



REPUBLIC OF CYPRUS  
MINISTRY OF TRANSPORT,  
COMMUNICATIONS AND WORKS



DEPARTMENT  
OF MERCHANT SHIPPING  
LEMESOS

SIN. No. 16/2017

3 November 2017

TEN 5.13.10  
TEN 4.2.12.3.06

## SANCTIONS INFORMATION NOTICE

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

To all Owners, Managers, Representatives and Agents in Cyprus of Ships, irrespective of  
flag they are flying, calling at Cyprus ports  
*c/o Cyprus Shipping Chamber*  
*c/o Cyprus Union of Shipowners*  
*c/o Cyprus Shipping Association*

**Subject: Additional EU restrictive measures against the Democratic People's Republic of Korea (DPRK)**

1. I refer to the above subject and further to DMS Circulars No.6/2010, No. 13/2013, No. 18/2013, No.11/2016, No. 21/2016 and to Sanctions Information Notices SIN No. 1/2017, No. 4/2017, No. 8/2017, No. 13/2017 and No. 14/2017 I wish to inform you of the **very recent** adoption of the following **additional** EU restrictive measures against the Democratic People's Republic of Korea ("DPRK"), inter alia, for the purposes of giving effect to the new measures imposed by **UNSCR 2375 (2017)**, as per SIN. No. 14/2017;
  - **Council Decision (CFSP) 2017/1838** of 10 October 2017 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea;
  - **Council Decision (CFSP) 2017/1860** of 16 October 2017 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea;
  - **Council Implementing Decision (CFSP) 2017/1909** of 18 October 2017 implementing Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea;
  - **Council Regulation (EU) 2017/1836** of 10 October 2017 amending Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea;
  - **Council Regulation (EU) 2017/1858** of 16 October 2017 amending Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea;



- **Council Implementing Regulation (EU) 2017/1859** of 16 October 2017 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea;
- **Council Implementing Regulation (EU) 2017/1897** of 18 October 2017 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea.

2. The text of the United Nations Security Resolutions may be found on <http://www.un.org/Docs/sc/> whereas a regularly updated list of all the European Union restrictive measures may be found on the European Commission's website [http://eeas.europa.eu/archives/docs/cfsp/sanctions/docs/measures\\_en.pdf](http://eeas.europa.eu/archives/docs/cfsp/sanctions/docs/measures_en.pdf).

3. As a result of the aforementioned instruments, the following restrictive measures, either additional, or existing that have been updated, apply:

#### **A) Arms and related material:**

The transportation of the following items by Cyprus ships is prohibited:

(i) all items, materials, equipment, goods and technology, as determined by the UN Security Council or the Committee established pursuant to paragraph 12 of UNSCR 1718 (2006) ("the Sanctions Committee") in accordance with paragraph 8(a)(ii) of UNSCR 1718 (2006), paragraph 5(b) of UNSCR 2087 (2013), paragraph 20 of UNSCR 2094 (2013), paragraph 25 of UNSCR 2270 (2016) and paragraph 4 of **UNSCR 2375 (2017)**, which could contribute to the DPRK's nuclear-related, ballistic-missile-related or other weapons of mass destruction-related programmes:

(ii) any other item listed in the conventional arms dual-use list adopted by the Sanctions Committee pursuant to paragraph 7 of UNSCR 2321 (2016) and paragraph 5 of **UNSCR 2375 (2017)**.

#### **B) Textiles**

The procurement of textiles (including but not limited to fabrics and partially or fully completed apparel products) from the DPRK by Cyprus ships shall be prohibited, whether or not originating in the territory of the DPRK, including those listed in Annex XI of Regulation (EU) 2017/1509 as amended.

The above prohibition shall not apply where the Sanctions Committee has granted approval in advance on a case-by-case basis.

A transportation of textiles may be allowed by the competent authorities (including but not limited to fabrics and partially or fully completed apparel products) for which written contracts have been finalised prior to 11 September 2017, up to 10 December 2017, provided that the Sanctions Committee is notified by 24 January 2018 with details about those imports.

#### **C) Petroleum products**

The transportation by Cyprus ships of all refined petroleum products from the DPRK shall be prohibited, irrespective of origin, including those listed in Annex XI of Regulation (EU) 2017/1509 as amended. Such transportation may be authorised

only on the conditions set out in Article 9 of Decision (CFSP) 2016/849 as amended as well as in Article 16e Regulation (EU) 2017/1509 as amended.

#### **D) Condensates and Natural gas liquids**

The transportation by Cyprus ships to the DPRK of all condensates and natural gas liquids shall be prohibited, irrespective of origin, including those listed in Annex XIc of Regulation (EU) 2017/1509 as amended.

#### **E) Crude oil**

The transportation by Cyprus ships of crude oil to the DPRK, irrespective of origin, shall be prohibited, including crude oil as listed in Annex XIe of Regulation (EU) 2017/1509 as amended.

This prohibition shall not apply where it is determined that the transportation of crude oil to the DPRK is exclusively for humanitarian purposes and the Sanctions Committee has approved that shipment in advance on a case-by case basis in accordance with paragraph 15 of UNSCR 2375 (2017).

#### **F) Vessel inspection**

Member States shall inspect vessels, with the consent of the flag State, on the high seas if they have information that provides reasonable grounds to believe that the cargo of such vessels contains items whose supply, sale, transfer or export is prohibited under Decision (CFSP) 2016/849 as amended.

If a Member State that is a flag State does not consent to inspection on the high seas, it shall direct the vessel to proceed to an appropriate and convenient port for the required inspection by the local authorities pursuant to paragraph 18 of UNSCR 2270 (2016).

When the flag State neither consents to inspections on the high seas nor directs the vessel to proceed to an appropriate and convenient port for the required inspection, or if the vessel refuses to comply with flag State direction to permit inspection on the high seas or to proceed to such a port, Member States shall promptly submit a report containing relevant details regarding the incident, the vessel and the flag State to the Sanctions Committee.

#### **G) Seizure of suspected cargo**

Member States shall take the necessary measures to seize and dispose of, such as through destruction, rendering inoperable or unusable, storage, or transferring to a State other than the originating or destination State for disposal, items the supply, sale, transfer, or export of which is prohibited by UNSCRs 1718 (2006), 1874 (2009), 2087 (2013), 2094 (2013), 2270 (2016), 2321 (2016), 2371 (2017) or 2375 (2017) that are identified in inspections, in a manner that is consistent with their obligations under applicable international law.

#### **H) Ship to ship transfers**

Member States shall prohibit their nationals, persons subject to their jurisdiction, entities incorporated in their territory or subject to their jurisdiction, and vessels flying their flag, from facilitating or engaging in ship-to-ship transfers to or from

DPRK-flagged vessels of any goods or items that are being supplied, sold, or transferred to or from the DPRK.

### **I) De-flagging of vessels and denial of entry into ports for designated vessels**

i. A Member State that is a flag State of a vessel designated by the Sanctions Committee shall, if the Sanctions Committee has so specified, de-flag the vessel.

ii. A Member State that is the flag State of a vessel designated by the Sanctions Committee shall, if the Sanctions Committee has so specified, direct the vessel to a port identified by the Sanctions Committee, in coordination with the port State.

iii. A Member State that is the flag State of a vessel designated by the Sanctions Committee shall, if the Sanctions Committee has so specified, immediately deregister the vessel.

iv. Member States shall, if the designation by the Sanctions Committee has so specified, prohibit entry into their ports of a vessel, except in case of emergency or in case of return to its port of origination, or unless the Sanctions Committee determines in advance that such entry is required for humanitarian purposes or any other purposes consistent with the objectives of UNSCRs 1718 (2006), 1874 (2009), 2087 (2013), 2094 (2013), 2270 (2016), 2321 (2016), 2356 (2017) or 2371 (2017).

v. Member States shall, if the designation by the Sanctions Committee has so specified, make a vessel subject to an asset freeze.

vi. Annex IV of Council Decision (CFSP) 2016/849 as amended shall contain the vessels referred to in paragraphs (i) to (v) above designated by the Sanctions Committee in accordance with paragraph 12 of UNSCR 2321 (2016), paragraph 6 of UNSCR 2371 (2017) and paragraphs 6 and 8 of UNSCR 2375 (2017).

### **J) Work authorisations**

Member States shall not provide work authorisations for DPRK nationals in their jurisdictions in connection with admission to their territories.

The above prohibition shall not apply:

(i) where the Sanctions Committee approves on a case-by-case basis in advance that employment of DPRK nationals in a Member State's jurisdiction is required for the delivery of humanitarian assistance, denuclearisation or any other purpose consistent with the objectives of UNSCRs 1718 (2006), 1874 (2009), 2087 (2013), 2094 (2013), 2270 (2016), 2321 (2016), 2356 (2017), 2371 (2017) or 2375 (2017).

(ii) with respect to work authorisations for which written contracts have been finalised prior to 11 September 2017.

4. In addition to the above restrictive measures, the following entity has been included in the list of entities subject to the freezing of funds and economic resources as set out in Annex III of Decision (CFSP) 2016/849 as amended as well as in Annex XV of Regulation (EU) 2017/1509 as amended:

**Maritime Administrative Bureau**  
**(also known as North Korea Maritime Administration Bureau).**

5. Moreover, under the aforementioned instruments the following vessels have been included in the lists of designated vessels as set out in Annex IV of Decision (CFSP) 2016/849 as amended as well as in Annex XIV of Regulation (EU) 2017/1509 as amended:

**1. Name: PETREL 8 Additional information IMO: 9562233. MMSI: 620233000**

**2. Name: HAO FAN 6 Additional information IMO: 8628597. MMSI: 341985000**

**3. Name: TONG SAN 2 Additional information IMO: 8937675. MMSI: 445539000**

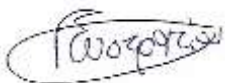
**4. Name: JIE SHUN Additional information IMO: 8518780. MMSI: 514569000**

6. It is recalled that the House of Representatives of the Republic of Cyprus, has enacted in April 2016 the *Implementation of the Provisions of the United Nations Security Council Resolutions or Decisions (Sanctions) and the European Union Council Decisions and Regulations (Restrictive Measures) Law of 2016 (Law 58(I)/2016)*.<sup>1</sup> The purpose of Law 58(I)/2016 is to set out the obligations of any person or entity in the Republic of Cyprus to abide and comply with all the provisions of the UNSCRs and /or the relevant EU Decisions and Regulations. Under this Law all UN and EU instruments are incorporated and adopted into the national legal order without the need of enacting Prohibition Orders (as was the practice in the past years), and are thus automatically applicable and binding.

For further information on this Law, as well as information on the relevant penalties please refer to our DMS Circular No. 16/2016.

7. All recipients of the present Sanctions Information Notice are invited to take note of its content and should strictly abide by the provisions of the relevant UN Instruments and EU Instruments as well as the national Prohibition Order P.I. 228/2016 and the DMS Circulars and Sanctions Information Notices.

**This Sanctions Information Notice must be placed on board vessels flying the Cyprus flag.**



Ioannis Efstratiou  
Acting Director  
Department of Merchant Shipping

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<sup>1</sup> Published in the Official Gazette of the Republic of Cyprus No. 4564, Supplement I (I) dated 25/4/2016.

**Cc: - Permanent Secretary, Ministry of Transport, 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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