

Official Journal of the European Union

L 335



English edition

Legislation

Volume 63

13 October 2020

Contents

II *Non-legislative acts*

REGULATIONS

- ★ **Council Implementing Regulation (EU) 2020/1463 of 12 October 2020 implementing Regulation (EU) 2018/1542 concerning restrictive measures against the proliferation and use of chemical weapons** 1

DECISIONS

- ★ **Council Decision (CFSP) 2020/1464 of 12 October 2020 on the promotion of effective arms export controls** 3
- ★ **Council Decision (CFSP) 2020/1465 of 12 October 2020 on a European Union action in support of the United Nations Verification and Inspection Mechanism in Yemen** 13
- ★ **Council Decision (CFSP) 2020/1466 of 12 October 2020 amending Decision (CFSP) 2018/1544 concerning restrictive measures against the proliferation and use of chemical weapons** 16
- ★ **Council Decision (CFSP) 2020/1467 of 12 October 2020 amending Decision (CFSP) 2019/1720 concerning restrictive measures in view of the situation in Nicaragua** 18
- ★ **Council Decision (EU) 2020/1468 taken by common accord with the President of the Commission of 12 October 2020 appointing a Member of the European Commission** 19

Corrigenda

- ★ **Corrigendum to Regulation (EU) 2019/630 of the European Parliament and of the Council of 17 April 2019 amending Regulation (EU) No 575/2013 as regards minimum loss coverage for non-performing exposures (OJ L 111, 25.4.2019)** 20

EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

The titles of all other acts are printed in bold type and preceded by an asterisk.

II

(Non-legislative acts)

REGULATIONS

COUNCIL IMPLEMENTING REGULATION (EU) 2020/1463**of 12 October 2020****implementing Regulation (EU) 2018/1542 concerning restrictive measures against the proliferation and use of chemical weapons**

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Council Regulation (EU) 2018/1542 of 15 October 2018 concerning restrictive measures against the proliferation and use of chemical weapons ⁽¹⁾, and in particular Article 12 thereof,

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

Whereas:

- (1) On 15 October 2018, the Council adopted Regulation (EU) 2018/1542.
- (2) In accordance with Article 12 of Regulation (EU) 2018/1542, the Council has reviewed the list of designated persons and entities set out in Annex I to that Regulation. One entry on the list of natural and legal persons, entities and bodies referred to in Article 2, as set out in Annex I to that Regulation, should be updated.
- (3) Annex I to Regulation (EU) 2018/1542 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I to Regulation (EU) 2018/1542 is amended as set out in the Annex to this Regulation.

Article 2

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 Luxembourg, 12 October 2020.

For the Council

The President

J. BORRELL FONTELLES

⁽¹⁾ OJ L 259, 16.10.2018, p. 12.

ANNEX

Entry No 5 in the list of natural and legal persons, entities and bodies referred to in Article 2 under the subheading 'A. Natural persons', as set out in Annex I to Regulation (EU) 2018/1542, is replaced by the following entry:

Name	Identifying information	Grounds for designation	Date of listing
'5. Said SAID	a.k.a.: Saeed, Sa'id Sa'id, سعيد سعيد Title: Doctor, member of Institute 3000 (a.k.a. Institute 6000) of the SSRC; Gender: male; Date of birth: 11 December 1955	Said Said is a significant figure in Institute 3000 a.k.a. Institute 6000, the division of the Scientific Studies and Research Centre (SSRC) that is responsible for developing and producing Syria's chemical weapons.	21.1.2019'.

DECISIONS

COUNCIL DECISION (CFSP) 2020/1464

of 12 October 2020

on the promotion of effective arms export controls

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Articles 28(1) and 31(1) thereof,

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

Whereas:

- (1) The European Security Strategy adopted by the European Council on 12 December 2003 outlines five key challenges to be addressed by the Union: terrorism, the proliferation of weapons of mass destruction, regional conflicts, state failure and organised crime. The consequences of the uncontrolled circulation of conventional weapons are central to four of those five challenges. That Strategy underlines the importance of export controls to contain weapons proliferation. The Global Strategy for the Union's foreign and security policy, titled 'Shared Vision, Common Action: A Stronger Europe', which was presented by the High Representative on 28 June 2016, confirms the Union's support for the universalisation, full implementation and enforcement of multilateral disarmament, non-proliferation and arms control treaties and regimes.
- (2) On 5 June 1998 the Union adopted a politically binding Code of Conduct on arms exports, setting common criteria to regulate the legal trade in conventional weapons.
- (3) On 19 November 2018 the Council adopted the EU Strategy against illicit firearms, small arms and light weapons and their ammunition ('Securing arms, protecting citizens'). The full and effective implementation of the 2001 United Nations (UN) Programme of Action to prevent, combat and eradicate the illicit trade in small arms and light weapons in all its aspects is the main objective of that Strategy. The Strategy states that the Union will continue to promote responsible and effective arms export control and to support the universalisation and implementation of the Arms Trade Treaty. The Strategy also states that the Union will continue to support the African Union and relevant regional economic communities in their efforts against the illicit trade in small arms and light weapons and their ammunition.
- (4) The Code of Conduct on arms exports was replaced on 8 December 2008 by Council Common Position 2008/944/CFSP ⁽¹⁾, which establishes eight criteria against which applications for the export of conventional arms are to be assessed. It also includes a notification and consultation mechanism for arms exports denials, and transparency measures such as the publication of an EU annual report on arms exports. A number of third countries have aligned themselves with Common Position 2008/944/CFSP. A 2019 review of that Common Position resulted in the adoption of Council Decision (CFSP) 2019/1560 ⁽²⁾.
- (5) Article 11 of Common Position 2008/944/CFSP states that Member States are to use their best endeavours to encourage other States which export military technology or equipment to apply the criteria set out in that Common Position.

⁽¹⁾ Council Common Position 2008/944/CFSP of 8 December 2008 defining common rules governing control of exports of military technology and equipment (OJ L 335, 13.12.2008, p. 99).

⁽²⁾ Council Decision (CFSP) 2019/1560 of 16 September 2019 amending Common Position 2008/944/CFSP defining common rules governing control of exports of military technology and equipment (OJ L 239, 17.9.2019, p. 16).

- (6) The Arms Trade Treaty (ATT) was adopted by the UN General Assembly in April 2013 and entered into force on 24 December 2014. The ATT aims to strengthen transparency and responsibility in the arms trade. As with Common Position 2008/944/CFSP, the ATT lays down a number of risk-assessment criteria against which arms exports have to be assessed. The Union supports the effective implementation and universalisation of the ATT through its dedicated programmes adopted under Council Decisions 2013/768/CFSP ⁽³⁾ and (CFSP) 2017/915 ⁽⁴⁾. Those programmes assist a number of third countries, upon their request, in strengthening their arms transfer control systems in line with the requirements of the ATT.
- (7) It is therefore important to ensure complementarity between the outreach and assistance activities provided for in this Decision and those provided for in Decision (CFSP) 2017/915. To that end, regular exchanges of information should take place between the implementing agencies of the Union outreach activities in the field of arms export control, as well as with the European External Action Service. This coordination mechanism will encourage the participation of experts from other Member States whenever relevant.
- (8) Union activities to promote effective and transparent arms export controls have developed since 2008 under Council Joint Action 2008/230/CFSP ⁽⁵⁾ and Council Decisions 2009/1012/CFSP ⁽⁶⁾, 2012/711/CFSP ⁽⁷⁾, (CFSP) 2015/2309 ⁽⁸⁾ and (CFSP) 2018/101 ⁽⁹⁾. The activities carried out have notably supported further regional cooperation and enhanced transparency and greater responsibility, in line with the principles of Common Position 2008/944/CFSP and the risk-assessment criteria set out therein. The activities in question have traditionally addressed third countries of the eastern and southern neighbourhoods of the Union.
- (9) In recent years, the Union has also provided assistance to improve export controls on dual-use goods in third countries. Effective coordination with those activities relevant to dual-use export controls should be ensured.
- (10) The German Federal Office for Economic Affairs and Export Control (Bundesamt für Wirtschaft und Ausfuhrkontrolle — BAFA) has been entrusted by the Council with the technical implementation of Decisions 2009/1012/CFSP, 2012/711/CFSP, (CFSP) 2015/2309 and (CFSP) 2018/101. BAFA is also an implementing agency for projects supporting the effective implementation of the ATT under Decision 2013/768/CFSP and Decision (CFSP) 2017/915. Since 2005, BAFA has been engaged in the implementation of a number of Union cooperation projects in the area of dual-use export controls. BAFA is the competent export control authority of Germany, and has developed a large body of knowledge and expertise on outreach activities, in addition to sharing its core competencies with other States.
- (11) On 28 May 2018 the UN Secretary-General presented his agenda on disarmament, entitled ‘Securing Our Common Future’. Transparency in military activities, such as reporting on arms imports and exports, promotes democratic accountability and responsible governance. The activities supported through this Decision contribute to the objectives of that agenda, as well as to Sustainable Development Goal 16 of the UN 2030 Agenda for Sustainable Development,

⁽³⁾ Council Decision 2013/768/CFSP of 16 December 2013 on EU activities in support of the implementation of the Arms Trade Treaty, in the framework of the European Security Strategy (OJ L 341, 18.12.2013, p. 56).

⁽⁴⁾ Council Decision (CFSP) 2017/915 of 29 May 2017 on Union outreach activities in support of the implementation of the Arms Trade Treaty (OJ L 139, 30.5.2017, p. 38).

⁽⁵⁾ Council Joint Action 2008/230/CFSP of 17 March 2008 on support for EU activities in order to promote the control of arms exports and the principles and criteria of the EU Code of Conduct on Arms Exports among third countries (OJ L 75, 18.3.2008, p. 81).

⁽⁶⁾ Council Decision 2009/1012/CFSP of 22 December 2009 on support for EU activities in order to promote the control of arms exports and the principles and criteria of Common Position 2008/944/CFSP among third countries (OJ L 348, 29.12.2009, p. 16).

⁽⁷⁾ Council Decision 2012/711/CFSP of 19 November 2012 on support for Union activities in order to promote, among third countries, the control of arms exports and the principles and criteria of Common Position 2008/944/CFSP (OJ L 321, 20.11.2012, p. 62).

⁽⁸⁾ Council Decision (CFSP) 2015/2309 of 10 December 2015 on the promotion of effective arms export controls (OJ L 326, 11.12.2015, p. 56).

⁽⁹⁾ Council Decision (CFSP) 2018/101 of 22 January 2018 on the promotion of effective arms export controls (OJ L 17, 23.1.2018, p. 40).

HAS ADOPTED THIS DECISION:

Article 1

1. For the purpose of promoting peace and security, and in line with the European Security Strategy and the Global Strategy for the Union's foreign and security policy, the Union shall pursue the following objectives:

- (a) promoting effective controls on arms exports by third countries in accordance with the principles set out in Common Position 2008/944/CFSP and in the ATT, and seeking, where appropriate, complementarity and synergies with Union assistance projects in the field of export controls on dual-use goods; and
- (b) supporting third countries' efforts at national and regional levels to render trade in conventional weapons more responsible and transparent, and to mitigate the risk of the diversion of arms to unauthorised users.

2. The Union shall pursue the objectives referred to in paragraph 1 through the following project activities:

- (a) further promoting, among third countries, the criteria and principles set out in Common Position 2008/944/CFSP and in the ATT, on the basis of the achievements made through the implementation of Joint Action 2008/230/CFSP and Decisions 2009/1012/CFSP, 2012/711/CFSP, (CFSP) 2015/2309 and (CFSP) 2018/101;
- (b) assisting third countries in the drafting, updating and implementing, as appropriate, of relevant legislative and administrative measures which aim to establish an effective system of conventional arms export controls;
- (c) assisting beneficiary countries in the training of licensing and enforcement officers to ensure adequate implementation and enforcement of arms export controls;
- (d) assisting beneficiary countries in outreach to their national arms industry to ensure compliance with export control regulations;
- (e) promoting transparency and responsibility in the international arms trade, including through support for national and regional measures that promote transparency and appropriate scrutiny with regard to the export of conventional weapons;
- (f) encouraging those beneficiary countries that have not taken any steps towards accession to the ATT to join the ATT, and to encourage signatories of the ATT to ratify it; and
- (g) promoting further consideration of the risk of the diversion of arms and the mitigation thereof, both from the importing and exporting perspectives.

A detailed description of the project activities referred to in this paragraph is set out in the Annex to this Decision.

Article 2

1. The High Representative of the Union for Foreign Affairs and Security Policy ('the High Representative') shall be responsible for the implementation of this Decision.

2. The implementation of the project activities referred to in Article 1(2) shall be carried out by the German Federal Office for Economic Affairs and Export Control (Bundesamt für Wirtschaft und Ausfuhrkontrolle — BAFA). The selection of BAFA is justified by its proven experience, qualifications and necessary expertise across the full range of relevant Union arms export control activities.

3. BAFA shall perform its tasks under the responsibility of the High Representative. For that purpose, the High Representative shall enter into the necessary arrangements with BAFA.

Article 3

1. The financial reference amount for the implementation of the project activities referred to in Article 1(2) shall be EUR 1 377 542,73.

2. The expenditure financed by the financial reference amount set out in paragraph 1 shall be managed in accordance with the procedures and rules applicable to the Union's budget.

3. The Commission shall supervise the proper management of the financial reference amount set out in paragraph 1. For that purpose, it shall conclude a financing agreement with BAFA. The financing agreement shall stipulate that BAFA is to ensure the visibility of the Union's 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 High Representative shall report to the Council on the implementation of this Decision on the basis of regular reports prepared by BAFA. Those reports shall form the basis for the evaluation carried out by the Council. The Commission shall report on the financial aspects of the implementation of the project activities referred to in Article 1(2).

Article 5

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

It shall expire 24 months after the date of 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 Luxembourg, 12 October 2020.

For the Council

The President

J. BORRELL FONTELLES

ANNEX

PROJECT FOR THE PROMOTION OF EFFECTIVE ARMS EXPORT CONTROLS

1. Objectives

The purpose of this Decision is to promote accountability and responsibility with regard to the legal arms trade in line with Common Position 2008/944/CFSP, thereby contributing to peace, security and stability in countries neighbouring the Union. The objectives of this Decision are to promote improved controls on arms transfers by third countries and to support third countries' efforts, at national and regional levels, to render international trade in conventional weapons more responsible and transparent, and to mitigate the risk of the diversion of arms to unauthorised users. Those objectives should be obtained by promoting the principles and criteria set out in Common Position 2008/944/CFSP and the ATT. The outcomes should aim to increase the effectiveness of national arms export systems in targeted countries: the implementing agency will report on legal, institutional and other relevant changes and their alignment with Common Position 2008/944/CFSP and, where appropriate, the ATT. Those outcomes should be pursued in seeking complementarity and synergies with the Union's ongoing assistance projects in support of the implementation of the ATT, as well as in the field of export controls on dual-use goods. The scope of beneficiaries under this Decision should not overlap with beneficiaries covered under Decision (CFSP) 2017/915.

In order to achieve the abovementioned objectives, the Union should continue to promote the standards of Common Position 2008/944/CFSP, building on the achievements reached through the implementation of Joint Action 2008/230/CFSP and Decisions 2009/1012/CFSP, 2012/711/CFSP, (CFSP) 2015/2309 and (CFSP) 2018/101. For that purpose, assistance should be provided to beneficiary third countries for the drafting, updating and implementation, as appropriate, of relevant legislative, administrative and institutional measures that support an effective system of conventional arms transfer controls.

Support should also be given to the training of licensing and enforcement officers responsible for the implementation and enforcement of arms transfer controls, and to national and regional measures promoting transparency and appropriate scrutiny over exports of conventional weapons. Furthermore, contacts with the private sector (including industry, research institutes and academia) should be promoted in order to ensure compliance with arms transfer control legislation and regulations, focusing in particular on internal compliance programmes (ICPs).

2. Selection of the implementing agency

The implementation of this Decision is entrusted to BAFA. Where appropriate, BAFA will partner with Member States' export control agencies, relevant regional and international organisations, think tanks, research institutes and NGOs.

BAFA has leading experience in the provision of export control assistance and outreach activities. It has developed such experience in all of the relevant fields of strategic export control, addressing CBRN-related dual-use goods and military goods. Through those programmes and activities, BAFA has gained in-depth knowledge of the export control systems of most of the countries included in this Decision.

With regard to arms export control assistance and outreach, BAFA successfully completed the implementation of Decisions 2009/1012/CFSP, 2012/711/CFSP, (CFSP) 2015/2309 and (CFSP) 2018/101. BAFA is also in charge of the technical implementation of the ATT implementation support programme established by Decisions 2013/768/CFSP and 2017/915/CFSP.

BAFA is therefore uniquely placed to identify the strengths and weaknesses of the export control systems of countries that will be the beneficiaries of the activities provided for in this Decision. It is also most able to facilitate synergies between the various arms export control assistance and outreach programmes and to avoid duplication. This is of particular relevance for beneficiary countries that have received support under previous Union cooperation programmes for strengthening local capacity with regard to applying and updating the national arms trade control system in line with international standards and recent developments.

3. Coordination with other Union assistance projects in the field of export controls

Based on the experience of previous Union outreach activities in the field of export controls covering both dual-use goods and conventional arms, synergy and complementarity should be sought. To that end, the activities referred to in section 5 should be carried out only in countries that are not already targeted through activities under the ATT outreach assistance project. Where appropriate, synergy can be sought in conjunction with other activities financed through the CFSP budget or with other activities relating to dual-use goods export controls financed through Union financial instruments other than the CFSP budget. This should be done in full compliance with the legal and financial limitations set for the use of relevant Union financial instruments.

To that end, regular exchanges of information will take place between the implementing agencies of the Union outreach activities in the field of export control, as well as with the European External Action Service. This coordination mechanism should be formalised, and the participation of experts from other Member States should be encouraged whenever relevant.

4. Coordination with other donors' assistance projects in the field of export controls

Where appropriate, synergy and complementarity with other donors' assistance projects in the field of export control outreach should also be sought. As stated in section 3, coordination with other donors should be carried out, especially for the activities referred to in subsections 5.2.1 to 5.2.3 and 5.2.6.

5. Description of project activities

5.1. Project objectives

The main objective is to provide technical assistance to a number of beneficiary countries which have demonstrated their willingness to develop their standards and practices regarding arms export control. To do so, the activities to be undertaken will take into account the status of the beneficiary countries, in particular regarding:

- their possible membership of, or application for membership of, international export control regimes relating to the transfer of conventional arms and dual-use goods and technologies;
- their candidatures for membership of the Union and whether the beneficiary countries are official candidates or potential candidates;
- their capacity as a producer, importer or trading hub in relation to trade in conventional military equipment and technologies;
- the level of maturity of the existing national export control system, with particular consideration given to the progress made as a result of support received under previous arms export control cooperation programmes financed by the Union; and
- their position regarding the ATT.

Where the beneficiary countries addressed are only signatories to the ATT, the activities should — where feasible — seek to ascertain better what the obstacles to ATT ratification are, in particular where those obstacles are of a juridical or regulatory nature and are related to gaps or needs in implementation capacities. Where the countries addressed have taken no steps towards the ATT (neither signature, ratification nor accession), the activities should promote accession thereto, possibly with the support of other beneficiary countries that have ratified the ATT.

5.2. Project description

5.2.1. Regional workshops

The project will take the form of up to eight two-day regional workshops, providing theoretical and practical training as well as an opportunity for dialogue to consolidate regional approaches in relevant areas of conventional arms export controls.

The participants in the workshops (up to 35) will include government officials of the beneficiary countries covered. Representatives from national parliaments, industry and civil society, among others, may also be invited, where appropriate.

Training will be conducted by experts from Member States' national administrations (including former officials), representatives of countries that have aligned themselves with Common Position 2008/944/CFSP, and representatives of the private sector and civil society.

The workshops may take place in a beneficiary country or in another location to be determined by the High Representative, in consultation with the Council Working Party on Conventional Arms Exports (COARM).

The regional workshops will be organised as follows:

- (a) up to two workshops for the countries in South-Eastern Europe;
- (b) up to two workshops for the Eastern European and Caucasian countries of the European Neighbourhood Policy;
- (c) up to two workshops for the North African Mediterranean countries of the European Neighbourhood Policy; and
- (d) up to two workshops for Central Asia.

In order to foster cross-regional cooperation, partner countries from other regions will be invited to at least one of the workshops for each region.

This regional breakdown of two workshops per region may not be achieved if circumstances are not propitious (for example if the number of participants is unexpectedly too low, if there is no serious offer to host by any beneficiary country of the region, or if there is duplication with other activities of other outreach providers). In the event that one or more of the workshops is not implemented, the number of workshops for the other abovementioned region (s) could be increased accordingly, within the global ceiling of twelve workshops.

5.2.2. Study visits

The project will take the form of up to seven two- to three-day study visits by government officials to the relevant authorities of either Member States or other beneficiary countries.

Study visits should cover between two and four beneficiary countries. Beneficiary countries of the study visits need not necessarily come from the same region.

5.2.3. Individual and remote assistance to beneficiary countries

The project will take the form of workshops of no more than 10 days' duration in total for individual beneficiary countries which request one. State officials from the beneficiary countries, including government, licensing and enforcement officials, will participate in the workshops, which will preferably take place in the respective beneficiary countries. Depending on the exact needs and availability of the beneficiary countries' and Member States' experts, the 10 days available overall will be allocated with a minimum two-day format.

The individual assistance workshops will be mainly held at the request of the beneficiary countries. They are intended to address a specific issue related to arms export control raised by a beneficiary country, for example in the margins of a regional workshop or during regular contacts with Union experts and with BAFA. These workshops will be available to cover issues and requests from the beneficiary countries related to arms export control, including targeted national capacity-building measures, outreach to industry and/or academia, and national training strategies in the area of arms export control.

In addition, up to 20 days will be allocated for individual support provided through remote assistance (e.g. legal reviews; consultation on specific cases, including support for technical rating of a particular good; etc.).

Experts from Member States' national administrations (including former officials), representatives of countries that have aligned themselves with Common Position 2008/944/CFSP, and representatives of the private sector will provide their expertise.

5.2.4. Institutional capacity building and advanced-level awareness-raising events

The project will take the form of up to three workshops lasting up to four days each aimed at providing support to beneficiary countries with advanced-level arms export control systems for building up their own national capacity. Measures taken will include the application of a 'train the trainer' approach focusing on, inter alia, didactics, knowledge transfer and institutional memory in the beneficiary country. National institutional capacity building should cover issues such as internal compliance, risk management, and the intersection between hybrid threat reduction and arms export controls.

5.2.5. Conference for partner countries with advanced export control systems

The project will take the form of one conference in Brussels lasting up to two days. The conference will provide a forum for advanced-level discussions between Union experts and senior-level representatives (in the areas of policy, licensing and enforcement) of beneficiary countries with advanced export control systems.

This conference will give the participating beneficiary countries the opportunity to:

- (a) receive information on the newest developments related to the arms trade (e.g. current procurement channels, the impact of new technologies, and security policy-related issues such as hybrid threats); and
- (b) discuss and exchange views on how recent changes and improvements in arms trade controls can be implemented as part of their own national export control system.

5.2.6. Assessment events

In order to evaluate and review the impact of the activities under this Decision, two assessment events (mid-term and final) will be organised in Brussels, ideally back-to-back with a regular COARM meeting.

The mid-term assessment event will take the form of a workshop with the participation of Member States. The workshop may last up to one day.

The final assessment event will take the form of an event in Brussels with the participation of beneficiary countries and Member States. Up to two representatives (appropriate government officials) of each beneficiary country will be invited to the final assessment event.

6. Beneficiaries

6.1. Beneficiary countries under this Decision

The scope of beneficiaries under this Decision should not overlap with the beneficiaries covered under Decision (CFSP) 2017/915. Beneficiary countries under this Decision are:

- (a) South Eastern European candidate or potential candidate countries (Albania, Bosnia and Herzegovina, the Republic of North Macedonia, Montenegro, Serbia and Kosovo *);
- (b) Eastern European and Caucasian countries of the European Neighbourhood Policy (Armenia, Azerbaijan, Belarus, Georgia, Republic of Moldova and Ukraine);
- (c) North African, Mediterranean and Southern Neighbourhood countries of the European Neighbourhood Policy (Algeria, Egypt, Morocco, Tunisia, Jordan and Lebanon); and
- (d) Central Asian countries (Kazakhstan, Tajikistan, Uzbekistan, Kyrgyzstan and Turkmenistan).

6.2. Amendment of the list of beneficiary countries

COARM may, after consultations with the coordination mechanism referred to in section 3, decide to add countries to the list of beneficiaries, provided that they are not beneficiaries under Decision (CFSP) 2017/915. In exceptional cases, where deemed meaningful, the coordination mechanism may also agree to engage with beneficiaries covered by Decision (CFSP) 2017/915. Modifications should be communicated in a formal manner between BAFA and the Union through the Chair of COARM.

* This designation is without prejudice to positions on status, and is in line with UNSCR 1244/1999 and the ICJ Opinion on the Kosovo Declaration of Independence.

7. Project results and implementation indicators

In addition to the final assessment event referred to in subsection 5.2.6, the assessment of the results of the project will take into account the following:

7.1. Individual assessment of beneficiary countries

On completion of the activities provided for, BAFA will provide the European External Action Service and the Commission with a progress report on each of the beneficiary countries referred to in subsection 6.1. The report will recap the activities that took place in the beneficiary country over the duration of this Decision and assess and describe the beneficiary country's capacity in the area of arms transfer controls based on information available to BAFA. The basis of assessment will be the beneficiary country's application of control instruments as stipulated in Common Position 2008/944/CFSP, insofar as these do not apply to Member States only.

7.2. Impact assessment and implementation indicators

The impact of activities provided for by this Decision for the beneficiary countries should be assessed after the activities have been carried out. The impact assessment will be carried out by the High Representative, in cooperation with COARM and, as appropriate, with the Union delegations in the beneficiary countries, as well as with other relevant stakeholders.

For that purpose, the following implementation indicators will be used:

- whether relevant national regulations on arms transfer controls are in place and whether/to what extent they comply with Common Position 2008/944/CFSP (including the application of the assessment criteria, the implementation of the EU common military list and reporting);
- where available, information on enforcement cases;
- whether the beneficiary countries are able to report arms exports and/or imports (e.g. UN Register, ATT annual reporting, Wassenaar Arrangement, OSCE and reports to national parliaments); and
- whether the beneficiary country has aligned, or intends to officially align, with Common Position 2008/944/CFSP.

The individual assessment reports referred to in subsection 7.1 should refer to those implementation indicators as appropriate.

8. Promoting the use of the EU P2P web portal ⁽¹⁾

The EU P2P web portal provided for in Decision 2012/711/CFSP has been developed as a Union-owned resource. It operates as a joint platform for all the Union outreach programmes (dual-use and arms). The activities listed in subsections 5.2.1 to 5.2.6 are to raise awareness of the Union outreach web portal and to promote its use. Participants in outreach activities should be informed about the private part of the web portal, which offers permanent access to resources, documents and contacts. Likewise, the use of the web portal should be promoted to other officials who are not able to participate directly in assistance and outreach activities. Furthermore, activities should be promoted through the EU P2P Newsletter.

9. Union visibility

BAFA will take all appropriate measures to publicise the fact that the action is funded by the Union. Such measures will be implemented in accordance with the communication and visibility manual for Union external actions published by the European Commission. BAFA will thus ensure the visibility of the Union contribution with appropriate branding and publicity, highlighting the role of the Union and raising awareness of the reasons for this Decision, as well as Union support for this Decision and the results of that support. Material produced by the project will prominently display the Union flag in accordance with relevant Union guidelines, as well as the logo 'EU P2P export control programme'. Union delegations should be involved in events in third countries to enhance political follow-up and visibility.

⁽¹⁾ <https://ec.europa.eu/jrc/en/research-topic/chemical-biological-radiological-and-nuclear-hazards/eu-p2p-outreach-programmes-export-control> and <https://circabc.europa.eu/>

Given that planned activities vary greatly in scope and character, a range of promotional tools will be used, including traditional media, websites, social media, information and promotional materials (including infographics, leaflets, newsletters, press releases and others, as appropriate). Publications and public events procured under the project will be branded accordingly.

10. Duration

The total estimated duration of the project will be 24 months.

11. Reporting

The implementing entity will prepare regular quarterly reports detailing in succinct form the progress of the project, as well as mission reports after the completion of each activity. The reports will be submitted to the High Representative no later than six weeks after the completion of relevant activities.

12. Estimated total cost of the project and Union financial contribution

The total estimated cost of the project is EUR 1 538 292,73, with co-financing from the Government of the Federal Republic of Germany. The total estimated cost of the Union-financed project is EUR 1 377 542,73.

COUNCIL DECISION (CFSP) 2020/1465**of 12 October 2020****on a European Union action in support of the United Nations Verification and Inspection Mechanism in Yemen**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union and in particular Article 28(1) thereof,

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

Whereas:

- (1) On 18 September 2018, based on a request by the United Nations (UN) Verification and Inspection Mechanism (UNVIM), the Council adopted Decision (CFSP) 2018/1249 ⁽¹⁾ on a European Union action in support of UNVIM. The technical implementation of Decision (CFSP) 2018/1249 was entrusted to the UN Office for Project Services (UNOPS) and was intended to enable UNVIM to continue fulfilling its tasks relating to monitoring and inspection in compliance with UN Security Council Resolution (UNSCR) 2216 (2015).
- (2) On 13 December 2018, the parties to the conflict in Yemen signed the Stockholm Agreement, the provisions of which were endorsed by UNSCRs 2451 (2018) and 2452 (2019). UNVIM was given a leading role in supporting the Yemen Sea Ports Corporation in the management of, and in relation to inspections at, the ports of Hodeidah, Saleef and Ras Issa.
- (3) On 18 February 2019, the Council adopted conclusions in which it welcomed the adoption of the Stockholm Agreement as well as the unanimous adoption of UNSCRs 2451 (2018) and 2452 (2019). The Council reiterated its call on all parties to facilitate the delivery of commercial supplies, including fuel, and recalled that the functioning of the Hodeidah port alongside Saleef and Ras Issa ports is of paramount importance for the survival of millions of Yemenis. The Council reiterated its support to UNVIM with a view to ensuring that commercial goods continue to flow into Yemen in full respect of all relevant UNSCRs.
- (4) Based on a request by UNVIM, on 4 October 2019 the Council adopted Decision (CFSP) 2019/1672 ⁽²⁾ and renewed the Union's support to UNVIM.
- (5) UNSCRs 2505 (2020) and 2534 (2020) extended the mandate of the UN Mission to support the Hodeidah Agreement (UNMHA) in order to support the implementation of the agreement on the City of Hodeidah and the ports of Hodeidah, Saleef and Ras Issa as set out in the Stockholm Agreement.
- (6) On 15 July 2020, UNVIM requested further support from the Union.
- (7) The Union should renew its support to UNVIM for the implementation of its mandate,

HAS ADOPTED THIS DECISION:

Article 1

1. The Union shall renew its support to UNVIM to implement its mandate as set out in relevant UNSCRs, in particular UNSCRs 2216 (2015) and 2451 (2018). That support shall have the overall objectives of contributing to the restoration of the unimpeded free flow of commercial items to Yemen through the provision of a transparent and effective clearance process for commercial shipments destined for Yemeni ports which are not under the control of the Government of Yemen, and of enhancing UNVIM's role in implementing the provisions of the Stockholm Agreement.

⁽¹⁾ Council Decision (CFSP) 2018/1249 of 18 September 2018 on a European Union action in support of the United Nations Verification and Inspection Mechanism in Yemen (OJ L 235, 19.9.2018, p. 14).

⁽²⁾ Council Decision (CFSP) 2019/1672 of 4 October 2019 on a European Union action in support of the United Nations Verification and Inspection Mechanism in Yemen (OJ L 256, 7.10.2019, p. 10).

2. The specific objectives of this project are:

- to increase the flow of commercial cargo to Yemen by accelerating further the clearance process for commercial shipments and promoting the confidence of shipping companies as regards the accessibility of the ports of Hodeidah, Saleef and Ras Issa to commercial shipping,
- to enhance UNVIM's ability to deploy in the ports of Hodeidah, Saleef and Ras Issa as set out in the Stockholm Agreement and the relevant UNSCRs.

3. The Union shall support through this Decision the Office of the Special Envoy of the UN Secretary-General for Yemen and UNMHA with regard to the deployment of UNVIM in the ports of Hodeidah, Saleef and Ras Issa. For that purpose, the Union shall contribute to costs associated with the reinforcement of UNVIM, and thereby help to respond to the needs of the Yemeni population as part of a broader humanitarian strategy.

A description of the project is set out in the Annex.

Article 2

1. The High Representative of the Union for Foreign Affairs and Security Policy (the 'High Representative') 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 UNOPS. It shall perform that task under the responsibility of the High Representative. For that purpose, the High Representative shall enter into the necessary arrangements with UNOPS.

Article 3

1. The financial reference amount for the implementation of the project referred to in Article 1 shall be EUR 2 059 838.

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 Union budget.

3. The Commission shall supervise the proper management of the expenditure financed by the amount set out in paragraph 1. For that purpose, it shall conclude a contribution agreement with UNOPS. That contribution agreement shall stipulate that UNOPS is to ensure visibility of the Union's contribution.

4. The Commission shall endeavour to conclude the contribution agreement referred to in paragraph 3 as soon as possible after the adoption of this Decision. It shall inform the Council of any difficulties in that process and of the date of conclusion of that contribution agreement.

Article 4

1. The High Representative shall report to the Council on the implementation of this Decision on the basis of regular reports prepared by UNVIM, including reports on the monthly meetings of the UNVIM Steering Committee. Those reports shall form the basis for the evaluation by the Council.

2. The Commission shall provide the Council with information on the financial aspects of the implementation of the project referred to in Article 1.

Article 5

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

This Decision shall apply from 1 October 2020.

This Decision shall expire 12 months after the date of conclusion of the contribution agreement between the Commission and UNOPS referred to in Article 3(3).

Done at Luxembourg, 12 October 2020.

For the Council
The President
J. BORRELL FONTELLES

ANNEX

The Union support aims to support UNVIM by funding its personnel as follows:

- staff to be deployed to Hodeidah: one coordination officer, one field security adviser, two monitors, two liaison officers, one protocol and operations assistant, one local security assistant and one administrative assistant,
- one monitor to be deployed to Saleef and one to Ras Issa,
- one scanner operator.

In addition, administrative support staff necessary for the implementation of the Union action in support of UNVIM (one finance officer, one procurement officer and one human resources officer) shall also be funded.

UNOPS shall recruit the personnel and staff referred to in this Annex in accordance with UNOPS recruitment rules and procedures. UNOPS shall inform the EEAS in advance of any opening of positions.

COUNCIL DECISION (CFSP) 2020/1466
of 12 October 2020
amending Decision (CFSP) 2018/1544 concerning restrictive measures against the proliferation and use of chemical weapons

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 29 thereof,

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

Whereas:

- (1) On 15 October 2018, the Council adopted Decision (CFSP) 2018/1544 ⁽¹⁾ concerning restrictive measures against the proliferation and use of chemical weapons.
- (2) Decision (CFSP) 2018/1544 applies until 16 October 2020. On the basis of a review of that Decision, the restrictive measures set out therein should be extended until 16 October 2021 and one entry on the list of natural and legal persons, entities and bodies referred to in Articles 2 and 3, as set out in the Annex to that Decision, should be updated.
- (3) Decision (CFSP) 2018/1544 should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Decision (CFSP) 2018/1544 is amended as follows:

- (1) Article 8 is replaced by the following:

'Article 8

This Decision shall apply until 16 October 2021. This Decision shall be kept under constant review. It shall be renewed, or amended as appropriate, if the Council deems that its objectives have not been met.'

- (2) the Annex is amended as set out in the Annex to this Decision.

Article 2

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

Done at Luxembourg, 12 October 2020.

For the Council
The President
J. BORRELL FONTELLES

⁽¹⁾ Council Decision (CFSP) 2018/1544 of 15 October 2018 concerning restrictive measures against the proliferation and use of chemical weapons (OJ L 259, 16.10.2018, p. 25).

ANNEX

Entry No 5 in the list of natural and legal persons, entities and bodies referred to in Articles 2 and 3 under the subheading 'A. Natural persons', as set out in the Annex to Decision (CFSP) 2018/1544, is replaced by the following entry:

Name	Identifying information	Grounds for designation	Date of listing
'5. Said SAID	a.k.a.: Saeed, Sa'id Sa'id, سعيد سعيد Title: Doctor, member of Institute 3000 (a.k.a. Institute 6000) of the SSRC; Gender: male; Date of birth: 11 December 1955	Said Said is a significant figure in Institute 3000 a.k.a. Institute 6000, the division of the Scientific Studies and Research Centre (SSRC) that is responsible for developing and producing Syria's chemical weapons.	21.1.2019'.

COUNCIL DECISION (CFSP) 2020/1467
of 12 October 2020
amending Decision (CFSP) 2019/1720 concerning restrictive measures in view of the situation in
Nicaragua

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 29 thereof,

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

Whereas:

- (1) On 14 October 2019, the Council adopted Decision (CFSP) 2019/1720 ⁽¹⁾ concerning restrictive measures in view of the situation in Nicaragua.
- (2) Decision (CFSP) 2019/1720 applies until 15 October 2020. On the basis of a review of that Decision, the restrictive measures set out therein should be extended until 15 October 2021.
- (3) Decision (CFSP) 2019/1720 should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Article 9 of Decision (CFSP) 2019/1720 is replaced by the following:

‘Article 9

This Decision shall apply until 15 October 2021 and shall be kept under constant review. It shall be renewed, or amended as appropriate, if the Council deems that its objectives have not been met.’.

Article 2

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

Done at Luxembourg, 12 October 2020.

For the Council
The President
J. BORRELL FONTELLES

⁽¹⁾ Council Decision (CFSP) 2019/1720 of 14 October 2019 concerning restrictive measures in view of the situation in Nicaragua (OJ L 262, 15.10.2019, p. 58).

COUNCIL DECISION (EU) 2020/1468
taken by common accord with the President of the Commission
of 12 October 2020
appointing a Member of the European Commission

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the second paragraph of Article 246 thereof,

Having regard to the opinion of the European Parliament ⁽¹⁾,

Whereas:

- (1) On 28 November 2019, the European Council adopted Decision (EU) 2019/1989 ⁽²⁾ appointing the European Commission for the period until 31 October 2024.
- (2) In a letter dated 27 August 2020, Ms Ursula VON DER LEYEN, President of the Commission, informed the Council that Mr Phil HOGAN had resigned from his post as a Member of the Commission.
- (3) In accordance with the second paragraph of Article 246 of the Treaty on the Functioning of the European Union, a vacancy caused by resignation is to be filled for the remainder of the Member's term of office by a new Member of the same nationality.
- (4) A new Member of the Commission should therefore be appointed,

HAS ADOPTED THIS DECISION:

Article 1

By common accord with Ms Ursula VON DER LEYEN, President of the Commission, the Council appoints Ms Mairead MCGUINNESS as Member of the Commission for the remainder of the term of office, which runs until 31 October 2024.

Article 2

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

Done at Luxembourg, 12 October 2020.

For the Council
The President
J. BORRELL FONTELLES

⁽¹⁾ Opinion of 7 October 2020 (not yet published in the Official Journal).

⁽²⁾ European Council Decision (EU) 2019/1989 of 28 November 2019 appointing the European Commission (OJ L 308, 29.11.2019, p. 100).

CORRIGENDA**Corrigendum to Regulation (EU) 2019/630 of the European Parliament and of the Council of 17 April 2019 amending Regulation (EU) No 575/2013 as regards minimum loss coverage for non-performing exposures**

(Official Journal of the European Union L 111 of 25 April 2019)

On page 8, Article 1(2), second subparagraph of new Article 47a(6), introductory part:

for: 'Full and timely repayment shall not be considered likely unless the obligor has executed regular and timely payments of amounts equal to either of the following';

read: 'Full and timely repayment may be considered likely where the obligor has executed regular and timely payments of amounts equal to either of the following':

ISSN 1977-0677 (electronic edition)
ISSN 1725-2555 (paper edition)



Publications Office
of the European Union
L-2985 Luxembourg
LUXEMBOURG

EN