



REPUBLIC OF CYPRUS

**SHIPPING DEPUTY MINISTRY TO THE PRESIDENT**

SIN. No. 8/2018

30 August 2018

DMS 5.13.10  
DMS 4.2.12.3.05

**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: New UN and EU instruments concerning restrictive measures in view of the situation in South Sudan**

1. I refer to the above subject and further to DMS Circulars No.25/2014, No. 37/2014, No. 16/2015, and No. 10/2016, I wish to inform you of the adoption by the United Nations Security Council and the European Union of the following instruments:  
  
**(a) United Nations Security Council Resolution 2428 (2018) dated 13<sup>th</sup> July 2018;**  
**(b) EU Council Decision (CFSP) 2018/1125 of 10<sup>th</sup> August 2018 amending Decision (CFSP) 2015/740;**  
**(c) Council Regulation (EU) 2018/1116 of 10<sup>th</sup> August 2018 amending Regulation (EU) No. 2015/735; and**  
**(d) Council Implementing Regulation (EU) 2018/1115 of 10<sup>th</sup> August 2018 implementing Regulation (EU) No. 2015/735.**
2. As a result the current sanctions regime against South Sudan is now governed by **UNSCRs 2271(2016), 2280(2016), 2290(2016) and 2428 (2018) EU Council Decision (CFSP) 2015/740 as amended lastly by EU Council Decision (CFSP) 2018/1125 and Council Regulation (EU) No. 2015/735 as amended lastly by EU Council Regulation (EU) 2018/1116**, as well as National Prohibition Order P.I. 429/2015<sup>1</sup>.
3. It is recalled that the transportation by Cyprus ships of arms and related materiel of all types, irrespective of origin, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, to South Sudan, is prohibited.
4. The aforesaid UN and EU instruments purport to amend the list of exceptions to the general prohibition of transportation of arms and related materiel rule. As a result the transportation prohibition clause of paragraph 3 above shall not apply to:

<sup>1</sup> published in the Official Gazette of the Republic No. 4911, Supplement III (I), dated 11.12.2015.



*a) arms and related materiel, as well as training and assistance, intended solely for support of or use by UN personnel, including the United Nations Mission in the Republic of South Sudan (UNMISS) and the United Nations Interim Security Force for Abyei (UNISFA);*

*(b) non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance or training, as notified in advance to the Security Council Committee established pursuant to resolution 2206 (2015) (“the Committee”);*

*(c) protective clothing, including flak jackets and military helmets, temporarily exported to South Sudan by UN personnel, representatives of the media and humanitarian and development workers and associated personnel, for their personal use only;*

*(d) arms and related materiel temporarily exported to South Sudan by the forces of a State which is taking action, in accordance with international law, solely and directly to facilitate the protection or evacuation of its nationals and those for whom it has consular responsibility in South Sudan, as notified to the Committee;*

*(e) arms and related materiel, as well as technical training and assistance, to or in support of the African Union Regional Task Force intended solely for regional operations to counter the Lord's Resistance Army, as notified in advance to the Committee;*

*(f) arms and related materiel, as well as technical training and assistance, solely in support of the implementation of the terms of the peace agreement, as approved in advance by the Committee;*

*(g) other sales or supply of arms and related materiel, or provision of assistance or personnel, as approved in advance by the Committee.*

5. In addition, a newly incorporated clause provides that Member States shall inspect, in accordance with their national authorities and legislation and consistent with international law, all cargo to South Sudan in their territory, including seaports and airports, if they have information that provides reasonable grounds to believe that the cargo contains items whose supply, sale, transfer or export is prohibited under the aforementioned instruments. Furthermore Member States shall, upon discovery, seize and dispose of (such as through destruction, rendering inoperable, storage or transferring to a State other than the originating or destination States for disposal) items the supply, sale, transfer or export of which is prohibited under the aforementioned instruments.
6. The text of the aforesaid EU instruments may be obtained from <http://eur-lex.europa.eu> whereas, a regularly updated list of all the European Union restrictive measures in force can be found at [http://ec.europa.eu/dgs/fpi/what-we-do/sanctions\\_en.htm](http://ec.europa.eu/dgs/fpi/what-we-do/sanctions_en.htm) . The text of United Nations Security Resolutions may be found on <http://www.un.org/Docs/sc/>.
7. 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>2</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

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<sup>2</sup> Published in the Official Gazette of the Republic of Cyprus No. 4564, Supplement I (I) dated 25/4/2016.

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.

8. 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 aforementioned UN and EU Instruments as well as of relevant national Prohibition Order P.I. 429/2015 and relevant past DMS Circulars.

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



Dr. Anthony A. Madella  
Senior Maritime Affairs Officer  
for Acting Permanent Secretary  
Shipping Deputy Ministry to the President

- 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  
- Eurogate Container Terminal Ltd  
- DP World Limassol Ltd  
- P & O Maritime Cyprus Ltd