



REPUBLIC OF CYPRUS
MINISTRY OF
COMMUNICATIONS AND WORKS



DEPARTMENT
OF MERCHANT SHIPPING
LEMESOS

Circular No. 27/2010

12 August 2010

TEN 5.13.09
TEN 4.2.12.3.06

All Owners, Managers and Representatives
of Ships under the Cyprus Flag

Subject: The Cyprus Ships (Prohibition of Transportation of Arms, Related Materiel and Luxury Goods to the Democratic People's Republic of Korea) (Amendment) Order of 2010

1. I refer to the above subject and further to my previous Circulars No. 10/2007 (dated 28.03.2007) regarding the issuing of P.I. 92/2007¹ and No. 28/2009 (dated 10.12.2009) regarding the issuing of P.I. 401/2009², I wish to inform you that the Council of Ministers of the Republic of Cyprus in exercising its powers under section 3 of the Cyprus Ships (Prohibition of Transportation) Laws 1966-1971, issued the Cyprus Ships (Prohibition of Transportation of Arms, Related Materiel and Luxury Goods to the Democratic People's Republic of Korea) (Amendment) Order of 2010, P.I. 308/2010³, which implements European Union Council Decision 2009/1002/CFSP⁴ and Council Regulation (EC) 1283/2009⁵.
2. In implementing the aforementioned Instruments, Order P.I. 308/2010 amends Order P.I. 92/2007 as amended by Order P.I. 401/2009 and therefore the Consolidated version of the relevant Prohibitions and exceptions currently in force regarding the Democratic People's Republic of Korea are as follows:

The transportation, by Cyprus ships to and from the Democratic People's Republic of Korea, of the following goods/items is Prohibited:

(a) arms and related materiel of all types, including weapons and ammunition, missiles or missile systems, large calibre artillery systems, military vehicles

¹ Published in the Official Gazette of the Republic No. 4176, Supplement III (I), dated 23.02.2007.

² Published in the Official Gazette of the Republic No. 4398, Supplement III (I), dated 04.12.2009.

³ Published in the Official Gazette of the Republic No. 4439, Supplement III (I), dated 16.07.2010.

⁴ Amending the EU Council Common Position 2006/795/CFSP.

⁵ Amending Council Regulation (EC) 329/2007.

including tanks, craft, paramilitary equipment and spare parts for the aforementioned, with the exception of:

- (i) non-combat vehicles which have been manufactured or fitted with materials to provide ballistic protection, intended solely for protective use of personnel of the European Union and its Member States in the Democratic People's Republic of Korea;*
 - (ii) small arms or light weapons and their related materiel, provided that the shipowners shall inform accordingly the competent authority, who in turn shall notify the Committee, at least five (5) days prior to transferring such weapons to the Democratic People's Republic of Korea.*
- (b) all items, materials, equipment, goods and technology as determined by the UN Security Council or the Committee in accordance with paragraph 8(a)(ii) of UN Security Council Resolution 1718 (2006), which could contribute to the Democratic People's Republic of Korea's nuclear-related, ballistic missile-related or other weapons of mass destruction related programmes;*
- (c) certain other items, materials, equipment, goods and technology which may contribute to the Democratic People's Republic of Korea's nuclear and ballistic missile or other weapons of mass destruction programmes or which may contribute to its military operations, which include all dual use goods and technology listed in Annex I of Council Regulation (EC) 428/2009, as amended or replaced, and which are determined by the European Union;*

In addition, the transportation by Cyprus ships to the Democratic People's Republic of Korea, of luxury goods is also prohibited.

3. All recipients of the present Circular are invited to take note of its content and should strictly abide by the provisions of Order P.I. 92/2007 as amended by Order P.I. 401/2009 and Order P.I. 308/2010.

This Circular must be placed on board vessels flying the Cyprus flag.

Serghios S. Serghiou
Director
Department of Merchant Shipping

- Cc:**
- Permanent Secretary, Ministry of Communications and Works
 - Maritime Offices of the Department of Merchant Shipping abroad
 - Permanent Secretary, Ministry of Foreign Affairs
 - Permanent Secretary, Ministry of Defence
 - Diplomatic Missions and Honorary Consular Officers of the Republic
 - Cyprus Shipping Chamber
 - Cyprus Union of Shipowners
 - Cyprus Bar Association