



REPUBLIC OF CYPRUS
MINISTRY OF
COMMUNICATIONS AND WORKS

Circular No. 13/2013

TEN 5.13.09
TEN 4.2.12.3.06

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

To all Owners, Managers and Representatives of ships under a foreign flag calling at
Cyprus ports

Subject: **New UN & EU restrictive measures against the Democratic People's
Republic of Korea:**

- **Amending EU Council Decision 2013/88/CFSP and Regulation (EU) No. 296/2013;**
- **United Nations Council Resolutions 2087 (2013) and 2094 (2013).**

1. I refer to the above subject and further to DMS Circular No. 18/2011 (dated 18.05.2011) regarding the issuing of P.I. 151/2011¹, I wish to inform you of the adoption of the following instruments that impose new restrictive measures against the Democratic People's Republic of Korea:

- (i) **EU Council Decision 2013/88/CFSP** of 18th February 2013 amending EU Council Decision 2010/800/CFSP;
- (ii) **EU Council Regulation (EU) No. 296/2013** of 26th March 2013 amending EU Council Regulation (EC) no. 329/2007;
- (iii) **UNCR 2087 (2013)** dated 22nd January 2013; and
- (iv) **UNCR 2094 (2013)** dated 7th March 2013.

(collectively hereinafter referred to as "Instruments").

2. The impact of the aforementioned Instruments is the addition of the following items to the prohibition of transportation by Cyprus ships:

(a) *certain key components for the ballistic-missile sector, such as certain types of aluminum used in ballistic-missile related systems, including those described in Annex I (b) of Regulation (EC) No. 329/2007 as amended;*

(b) *gold and precious metals, as well as of diamonds, to, whether or not originating in the Union, from or for the Government of the DPRK, its public bodies, corporations and agencies, the Central Bank of the DPRK, as well*

¹ Published in the Official Gazette of the Republic No. 4490, Supplement III (I), dated 21.04.2011;



as to, from or for persons and entities acting on their behalf or at their direction, or entities owned or controlled by them;

(c) newly printed or minted or unissued DPRK denominated banknotes and coinage to or for the benefit of the Central Bank of the DPRK.

3. In addition the prohibition of transportation of arms and related materiel as described in paragraph 2 (a) (i) of DMS Circular No. 18/2011 also applies to the arms and related materiel as described in paragraphs 8 (a) and (b) of UNCR 1718 (2006) as well as Annex III of UNCR 2094 (2013).
4. Moreover the prohibition of transportation of luxury goods as described in paragraph 2 (b) of DMS Circular No. 18/2011 also applies to the goods listed in Annex IV of UNCR 2094 (2013).
5. Notwithstanding the provisions of paragraph 3 (b) of DMS Circular No. 18/2011 regarding cargo inspection, UNCR 2094 (2013) imposes the following obligation to all States/Parties:

*“16. Decides that all States shall **inspect all cargo** within or transiting through their territory that has originated in the DPRK, or that is destined for the DPRK, or has been brokered or facilitated by the DPRK or its nationals, or by individuals or entities acting on their behalf, if the State concerned has credible information that provides reasonable grounds to believe the cargo contains items the supply, sale, transfer, or export of which is prohibited by resolutions 1718 (2006), 1874 (2009), 2087 (2013), or this resolution, for the purpose of ensuring strict implementation of those provisions;*

17. Decides that, if any vessel has refused to allow an inspection after such an inspection has been authorized by the vessel’s flag State, or if any DPRK-flagged vessel has refused to be inspected pursuant to paragraph 12 of resolution 1874 (2009), all States shall deny such a vessel entry to their ports, unless entry is required for the purpose of an inspection, in the case of emergency or in the case of return to its port of origination, and decides further that any State that has been refused by a vessel to allow an inspection shall promptly report the incident to the Committee;”

6. In addition EU Council Regulation (EU) No. 296/2013 stipulates that it shall be prohibited to provide **insurance and reinsurance**, for any transfer of goods listed in the EU Common List of Military Equipment or in Annexes I, Ia and Ib to any natural or legal person, entity or body in, or for use in, North Korea.
7. All recipients of the present Circular are invited to take note of its content and should strictly abide by the provisions of the aforesaid instruments. The present Circular should be read together with DMS Circular No. 18/2011.
8. 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.



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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
- General Manager, Cyprus Ports Authority
- Director, Department of Customs and Excise
- Commander, Cyprus Port and Marine Police
- Maritime Offices of the Department of Merchant Shipping abroad
- Cyprus Shipping Chamber
- Cyprus Union of Shipowners
- Cyprus Shipping Association
- Cyprus Bar Association

AM/EP