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II

(Non-legislative acts)

REGULATIONS

COUNCIL REGULATION (EU) 2016/44**of 18 January 2016****concerning restrictive measures in view of the situation in Libya and repealing Regulation (EU)
No 204/2011**

THE COUNCIL OF THE EUROPEAN UNION

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 215 thereof,

Having regard to Council Decision (CFSP) 2015/1333 of 31 July 2015 concerning restrictive measures in view of the situation in Libya, and repealing Decision 2011/137/CFSP ⁽¹⁾,

Having regard to the joint proposal from the High Representative of the Union for Foreign Affairs and Security Policy and the European Commission,

Whereas:

- (1) On 28 February 2011, the Council adopted Decision 2011/137/CFSP ⁽²⁾. In accordance with United Nations Security Council Resolution (UNSCR) 1970 (2011) and successor resolutions, Decision 2011/137/CFSP provided for an arms embargo, a ban on internal repression equipment, as well as restrictions on the admission and the freezing of funds and economic resources of certain persons and entities involved in serious human rights abuses against persons in Libya, including by being involved in attacks, in violation of international law, on civilian populations and facilities. Those natural or legal persons and entities are listed in the Annexes to Decision 2011/137/CFSP. Regulatory action was therefore required in order to provide the relevant necessary measures. The United Nations Security Council ('the Security Council') has since adopted a number of additional Resolutions on Libya that have extended or amended the UN's restrictive measures against Libya, including UNSCR 2174 (2014) amending the scope of the arms embargo and extending the application of the travel ban and asset freeze measures, and UNSCR 2213 (2015) in connection with the Security Council's commitment to the sovereignty, independence, territorial integrity and national unity of Libya.
- (2) On 26 May 2015, the Council adopted Decision (CFSP) 2015/818 ⁽³⁾ amending Decision 2011/137/CFSP taking into consideration the threat that continues to be posed to the peace, stability or security of Libya and the successful completion of its political transition. Decision (CFSP) 2015/818 also took into account the threat posed by persons and entities owning or controlling Libyan state funds misappropriated during the former regime of Muammar Qadhafi in Libya which could be used to threaten the peace, stability or security of Libya, or obstruct or undermine the successful completion of its political transition. The Council carried out a complete review of the lists of persons and entities subject to the travel ban and asset freeze measures, as set out in Annexes II and III to Decision 2011/137/CFSP. On 31 July 2015, the Council adopted a consolidated Decision (CFSP) 2015/1333 and repealed Decision 2011/137/CFSP.

⁽¹⁾ OJ L 206, 1.8.2015, p. 34.

⁽²⁾ Council Decision 2011/137/CFSP of 28 February 2011 concerning restrictive measures in view of the situation in Libya (OJ L 58, 3.3.2011, p. 53).

⁽³⁾ Council Decision (CFSP) 2015/818 of 26 May 2015 amending Decision 2011/137/CFSP concerning restrictive measures in view of the situation in Libya (OJ L 129, 27.5.2015, p. 13).

- (3) For the sake of clarity, Council Regulation (EU) No 204/2011 ⁽¹⁾ as amended and implemented by a number of subsequent Regulations, should be consolidated into a new Regulation.
- (4) The power to amend the lists in Annexes II and III to this Regulation should be exercised by the Council, in view of the specific threat to international peace and security in the region posed by the situation in Libya and in order to ensure consistency with the process for amending and reviewing the Annexes to Decision (CFSP) 2015/1333.
- (5) For the implementation of this Regulation, and in order to create maximum legal certainty within the Union, the names and other relevant data concerning natural and legal persons, entities and bodies whose funds and economic resources must be frozen in accordance with this Regulation, should be made public. Any processing of personal data should comply with Regulation (EC) No 45/2001 of the European Parliament and of the Council ⁽²⁾ and Directive 95/46/EC of the European Parliament and of the Council ⁽³⁾.
- (6) In order to ensure that the measures provided for in this Regulation are effective, this Regulation should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

For the purposes of this Regulation, the following definitions apply:

- (a) 'funds' means financial assets and benefits of every kind, including but not limited to:
 - (i) cash, cheques, claims on money, drafts, money orders and other payment instruments;
 - (ii) deposits with financial institutions or other entities, balances on accounts, debts and debt obligations;
 - (iii) publicly- and privately-traded securities and debt instruments, including stocks and shares, certificates representing securities, bonds, notes, warrants, debentures and derivatives contracts;
 - (iv) interest, dividends or other income on or value accruing from or generated by assets;
 - (v) credit, right of set-off, guarantees, performance bonds or other financial commitments;
 - (vi) letters of credit, bills of lading, bills of sale;
 - (vii) documents evidencing an interest in funds or financial resources;
- (b) 'freezing of funds' means preventing any move, transfer, alteration or use of, access to, or dealing with funds in any way that would result in any change in their volume, amount, location, ownership, possession, character, destination or other change that would enable the funds to be used, including portfolio management;
- (c) 'economic resources' means assets of every kind, whether tangible or intangible, movable or immovable, which are not funds but may be used to obtain funds, goods or services;
- (d) 'freezing of economic resources' means preventing their use to obtain funds, goods or services in any way, including, but not limited to, by selling, hiring or mortgaging them;
- (e) 'technical assistance' means any technical support related to repairs, development, manufacture, assembly, testing, maintenance, or any other technical service, and may take forms such as instruction, advice, training, the transmission of working knowledge or skills or consulting services, including verbal forms of assistance;

⁽¹⁾ Council Regulation (EU) No 204/2011 of 2 March 2011 concerning restrictive measures in view of the situation in Libya (OJ L 58, 3.3.2011, p. 1).

⁽²⁾ Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data (OJ L 8, 12.1.2001, p. 1).

⁽³⁾ Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data (OJ L 281, 23.11.1995, p. 31).

- (f) 'Sanctions Committee' means the Committee of the United Nations Security Council which was established pursuant to paragraph 24 of UNSCR 1970 (2011);
- (g) 'territory of the Union' means the territories of the Member States to which the Treaty is applicable, under the conditions laid down in the Treaty, including their airspace;
- (h) 'designated vessels' means vessels designated by the Sanctions Committee as referred to in paragraph 11 of UNSCR 2146 (2014), as listed in Annex V to this Regulation;
- (i) 'the Government of Libya focal point' means the focal point appointed by the Government of Libya as notified to the Sanctions Committee in accordance with paragraph 3 of UNSCR 2146 (2014).

Article 2

1. It shall be prohibited:

- (a) to sell, supply, transfer or export, directly or indirectly, equipment which might be used for internal repression as listed in Annex I, whether or not originating in the Union, to any person, entity or body in Libya or for use in Libya;
- (b) to participate, knowingly and intentionally, in activities the object or effect of which is to circumvent the prohibitions referred to in point (a).

2. It shall be prohibited to purchase, import or transport from Libya equipment which might be used for internal repression as listed in Annex I, whether or not the item concerned originates in Libya.

3. Paragraph 1 shall not apply to protective clothing, including flak jackets and military helmets, temporarily exported to Libya by UN personnel, personnel of the Union or its Member States, representatives of the media and humanitarian and development workers and associated personnel for their personal use only.

4. By way of derogation from paragraph 1, the competent authorities in the Member States as listed in Annex IV may authorise the sale, supply, transfer or export of equipment which might be used for internal repression, under such conditions as they deem appropriate, if they determine that such equipment is intended solely for humanitarian or protective use.

Article 3

1. It shall be prohibited:

- (a) to provide, directly or indirectly, technical assistance related to the goods and technology listed in the Common Military List of the European Union⁽¹⁾ (Common Military List) or related to the provision, manufacture, maintenance and use of goods included in that list, to any person, entity or body in Libya or for use in Libya;
- (b) to provide, directly or indirectly, technical assistance related to equipment which might be used for internal repression as listed in Annex I, to any person, entity or body in Libya or for use in Libya;
- (c) to provide, directly or indirectly, financing or financial assistance related to the goods and technology listed in the Common Military List or in Annex I, including in particular grants, loans and export credit insurance, for any sale, supply, transfer or export of such items, or for any provision of related technical assistance to any person, entity or body in Libya or for use in Libya;
- (d) to provide, directly or indirectly, technical assistance, financing or financial assistance related to the provision of armed mercenary personnel in Libya or for use in Libya;
- (e) to participate, knowingly and intentionally, in activities the object or effect of which is to circumvent the prohibitions referred to in points (a) to (d).

⁽¹⁾ OJ C 69, 18.3.2010, p. 19.

2. By way of derogation from paragraph 1, the prohibitions laid down therein shall not apply to:
 - (a) the provision of technical assistance, financing or financial assistance related to non-lethal military equipment intended solely for humanitarian purposes or protective use;
 - (b) protective clothing, including flak jackets and military helmets, temporarily exported to Libya by UN personnel, personnel of the Union or its Member States, representatives of the media and humanitarian and development workers and associated personnel for their personal use only;
 - (c) the provision of technical assistance, financing or financial assistance related to non-lethal military equipment intended solely for security or disarmament assistance to the Libyan government.
3. By way of derogation from paragraph 1, and as approved in advance by the Sanctions Committee, the prohibitions laid down therein shall not apply to:
 - (a) the provision of technical assistance, financing or financial assistance related to other sales and supply of arms and related material;
 - (b) the provision of technical assistance, financing or financial assistance related to military equipment, including arms and related materiel not falling within the scope of paragraph (a) and intended solely for security or disarmament assistance to the Libyan government.
4. By way of derogation from paragraph 1, the competent authorities in the Member States, as listed in Annex IV, may authorise the provision of technical assistance, financing and financial assistance related to equipment which might be used for internal repression, under such conditions as they deem appropriate, if they determine that such equipment is intended solely for humanitarian or protective use.

Article 4

To prevent the transfer of goods and technology which are covered by the Common Military List or the supply, sale, transfer, export or import of which is prohibited by this Regulation, for all goods brought into or leaving the customs territory of the Union from or to Libya, in addition to the rules governing the obligation to provide pre-arrival and pre-departure information as determined in the relevant provisions concerning entry and exit summary declarations as well as customs declarations in Regulations (EC) No 450/2008 ⁽¹⁾ and (EU) No 952/2013 ⁽²⁾ of the European Parliament and of the Council, the person who provides that information shall declare whether the goods are covered by the Common Military List or by this Regulation and, where the exported goods are subject to authorisation, specify the particulars of the export licence granted. These additional elements shall be submitted to the competent customs authorities of the Member State concerned either in written form or using a customs declaration, as appropriate.

Article 5

1. All funds and economic resources belonging to, owned, held or controlled by the natural or legal persons, entities and bodies listed in Annexes II and III shall be frozen.
2. No funds or economic resources shall be made available, directly or indirectly, to or for the benefit of the natural or legal persons, entities or bodies listed in Annexes II and III.
3. The participation, knowingly and intentionally, in activities the object or effect of which is, directly or indirectly, to circumvent the measures referred to in paragraphs 1 and 2 shall be prohibited.
4. All funds and economic resources belonging to, or owned, held or controlled on 16 September 2011 by the entities listed in Annex VI and located outside Libya on that date, shall remain frozen.

⁽¹⁾ Regulation (EC) No 450/2008 of the European Parliament and of the Council of 23 April 2008 laying down the Community Customs Code (Modernised Customs Code) (OJ L 145, 4.6.2008, p. 1).

⁽²⁾ Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (OJ L 269, 10.10.2013, p. 1).

Article 6

1. Annex II shall include the natural or legal persons, entities and bodies designated by the Security Council or by the Sanctions Committee in accordance with paragraph 22 of UNSCR 1970 (2011), paragraph 19, 22 or 23 of UNSCR 1973 (2011), paragraph 4 of UNSCR 2174 (2014), or paragraph 11 of UNSCR 2213 (2015).
2. Annex III shall consist of natural or legal persons, entities and bodies, not covered by Annex II that:
 - (a) are involved in or complicit in ordering, controlling, or otherwise directing the commission of serious human rights abuses against persons in Libya, including by being involved or complicit in planning, commanding, ordering or conducting attacks, including aerial bombardments, in violation of international law on civilian populations or facilities;
 - (b) have violated or have assisted in violating the provisions of UNSCR 1970 (2011), UNSCR 1973 (2011) or of this Regulation;
 - (c) have been identified as having been involved in the repressive policies of the former regime of Muammar Qadhafi in Libya, or otherwise formerly associated with that regime, and pose a continued risk to the peace, stability or security of Libya, or to the successful completion of the Libyan political transition;
 - (d) are engaged in or provide support for acts that threaten the peace, stability or security of Libya or obstruct or undermine the successful completion of Libya's political transition, including by:
 - (i) planning, directing, or committing acts in Libya that violate applicable international human rights law or international humanitarian law, or acts that constitute human rights abuses, in Libya;
 - (ii) attacks against any air, land or sea port in Libya, or against a Libyan state institution or installation, or against any foreign mission in Libya;
 - (iii) providing support for armed groups or criminal networks through the illicit exploitation of crude oil or any other natural resources in Libya;
 - (iv) threatening or coercing Libyan State financial institutions and the Libyan National Oil Company, or engaging in any action that may lead to or result in the misappropriation of Libyan State funds;
 - (v) violating, or assisting in the evasion of, the provisions of the arms embargo in Libya established in UNSCR 1970 (2011) and Article 1 of this Regulation;
 - (vi) being persons, entities or bodies acting for or on behalf or at the direction of any of the above, or being entities or bodies owned or controlled by them or by persons, entities or bodies listed in Annex II or III; or
 - (e) own or control Libyan State funds misappropriated during the former regime of Muammar Qadhafi in Libya which could be used to threaten the peace, stability or security of Libya, or to obstruct or undermine the successful completion of its political transition.
3. Annexes II and III shall include the grounds for the listing of listed persons, entities and bodies, as provided by the Security Council or by the Sanctions Committee for Annex II.
4. Annexes II and III shall include, where available, information necessary to identify the natural or legal persons, entities and bodies concerned, as provided by the Security Council or by the Sanctions Committee for Annex II. With regard to natural persons, such information may include names, including aliases, date and place of birth, nationality, passport and ID card numbers, gender, address, if known, and function or profession. With regard to legal persons, entities and bodies, such information may include names, place and date of registration, registration number and place of business. Annex II shall also include the date of designation by the Security Council or by the Sanctions Committee.
5. Annex VI shall include the grounds for listing for the persons, entities and bodies referred to in Article 5(4) of this Regulation, as provided by the Security Council or the Sanctions Committee.

Article 7

With regard to persons, entities and bodies not designated in Annex II or III, in which a person, entity or body designated in those Annexes has a stake, the obligation to freeze the funds and economic resources of the designated person, entity or body shall not prevent such non-designated persons, entities or bodies from continuing to conduct legitimate business in so far as this business does not involve making available any funds or economic resources to a designated person, entity or body.

Article 8

1. By way of derogation from Article 5, the competent authorities in the Member States, as indicated on the websites listed in Annex IV, may authorise the release of certain frozen funds or economic resources, or the making available of certain funds or economic resources, under such conditions as they deem appropriate, after having determined that the funds or economic resources are:

- (a) necessary to satisfy the basic needs of persons listed in Annex II or III or referred to in Article 5(4), and their dependent family members, including payments for foodstuffs, rent or mortgage, medicines and medical treatment, taxes, insurance premiums, and public utility charges;
- (b) intended exclusively for the payment of reasonable professional fees or the reimbursement of incurred expenses associated with the provision of legal services;
- (c) intended exclusively for the payment of fees or service charges for routine holding or maintenance of frozen funds or economic resources,

provided that, where the authorisation concerns a person, entity or body listed in Annex II or referred to in Article 5(4), the Member State concerned has notified the Sanctions Committee of that determination and its intention to grant an authorisation, and the Sanctions Committee has not objected to that course of action within five working days of notification.

2. By way of derogation from Article 5, the competent authorities of the Member States, as indicated on the websites listed in Annex IV, may authorise the release of certain frozen funds or economic resources, or the making available of certain frozen funds or economic resources, after having determined that the frozen funds or economic resources are necessary for extraordinary expenses provided that the following conditions are met:

- (a) where the authorisation concerns a person, entity or body listed in Annex II or referred to in Article 5(4), the Sanctions Committee has been notified of that determination by the Member State concerned and the determination has been approved by that Committee; and
- (b) where the authorisation concerns a person, entity or body listed in Annex III, the competent authority has notified the grounds on which it considers that a specific authorisation should be granted to the competent authorities of the other Member States and to the Commission at least two weeks before the authorisation.

Article 9

1. By way of derogation from Article 5, with regard to persons, entities or bodies listed in Annex II and entities referred to in Article 5(4), the competent authorities in the Member States, as listed in Annex IV, may authorise the release of certain frozen funds or economic resources, if the following conditions are met:

- (a) the funds or economic resources in question are the subject of a judicial, administrative or arbitral lien established or of a judicial, administrative or arbitral judgement rendered:
 - (i) prior to the date on which the person, entity or body was included in Annex II; or
 - (ii) prior to the date on which the entity referred to in Article 5(4) was designated by the Security Council;

- (b) the funds or economic resources in question will be used exclusively to satisfy claims secured by such a lien or recognised as valid in such a judgment, within the limits set by applicable laws and regulations governing the rights of persons having such claims;
- (c) the lien or judgment is not for the benefit of a person, entity or body listed in Annex II or III;
- (d) recognising the lien or judgment is not contrary to public policy in the Member State concerned; and
- (e) the Sanctions Committee has been notified by the Member State of the lien or judgment.

2. By way of derogation from Article 5, with regard to persons, entities or bodies listed in Annex III, the competent authorities in the Member States, as listed in Annex IV, may authorise the release of certain frozen funds or economic resources, if the following conditions are met:

- (a) the funds or economic resources in question are the subject of an arbitral decision rendered prior to the date on which the natural or legal person, entity or body referred to in Article 5 was included in Annex III, or of a judicial or administrative decision rendered in the Union, or a judicial decision enforceable in the Member State concerned, prior to or after that date;
- (b) the funds or economic resources in question will be used exclusively to satisfy claims secured by such a decision or recognised as valid in such a decision, within the limits set by applicable laws and regulations governing the rights of persons having such claims;
- (c) the decision is not for the benefit of a natural or legal person, entity or body listed in Annex II or III; and
- (d) recognising the decision is not contrary to public policy in the Member State concerned.

3. The relevant Member State shall inform the other Member States and the Commission of any authorisation granted under this Article.

Article 10

By way of derogation from Article 5, the competent authorities in the Member States, as listed in Annex IV, may authorise the release of frozen funds or economic resources belonging to persons, entities or bodies listed in Annex III, or the making available of certain funds or economic resources to persons, entities or bodies listed in Annex III, under such conditions as they deem appropriate, where they consider it necessary for humanitarian purposes, such as the delivery and facilitation of delivery of humanitarian aid, the delivery of materials and supplies necessary for essential civilian needs, including food and agricultural materials for its production, medical products and the provision of electricity, or for evacuations from Libya. The Member State concerned shall inform other Member States and the Commission of authorisations made under this Article within two weeks of the authorisation.

Article 11

1. By way of derogation from Article 5(4), the competent authorities of the Member States, as indicated on the websites listed in Annex IV, may authorise the release of certain frozen funds or economic resources, provided that:

- (a) the funds or economic resources are used for one or more of the following purposes:
 - (i) humanitarian needs;
 - (ii) fuel, electricity and water for strictly civilian uses;
 - (iii) resuming Libyan production and sale of hydrocarbons;

- (iv) establishing, operating, or strengthening institutions of civilian government and civilian public infrastructure; or
 - (v) facilitating the resumption of banking sector operations, including to support or facilitate international trade with Libya;
- (b) the Member State concerned has notified to the Sanctions Committee its intention to authorise access to funds or economic resources, and the Sanctions Committee has not objected within five working days of such a notification;
- (c) the Member State concerned has notified the Sanctions Committee that those funds or economic resources shall not be made available to or for the benefit of any person, entity or body listed in Annex II or III;
- (d) the Member State concerned has consulted in advance with the Libyan authorities about the use of such funds or economic resources; and
- (e) the Member State concerned has shared with the Libyan authorities the notifications submitted pursuant to points (b) and (c) of this paragraph and the Libyan authorities have not objected within five working days to the release of such funds or economic resources.

2. By way of derogation from Article 5(4) and provided that a payment is due under a contract or agreement that was concluded by, or an obligation that arose for, the person, entity or body concerned, before the date on which that person, entity or body had been designated by the Security Council or the Sanctions Committee, the competent authorities of the Member States, as indicated on the websites listed in Annex IV, may authorise, under such conditions as they deem appropriate, the release of certain frozen funds or economic resources, if the following conditions are met:

- (a) the competent authority concerned has determined that the payment is not in breach of Article 5(2) nor is it for the benefit of an entity referred to in Article 5(4);
- (b) the Sanctions Committee has been notified by the relevant Member State of the intention to grant an authorisation ten working days in advance.

Article 12

1. Article 5(2) shall not apply to the addition to frozen accounts of:

- (a) interest or other earnings on those accounts;
- (b) payments due under contracts, agreements or obligations that were concluded or arose before the date on which the natural or legal person, entity or body referred to in Article 5 has been designated by the Sanctions Committee, the Security Council or by the Council;
- (c) payments due under judicial, administrative or arbitral lien or judgment, as referred to in Article 9(1); or
- (d) payments due under judicial, administrative or arbitral decisions rendered in the Union, or enforceable in the Member State concerned, as referred to in Article 9(2),

provided that any such interest, other earnings and payments are frozen in accordance with Article 5(1).

2. Article 5(2) shall not prevent financial or credit institutions in the Union from crediting frozen accounts where they receive funds transferred to the account of a listed natural or legal person, entity or body, provided that any additions to such accounts will also be frozen. The financial or credit institution shall inform the relevant competent authority about any such transaction without delay.

Article 13

By way of derogation from Article 5, and provided that a payment by a person, entity or body listed in Annex II or III is due under a contract or agreement that was concluded by, or an obligation that arose for the person, entity or body concerned, before the date on which that person, entity or body had been designated, the competent authorities of the Member States, as indicated on the websites listed in Annex IV, may authorise, under such conditions as they deem appropriate, the release of certain frozen funds or economic resources, if the following conditions are met:

- (a) the competent authority concerned has determined that:
 - (i) the funds or economic resources shall be used for a payment by a person, entity or body listed in Annex II or III;
 - (ii) the payment is not in breach of Article 5(2);
- (b) where the authorisation concerns a person, entity or body listed in Annex II, the Sanctions Committee has been notified by the relevant Member State of the intention to grant an authorisation ten working days in advance;
- (c) where the authorisation concerns a person, entity or body listed in Annex III, the Member State concerned has, at least two weeks prior to the grant of the authorisation, notified the other Member States and the Commission of that determination and its intention to grant an authorisation.

Article 14

By way of derogation from Article 5(2), the competent authorities in the Member States, as indicated on the websites listed in Annex IV, may authorise the making available of certain funds or economic resources to port authorities listed in Annex III in relation to the execution, until 15 July 2011, of contracts concluded before 7 June 2011, with the exception of contracts relating to oil, gas and refined oil products. The Member State shall inform other Member States and the Commission of authorisations made under this Article within two weeks of the authorisation.

Article 15

1. It shall be prohibited to load, transport or discharge crude oil from Libya on designated vessels flying the flag of a Member State unless authorised by the competent authority of that Member State after consultation with the Government of Libya focal point.
2. It shall be prohibited to accept or provide access to ports in the territory of the Union to designated vessels, if the Sanctions Committee has so specified.
3. The measure laid down in paragraph 2 shall not apply where the entry to a port in the territory of the Union is necessary for an inspection, in the case of an emergency or where the vessel is returning to Libya.
4. The provision by nationals of Member States or from territories of Member States of bunkering or ship supply services, or any other servicing of vessels, to designated vessels, including the provision of fuel or supplies, shall, if the Sanctions Committee has so specified, be prohibited.
5. The competent authorities of the Member States identified in Annex IV may grant exemptions to the measure imposed by paragraph 4 where necessary for humanitarian or safety purposes, or where the vessel is returning to Libya. Any such authorisation shall be notified in writing to the Sanctions Committee and the Commission.
6. Financial transactions with respect to crude oil aboard designated vessels, including the sale of the crude oil or the use of the crude oil as credit, as well as taking out insurance with respect to the transport of the crude oil shall, if the Sanctions Committee has so specified, be prohibited. Such prohibition does not apply to the acceptance of port fees in the cases referred to in paragraph 3.

Article 16

1. The freezing of funds and economic resources or the refusal to make funds or economic resources available, carried out in good faith on the basis that such action is in accordance with this Regulation, shall not give rise to liability of any kind on the part of the natural or legal person, entity or body implementing it, or its directors or employees, unless it is proved that the funds and economic resources were frozen or withheld as a result of negligence.
2. Actions by natural or legal persons, entities or bodies shall not give rise to liability of any kind on their part, if they did not know, and had no reasonable cause to suspect, that their actions would infringe the measures set out in this Regulation.

Article 17

1. No claims in connection with any contract or transaction the performance of which has been affected, directly or indirectly, in whole or in part, by the measures imposed under this Regulation, including claims for indemnity or any other claim of that type, such as a claim for compensation or a claim under a guarantee, in particular a claim for extension or payment of a bond, guarantee or indemnity, particularly a financial guarantee or financial indemnity, of whatever form, shall be satisfied, if they are made by:
 - (a) designated persons, entities or bodies listed in Annex II or III;
 - (b) any other Libyan person, entity or body, including the Libyan government;
 - (c) any person, entity or body acting through or on behalf of one of the persons, entities or bodies referred to in point (a) or (b).
2. In any proceedings for the enforcement of a claim, the onus of proving that satisfying the claim is not prohibited by paragraph 1 shall be on the person seeking the enforcement of that claim.
3. This Article is without prejudice to the right of the persons, entities and bodies referred to in paragraph 1 to judicial review of the legality of the non-performance of contractual obligations in accordance with this Regulation.

Article 18

1. Without prejudice to the applicable rules concerning reporting, confidentiality and professional secrecy, natural and legal persons, entities and bodies shall:
 - (a) supply immediately any information which would facilitate compliance with this Regulation, such as accounts and amounts frozen in accordance with Article 5 to the competent authority in the Member State where they are resident or located, as indicated on the websites listed in Annex IV, and shall transmit such information, either directly or through the Member States, to the Commission; and
 - (b) cooperate with that competent authority in any verification of this information.
2. Any information provided or received in accordance with this Article shall be used only for the purposes for which it was provided or received.
3. Paragraph 2 shall not prevent Member States from sharing that information, in accordance with their national law, with the relevant authorities of Libya and other Member States where necessary for the purpose of assisting the recovery of misappropriated assets.

Article 19

Member States and the Commission shall immediately inform each other of the measures taken under this Regulation and shall supply each other with any other relevant information at their disposal in connection with this Regulation, in particular information in respect of violation and enforcement problems and judgments handed down by national courts.

Article 20

The Commission shall be empowered to:

- (a) amend Annex IV on the basis of information supplied by Member States;
- (b) amend Annex V pursuant to amendments of Annex V to Decision (CFSP) 2015/1333 and on the basis of determinations made by the Sanctions Committee under paragraphs 11 and 12 of UNSCR 2146 (2014).

Article 21

1. Where the Security Council or the Sanctions Committee lists a natural or legal person, entity or body, the Council shall include that natural or legal person, entity or body in Annex II.
2. Where the Council decides to subject a natural or legal person, entity or body to the measures referred to in Article 6(2), it shall amend Annex III accordingly.
3. The Council shall communicate its decision to the natural or legal person, entity or body referred to in paragraphs 1 and 2, including the grounds for listing, either directly, if the address is known, or through the publication of a notice, providing that natural or legal person, entity or body with an opportunity to present observations.
4. Where observations are submitted, or where substantial new evidence is presented, the Council shall review its decision and inform the natural or legal person, entity or body referred to in paragraphs 1 and 2 accordingly.
5. Where the UN decides to de-list a person, entity or body, or to amend the identifying data of a listed natural or legal person, entity or body, the Council shall amend Annex II accordingly.
6. The list in Annex III shall be reviewed in regular intervals and at least every 12 months.

Article 22

1. Member States shall lay down the rules on penalties applicable to infringements of the provisions of this Regulation and shall take all measures necessary to ensure that they are implemented. The penalties provided for must be effective, proportionate and dissuasive.
2. Member States shall notify the Commission of those rules without delay after the entry into force of this Regulation and shall notify it of any subsequent amendment.

Article 23

Where there is, in this Regulation, a requirement to notify, inform or otherwise communicate with the Commission, the address and other contact details to be used for such communication shall be those indicated in Annex IV.

Article 24

This Regulation shall apply:

- (a) within the territory of the Union, including its airspace;
- (b) on board any aircraft or any vessel under the jurisdiction of a Member State;
- (c) to any person inside or outside the territory of the Union who is a national of a Member State;
- (d) to any legal person, entity or body which is incorporated or constituted under the law of a Member State;
- (e) to any legal person, entity or body in respect of any business done in whole or in part within the Union.

Article 25

Regulation (EU) No 204/2011 is repealed. References to the repealed Regulation shall be construed as references to this Regulation.

Article 26

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 January 2016.

For the Council
The President
F. MOGHERINI

ANNEX I

**LIST OF EQUIPMENT WHICH MIGHT BE USED FOR INTERNAL REPRESSION AS REFERRED TO IN
ARTICLES 2, 3 AND 4**

1. Firearms, ammunition and related accessories therefor, as follows:
 - 1.1 Firearms not controlled by ML 1 and ML 2 of the Common Military List of the European Union ⁽¹⁾ (Common Military List);
 - 1.2 Ammunition specially designed for the firearms listed in item 1.1 and specially designed components therefor;
 - 1.3 Weapon-sights not controlled by the Common Military List.
2. Bombs and grenades not controlled by the Common Military List.
3. Vehicles as follows:
 - 3.1 Vehicles equipped with a water cannon, specially designed or modified for the purpose of riot control;
 - 3.2 Vehicles specially designed or modified to be electrified to repel borders;
 - 3.3 Vehicles specially designed or modified to remove barricades, including construction equipment with ballistic protection;
 - 3.4 Vehicles specially designed for the transport or transfer of prisoners and/or detainees;
 - 3.5 Vehicles specially designed to deploy mobile barriers;
 - 3.6 Components for the vehicles specified in items 3.1 to 3.5 specially designed for the purposes of riot control.

Note 1: This item does not control vehicles specially designed for the purposes of fire-fighting.

Note 2: For the purposes of item 3.5 the term 'vehicles' includes trailers.
4. Explosive substances and related equipment as follows:
 - 4.1 Equipment and devices specially designed to initiate explosions by electrical or non-electrical means, including firing sets, detonators, igniters, boosters and detonating cord, and specially designed components therefor; except those specially designed for a specific commercial use consisting of the actuation or operation by explosive means of other equipment or devices the function of which is not the creation of explosions (e.g., car air-bag inflaters, electric-surge arresters of fire sprinkler actuators);
 - 4.2 Linear cutting explosive charges not controlled by the Common Military List;
 - 4.3 Other explosives not controlled by the Common Military List and related substances as follows:
 - (a) amatol;
 - (b) nitrocellulose (containing more than 12,5 % nitrogen);
 - (c) nitroglycol;
 - (d) pentaerythritol tetranitrate (PETN);
 - (e) picryl chloride;
 - (f) 2,4,6-trinitrotoluene (TNT).
5. Protective equipment not controlled by ML 13 of the Common Military List as follows:
 - 5.1 Body armour providing ballistic and/or stabbing protection;
 - 5.2 Helmets providing ballistic and/or fragmentation protection, anti-riot helmets, antiriot shields and ballistic shields.

⁽¹⁾ OJ C 69, 18.3.2010, p. 19.

Note: This item does not control:

- equipment specially designed for sports activities;*
- equipment specially designed for safety of work requirements.*

6. Simulators, other than those controlled by ML 14 of the Common Military List, for training in the use of firearms, and specially designed software therefor.
 7. Night vision, thermal imaging equipment and image intensifier tubes, other than those controlled by the Common Military List.
 8. Razor barbed wire.
 9. Military knives, combat knives and bayonets with blade lengths in excess of 10 cm.
 10. Production equipment specially designed for the items specified in this list.
 11. Specific technology for the development, production or use of the items specified in this list.
-

ANNEX II

LIST OF NATURAL AND LEGAL PERSONS, ENTITIES OR BODIES REFERRED TO IN ARTICLE 6(1)

A. Persons

6. **Name:** ABU ZAYD UMAR DORDA

Title: na **Designation:** a) Position: Director, External Security Organisation, b) Head of external intelligence agency. **DOB:** na **POB:** na **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** Libya ((Believed status/location: in custody in Libya)) **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraph 15 of resolution 1970 (Travel Ban). Listed on 17 March 2011 pursuant to paragraph 17 of resolution 1970 (Asset Freeze).

Additional information

Regime loyalist. Head of external intelligence agency.

7. **Name:** ABU BAKR YUNIS JABIR

Title: Major General **Designation:** Position: Defence Minister. **DOB:** 1952 **POB:** Jalo, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** na **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraph 15 of resolution 1970 (Travel Ban). Listed on 17 March 2011 pursuant to paragraph 17 of resolution 1970 (Asset Freeze). Believed status/location: deceased.

Additional information

Overall responsibility for actions of armed forces.

8. **Name:** MATUQ MOHAMMED MATUQ

Title: na **Designation:** Position: Secretary for Utilities **DOB:** 1956 **POB:** Khoms, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** na **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraph 15 of resolution 1970 (Travel Ban). Listed on 17 March 2011 pursuant to paragraph 17 of resolution 1970 (Asset Freeze). Believed status/location: unknown, believed captured.

Additional information

Senior member of regime. Involvement with the Revolutionary Committees. Past history of involvement in suppression of dissent and violence.

9. **Name:** AISHA MUAMMAR MUHAMMED ABU MINYAR QADHAFI

Title: na **Designation:** na **DOB:** 1978 **POB:** Tripoli, Libya **Good quality a.k.a.:** Aisha Muhammed Abdul Salam (Passport number: 215215) **Low quality a.k.a.:** na **Nationality:** na **Passport no:** 428720 **National identification no:** na **Address:** Sultanate of Oman (Believed status/location: Sultanate of Oman) **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraphs 15 and 17 of resolution 1970 (Travel Ban, Asset Freeze).

Additional information

Closeness of association with regime. Travelled in violation of paragraph 15 of resolution 1970, as described by the Panel of Experts on Libya in its 2013 Interim Report.

10. **Name:** HANNIBAL MUAMMAR QADHAFI

Title: na **Designation:** na **DOB:** 20 Sep. 1975 **POB:** Tripoli, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** B/002210 **National identification no:** na **Address:** Algeria (Believed status/location: Algeria) **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraphs 15 and 17 of resolution 1970 (Travel Ban, Asset Freeze).

Additional information

Closeness of association with regime.

11. Name: KHAMIS MUAMMAR QADHAFI

Title: na **Designation:** na **DOB:** 1978 **POB:** Tripoli, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** na **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraphs 15 and 17 of resolution 1970 (Travel Ban, Asset Freeze). Believed status/location: deceased.

Additional information

Closeness of association with regime. Command of military units involved in repression of demonstrations.

12. Name: MOHAMMED MUAMMAR QADHAFI

Title: na **Designation:** na **DOB:** 1970 **POB:** Tripoli, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** Sultanate of Oman (Believed status/location: Sultanate of Oman) **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraphs 15 and 17 of resolution 1970 (Travel Ban, Asset Freeze).

Additional information

Closeness of association with regime.

13. Name: MUAMMAR MOHAMMED ABU MINYAR QADHAFI

Title: na **Designation:** Leader of the Revolution, Supreme Commander of Armed Forces **DOB:** 1942 **POB:** Sirte, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** na **Listed on:** 26 Feb. 2011 **Other information:** UN listed pursuant to paragraphs 15 and 17 of resolution 1970 (Travel Ban, Asset Freeze). Believed status/location: deceased.

Additional information

Responsibility for ordering repression of demonstrations, human rights abuses.

14. Name: MUTASSIM QADHAFI

Title: na **Designation:** National Security Adviser **DOB:** 1976 **POB:** Tripoli, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** na **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraphs 15 and 17 of resolution 1970 (Travel Ban, Asset Freeze). Believed status/location: deceased.

Additional information

Closeness of association with regime.

15. Name: SAADI QADHAFI

Title: na **Designation:** Commander Special Forces **DOB:** a) 27 May 1973 b) 1 Jan. 1975 **POB:** Tripoli, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** a) 014797 b) 524521 **National identification no:** na **Address:** Libya (in custody) **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraph 15 of resolution 1970 (Travel Ban). Listed on 17 March 2011 pursuant to paragraph 17 of resolution 1970 (Asset Freeze).

Additional information

Closeness of association with regime. Command of military units involved in repression of demonstrations.

16. **Name:** SAIF AL-ARAB QADHAFI

Title: na **Designation:** na **DOB:** 1982 **POB:** Tripoli, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** na **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraph 15 of resolution 1970 (Travel Ban). Listed on 17 March 2011 pursuant to paragraph 17 of resolution 1970 (Asset Freeze). Believed status/location: deceased.

Additional information

Closeness of association with regime.

17. **Name:** SAIF AL-ISLAM QADHAFI

Title: na **Designation:** Director, Qadhafi Foundation **DOB:** 25 Jun. 1972 **POB:** Tripoli, Libya **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** B014995 **National identification no:** na **Address:** Libya (Believed status/location: in custody in Libya.) **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraphs 15 and 17 of resolution 1970 (Travel Ban, Asset Freeze).

Additional information

Closeness of association with regime. Inflammatory public statements encouraging violence against demonstrators.

18. **Name:** ABDULLAH AL-SENUSSI

Title: Colonel **Designation:** Director Military Intelligence **DOB:** 1949 **POB:** Sudan **Good quality a.k.a.:** a) Abdoullah Ould Ahmed (Passport number: B0515260; **DOB:** 1948; **POB:** Anefif (Kidal), Mali; Date of issue: 10 Jan 2012; Place of issue: Bamako, Mali; Date of expiration: 10 Jan 2017.) b) Abdoullah Ould Ahmed (Mali ID Number 073/SPICRE; **POB:** Anefif, Mali; Date of issue: 6 Dec 2011; Place of issue: Essouck, Mali) **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** Libya (Believed status/location: in custody in Libya.) **Listed on:** 26 Feb. 2011 **Other information:** Listed pursuant to paragraph 15 of resolution 1970 (Travel Ban). Listed on 17 March 2011 pursuant to paragraph 17 of resolution 1970 (Asset Freeze).

Additional information

Military Intelligence involvement in suppression of demonstrations. Past history includes suspicion of involvement in Abu Selim prison massacre. Convicted in absentia for bombing of UTA flight. Brother-in-law of Muammar Qadhafi.

19. **Name:** SAFIA FARKASH AL-BARASSI

Title: na **Designation:** na **DOB:** Approximately 1952 **POB:** Al Bayda, Libya **Good quality a.k.a.:** Safia Farkash Mohammed Al-Hadad, born 1 Jan. 1953 (Oman passport no. 03825239) **Low quality a.k.a.:** na **Nationality:** na **Passport no:** 03825239 **National identification no:** na **Address:** Sultanate of Oman **Listed on:** 24 Jun. 2011 **Other information:** Listed pursuant to paragraph 15 of resolution 1970 and paragraph 19 of resolution 1973 (Travel Ban, Asset Freeze).

Additional information

Significant personal wealth, which could be used for regime purposes. Her sister Fatima FARKASH is married to ABDALLAH SANUSSI, head of Libyan military intelligence.

20. **Name:** ABDELHAFIZ ZLITNI

Title: na **Designation:** a) Minister for Planning and Finance in Colonel Qadhafi's Government. b) Secretary of the General People's Committee for Finance and Planning c) Temporary head of the Central Bank of Libya **DOB:** 1935 **POB:** na **Good quality a.k.a.:** na **Low quality a.k.a.:** na **Nationality:** na **Passport no:** na **National identification no:** na **Address:** na **Listed on:** 24 Jun. 2011 **Other information:** Listed pursuant to paragraph 15 of resolution 1970 and paragraph 19 of resolution 1973 (Travel Ban, Asset Freeze).

Additional information

Involved in violence against demonstrators. Secretary of the General People's Committee for Finance and Planning. Zltini is currently acting as temporary head of the Central Bank of Libya. He was previously National Oil Corporation Chairman. Our information suggests that he is currently engaged in trying to raise funds for the regime to replenish Central Bank reserves already spent on sustaining the current military campaign.

ANNEX III

LIST OF NATURAL AND LEGAL PERSONS, ENTITIES OR BODIES REFERRED TO IN ARTICLE 6(2)

A. Persons

	Name	Identifying information	Reasons	Date of listing
1.	ABDUSSALAM, Abdussalam Mohammed	Position: Head Counter-Terrorism, External Security Organisation Date of Birth: 1952 Place of Birth: Tripoli, Libya	Prominent Revolutionary Committee member. Close associate of Muammar Qadhafi. Closely associated with the former regime of Muammar Qadhafi.	28.2.2011
2.	ABU SHAARIYA	Position: Deputy Head, External Security Organisation	Brother-in-law of Muammar Qadhafi. Prominent member of the Qadhafi regime and as such closely associated with the former regime of Muammar Qadhafi.	28.2.2011
3.	ASHKAL, Omar	Position: Head, Revolutionary Committees Movement Place of Birth: Sirte, Libya Believed status: assassinated in Egypt, Aug 2014	Revolutionary Committees involved in violence against demonstrators. Closely associated with the former regime of Muammar Qadhafi.	28.2.2011
4.	ALSHARGAWI, Bashir Saleh Bashir	Date of birth: 1946 Place of birth: Traghen	Head of Cabinet of Muammar Qadhafi. Closely associated with the former regime of Muammar Qadhafi.	28.2.2011
5.	TOHAMI, General Khaled	Date of birth: 1946 Place of birth: Genzur	Former director of Internal Security Office. Closely associated with the former regime of Muammar Qadhafi.	28.2.2011
6.	FARKASH, Mohammed Boucharaya	Date of birth: 1 July 1949 Place of birth: Al-Bayda	Former director of intelligence in External Security Office. Closely associated with the former regime of Muammar Qadhafi.	28.2.2011
7.	EL-KASSIM ZOUAI, Mohamed Abou		Former Secretary General of the General People's Congress. Closely associated with the former regime of Muammar Qadhafi.	21.3.2011
8.	AL-MAHMOUDI, Baghdadi		Prime Minister of Colonel Qadhafi's Government. Closely associated with the former regime of Muammar Qadhafi.	21.3.2011
9.	HIJAZI, Mohamad Mahmoud		Minister for Health and Environment in Colonel Qadhafi's Government. Closely associated with the former regime of Muammar Qadhafi.	21.3.2011

	Name	Identifying information	Reasons	Date of listing
10.	HOUEJ, Mohamad Ali	Date of birth: 1949 Place of birth: Al-Azizia (near Tripoli)	Minister for Industry, Economy and Trade in Colonel Qadhafi's Government. Closely associated with the former regime of Muammar Qadhafi.	21.3.2011
11.	AL-GAOUUD, Abdelmajid	Date of birth: 1943	Minister for Agriculture, Animal and Maritime Resources in Colonel Qadhafi's Government. Closely associated with the former regime of Muammar Qadhafi.	21.3.2011
12.	AL-CHARIF, Ibrahim Zarroug		Minister for Social Affairs in Colonel Qadhafi's Government. Closely associated with the former regime of Muammar Qadhafi.	21.3.2011
13.	FAKHIRI, Abdelkebir Mohamad	Date of birth: 4 May 1963 Passport number: B/014965 (expired end 2013)	Minister for Education, Higher Education and Research in Colonel Qadhafi's Government. Closely associated with the former regime of Muammar Qadhafi.	21.3.2011
14.	MANSOUR, Abdallah	Date of birth: 8.7.1954 Passport number: B/014924 (expired end 2013)	Former close collaborator of Colonel Qadhafi, former senior role in security services and director of radio and television. Closely associated with the former regime of Muammar Qadhafi.	21.3.2011
15.	Colonel Taher Juwadi	Position: Fourth in Revolutionary Guard chain of command Colonel.	Key Member of the Qadhafi regime. As such, closely associated with the former regime of Muammar Qadhafi.	23.5.2011
16.	AL-BAGHDADI, Dr Abdulqader Mohammed	Head of the Liaison Office of the Revolutionary Committees.	Revolutionary Committees involved in violence against demonstrators. Closely associated with the former regime of Muammar Qadhafi.	28.2.2011
17.	DIBRI, Abdulqader Yusef	Position: Head of Muammar Qadhafi's personal security Date of Birth: 1946 Place of Birth: Houn, Libya	Responsibility for regime security. History of directing violence against dissidents. Closely associated with the former regime of Muammar Qadhafi.	28.2.2011
18.	QADHAF AL-DAM, Sayyid Mohammed	Date of Birth: 1948 Place of Birth: Sirte, Libya	Cousin of Muammar Qadhafi. In the 1980s, Sayyid was involved in the dissident assassination campaign and allegedly responsible for several deaths in Europe. He is also thought to have been involved in arms procurement. Closely associated with the former regime of Muammar Qadhafi.	28.2.2011

	Name	Identifying information	Reasons	Date of listing
19.	AL QADHAFI, Quren Salih Quren		Former Libyan Ambassador to Chad. Has left Chad for Sabha. Involved directly in recruiting and coordinating mercenaries for the regime. Closely associated with the former regime of Muammar Qadhafi.	12.4.2011
20.	AL KUNI, Colonel Amid Husain	Believed status/location: South Libya	Former Governor of Ghat (South Libya). Directly involved in recruiting mercenaries. Closely associated with the former regime of Muammar Qadhafi.	12.4.2011

B. Entities

	Name	Identifying information	Reasons	Date of listing
1.	Libyan Arab African Investment Company - LAAICO	Site: http://www.laaico.com Company established in 1981, 76351 Janzour-Libya. 81370 Tripoli-Libya Tel: 00 218 (21) 4890146 - 4890586 - 4892613 Fax: 00 218 (21) 4893800 - 4891867 email: info@laaico.com	Controlled by Muammar Qadhafi's regime and potential source of funding for it.	21.3.2011
2.	Gaddafi International Charity and Development Foundation	Contact details of administration: Hay Alandalus — Jian St. — Tripoli — P.O. Box: 1101 — LIBYA Telephone: (+218) 214778301 - Fax: (+218) 214778766; email: info@gicdf.org	Controlled by Muammar Qadhafi's regime and potential source of funding for it.	21.3.2011
3.	Waatassimou Foundation	Based in Tripoli.	Controlled by Muammar Qadhafi's regime and potential source of funding for it.	21.3.2011
4.	Libyan Jamahiriya Broadcasting Corporation	Contact details: tel: 00 218 21 444 59 26; 00 21 444 59 00; fax: 00 218 21 340 21 07 http://www.ljbc.net ; email: info@ljbc.net	Public incitement to hatred and violence through participation in disinformation campaigns concerning violence against demonstrators.	21.3.2011
5.	Revolutionary Guard Corps		Involved in violence against demonstrators.	21.3.2011

	Name	Identifying information	Reasons	Date of listing
6.	Libyan Agricultural Bank (a.k.a. Agricultural Bank; a.k.a. Al Masraf Al Zirae Agricultural Bank; a.k.a. Al Masraf Al Zirae; a.k.a. Libyan Agricultural Bank)	El Ghayran Area, Ganzor El Sharqya, P.O. Box 1100, Tripoli, Libya; Al Jumhouria Street, East Junzour, Al Gheran, Tripoli, Libya; Email Address agbank@agribankly.org; SWIFT/BIC AGRULYLT (Libya); Tel No. (218) 214870586; Tel No. (218) 214870714; Tel No. (218) 214870745; Tel No. (218) 213338366; Tel No. (218) 213331533; Tel No. (218) 213333541; Tel No. (218) 213333544; Tel No. (218) 213333543; Tel No. (218) 213333542; Fax No. (218) 214870747; Fax No. (218) 214870767; Fax No. (218) 214870777; Fax No. (218) 213330927; Fax No. (218) 213333545	Libyan subsidiary of the Central Bank of Libya.	12.4.2011
7.	Al-Inma Holding Co. for Services Investments		Libyan subsidiary of the Economic & Social Development Fund.	12.4.2011
8.	Al-Inma Holding Co. For Industrial Investments		Libyan subsidiary of the Economic & Social Development Fund.	12.4.2011
9.	Al-Inma Holding Company for Tourism Investment	Hasan al-Mashay Street (off al-Zawiyah Street) Tel No.: (218) 213345187 Fax: +218.21.334.5188 e-mail: info@ethic.ly	Libyan subsidiary of the Economic & Social Development Fund.	12.4.2011
10.	Al-Inma Holding Co. for Construction and Real Estate Developments		Libyan subsidiary of the Economic & Social Development Fund.	12.4.2011
11.	LAP Green Networks (a.k.a. LAP Green Holding Company)		Libyan subsidiary of the Libyan Africa Investment Portfolio.	12.4.2011

	Name	Identifying information	Reasons	Date of listing
12.	Sabtina Ltd	530-532 Elder Gate, Elder House, Milton Keynes, UK Other info: Reg no 01794877 (UK)	UK-incorporated subsidiary of the Libyan Investment Authority.	12.4.2011
13.	Ashton Global Investments Limited	Woodbourne Hall, PO Box 3162, Road Town, Tortola, British Virgin Islands Other Info: Reg no 1510484 (BVI)	BVI-incorporated subsidiary of the Libyan Investment Authority.	12.4.2011
14.	Capitana Seas Limited		BVI-incorporated entity owned by Saadi Qadhafi.	12.4.2011
15.	Kinloss Property Limited	Woodbourne Hall, PO Box 3162, Road Town, Tortola, British Virgin Islands Other Info: Reg no 1534407 (BVI)	BVI -incorporated subsidiary of the Libyan Investment Authority.	12.4.2011
16.	Baroque Investments Limited	c/o ILS Fiduciaries (IOM) Ltd, First Floor, Millennium House, Victoria Road, Douglas, Isle of Man Other info: Reg no 59058C (IOM)	IOM-incorporated subsidiary of the Libyan Investment Authority.	12.4.2011

ANNEX IV

LIST OF COMPETENT AUTHORITIES IN THE MEMBER STATES REFERRED TO IN ARTICLES 8(1), 9(1), 13 AND 18(1) AND ADDRESS FOR NOTIFICATIONS TO THE EUROPEAN COMMISSION

(a) Competent authorities in each Member State:

BELGIUM

<http://www.diplomatie.be/eusanctions>

BULGARIA

<http://www.mfa.bg/en/pages/135/index.html>

CZECH REPUBLIC

<http://www.mfcr.cz/mezinarodnisankce>

DENMARK

<http://um.dk/da/politik-og-diplomati/retsorden/sanktioner/>

GERMANY

<http://www.bmwi.de/DE/Themen/Aussenwirtschaft/aussenwirtschaftsrecht,did=404888.html>

ESTONIA

http://www.vm.ee/est/kat_622/

IRELAND

<http://www.dfa.ie/home/index.aspx?id=28519>

GREECE

<http://www.mfa.gr/en/foreign-policy/global-issues/international-sanctions.html>

SPAIN

<http://www.exteriores.gob.es/Portal/es/PoliticaExteriorCooperacion/GlobalizacionOportunidadesRiesgos/Documents/ORGANISMOS%20COMPETENTES%20SANCIONES%20INTERNACIONALES.pdf>

FRANCE

<http://www.diplomatie.gouv.fr/autorites-sanctions/>

CROATIA

<http://www.mvep.hr/sankcije>

ITALY

http://www.esteri.it/MAE/IT/Politica_Europea/Deroghe.htm

CYPRUS

<http://www.mfa.gov.cy/sanctions>

LATVIA

<http://www.mfa.gov.lv/en/security/4539>

LITHUANIA

<http://www.urm.lt/sanctions>

LUXEMBOURG

<http://www.mae.lu/sanctions>

HUNGARY

<http://2010-2014.kormany.hu/download/b/3b/70000/ENSZBT-ET-szankcios-tajekoztato.pdf>

MALTA

<https://www.gov.mt/en/Government/Government%20of%20Malta/Ministries%20and%20Entities/Officially%20Appointed%20Bodies/Pages/Boards/Sanctions-Monitoring-Board-.aspx>

NETHERLANDS

<http://www.rijksoverheid.nl/onderwerpen/internationale-sancties>

AUSTRIA

http://www.bmeia.gv.at/view.php3?f_id=12750&LNG=en&version=

POLAND

<http://www.msz.gov.pl>

PORTUGAL

<http://www.portugal.gov.pt/pt/os-ministerios/ministerio-dos-negocios-estrangeiros/quero-saber-mais/sobre-o-ministerio/medidas-restritivas/medidas-restritivas.aspx>

ROMANIA

<http://www.mae.ro/node/1548>

SLOVENIA

http://www.mzz.gov.si/si/omejevalni_ukrepi

SLOVAKIA

http://www.mzv.sk/sk/europske_zalezitosti/europske_politiky-sankcie_eu

FINLAND

<http://formin.finland.fi/kvyhteistyo/pakotteet>

SWEDEN

<http://www.ud.se/sanktioner>

UNITED KINGDOM

<https://www.gov.uk/sanctions-embargoes-and-restrictions>

(b) Address for notifications to or other communication with the European Commission:

European Commission

Foreign Policy Instruments Service

CHAR 12/106

B-1049 Bruxelles/Brussel

Belgium

E-mail: relex-sanctions@ec.europa.eu

Tel.: (32 2) 295 55 85

Fax: (32 2) 299 08 73

ANNEX V

LIST OF VESSELS REFERRED TO IN POINT (H) OF ARTICLE 1 AND ARTICLE 15 AND APPLICABLE MEASURES AS SPECIFIED BY THE SANCTIONS COMMITTEE

ANNEX VI

LIST OF LEGAL PERSONS, ENTITIES OR BODIES REFERRED TO IN ARTICLE 5(4)

1. **Name:** LIBYAN INVESTMENT AUTHORITY

A.k.a.: Libyan Foreign Investment Company (LFIC) F.k.a.: na **Address:** 1 Fateh Tower Office, No 99 22nd Floor, Borgaida Street, Tripoli, 1103, Libya **Listed on:** 17 March 2011 **Other Information:** Listed pursuant to paragraph 17 of resolution 1973, as modified on 16 September pursuant to paragraph 15 of resolution 2009.

Additional information

Under control of Muammar Qadhafi and his family, and potential source of funding for his regime.

2. **Name:** LIBYAN AFRICA INVESTMENT PORTFOLIO

A.k.a.: na F.k.a.: na **Address:** Jamahiriya Street, LAP Building, PO Box 91330, Tripoli, Libya **Listed on:** 17 March 2011 **Other Information:** Listed pursuant to paragraph 17 of resolution 1973, as modified on 16 September pursuant to paragraph 15 of resolution 2009.

Additional information

Under control of Muammar Qadhafi and his family, and potential source of funding for his regime.

COMMISSION IMPLEMENTING REGULATION (EU) 2016/45**of 18 January 2016****approving non-minor amendments to the specification for a name entered in the register of traditional specialities guaranteed [Prekmurska gibanica (TSG)]**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1151/2012 of the European Parliament and of the Council of 21 November 2012 on quality schemes for agricultural products and foodstuffs ⁽¹⁾, and in particular Article 52(2) thereof,

Whereas:

- (1) Pursuant to the first subparagraph of Article 53(1) of Regulation (EU) No 1151/2012, the Commission has examined Slovenia's application for the approval of amendments to the specification for the traditional speciality guaranteed 'Prekmurska gibanica', registered under Commission Regulation (EU) No 172/2010 ⁽²⁾, as amended by Commission Implementing Regulation (EU) 2015/176 ⁽³⁾.
- (2) Since the amendments in question are not minor within the meaning of Article 53(2) of Regulation (EU) No 1151/2012, the Commission published the amendment application in the *Official Journal of the European Union* ⁽⁴⁾ as required by Article 50(2)(b) of that Regulation.
- (3) As no statement of opposition under Article 51 of Regulation (EU) No 1151/2012 has been received by the Commission, the amendments to the specification should be approved,

HAS ADOPTED THIS REGULATION:

Article 1

The amendments to the specification published in the *Official Journal of the European Union* regarding the name 'Prekmurska gibanica' (TSG) are hereby approved.

Article 2

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 January 2016.

*For the Commission**The President*

Jean-Claude JUNCKER

⁽¹⁾ OJ L 343, 14.12.2012, p. 1.

⁽²⁾ Commission Regulation (EU) No 172/2010 of 1 March 2010 entering a name in the register of traditional specialities guaranteed [Prekmurska gibanica (TSG)] (OJ L 51, 2.3.2010, p. 11).

⁽³⁾ Commission Implementing Regulation (EU) 2015/176 of 5 February 2015 approving non-minor amendments to the specification for a name entered in the register of traditional specialities guaranteed [Prekmurska gibanica (TSG)] (OJ L 30, 6.2.2015, p. 16).

⁽⁴⁾ OJ C 235, 18.7.2015, p. 16.

COMMISSION REGULATION (EU) 2016/46**of 18 January 2016****amending Annex III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for oxadixyl and spinetoram in or on certain products****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC ⁽¹⁾, and in particular Article 14(1)(a), Article 16(1)(a), and Article 49(2) thereof,

Whereas:

- (1) For oxadixyl and spinetoram, maximum residue limits (MRLs) were set in Part A of Annex III to Regulation (EC) No 396/2005.
- (2) As regards oxadixyl, Regulation (EC) No 396/2005, as amended by Commission Regulation (EU) No 592/2012 ⁽²⁾, establishes temporary MRLs for several products due to the persistence of the active substance in soil. The Commission invited Member States to share monitoring data on the occurrence of the substance in the products concerned. The submitted data show that residues no longer occur in leeks and in the group of root and tuber vegetables at levels above the relevant limits of determination. It is therefore appropriate to lower the temporary MRLs to such values. In contrast, residues of oxadixyl still occur in parsley, celeries and in the group of lettuces and salad plants. Monitoring data show that a temporary MRL of 0,05 mg/kg adequately addresses the occurrence of oxadixyl in those commodities. It is therefore appropriate to lower those temporary MRLs to a value of 0,05 mg/kg. Those MRLs will be reviewed; the review will take into account the information available within two years from the publication of this Regulation.
- (3) As regards spinetoram, the MRL set by the Codex Alimentarius Commission (CXL) for meat from mammals other than marine mammals was included in Regulation (EC) No 396/2005 by Commission Regulation (EU) No 459/2010 ⁽³⁾. Commission Regulation (EU) No 212/2013 ⁽⁴⁾ replaced Annex I to Regulation (EC) No 396/2005. In particular, it replaced in that Annex I the entry for 'mammalian meat' by the entry for 'mammalian muscle' (codes 1011010, 1012010, 1013010, 1014010, 1015010 and 1017010). At that time, the MRLs were not adapted to reflect the changed categories. Since the substance is fat soluble and residues are expected in fat matrices, it is appropriate to provide for such adaptation by correcting the MRLs for the groups of mammalian fat tissue and mammalian muscle.
- (4) Through the World Trade Organisation, the trading partners of the Union were consulted on the new MRLs and their comments have been taken into account.
- (5) Regulation (EC) No 396/2005 should therefore be amended accordingly.
- (6) In order to allow for the normal marketing, processing and consumption of products, this Regulation should provide for a transitional arrangement for products which have been produced before the modification of the MRLs made by this Regulation and for which information shows that a high level of consumer protection is maintained.

⁽¹⁾ OJ L 70, 16.3.2005, p. 1.

⁽²⁾ Commission Regulation (EU) No 592/2012 of 4 July 2012 amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for bifenazate, captan, cyprodinil, fluopicolide, hexythiazox, isoprothiolane, metaldehyde, oxadixyl and phosmet in or on certain products (OJ L 176, 6.7.2012, p. 1).

⁽³⁾ Commission Regulation (EU) No 459/2010 of 27 May 2010 amending Annexes II, III and IV to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for certain pesticides in or on certain products (OJ L 129, 28.5.2010, p. 3).

⁽⁴⁾ Commission Regulation (EU) No 212/2013 of 11 March 2013 replacing Annex I to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards additions and modifications with respect to the products covered by that Annex (OJ L 68, 12.3.2013, p. 30).

- (7) A reasonable period should be allowed to elapse before the modified MRLs become applicable in order to permit Member States, third countries and food business operators to prepare themselves to meet the new requirements which will result from the modification of the MRLs.
- (8) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

Annex III to Regulation (EC) No 396/2005 is amended in accordance with the Annex to this Regulation.

Article 2

Regulation (EC) No 396/2005 as it stood before being amended by this Regulation shall continue to apply to products which were produced before 8 February 2016.

Article 3

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 January 2016.

For the Commission
The President
Jean-Claude JUNKER

ANNEX

In Part A of Annex III to Regulation (EC) No 396/2005, the columns for oxadixyl and spinetoram are replaced by the following:

'Pesticide residues and maximum residue levels (mg/kg)

Code number	Groups and examples of individual products to which the MRLs apply ^(a)	Oxadixyl	Spinetoram (XDE-175)
(1)	(2)	(3)	(4)
0100000	FRUITS, FRESH or FROZEN; TREE NUTS	0,01 (*)	
0110000	Citrus fruits		0,2
0110010	Grapefruits		
0110020	Oranges		
0110030	Lemons		
0110040	Limes		
0110050	Mandarins		
0110990	Others		
0120000	Tree nuts		0,05 (*)
0120010	Almonds		
0120020	Brazil nuts		
0120030	Cashew nuts		
0120040	Chestnuts		
0120050	Coconuts		
0120060	Hazelnuts/cobnuts		
0120070	Macadamias		
0120080	Pecans		
0120090	Pine nut kernels		
0120100	Pistachios		
0120110	Walnuts		
0120990	Others		
0130000	Pome fruits		0,2
0130010	Apples		
0130020	Pears		
0130030	Quinces		
0130040	Medlars		
0130050	Loquats/Japanese medlars		
0130990	Others		

(1)	(2)	(3)	(4)
0140000	Stone fruits		
0140010	Apricots		0,2
0140020	Cherries (sweet)		0,05 (*)
0140030	Peaches		0,3
0140040	Plums		0,05 (*)
0140990	Others		0,05 (*)
0150000	Berries and small fruits		
0151000	(a) <i>grapes</i>		0,5
0151010	Table grapes		
0151020	Wine grapes		
0152000	(b) <i>strawberries</i>		0,2
0153000	(c) <i>cane fruits</i>		
0153010	Blackberries		0,05 (*)
0153020	Dewberries		0,05 (*)
0153030	Raspberries (red and yellow)		0,8
0153990	Others		0,05 (*)
0154000	(d) <i>other small fruits and berries</i>		
0154010	Blueberries		0,2
0154020	Cranberries		0,05 (*)
0154030	Currants (black, red and white)		0,05 (*)
0154040	Gooseberries (green, red and yellow)		0,05 (*)
0154050	Rose hips		0,05 (*)
0154060	Mulberries (black and white)		0,05 (*)
0154070	Azaroles/Mediterranean medlars		0,05 (*)
0154080	Elderberries		0,05 (*)
0154990	Others		0,05 (*)
0160000	Miscellaneous fruits with		0,05 (*)
0161000	(a) <i>edible peel</i>		
0161010	Dates		
0161020	Figs		
0161030	Table olives		
0161040	Kumquats		
0161050	Carambolas		
0161060	Kaki/Japanese persimmons		
0161070	Jambuls/jambolans		
0161990	Others		

(1)	(2)	(3)	(4)
0162000	(b) <i>inedible peel, small</i>		
0162010	Kiwi fruits (green, red, yellow)		
0162020	Litchis/lychees		
0162030	Passionfruits/maracujas		
0162040	Prickly pears/cactus fruits		
0162050	Star apples/cainitos		
0162060	American persimmons/Virginia kaki		
0162990	Others		
0163000	(c) <i>inedible peel, large</i>		
0163010	Avocados		
0163020	Bananas		
0163030	Mangoes		
0163040	Papayas		
0163050	Granate apples/pomegranates		
0163060	Cherimoyas		
0163070	Guavas		
0163080	Pineapples		
0163090	Breadfruits		
0163100	Durians		
0163110	Soursops/guanabanas		
0163990	Others		
0200000	VEGETABLES, FRESH or FROZEN		
0210000	Root and tuber vegetables	0,01 (*)	0,05 (*)
0211000	(a) <i>potatoes</i>		
0212000	(b) <i>tropical root and tuber vegetables</i>		
0212010	Cassava roots/manioc		
0212020	Sweet potatoes		
0212030	Yams		
0212040	Arrowroots		
0212990	Others		
0213000	(c) <i>other root and tuber vegetables except sugar beets</i>		
0213010	Beetroots		
0213020	Carrots		
0213030	Celeriacs/turnip rooted celeries		
0213040	Horseradishes		
0213050	Jerusalem artichokes		
0213060	Parsnips		

(1)	(2)	(3)	(4)
0213070	Parsley roots/Hamburg roots parsley		
0213080	Radishes		
0213090	Salsifies		
0213100	Swedes/rutabagas		
0213110	Turnips		
0213990	Others		
0220000	Bulb vegetables	0,01 (*)	
0220010	Garlic		0,05 (*)
0220020	Onions		0,05 (*)
0220030	Shallots		0,05 (*)
0220040	Spring onions/green onions and Welsh onions		0,8
0220990	Others		0,05 (*)
0230000	Fruiting vegetables	0,01 (*)	
0231000	(a) <i>solanacea</i>		0,5
0231010	Tomatoes		
0231020	Sweet peppers/bell peppers		
0231030	Aubergines/eggplants		
0231040	Okra/lady's fingers		
0231990	Others		
0232000	(b) <i>cucurbits with edible peel</i>		0,2
0232010	Cucumbers		
0232020	Gherkins		
0232030	Courgettes		
0232990	Others		
0233000	(c) <i>cucurbits with inedible peel</i>		0,05 (*)
0233010	Melons		
0233020	Pumpkins		
0233030	Watermelons		
0233990	Others		
0234000	(d) <i>sweet corn</i>		0,05 (*)
0239000	(e) <i>other fruiting vegetables</i>		0,05 (*)
0240000	Brassica vegetables (excluding brassica roots and brassica baby leaf crops)	0,01 (*)	0,05 (*)
0241000	(a) <i>flowering brassica</i>		
0241010	Broccoli		
0241020	Cauliflowers		
0241990	Others		

(1)	(2)	(3)	(4)
0242000	(b) <i>head brassica</i>		
0242010	Brussels sprouts		
0242020	Head cabbages		
0242990	Others		
0243000	(c) <i>leafy brassica</i>		
0243010	Chinese cabbages/pe-tsai		
0243020	Kales		
0243990	Others		
0244000	(d) <i>kohlrabies</i>		
0250000	Leaf vegetables, herbs and edible flowers		
0251000	(a) <i>lettuces and salad plants</i>	0,05 (+)	
0251010	Lamb's lettuces/corn salads		0,05 (*)
0251020	Lettuces		10
0251030	Escaroles/broad-leaved endives		0,05 (*)
0251040	Cresses and other sprouts and shoots		0,05 (*)
0251050	Land cresses		0,05 (*)
0251060	Roman rocket/rucola		0,05 (*)
0251070	Red mustards		0,05 (*)
0251080	Baby leaf crops (including brassica species)		0,05 (*)
0251990	Others		0,05 (*)
0252000	(b) <i>spinaches and similar leaves</i>	0,01 (*)	0,05 (*)
0252010	Spinaches		
0252020	Purslanes		
0252030	Chards/beet leaves		
0252990	Others		
0253000	(c) <i>grape leaves and similar species</i>	0,01 (*)	0,05 (*)
0254000	(d) <i>watercresses</i>	0,01 (*)	0,05 (*)
0255000	(e) <i>witloofs/Belgian endives</i>	0,01 (*)	0,05 (*)
0256000	(f) <i>herbs and edible flowers</i>		0,05 (*)
0256010	Chervil	0,01 (*)	
0256020	Chives	0,01 (*)	
0256030	Celery leaves	0,01 (*)	
0256040	Parsley	0,05 (+)	
0256050	Sage	0,01 (*)	
0256060	Rosemary	0,01 (*)	
0256070	Thyme	0,01 (*)	

(1)	(2)	(3)	(4)
0256080	Basil and edible flowers	0,01 (*)	
0256090	Laurel/bay leave	0,01 (*)	
0256100	Tarragon	0,01 (*)	
0256990	Others	0,01 (*)	
0260000	Legume vegetables	0,01 (*)	
0260010	Beans (with pods)		0,1
0260020	Beans (without pods)		0,05 (*)
0260030	Peas (with pods)		0,1
0260040	Peas (without pods)		0,05 (*)
0260050	Lentils		0,05 (*)
0260990	Others		0,05 (*)
0270000	Stem vegetables		0,05 (*)
0270010	Asparagus	0,01 (*)	
0270020	Cardoons	0,01 (*)	
0270030	Celeries	0,05 (+)	
0270040	Florence fennels	0,01 (*)	
0270050	Globe artichokes	0,01 (*)	
0270060	Leeks	0,01 (*)	
0270070	Rhubarbs	0,01 (*)	
0270080	Bamboo shoots	0,01 (*)	
0270090	Palm hearts	0,01 (*)	
0270990	Others	0,01 (*)	
0280000	Fungi, mosses and lichens	0,01 (*)	0,05 (*)
0280010	Cultivated fungi		
0280020	Wild fungi		
0280990	Mosses and lichens		
0290000	Algae and prokaryotes organisms	0,01 (*)	0,05 (*)
0300000	PULSES	0,01 (*)	0,05 (*)
0300010	Beans		
0300020	Lentils		
0300030	Peas		
0300040	Lupins/lupini beans		
0300990	Others		
0400000	OILSEEDS AND OIL FRUITS	0,02 (*)	0,05 (*)
0401000	Oilseeds		
0401010	Linseeds		
0401020	Peanuts/groundnuts		

(1)	(2)	(3)	(4)
0401030	Poppy seeds		
0401040	Sesame seeds		
0401050	Sunflower seeds		
0401060	Rapeseeds/canola seeds		
0401070	Soyabeans		
0401080	Mustard seeds		
0401090	Cotton seeds		
0401100	Pumpkin seeds		
0401110	Safflower seeds		
0401120	Borage seeds		
0401130	Gold of pleasure seeds		
0401140	Hemp seeds		
0401150	Castor beans		
0401990	Others		
0402000	Oil fruits		
0402010	Olives for oil production		
0402020	Oil palms kernels		
0402030	Oil palms fruits		
0402040	Kapok		
0402990	Others		
0500000	CEREALS	0,01 (*)	0,05 (*)
0500010	Barley		
0500020	Buckwheat and other pseudo-cereals		
0500030	Maize/corn		
0500040	Common millet/proso millet		
0500050	Oat		
0500060	Rice		
0500070	Rye		
0500080	Sorghum		
0500090	Wheat		
0500990	Others		
0600000	TEAS, COFFEE, HERBAL INFUSIONS, COCOA AND CAROBS	0,02 (*)	0,1 (*)
0610000	Teas		
0620000	Coffee beans		
0630000	Herbal infusions from		
0631000	(a) <i>flowers</i>		
0631010	Chamomile		
0631020	Hibiscus/roselle		

(1)	(2)	(3)	(4)
0631030	Rose		
0631040	Jasmine		
0631050	Lime/linden		
0631990	Others		
0632000	(b) <i>leaves and herbs</i>		
0632010	Strawberry		
0632020	Rooibos		
0632030	Mate/maté		
0632990	Others		
0633000	(c) <i>roots</i>		
0633010	Valerian		
0633020	Ginseng		
0633990	Others		
0639000	(d) <i>any other parts of the plant</i>		
0640000	Cocoa beans		
0650000	Carobs/Saint John's breads		
0700000	HOPS	0,02 (*)	0,1 (*)
0800000	SPICES		
0810000	Seed spices	0,02 (*)	0,1 (*)
0810010	Anise/aniseed		
0810020	Black caraway/black cumin		
0810030	Celery		
0810040	Coriander		
0810050	Cumin		
0810060	Dill		
0810070	Fennel		
0810080	Fenugreek		
0810090	Nutmeg		
0810990	Others		
0820000	Fruit spices	0,02 (*)	0,1 (*)
0820010	Allspice/pimento		
0820020	Sichuan pepper		
0820030	Caraway		
0820040	Cardamom		
0820050	Juniper berry		
0820060	Peppercorn (black, green and white)		

(1)	(2)	(3)	(4)
0820070	Vanilla		
0820080	Tamarind		
0820990	Others		
0830000	Bark spices	0,02 (*)	0,1 (*)
0830010	Cinnamon		
0830990	Others		
0840000	Root and rhizome spices		
0840010	Liquorice	0,02 (*)	0,1 (*)
0840020	Ginger	0,02 (*)	0,1 (*)
0840030	Turmeric/curcuma	0,02 (*)	0,1 (*)
0840040	Horseradish	(+)	(+)
0840990	Others	0,02 (*)	0,1 (*)
0850000	Bud spices	0,02 (*)	0,1 (*)
0850010	Cloves		
0850020	Capers		
0850990	Others		
0860000	Flower pistil spices	0,02 (*)	0,1 (*)
0860010	Saffron		
0860990	Others		
0870000	Aril spices	0,02 (*)	0,1 (*)
0870010	Mace		
0870990	Others		
0900000	SUGAR PLANTS	0,01 (*)	0,05 (*)
0900010	Sugar beet roots		
0900020	Sugar canes		
0900030	Chicory roots		
0900990	Others		
1000000	PRODUCTS OF ANIMAL ORIGIN -TERRESTRIAL ANIMALS	0,01 (*)	
1010000	Tissues from		
1011000	(a) <i>swine</i>		
1011010	Muscle		0,01 (*)
1011020	Fat tissue		0,2
1011030	Liver		0,01 (*)
1011040	Kidney		0,01 (*)
1011050	Edible offals (other than liver and kidney)		0,01 (*)
1011990	Others		0,01 (*)

(1)	(2)	(3)	(4)
1012000	(b) <i>bovine</i>		
1012010	Muscle		0,01 (*)
1012020	Fat tissue		0,2
1012030	Liver		0,01 (*)
1012040	Kidney		0,01 (*)
1012050	Edible offals (other than liver and kidney)		0,01 (*)
1012990	Others		0,01 (*)
1013000	(c) <i>sheep</i>		
1013010	Muscle		0,01 (*)
1013020	Fat tissue		0,2
1013030	Liver		0,01 (*)
1013040	Kidney		0,01 (*)
1013050	Edible offals (other than liver and kidney)		0,01 (*)
1013990	Others		0,01 (*)
1014000	(d) <i>goat</i>		
1014010	Muscle		0,01 (*)
1014020	Fat tissue		0,2
1014030	Liver		0,01 (*)
1014040	Kidney		0,01 (*)
1014050	Edible offals (other than liver and kidney)		0,01 (*)
1014990	Others		0,01 (*)
1015000	(e) <i>equine</i>		
1015010	Muscle		0,01 (*)
1015020	Fat tissue		0,2
1015030	Liver		0,01 (*)
1015040	Kidney		0,01 (*)
1015050	Edible offals (other than liver and kidney)		0,01 (*)
1015990	Others		0,01 (*)
1016000	(f) <i>poultry</i>		
1016010	Muscle		0,01
1016020	Fat tissue		0,01 (*)
1016030	Liver		0,01 (*)
1016040	Kidney		0,01 (*)
1016050	Edible offals (other than liver and kidney)		0,01 (*)
1016990	Others		0,01 (*)
1017000	(g) <i>other farmed terrestrial animals</i>		
1017010	Muscle		0,01 (*)
1017020	Fat tissue		0,2

(1)	(2)	(3)	(4)
1017030	Liver		0,01 (*)
1017040	Kidney		0,01 (*)
1017050	Edible offals (other than liver and kidney)		0,01 (*)
1017990	Others		0,01 (*)
1020000	Milk		0,01 (*)
1020010	Cattle		
1020020	Sheep		
1020030	Goat		
1020040	Horse		
1020990	Others		
1030000	Birds eggs		0,01 (*)
1030010	Chicken		
1030020	Duck		
1030030	Geese		
1030040	Quail		
1030990	Others		
1040000	Honey and other apiculture products		0,05 (*)
1050000	Amphibians and Reptiles		0,01 (*)
1060000	Terrestrial invertebrate animals		0,01 (*)
1070000	Wild terrestrial vertebrate animals		0,01 (*)

(*) Indicates lower limit of analytical determination

(^a) For the complete list of products of plant and animal origin to which MRLs apply, reference should be made to Annex I.

Oxadixyl

(+) Recent monitoring data show that residues of oxadixyl occur in lettuces and salad plants. It is therefore appropriate to set temporary MRLs at a value of 0,05 mg/kg, pending the submission of further monitoring data. When reviewing the MRLs, the Commission will take into account the information, if it is submitted by 19 January 2018, or, if that information is not submitted by that date, the lack of it.

0251000 (a) lettuces and salad plants

0251010 Lamb's lettuces/corn salads

0251020 Lettuces

0251030 Escaroles/broad-leaved endives

0251040 Cresses and other sprouts and shoots

0251050 Land cresses

0251060 Roman rocket/rucola

0251070 Red mustards

0251080 Baby leaf crops (including brassica species)

0251990 Others

- (+) Recent monitoring data show that residues of oxadixyl occur in parsley. It is therefore appropriate to set temporary MRLs at a value of 0,05 mg/kg, pending the submission of further monitoring data. When reviewing the MRL, the Commission will take into account the information, if it is submitted by 19 January 2018, or, if that information is not submitted by that date, the lack of it.

0256040 Parsley

- (+) Recent monitoring data show that residues of oxadixyl occur in celeries. It is therefore appropriate to set temporary MRLs at a value of 0,05 mg/kg, pending the submission of further monitoring data. When reviewing the MRL, the Commission will take into account the information, if it is submitted by 19 January 2018, or, if that information is not submitted by that date, the lack of it.

0270030 Celeries

- (+) The applicable maximum residue level for horseradish (*Armoracia rusticana*) in the spice group (code 0840040) is the one set for horseradish (*Armoracia rusticana*) in the Vegetables category, root and tuber vegetables group (code 0213040) taking into account changes in the levels by processing (drying) according to Art. 20 (1) of Regulation (EC) No 396/2005.

0840040 Horseradish

Spinetoram (XDE-175)

- (+) The applicable maximum residue level for horseradish (*Armoracia rusticana*) in the spice group (code 0840040) is the one set for horseradish (*Armoracia rusticana*) in the Vegetables category, root and tuber vegetables group (code 0213040) taking into account changes in the levels by processing (drying) according to Art. 20 (1) of Regulation (EC) No 396/2005.

0840040 Horseradish'

COMMISSION IMPLEMENTING REGULATION (EU) 2016/47**of 18 January 2016****amending for the 241st time Council Regulation (EC) No 881/2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al Qaida network**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 881/2002 of 27 May 2002 imposing certain specific restrictive measures directed against certain persons and entities associated with the Al-Qaida network ⁽¹⁾, and in particular Article 7(1)(a) and Article 7a(5) thereof,

Whereas:

- (1) Annex I to Regulation (EC) No 881/2002 lists the persons, groups and entities covered by the freezing of funds and economic resources under that Regulation.
- (2) On 30 December 2015 the Sanctions Committee of the United Nations Security Council (UNSC) decided to amend one entry of the list of persons, groups and entities to whom the freezing of funds and economic resources should apply. On 7 January 2016 Regulation (EC) No 881/2002 was amended for the 240th time. Further amendments need to be made to update some of these entries. Moreover on 11 January 2016 the UNSC decided to delist one entry of that list. Regulation (EC) No 881/2002 should therefore be amended accordingly.
- (3) In order to ensure that the measures provided for in this Regulation are effective, this Regulation should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EC) No 881/2002 is amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 January 2016.

*For the Commission,
On behalf of the President,
Head of the Service for Foreign Policy Instruments*

⁽¹⁾ OJ L 139, 29.5.2002, p. 9.

ANNEX

Annex I to Regulation (EC) No 881/2002 is amended as follows:

(1) the following entries under the heading 'Natural persons' are amended as follows:

- (a) the entry 'Ibrahim Mohamed Khalil (alias (a) Khalil Ibrahim Jassem, (b) Khalil Ibrahim Mohammad, (c) Khalil Ibrahim Al Zafiri, (d) Khalil). Date of birth: (a) 2.7.1975, (b) 2.5.1972, (c) 3.7.1975, (d) 1972, (e) 2.5.1975. Place of birth: (a) Day Az-Zawr, Syria, (b) Baghdad, Iraq, (c) Mosul, Iraq. Nationality: Syrian. Passport No: T04338017 (Temporary suspension of deportation issued by Alien's Office of the City of Mainz, expired on 8.5.2013). Address: Refugee shelter Alte Ziegelei, 55128 Mainz, Germany. Date of designation referred to in Article 2a(4)(b): 6.12.2005.' is replaced by the following:

'Ibrahim Mohamed Khalil (alias (a) Khalil Ibrahim Jassem, (b) Khalil Ibrahim Mohammad, (c) Khalil Ibrahim Al Zafiri, (d) Khalil, (e) Khalil Ibrahim al-Zahiri). Date of birth: (a) 2.7.1975, (b) 2.5.1972, (c) 3.7.1975, (d) 1972, (e) 2.5.1975. Place of birth: (a) Dayr Az-Zawr, Syria, (b) Baghdad, Iraq, (c) Mosul, Iraq. Nationality: Syrian. Passport No: T04338017. Address: Refugee shelter Alte Ziegelei, 55128 Mainz, Germany. Photo and fingerprints available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 6.12.2005.';

- (b) the entry 'Najmuddin Faraj Ahmad (alias (a) Mullah Krekar, (b) Fateh Najm Eddine Farraj, (c) Faraj Ahmad Najmuddin). Address: Heimdalsgate 36-V, 0578 Oslo, Norway. Date of birth: (a) 7.7.1956, (b) 17.6.1963. Place of birth: Olaqlloo Sharbajer, Al-Sulaymaniyah Governorate, Iraq. Nationality: Iraqi.' is replaced by the following:

'Najmuddin Faraj Ahmad (alias (a) Mullah Krekar, (b) Fateh Najm Eddine Farraj, (c) Faraj Ahmad Najmuddin). National Identification No: Ration card no. 0075258. Address: Heimdalsgate 36-V, 0578 Oslo, Norway. Date of birth: (a) 7.7.1956, (b) 17.6.1963. Place of birth: Olaqlloo Sharbajer, Al-Sulaymaniyah Governorate, Iraq. Nationality: Iraqi. Other information: Mother's name: Masouma Abd al-Rahman. Photo available for inclusion in the INTERPOL-UN Security Council Special Notice.';

- (c) the entry 'Ibrahim Awwad Ibrahim Ali Al-Badri Al-Samarrai (alias (a) Dr Ibrahim "Awwad Ibrahim" Ali al-Badri al-Samarrai', (b) Ibrahim 'Awad Ibrahim al-Badri al-Samarrai, (c) Ibrahim 'Awad Ibrahim al-Samarrai', (d) Dr Ibrahim Awwad Ibrahim al-Samarrai, (e) Abu Du'a, (f) Abu Duaa, (g) Dr Ibrahim, (h) Abu Bakr al-Baghdadi al-Husayni al-Quraishi, (i) Abu Bakr al-Baghdadi. Title: Dr Address: Iraq. Date of birth: 1971. Place of birth: (a) Samarra, Iraq, (b) Iraq. Nationality: Iraqi. Other information: (a) Leader of Al-Qaida in Iraq; (b) Currently based in Iraq; (c) Prominently known by nom de guerre (Abu Du'a, Abu Duaa'). Date of designation referred to in Article 2a(4)(b): 5.10.2011.' is replaced by the following:

'Ibrahim Awwad Ibrahim Ali Al-Badri Al-Samarrai (alias (a) Dr Ibrahim "Awwad Ibrahim" Ali al-Badri al-Samarrai', (b) Ibrahim 'Awad Ibrahim al-Badri al-Samarrai, (c) Ibrahim 'Awad Ibrahim al-Samarrai', (d) Dr Ibrahim Awwad Ibrahim al-Samarrai, (e) Abu Du'a, (f) Abu Duaa', (g) Dr Ibrahim, (h) Abu Bakr al-Baghdadi al-Husayni al-Quraishi, (i) Abu Bakr al-Baghdadi. Title: Dr Address: (a) Iraq; (b) Syria. Date of birth: 1971. Place of birth: (a) Samarra, Iraq, (b) Iraq. Nationality: Iraqi. Identification no.: Ration card number 0134852. Other information: (a) Currently based in Iraq and Syria; (b) Prominently known by nom de guerre (Abu Du'a, Abu Duaa'); (c) Wife's name: Saja Hamid al-Dulaimi; (d) Wife's name: Asma Fawzi Mohammed al-Kubaissi; (e) Description: Height: 1.65 m. Weight: 85 kg. Black hair and eyes. White skin. Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 5.10.2011.';

- (d) the entry 'Akhmed Rajapovich Chataev (alias (a) Akhmad Shishani, (b) David Mayer, (c) Elmir Sene, (d) Odnorukiy) Date of birth: 14.7.1980; Place of birth: Vedenovskoye Village, Vedenskiy District, Republic of Chechnya, Russian Federation; Address: a) Syrian Arab Republic (located in as at Aug. 2015), b) Iraq (possible alternative location as at August 2015); National identification No.: 9600133195 (Russian national passport number issued in Vedenskiy District, Republic of Chechnya, Russian Federation by Department of Internal Affairs); Other information: a) Physical description: eye colour: brown, hair colour: black, build: solid; distinguishing marks: oval face, beard, missing a right hand and left leg, speaks Russian, Chechen and possibly German and Arabic. b) Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 2.10.2015.' is replaced by the following:

'Akhmed Rajapovich Chataev (alias (a) Akhmad Shishani, (b) David Mayer, (c) Elmir Sene, (d) Odnorukiy) Date of birth: 14.7.1980; Place of birth: Vedenovskoye Village, Vedenskiy District, Republic of Chechnya, Russian Federation; Address: a) Syrian Arab Republic (located in as at Aug. 2015), b) Iraq (possible alternative location as at August 2015); Nationality: Russian. National identification No.: 9600133195 (Russian national passport number issued in Vedenskiy District, Republic of Chechnya, Russian Federation by Department of Internal Affairs); Other information: a) Physical description: eye colour: brown, hair colour: black, build: solid; distinguishing marks:

oval face, beard, missing a right hand and left leg, speaks Russian, Chechen and possibly German and Arabic.
b) Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 7d(2)(i): 2.10.2015.’.

(2) the following entry under the heading ‘Natural persons’ is deleted:

‘Abd Al Wahab Abd Al Hafiz (alias (a) Mouloud Ferdjani, (b) Abdelwahab Abdelhafid, (c) Abdel Wahab Abdelhafid, (d) Abdewahab Abdel Hafid, (e) Abedel Wahad Abdelhafio, (f) Abdelouahab Abdelhafid, (g) Mourad, (h) Said, (i) Rabah Di Roma). Date of birth: 7.9.1967, (b) 30.10.1968. Place of birth: (a) Algiers, Algeria; (b) Algeria, (c) El Harrach, Algeria. Nationality: Algerian Passport No: 3525282 (Algerian number. Issued under name Abdelouahab Abdelhafid). Other information: Photo available for inclusion in the INTERPOL-UN Security Council Special Notice. Date of designation referred to in Article 2a(4)(b): 17.3.2004’.

COMMISSION IMPLEMENTING REGULATION (EU) 2016/48**of 18 January 2016****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007 ⁽¹⁾,

Having regard to Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors ⁽²⁾, and in particular Article 136(1) thereof,

Whereas:

- (1) Implementing Regulation (EU) No 543/2011 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in Annex XVI, Part A thereto.
- (2) The standard import value is calculated each working day, in accordance with Article 136(1) of Implementing Regulation (EU) No 543/2011, taking into account variable daily data. Therefore this Regulation should enter into force on the day of its publication in the *Official Journal of the European Union*,

HAS ADOPTED THIS REGULATION:

Article 1

The standard import values referred to in Article 136 of Implementing Regulation (EU) No 543/2011 are fixed in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 18 January 2016.

*For the Commission,
On behalf of the President,*

Jerzy PLEWA
Director-General for Agriculture and Rural Development

⁽¹⁾ OJ L 347, 20.12.2013, p. 671.

⁽²⁾ OJ L 157, 15.6.2011, p. 1.

ANNEX

Standard import values for determining the entry price of certain fruit and vegetables

(EUR/100 kg)		
CN code	Third country code ⁽¹⁾	Standard import value
0702 00 00	EG	120,0
	MA	75,2
	TN	250,3
	TR	99,6
	ZZ	136,3
0707 00 05	MA	86,5
	TR	155,1
	ZZ	120,8
0709 93 10	MA	62,0
	TR	156,6
	ZZ	109,3
0805 10 20	EG	48,4
	MA	63,1
	TR	71,0
	ZA	74,1
	ZW	44,1
	ZZ	60,1
	IL	163,3
0805 20 10	MA	84,9
	ZZ	124,1
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	IL	112,5
	JM	147,2
	MA	82,8
	TR	97,8
	ZZ	110,1
0805 50 10	MA	92,2
	TR	90,3
	ZZ	91,3
0808 10 80	CL	84,0
	US	158,4
	ZZ	121,2
0808 30 90	CN	76,1
	TR	132,0
	ZZ	104,1

⁽¹⁾ Nomenclature of countries laid down by Commission Regulation (EU) No 1106/2012 of 27 November 2012 implementing Regulation (EC) No 471/2009 of the European Parliament and of the Council on Community statistics relating to external trade with non-member countries, as regards the update of the nomenclature of countries and territories (OJ L 328, 28.11.2012, p. 7). Code 'ZZ' stands for 'of other origin'.

DECISIONS

POLITICAL AND SECURITY COMMITTEE DECISION (CFSP) 2016/49

of 7 January 2016

on the appointment of the Head of Mission of the European Union Advisory Mission for Civilian Security Sector Reform Ukraine (EUAM Ukraine) (EUAM UKRAINE/1/2016)

THE POLITICAL AND SECURITY COMMITTEE,

Having regard to the Treaty on European Union, and in particular the third paragraph of Article 38 thereof,

Having regard to Council Decision 2014/486/CFSP of 22 July 2014 on the European Union Advisory Mission for Civilian Security Sector Reform Ukraine (EUAM Ukraine) ⁽¹⁾, and in particular Article 7(1) thereof,

Whereas:

- (1) Pursuant to Decision 2014/486/CFSP, the Political and Security Committee (PSC) is authorised, in accordance with the third paragraph of Article 38 of the Treaty, to take the relevant decisions concerning the political control and strategic direction of the European Union Advisory Mission for Civilian Security Sector Reform Ukraine (EUAM Ukraine), including the decision to appoint a Head of Mission.
- (2) On 23 July 2015, the PSC adopted Decision (CFSP) 2015/1496 ⁽²⁾ extending the mandate of Mr Kálmán MIZSEI as Head of Mission of EUAM Ukraine until 30 November 2015.
- (3) On 18 December 2015, the High Representative of the Union for Foreign Affairs and Security Policy proposed the appointment of Mr Kęstutis LANČINSKAS as Head of Mission of EUAM Ukraine,

HAS ADOPTED THIS DECISION:

Article 1

Mr Kęstutis LANČINSKAS is hereby appointed as Head of Mission of the European Union Advisory Mission for Civilian Security Sector Reform Ukraine (EUAM Ukraine) from 1 February 2016 to 31 January 2017.

Article 2

This Decision shall enter into force on the date of its adoption.

Done at Brussels, 7 January 2016.

For the Political and Security Committee

The Chairperson

W. STEVENS

⁽¹⁾ OJ L 217, 23.7.2014, p. 42.

⁽²⁾ Political and Security Committee Decision (CFSP) 2015/1496 of 23 July 2015 extending the mandate of the Head of Mission of the European Union Advisory Mission for Civilian Security Sector Reform Ukraine (EUAM Ukraine) (EUAM UKRAINE/3/2015) (OJ L 233, 5.9.2015, p. 7).

COUNCIL DECISION (CFSP) 2016/50**of 18 January 2016****amending Decision 2014/219/CFSP on the European Union CSDP Mission in Mali (EUCAP Sahel Mali)**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union and in particular Article 28, Article 42(4) and Article 43(2) thereof,

Having regard to the proposal from the High Representative of the Union for Foreign Affairs and Security Policy,

Whereas:

- (1) On 15 April 2014, the Council adopted Decision 2014/219/CFSP ⁽¹⁾ on the European Union CSDP Mission in Mali (EUCAP Sahel Mali), which is valid for 24 months from the launching of EUCAP Sahel Mali.
- (2) On 19 January 2015, the Council adopted Decision (CFSP) 2015/76 ⁽²⁾ amending Decision 2014/219/CFSP, which launched EUCAP Sahel Mali on 15 January 2015 and endowed it with a financial reference amount for the period until 14 January 2016.
- (3) Decision 2014/219/CFSP should be amended to provide for a financial reference amount for the period from 15 January 2016 to 14 January 2017,

HAS ADOPTED THIS DECISION:

Article 1

Decision 2014/219/CFSP is amended as follows:

- (1) in Article 14, paragraph 1, the following subparagraph is added:

‘The financial reference amount intended to cover the expenditure related to EUCAP Sahel Mali between 15 January 2016 and 14 January 2017 shall be EUR 14 850 000’;

- (2) in Article 14, paragraph 2 is replaced by the following:

‘2. All expenditure shall be managed in accordance with the rules and procedures applicable to the general budget of the Union. Participation of natural and legal persons in the award of procurement contracts by EUCAP Sahel Mali shall be open without limitations. Moreover, no rule of origin for the goods purchased by EUCAP Sahel Mali shall apply. Subject to the Commission’s approval, EUCAP Sahel Mali may conclude technical arrangements with Member States, the host State, participating third States and other international actors regarding the provision of equipment, services and premises to EUCAP Sahel Mali.’

⁽¹⁾ Council Decision 2014/219/CFSP of 15 April 2014 on the European Union CSDP Mission in Mali (EUCAP Sahel Mali) (OJ L 113, 16.4.2014, p. 21).

⁽²⁾ Council Decision (CFSP) 2015/76 of 19 January 2015 launching the European Union CSDP mission in Mali (EUCAP Sahel Mali) and amending Decision 2014/219/CFSP (OJ L 13, 20.1.2015, p. 5).

Article 2

This Decision shall enter into force on the date of its adoption.

It shall apply from 15 January 2016.

Done at Brussels, 18 January 2016.

For the Council

The President

F. MOGHERINI

COUNCIL DECISION (CFSP) 2016/51**of 18 January 2016****in support of the Biological and Toxin Weapons Convention (BTWC) in the framework of the EU Strategy against Proliferation of Weapons of Mass Destruction**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Articles 26(2) and 31(1) thereof,

Having regard to the proposal from the High Representative of the Union for Foreign Affairs and Security Policy,

Whereas:

- (1) On 12 December 2003, the European Council adopted the EU Strategy against Proliferation of Weapons of Mass Destruction ('the EU Strategy') ⁽¹⁾, Chapter III of which contains a list of measures to combat such proliferation.
- (2) The Union is actively implementing the EU Strategy and is giving effect to the measures listed in Chapter III thereof, in particular those measures related to the reinforcement, implementation and universalisation of the Biological and Toxin Weapons Convention (BTWC).
- (3) On 27 February 2006, the Council adopted Joint Action 2006/184/CFSP in support of the BTWC, in the framework of the EU Strategy against the proliferation of the Weapons of Mass Destruction ⁽²⁾. Since the adoption of Joint Action 2006/184/CFSP, seven more States have become States Parties to the BTWC. Joint Action 2006/184/CFSP expired on 26 August 2007.
- (4) In March 2006, the Council adopted an Action Plan on biological and toxin weapons, complementary to Joint Action 2006/184/CFSP in support of the BTWC ⁽³⁾. The Action Plan provided for an efficient use of Confidence Building Measures (CBMs) and the United Nations (UN) Secretary-General investigation mechanism for alleged use of biological weapons.
- (5) On 10 November 2008, the Council adopted Joint Action 2008/858/CFSP in support of the BTWC, in the framework of the EU Strategy against the proliferation of Weapons of Mass Destruction ⁽⁴⁾. Three more States have become States Parties to the BTWC since the adoption of Joint Action 2008/858/CFSP, and several States benefited from assistance provided by Union experts.
- (6) The Sixth Review Conference of the BTWC decided to establish the Implementation Support Unit (ISU), with a 5-year mandate (2007-2011), within the Geneva Branch of the UN Office for Disarmament Affairs (UN ODA) in order to provide administrative support to meetings agreed by the Sixth Review Conference, as well as support for the comprehensive implementation and universalisation of the BTWC and the exchange of CBMs.
- (7) On 18 July 2011, the Council adopted Decision 2011/429/CFSP ⁽⁵⁾, relating to the position of the European Union for the Seventh Review Conference of the States Parties to the BTWC (hereinafter the 'Seventh Review Conference').
- (8) The Seventh Review Conference decided to renew the mandate of the ISU for another 5-year term (2012-2016) and decided to expand its tasks to include the implementation of the decision to establish and administer the database for assistance requests and offers, and facilitating the associated exchange of information among States Parties, as well as supporting, as appropriate, the implementation by States Parties of the decisions and recommendations of the Seventh Review Conference.

⁽¹⁾ Council Document 15708/03. Not yet published in the Official Journal, but available at <http://register.consilium.europa.eu>

⁽²⁾ OJ L 65, 7.3.2006, p. 51.

⁽³⁾ OJ C 57, 9.3.2006, p. 1.

⁽⁴⁾ OJ L 302, 13.11.2008, p. 29.

⁽⁵⁾ Council Decision 2011/429/CFSP of 18 July 2011 relating to the position of the European Union for the Seventh Review Conference of the States Parties to the Convention on the prohibition of the development, production and stockpiling of bacteriological (biological) and toxin weapons and on their destruction (BTWC) (OJ L 188, 19.7.2011, p. 42).

- (9) On 23 July 2012, the Council adopted Decision 2012/421/CFSP ⁽¹⁾ in support of the BTWC, in the framework of the EU Strategy against the proliferation of WMD. Six more States have become States Parties to the BTWC since the adoption of Decision 2012/421/CFSP and several States benefited from assistance provided by Union experts.
- (10) The objectives of Decision 2011/429/CFSP and Decision 2012/421/CFSP, in particular those aspects on which consensus was reached at the Seventh Review Conference, should be carried forward,

HAS ADOPTED THIS DECISION:

Article 1

1. For the purpose of giving immediate and practical application to some elements of the EU Strategy against the Proliferation of Weapons of Mass Destruction, and building on the successful implementation of Joint Actions 2006/184/CFSP, 2008/858/CFSP and Council Decision 2012/421/CFSP, this Decision serves as an operational policy tool for carrying forward the objectives of Decision 2011/429/CFSP and focuses in particular on those aspects on which consensus was reached at the Seventh Review Conference, as reflected in its Final Document.

This Decision is guided by the following principles:

- (a) making best use of the experience gained through Joint Actions 2006/184/CFSP, 2008/858/CFSP and Decision 2012/421/CFSP;
- (b) reflecting on specific needs expressed by the States Parties as well as States not party to the BTWC with respect to the better implementation and universalisation of the BTWC;
- (c) encouraging national and regional ownership of the projects in order to ensure their long-term sustainability and to build a partnership between the European Union and third parties in the framework of the BTWC;
- (d) focusing on those activities that bring concrete results and/or contribute to an early framing of common understandings relevant to the 2016 BTWC review conference;
- (e) including measurable indicators of results, to be defined before starting the activities, and including those related to the impact of awareness and education programmes whenever possible;
- (f) supporting the Chair of the States Parties' meetings towards the Eighth Review Conference and making best use of the mandate of the ISU as agreed at the Sixth Review Conference and renewed and expanded at the Seventh Review Conference.

2. The European Union shall support the following projects corresponding to measures of the EU Strategy:

- promoting universal adherence to the BTWC by encouraging States not party to better understand the benefits of joining the BTWC and getting more involved in BTWC meetings and other activities,
- enhancing interaction with non-governmental stakeholders on science and technology and biosafety and biosecurity,
- developing national capacities for BTWC implementation — in particular in developing countries, and on areas such as Articles VII and X — by improving the quality and quantity of declarations submitted under the Confidence-Building Measures system in order to enhance confidence in compliance with the BTWC,
- supporting the intersessional programme and the preparations for the Eighth Review Conference,
- strengthening the United Nations Secretary-General's Mechanism for Investigation of Alleged Use of Chemical, Biological and Toxin Weapons (SGM),
- enabling tools for awareness-raising, education and engagement.

A detailed description of these projects is set out in the Annex.

⁽¹⁾ Council Decision 2012/421/CFSP of 23 July 2012 in support of the Biological and Toxin Weapons Convention (BTWC), in the framework of the EU Strategy against Proliferation of Weapons of Mass Destruction (OJ L 196, 24.7.2012, p. 61).

Article 2

1. The High Representative of the Union for Foreign Affairs and Security Policy (HR) shall be responsible for the implementation of this Decision.
2. The technical implementation of the activities referred to in Article 1 shall be entrusted to the UN ODA. It shall perform its task under the responsibility of the HR. For this purpose, the HR shall enter into the necessary arrangements with the UN ODA.

Article 3

1. The financial reference amount for the implementation of the projects referred to in Article 1(2) shall be EUR 2 340 000.
2. The expenditure financed by the amount set out in paragraph 1 shall be managed in accordance with the procedures and rules applicable to the general budget of the Union.
3. The Commission shall supervise the proper management of the expenditure referred to in paragraph 1. For this purpose, it shall conclude a financing agreement with the UN ODA. The agreement shall stipulate that the UN ODA is to ensure the visibility of the Union contribution appropriate to its size.
4. The Commission shall endeavour to conclude the financing agreement referred to in paragraph 3 as soon as possible after the entry into force of this Decision. It shall inform the Council of any difficulties in that process and of the date of conclusion of the financing agreement.

Article 4

The HR shall report to the Council on the implementation of this Decision on the basis of regular reports prepared by the UN ODA. Those reports shall form the basis for the evaluation carried out by the Council. The Commission shall provide information on the financial aspects of the projects referred to in Article 1(2).

Article 5

1. This Decision shall enter into force on the day of its adoption.
2. This Decision shall expire 36 months after the date of the conclusion of the financing agreement referred to in Article 3(3) or 6 months after the date of its adoption if no financing agreement has been concluded within that period.

Done at Brussels, 18 January 2016.

For the Council
The President
F. MOGHERINI

ANNEX

1. PROJECTS

1.1. **Project 1: Support for BTWC universalisation**1.1.1. *Project purpose*

To promote universal adherence to the BTWC by encouraging States not party to the BTWC better to understand the benefits of joining the BTWC and getting more involved in BTWC meetings and other activities. This project will support the implementation of the decisions and recommendations of the Seventh Review Conference concerning universalisation of the BTWC.

1.1.2. *Expected results of the project*

- (a) Increased adherence to the BTWC in all geographic regions;
- (b) Enhanced understanding of the BTWC among the relevant national authorities, including parliamentarians, and/or strengthened sub-regional networking concerning the BTWC in order to promote membership and implementation of the BTWC;
- (c) An increased number of States which have committed to joining the BTWC and which are taking steps to that end;
- (d) An increased number of States not party to the BTWC engaging in BTWC activities and meetings;
- (e) Voluntary implementation of the BTWC by States prior to their accession thereto.

1.1.3. *Project description*

The BTWC Review Conferences have regularly asserted that increasing the membership of the BTWC is of great importance. However, there are still 24 States not party to the BTWC, mostly in Africa and the Pacific. This project therefore involves specific programmes to target those States. The programmes would work closely with other relevant actors, including the Organization for the Prohibition of Chemical Weapons (OPCW), the United Nations Security Council Resolution (UNSCR) 1540 Committee, the CBRN Centres of Excellence and civil society organisations (e.g. VERTIC and the Institute for Security Studies) to develop ongoing working relationships with relevant regional and sub-regional bodies, provide tailored informational materials where necessary and engage directly with States in the targeted region.

A number of in-country universalisation activities will be conducted at the request of States not party to the BTWC, starting with those which are close to BTWC membership. Those activities would build on the discussions and outcomes from previous regional workshops, transferring them to a national context, and be tailored to national circumstances. They would involve the preparation of a universalisation work plan for each State involved, with the involvement of national stakeholders. If possible and appropriate, those visits could be a joint activity between States with ongoing close cooperation and similar national circumstances. Focus areas for the activities will be the provision of specific informational materials on the benefits of joining the BTWC, awareness-raising among national stakeholders, including parliamentarians and other political decision makers, the establishment of national coordination, and sponsorship for key individuals to attend BTWC meetings or other relevant events.

1.2. **Project 2: Interaction with non-governmental stakeholders on science and technology**1.2.1. *Project purpose*

To enhance the interaction between the BTWC process and non-governmental stakeholders, such as the scientific community and industry, through the organisation of regional workshops on scientific and technological issues and on biosafety and biosecurity in the run up to the Eighth Review Conference. This project would furthermore directly engage scientists and biosafety professionals in developing countries in order to raise awareness of the BTWC, to develop capacities for more effective implementation of the BTWC and to facilitate international cooperation for peaceful purposes.

1.2.2. *Expected results of the project*

- (a) Increased awareness among the scientific community of the BTWC and industry, and related issues and increased involvement of the scientific community and national and regional scientific, professional and industrial associations in BTWC implementation;
- (b) A broader and deeper understanding of the relevance of scientific and technological issues to the implementation of the BTWC among national policymakers and officials;
- (c) Constructive input into the consideration of the standing agenda item on science and technology at BTWC meetings, as well as input into consideration by the Eighth Review Conference of ways in which to strengthen reviews of scientific and technological developments relevant to the BTWC;
- (d) Increased interaction between the scientific community, academia, research organisations, professional associations, industry and regulatory agencies and policymakers at a national and regional level and enhanced input into reviews of scientific and technological developments relevant to the BTWC;
- (e) Promotion of linkages with other multilateral and regional initiatives in the area of science and technology; and
- (f) Increased international cooperation on scientific and technological issues that could support capacity building in developing countries in areas of relevance to the BTWC, particularly Articles VII and X, such as detection, diagnosis and prevention of disease outbreaks, vaccines, therapeutics, analytical methods, preparedness and response.

1.2.3. *Project description and implementation*

A maximum of five workshops, organised in collaboration with global and regional scientific associations, industry (represented by global or regional relevant industrial federations and professional associations such as biosafety-associations) and academic experts, would focus on the topics identified under the standing agenda item on science and technology and its impact on biosafety and biosecurity, and would encourage a regional dialogue on such issues while at the same time raising awareness amongst the scientific and professional community within the regions. Such workshops will, as appropriate, be convened adjacent to relevant scientific conferences or biosafety conferences to maximise outreach possibilities and to minimise costs. A key element of these workshops will be active participation by scientists and regulatory professionals from developing countries, which will require sponsorship. To further sustain the engagement of the aforementioned stakeholders, small grants will be made available in order for them to conduct subsequent research leading to publications on topics discussed at the workshops.

The sustainability of this project will be addressed through the establishment of a virtual network of experts drawn from participants in the workshops. Such experts could also be included on national delegations to BTWC meetings and could contribute to the review of scientific and technological developments.

1.3. **Project 3: Capacity development for BTWC implementation**

1.3.1. *Project purpose*

The Seventh Review Conference reaffirmed that the enactment and implementation of necessary national measures would strengthen the effectiveness of the BTWC. The Conference called upon States Parties to adopt legislative, administrative, judicial and other measures, including awareness-raising and codes of conduct, designed to enhance domestic implementation of the BTWC and to ensure the safety and security of microbial or other biological agents or toxins. Based on experiences gained through Joint Action 2008/858/CFSP and Council Decision 2012/421/CFSP, extended national BTWC implementation assistance programmes will be provided to a maximum of eight countries.

1.3.2. *Expected results of the project*

- (a) The adoption of appropriate legislative or administrative measures, including criminal law provisions, which encompass the full scope of the prohibitions and preventive measures provided for in the BTWC and elaborated by the Seventh Review Conference;

- (b) Effective implementation and enforcement to prevent violations of the BTWC and to impose sanctions in cases of breaches;
- (c) Better coordination and networking among all stakeholders involved in the BTWC process, including national and regional bio-safety associations, parliamentarians and the private sector, in order to promote effective implementation;
- (d) Promotion of awareness-raising programmes, codes of conduct and standards for bio-safety and bio-security;
- (e) The creation or enhancement of national mechanisms for the compilation of the required information and for the annual submissions of CBMs;
- (f) An increased number of States Parties participating in the CBM exchange on a regular basis and an increased quality of the information submitted;
- (g) An increase in the number of States Parties submitting their CBM returns electronically;
- (h) An increase in the number of States Parties actively contributing to the review of developments in science and technology in the framework of the BTWC;
- (i) Increased scientific collaboration among countries in areas relevant to the BTWC; and
- (j) Improved technical competence and understanding by scientists from developing countries participating in such programmes.

1.3.3. *Project description*

Each programme will run for approximately 12 months, involving participation by EU delegations and CBRN Centres of Excellence in beneficiary countries, and the UN regional disarmament centres where appropriate, and will comprise:

- (a) an initial national workshop, to gather all the relevant domestic agencies and stakeholders, to introduce the BTWC, to identify motivated and reliable local partners, and to make an initial assessment of needs and priorities;
- (b) use of the existing CBM-guide and the National Implementation Guide, and appropriate information or e-training for BTWC points of contact on how to use the electronic platform, when the latter is operational;
- (c) the development of a structured Action Plan, tailored for the beneficiary country, that would involve visits and/or workshops by various assistance providers over the duration of the programme, as well as training provided in EU Member States or elsewhere;
- (d) the execution of the Action Plan, with assistance providers conducting the respective assistance activities (e.g. drafting of legislation, bio-safety/bio-security training, dual use export control, CBM preparation and submission, police training, awareness-raising for scientists, emergency response planning, etc.); and
- (e) a wrap-up workshop following the conclusion of the activities, where the threads will be drawn together, agencies will report on their activities and progress, and any needs for further or continuing assistance will be assessed.

To ensure efficient and productive assistance, a workshop for EU experts assisting beneficiary countries under this project will be organised with the objective of discussing best practices and appropriate preparations for assistance activities.

1.4. **Project 4: Support for the intersessional programme and preparations for the Eighth Review Conference**

1.4.1. *Project purpose*

This programme focuses on mobilising BTWC States Parties for active participation in the Eighth Review Conference through organising regional/sub-regional workshops and offering opportunities to reflect on and discuss key topics of the 2012-2015 inter-sessional programme.

It also includes practical support for topics which have been discussed during the intersessional programme, such as Article VII and the concept of a peer review mechanism.

1.4.2. *Expected results of the project*

- (a) Increased awareness of the BTWC and the Eighth Review Conference in 2016 and its significance for the future evolution of the BTWC;
- (b) Comprehensive and cross-regional dialogue on issues to be considered at the Eighth Review Conference;
- (c) The development of a number of proposals for new initiatives to be implemented after the Eighth Review Conference, and broad support for their adoption by the Eighth Review Conference;
- (d) The further elaboration of the concept of a peer review mechanism in the framework of the BTWC. Support could be given, for instance, to the organisation of one or several such exercises in third countries and the identification of useful lessons to be learnt regarding the relevance of the concept; and
- (e) The identification of lessons learned from the Ebola outbreak in West Africa which are relevant to implementation of Articles VII and X of the BTWC.

1.4.3. *Project description*

A series of regional/sub-regional workshops will be organised to address the topics of the 2012-2015 inter-sessional programme and to help the President of the next Review Conference ahead of and during the Eighth Review Conference, with a view to the future evolution of the BTWC, and will have as their objective to facilitate common understandings on a regional/sub-regional basis by discussing proposals for moving issues forward. Such workshops could take place adjacent to the science and technology workshops described above to take maximum advantage of resources and experts and to encourage dialogue and interaction among scientists, irrespective of their institutional affiliation, and policymakers. Events will also be organised in Geneva as appropriate. Therefore these workshops should also aim at the participation of scientists and representatives from industry and professional associations. It would encourage the formation of a broad constituency of States Parties in favour of the incremental strengthening of the BTWC. A Sponsorship programme would be linked with the workshops, to enable participants from developing States Parties to attend the workshops and the Eighth Review Conference. In this context it can be examined how sponsored participants could be connected with members of delegations of EU Member States during BTWC meetings.

Consideration of how to operationalise Article VII of the BTWC would be valuable, taking into account the wealth of experience being generated by the Ebola outbreak in West Africa. A lessons-learned study will be undertaken focusing on the implications of the outbreak and the international response thereto for the implementation of Article VII of the BTWC, but also covering aspects of relevance to Article X in terms of scientific cooperation and the development of therapeutics and vaccines. A report will be produced for consideration by States Parties in their preparations for the Eighth Review Conference.

At least one exercise among interested States Parties of the peer review mechanism will be undertaken in order to broaden support for this concept and to further explore the relevance of the concept. The exercise will build upon the exercise conducted in France in 2013, and that conducted by the BENELUX countries in 2015, with a view to producing a report for the consideration of States Parties in advance of the Eighth Review Conference. A study will also be made of how to make the provisions of Article V of the BTWC regarding consultation among States Parties more effective.

1.5. **Project 5: Support to the UN Secretary-General's Mechanism**

1.5.1. *Project purpose*

To support strengthening of the United Nations Secretary-General's Mechanism for Investigation of Alleged Use of Chemical, Biological and Toxin Weapons (SGM).

1.5.2. *Expected results of the project*

Strengthening the preparedness of the SGM, including activities pursuant to the outcomes of the lessons-learned exercise for the 2013 UN Investigation Mission in Syria:

- (a) expanded roster of trained experts (basic and specialised training events — estimated three training courses convened);

- (b) convene inaugural meeting of SGM stakeholders (one meeting): meeting to serve as an intra- and inter-organisational mechanism for cooperation, including when the SGM is not activated, to assess and further strengthen the SGM on a regular basis;
- (c) cross-organisational training events: coorganised trainings by the UN and other international organisations to utilise and better coordinate existing resources and best practices in order to maximise efficiency and avoid duplication of efforts (estimated two training events convened).

1.5.3. *Project description*

In addition to the continuation of support provided to regular basic and specialised training courses offered to experts nominated to the SGM Roster, there are several SGM-related events that can be identified as important activities under this project. Activities aimed at implementing, inter alia, the above-referenced conclusions of the lessons-learned exercise from the UN Mission in Syria and thereby strengthening the SGM over the long-term, are of particular importance in this regard.

1.6. **Project 6: Enabling tools for awareness-raising, education and engagement**

1.6.1. *Project purpose*

To produce concrete and practical tools, materials and approaches to enable the activities described in the projects above. Such tools will be produced in formats appropriate to their audiences, including printed versions, and will, in general, require translation to all official languages of the United Nations. To promote the use of the tools which were produced during the former EU-actions: the CBM-guide and the national implementation guide.

1.6.2. *Expected results of the project*

- (a) Support to the projects described above;
- (b) Increased awareness of the issues of biological weapons, responsible conduct of science, and ethical issues among students and their teachers;
- (c) Wide dissemination of informational materials about the BTWC and the wider issues relating to the potential misuse of biology.

1.6.3. *Project description*

A number of projects can already be identified, while others will emerge once the project is underway. In the former category for example, is the production of a web-based educational resource and educational materials for university students and/or secondary school biology students and teachers. The utilisation of techniques such as active learning and blended learning will be important here, as will coordination with existing initiatives such as the work undertaken by the University of Bradford in cooperation with other partners. Translation of the BTWC website and materials produced under this and earlier Council Decisions is also an identifiable and necessary project.

2. PROCEDURAL ASPECTS, COORDINATION

The implementation of the projects will be initiated by a Steering Committee with an objective of determining procedures and modalities for cooperation. The Steering Committee will review the implementation of the projects regularly, at least once every 6 months, including by using electronic communication means.

The Steering Committee will be composed of representatives of the HR and UNODA/BWC-ISU.

The applications of States Parties, which are not EU Member States, for any assistance and cooperation under this decision shall be addressed to the UNODA/BWC-ISU. The UNODA/BWC-ISU will review and assess those applications, as appropriate, and submit recommendations to the Steering Committee. The Steering Committee will examine the applications for assistance as well as the Action Plans and their implementation. On the proposal of the HR, and taking into account the outcomes of discussions in the Steering Committee, the HR will make the final decision on the beneficiary countries in consultation with the competent working parties of the Council.

To ensure a strong ownership and sustainability of EU-initiated activities by beneficiary countries, it is envisaged that whenever possible and appropriate, selected beneficiaries will be asked to prepare the Action Plans, which will, inter alia, specify the timetable for carrying out funded activities (including those funded through national resources), the scope and the duration of the project and the main stakeholders. The UNODA/BWC-ISU, or EU Member States as appropriate, will be associated with the preparation of those Action Plans. The implementation of the projects will be carried out in accordance with the Action Plans.

3. REPORTING AND ASSESSMENT

The UNODA/BWC-ISU will submit to the HR 6-monthly progress reports on the implementation of the projects. In addition, reports will be submitted on individual assistance activities taking place under the established Actions Plans for beneficiary countries. The reports will be transmitted to the relevant working party of the Council for assessment of progress and overall evaluation of projects and possible follow-up.

Whenever possible, the BTWC States Parties will be informed about the implementation of the projects, including through electronic means. Beneficiary States will be expected to report to BTWC meetings on the conduct and outcome of activities implemented for their benefit and to give due acknowledgement to the support of the EU.

4. PARTICIPATION OF EXPERTS COMING FROM EU MEMBER STATES

The active involvement of experts coming from EU Member States is necessary for successful implementation of the Decision. The UNODA/BWC-ISU will be encouraged to make use of those experts. Their mission costs related to the implementation of projects will be covered by this Decision.

It is expected that when assistance visits are envisaged (such as legal assistance or assistance with CBMs), a visit by a maximum of three experts for a maximum duration of 5 days will be considered as standard practice.

To ensure efficient and productive assistance, a workshop for EU experts assisting beneficiary countries under this project will be organised with the objective of discussing best practices and appropriate preparations for assistance activities and the compilation of a set of assistance materials such as presentations and publications.

5. DURATION

The total estimated duration of the projects' implementation is 36 months.

6. BENEFICIARIES

The beneficiaries of Project 1 will be States not party to the BTWC (both signatory States and non-signatory States) for universalisation activities, including the private sector, academia and NGOs where appropriate.

The beneficiaries of Project 2 will be States Parties who will be assisted in their assessments of the implications of scientific and technological developments for the BTWC, representatives of the scientific community, international, regional and national scientific associations, academia and industries.

The beneficiaries of Project 3 in relation to capacity development activities are States Parties to the BTWC, with particular attention being paid to States that have recently acceded to the BTWC, while the beneficiaries of Article X activities will be individual scientists, scientific conferences and institutions.

The beneficiaries of Project 4 will be States Parties, particularly officials working on BTWC issues such as those designated as National Contact Points and those in Permanent Missions in Geneva, experts invited to participate in the workshops and in the peer review mechanism exercise and those involved in the preparation of the studies on Articles V and VII.

The beneficiaries of Project 5 will be experts on the SGM roster, participants in the SGM training courses and events, and participants in the stakeholder meeting.

The beneficiaries of Project 6 will be those who produce the relevant materials as well as those who make use of them, e.g. students and teachers, industry officials and NGOs.

7. THIRD PARTY REPRESENTATIVES

In order to promote regional ownership and the sustainability of the projects, the participation of non-EU experts, including those from relevant regional and international organisations, will be funded by this Decision. The participation by UNODA/BWC-ISU in BTWC workshops and meetings will be funded. The participation of the Chair of BTWC meetings may be funded on a case-by-case basis.

8. IMPLEMENTING ENTITY — STAFF ISSUES

Given the extra-budgetary character of the activities envisaged in this Decision for the UNODA, additional staff will be required.

9. EU VISIBILITY

UNODA shall take all appropriate measures to publicise the fact that the Action has been funded by the European Union. Such measures will be carried out in accordance with the Commission Communication and Visibility Manual for EU External Actions laid down and published by the European Commission. UNODA will thus ensure the visibility of the Union contribution with appropriate branding and publicity, highlighting the role of the Union, ensuring the transparency of its actions, and raising awareness of the reasons for the Decision as well as Union support for the Decision and the results of this support. Material produced by the project will prominently display the Union flag in accordance with Union guidelines for the accurate use and reproduction of the flag.

