



REPUBLIC OF CYPRUS
MINISTRY OF
COMMUNICATIONS AND WORKS

Circular No. 33/2012

TEN 5.13.09
TEN 4.3.08.6

To all Registered owners, Registered bareboat charterers
Managers and Representatives of ships flying the Cyprus Flag



DEPARTMENT
OF MERCHANT SHIPPING
LEMESOS

11th July 2012

Subject: The Cyprus Ships (Prohibition of Transportation of Arms and Related Materiel to Libya) Order of 2012.

1. I refer to the above subject and further to my Circulars No. 10/2011, 29/2011 and 32/2011, 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 and Related Materiel to Libya) Order of 2012, P.I. 195/2012¹, which implements the following instruments:
 - (i) **European Union Council Decision 2011/137/CFSP as amended;**
 - (ii) **European Union Council Regulation (EU) No. 204/2011 as amended;**
 - (iii) **United Nations Security Council Resolutions (UNSCRs) 1970 (2011) and 1973 (2011).**
2. In implementing the aforementioned instruments, Order P.I. 195/2012 prohibits the transportation by Cyprus ships to and from the Libya of the following:
 - (a) arms and related materiel, whether or not originating in the Union, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, as well as equipment which might be used for internal repression in Libya;
 - (b) armed mercenary personnel or persons which could provide technical assistance or training or any other assistance in relation to military activities for internal repression in Libya;
 - (c) equipment which might be used for internal repression as listed in Annex I of **European Union Council Regulation (EU) No. 204/2011 as amended**, whether or not originating in the Union, to any person, entity or body in Libya or for use in Libya; and
 - (d) equipment which might be used for internal repression as listed in Annex I of **European Union Council Regulation (EU) No. 204/2011 as amended**, whether or not the item concerned originates in Libya.

¹ published in the Official Gazette of the Republic No. 4572, Supplement III (I), dated 01.06.2012.



3. In conformity with the aforementioned instruments, Order P.I. 195/2012 further provides that prohibitions of paragraphs 2 (a) and (b) above do not apply in respect of the transportation of the following:
 - (a) non-lethal military equipment or of equipment which might be used for internal repression, intended solely for humanitarian or protective use;
 - (b) other supply, sale or transfer of arms and related material;
 - (c) personnel related to the provision of technical assistance, training or other assistance;

as approved in advance, where appropriate, by the Sanctions Committee established pursuant to paragraph 24 of UNSCR 1970 (2011) (“the Sanctions Committee”),

- (d) arms and related materiel of all types, including technical assistance, training, financial and other assistance, intended solely for security or disarmament assistance to the Libyan authorities;
- (e) small arms, light weapons and related materiel, temporarily exported to Libya for the sole use of United Nations personnel, representatives of the media and humanitarian and development workers and associated personnel,

notified to the Sanctions Committee in advance and in the absence of a negative decision by the Sanctions Committee within 5 working days of such a notification.

4. In addition, the prohibition of paragraphs 2 (a), (b) and (c) does not apply to the transportation by Cyprus ships of protective clothing, including flak jackets and military helmets, temporarily exported to Libya by UN personnel, personnel of the European Union or its Member States, representatives of the media and humanitarian and development workers and associated personnel for their personal use only.
5. 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. 195/2012 as well as of the aforesaid instruments.
6. The text of the aforementioned European Union instruments may be found on <http://eur-lex.europa.eu> whereas the text of United Nations Security Resolutions may be found on <http://www.un.org/Docs/sc/>.

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



Andreas Chrysostomou
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Department of Merchant Shipping

- Cc:** - Permanent Secretary, Ministry of Communications and Works
-Attorney General of the Republic
-Permanent Secretary, Ministry of Foreign Affairs
-Permanent Secretary, Ministry of Defence
-Permanent Secretary, Ministry of Justice and Public Order
- Diplomatic Missions and Honorary Consular Officers of the Republic
- Maritime Offices of the Department of Merchant Shipping abroad
- General Manager, Cyprus Ports Authority
- Director, Department of Customs and Excise
- Registrar of Companies
- Commander, Cyprus Marine Police
- Cyprus Shipping Chamber
- Cyprus Union of Shipowners
- Cyprus Shipping Association
- Cyprus Bar Association

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