eOASIS@rajahtann.com.