



REPUBLIC OF CYPRUS  
MINISTRY OF  
COMMUNICATIONS AND WORKS

Circular No. 20 /2011

TEN 5.13.09  
TEN 4.3.08.11

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

**Subject: The Cyprus Ships (Prohibition of Transportation of Arms and Related Materiel to the Democratic Republic of Congo) Order of 2011**

1. I refer to the above subject and further to my previous Circulars No. 20/2010 (dated 19.07.2010) and No. 9/2009 (dated 30.04.2009), the latter regarding the issuing of P.I. 187/2009<sup>1</sup>, 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 the Democratic Republic of Congo) Order of 2011, P.I. 192/2011<sup>2</sup>, which implements the United Nations Security Council Resolution (UNSCR) 1807 (2008)<sup>3</sup>, as well as the European Union Council Decision 2010/788/CFSP<sup>4</sup>.
2. In implementing the aforementioned Instruments, Order P.I. 192/2011 prohibits the transportation by Cyprus ships of arms and related materiel, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned to any individuals or non-governmental entities operating in the territory of the Democratic Republic of Congo.
3. In conformity with the aforementioned Instruments, Order P.I. 192/2011 further provides that this prohibition does not apply in respect of the transportation of:
  - (a) arms and related materiel intended solely for support of or use by the United Nations Mission in the Democratic Republic of Congo (MONUC);
  - (b) protective clothing, including flak jackets and military helmets, temporarily exported to the Democratic Republic of Congo by United Nations personnel, representatives of the media and humanitarian and development workers and associated personnel, for their personal use only;
  - (c) other non-lethal military equipment intended solely for humanitarian or protective use.

<sup>1</sup> Published in the Official Gazette of the Republic No. 4353, Supplement III (I), dated 30.04.2009.

<sup>2</sup> published in the Official Gazette of the Republic No. 4495, Supplement III (I), dated 20.05.2011.

<sup>3</sup> as subsequently renewed by UNSCRs 1857 (2008), 1896 (2009) and 1952 (2010).

<sup>4</sup> repealing European Union Council Common Position 2008/109/CFSP.



DEPARTMENT  
OF MERCHANT SHIPPING  
LEMESOS

24 May 2011

4. Order P.I. 192/2011 moreover provides that:
  - (a) the transportation of arms and related materiel as described in the preceding paragraph 3 shall be subject to an authorisation granted in advance by the Ministry of Communications and Works of the Republic of Cyprus and provided that the shipowner submits the necessary information as listed in subparagraph (b) below;
  - (b) the UN Sanctions Committee shall be notified in advance by the Republic of Cyprus for any shipment of arms and related materiel to the Democratic Republic of Congo except those referred to in paragraphs 3 (a) and (b) of this Circular. The said notifications should include all relevant information, which the shipowner of a Cyprus ship is required to provide to the Minister of Communications and Works, including, where applicable, the end-user, the proposed date of delivery and the itinerary of shipments.
5. In addition, according to the European Union Council Decision 2010/788/CFSP, the Ministry of Communications and Works of the Republic of Cyprus is required to consider deliveries under paragraph 3 on a case-by-case basis, taking full account of the criteria set out in Council Common Position 2008/944/CFSP of 8 December 2008 defining common rules governing control of exports of military technology and equipment. The Ministry of Communications and Works of the Republic of Cyprus shall require adequate safeguards against misuse of authorisations granted pursuant to paragraph 4 (a) and, where appropriate, make provisions for repatriation of the arms delivered and related materiel.
6. Finally, Order P.I. 192/2011 repeals previous Order P.I. 187/2009.
7. 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. 192/2011.
8. The text of the aforementioned European Union instrument 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.**



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

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