



**COUNCIL OF  
THE EUROPEAN UNION**

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COARM 49**

**NOTE**

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From :	Council Secretariat
To :	Delegations
No. prev. doc.:	10172/05 PESC 529 COARM 33
Subject :	List of EU embargoes on arms exports, UN Security Council embargoes on arms exports and arms embargoes imposed by the OSCE

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1. Delegations will find attached:
  - an updated version of the list of EU embargoes on arms exports, (Annex I);
  - an updated overview of Resolutions adopted by the UN Security Council imposing restrictions (both mandatory and non-mandatory) on the exports of arms and/or military equipment (Annex II);
  - extract from OSCE Committee of Senior Officials statement of 1992 (arms embargo on Armenia and Azerbaijan) (Annex III).
2. The Annexes to this note will be further updated as required.

**A. LIST OF EU EMBARGOES ON ARMS EXPORTS**

**(i) Miscellaneous**

- Exports to countries clearly implicated in supporting terrorism
- Direct or indirect supply, etc. to Usama bin Laden, members of Al-Qaida and the Taliban and other individuals, groups, undertakings and entities associated with them

**(ii) List of countries subject to embargoes**

**BOSNIA AND HERZEGOVINA**

**BURMA/MYANMAR**

**CHINA**

**COTE D'IVOIRE**

**DEMOCRATIC REPUBLIC OF CONGO**

**IRAQ**

**LIBERIA**

**SIERRA LEONE**

**SOMALIA**

**SUDAN**

**UZBEKISTAN**

**ZIMBABWE**

## **B. DETAILS OF EMBARGOES**

### **(i) Miscellaneous**

*Prohibition of exports of arms or other military equipment to countries which are clearly implicated in supporting terrorism.*

(Declaration on international terrorism by the Ministers for Foreign Affairs, 27 January 1986).

*Prohibition of direct or indirect supply sale and transfer of arms and related materiel of all types including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts to Usama bin Laden, members of the Al-Qaida organisation and the Taliban and other individuals, groups undertakings and entities associated with them.*

(Common Position 2002/402/CFSP (Article 15 Common Position) adopted by the Council on 27 May 2002, OJ No. L 139, 29.5.2002, p. 4)<sup>1</sup>

### **(ii) Countries**

#### **BOSNIA and HERZEGOVINA**

*Decision to maintain the European Union embargo towards Bosnia and Herzegovina. This embargo covers arms, munitions and military equipment (weapons designed to kill and their ammunition, weapon platforms, non-weapon platforms and ancillary equipment as well as spare parts, repairs, maintenance and transfer of military technology and contracts entered into prior to the onset of the embargo). Transfers of equipment needed for demining activities are not covered by this embargo.*

(Decision 96/184/CFSP (J.2 Common Position) adopted by the Council on 26 February 1996, OJ No. L 58, 7.03.1996, p.1, as last amended by Common Position 2001/719/CFSP, adopted by the Council on 8 October 2001, OJ No L 268 of 9.10.2001, p.49)<sup>2</sup>

*Decision amending Common Position 96/184/CFSP, in order to exclude from the embargo transfers of small arms to the police forces in Bosnia and Herzegovina.*

(Decision 1999/481/CFSP (Article 15 Common Position) adopted by the Council on 19 July 1999, OJ L. 188 of 21.7.99, p. 3).

#### **BURMA/MYANMAR**

*Decision to refuse the sale of any military equipment from Community countries to Burma.*

(Declaration by the General Affairs Council, 29 July 1991).

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<sup>1</sup> See UN Security Council Resolution 1390 (2002) page 13

<sup>2</sup> This decision also provides that export licence application to Croatia, the Former Yugoslav Republic of Macedonia and the Federal Republic of Yugoslavia should be considered on a case by case basis.

*Embargo on arms, munitions and military equipment (weapons designed to kill and their ammunition, weapon platforms, non-weapon platforms and ancillary equipment as well as spare parts, repairs, maintenance and transfer of military technology; contracts entered into force prior to 8 November 1996 are not affected). The provision to Burma/Myanmar of technical training or assistance related to the provision, manufacture, maintenance or use of the aforementioned items by nationals of Member States or from the territories of the Member States, shall be prohibited; the above provisions shall not apply to supplies of non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance or training, nor shall they apply to protective clothing, including flak jackets and military helmets, temporarily exported to Burma/Myanmar by United Nations personnel, representatives of the media and humanitarian and development workers and associated personnel for their personal use only.*

(Common Position 2003/297/CFSP (Article 15 Common Position) of 28 April 2003, OJ No. L 106 of 29.4.2003, p. 36).

*Implementation of Article 2(2) (embargo on technical training or assistance) of Common Position 2003/297/CFSP*

(Common Position 2003/461/CFSP (Article 15 Common Position) of 20 June 2003, OJ No. L 154 of 21.6.2003, p. 116).

*Renewal of restrictive measures against Burma/Myanmar for a further twelve month period (taking effect on 30 April 2004).*

(Common Position 2004/423/CFSP of 26 April 2004, renewing Common Position 2003/297/CFSP as amended by Council Decision 2003/907/CFSP (Article 15 Common Position) OJ No. L 125 of 28.4.2004, p. 61).

*Renewal of restrictive measures against Burma/Myanmar for a further twelve month period (taking effect on 25 April 2005).*

(Common Position 2005/340/CFSP of 25 April 2005, renewing Common Position 2004/423/CFSP (Article 15 Common Position) OJ No. L 108 of 29.4.2005, p. 88).

## **CHINA**

*Embargo on trade in arms with China.*

(Declaration by the Madrid European Council, 27 June 1989).

## COTE D'IVOIRE<sup>3</sup>

*Prohibition of the sale, supply, transfer or export of arms and related materiel of all types, 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, to Côte d'Ivoire by nationals of Member States or from the territories of Member States or using their flag vessels or aircraft whether originating or not in their territories.*

*Prohibition to grant, sell, supply, or transfer technical assistance, brokering services and other services related to military activities and to the provision, manufacture, maintenance and use of arms and related materiel of all types, 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, directly or indirectly, to any person, entity or body in, or for use in Côte d'Ivoire.*

*Exemption from prohibition for:*

- (a) supplies and technical assistance intended solely for the support of or use by the United Nations Operation in Côte d'Ivoire and the French forces who support them;*
- (b) the sale, supply, transfer or export of non-lethal military equipment intended solely for humanitarian or protective use, including such equipment intended for EU, UN, African Union and ECOWAS crisis management operations, and the provision of technical assistance and training related to such equipment;*
- (c) the sale, supply, transfer or export of protective clothing, including flak jackets and military helmets, temporarily exported to Côte d'Ivoire by United Nations personnel, personnel of the EU, the Community or its Member States, representatives of the media and humanitarian and development workers and associated personnel for their personal use only;*
- (d) the sale, supply, transfer or export of arms and related materiel and technical training and assistance intended solely for support of or use in the process of restructuring defence and security forces pursuant to paragraph 3, subparagraph (f) of the Linas-Marcoussis Agreement.*

(Common Position 2004/852/CFSP of 13 December 2004, applicable until 15 December 2005 (Article 15 Common Position) OJ No. L 368 of 15.12.2004, p. 50).

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<sup>3</sup> See UN Security Council Resolution 1572 (2004) page 14

## **DEMOCRATIC REPUBLIC OF CONGO (ex Zaire)**<sup>4</sup>

*Embargo on arms sales.*

(Declaration N° 33/93 on Zaire, 7 April 1993).

*Prohibition of direct or indirect supply, sale or transfer of arms and any related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned to the DRC by nationals of Member States or from the territories of Member States, or using their flag vessels or aircraft, shall be prohibited whether originating or not in their territories.*

*Also prohibited to:*

- (a) grant, sell, supply or transfer technical assistance, brokering services and other services related to military activities and to the provision, manufacture, maintenance and use of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned, directly or indirectly to any person, entity or body in, or for use in the DRC;*
- (b) provide financing or financial assistance related to military activities, including in particular grants, loans and export credit insurance, for any sale, supply, transfer or export of arms and related materiel, or for any grant, sale, supply, or transfer of related technical assistance, brokering services and other services, directly or indirectly to any person, entity or body in, or for use in the DRC.*

*Exemptions for:*

- (a) the supply, sale or transfer of arms and any related materiel or the provision of technical assistance, financing brokering services and other services related to arms and related materiel solely for support of or use by units of the army and police of the DRC, provided that the said units:*
  - (i) have completed the process of their integration, or*
  - (ii) operate under the command, respectively, of the "état-major intégré" of the Armed Forces or of the National Police of the DRC, or*
  - (iii) are in the process of their integration, in the territory of the DRC outside the provinces of North and South Kivu and the Ituri district.*
- (b) the supply, sale or transfer of arms and any related materiel or the provision of technical assistance, brokering services and other services related to arms and related materiel intended solely for support of or use by the United Nations Organisation Mission in the DRC ("MONUC").*
- (c) the supply, sale or transfer of non-lethal military equipment intended solely for humanitarian or protective use, or the provision of assistance and training related to such non-lethal equipment, provided that such supply or provision has been notified in advance to the Sanctions Committee.*

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<sup>4</sup> See UN Security Council Resolutions 1493 (2003) and 1596 (2005) pages 14 and 15

*The supply, sale or transfer of arms and related materiel, referred to above shall only be made to receiving sites as designated by the Government of National Unity and Transition, in coordination with MONUC, and notified in advance to the Sanctions Committee.*

*The supply, sale or transfer of arms and related materiel or the provision of services, referred to above shall be subject to an authorisation granted by the competent authorities of the Member States.*

*Member States shall consider deliveries on a case-by-case basis, taking full account of the criteria set out in the European Union code of conduct on arms exports. Member States shall require adequate safeguards against misuse of authorisation granted.. and where appropriate, make provisions for repatriation of the delivered arms and related materiel.*

(Common Position 2005/440/CFSP, repealing Common Position 2002/829/CFSP (Article 15 Common Position) of 13 June 2005, OJ No. L 152 of 15.6.2005, p. 22). (To be reviewed no later than twelve months after adoption and every twelve months thereafter).

### **IRAQ<sup>5</sup>**

*Embargo on sales of arms and other military equipment to Iraq.*

(Declaration N° 56/90 of 4 August 1990 on the invasion of Kuwait by Iraq).

*Confirmation of embargo on sales of arms and other military equipment to Iraq; exception for arms and related material required by 'the Authority' to serve the purposes of Security Council Resolution 1483(2003) and other related Security Council Resolutions.*

(Common Position 2003/495/CFSP (Article 15 Common Position) of 7 July 2003, OJ No. L 169 of 8.7.2003, p. 72).

*Confirmation of embargo on sales of arms and other military equipment to Iraq Exemption from embargo for sale, supply, transfer or export of arms and related material required by the Government of Iraq or the multinational force established under UNSCR 1511 (2003) to serve the purposes of UNSCR 1546 (2004)*

(Common Position 2004/553/CFSP of 19 July 2004, OJ L 246 of 20 July 2004, amending Common Position 2003/495).

### **LIBERIA<sup>6</sup>**

*Prohibition under the conditions set out in UNSCR 1521 (2003) of the sale, supply, transfer or export of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, to Liberia by nationals of Member States or from the territories of Member States or using their flag vessels or aircraft, whether originating or not in their territories.*

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<sup>5</sup> See UN Security Council Resolutions 661 (1190), 1483 (2003) and 1546 (2004) page 16

<sup>6</sup> See UN Security Council Resolution 1343 (2001) and 1478, 1497, 1509 and 1521 (2003) page 17 and 18

*It shall also be prohibited to grant, sell, supply, or transfer technical assistance, brokering services and other services related to military activities and to the provision, manufacture, maintenance and use of the above items, directly or indirectly to any person, entity or body in, or for use in, Liberia, or to provide financing or financial assistance related to military activities, including in particular grants, loans and export credit insurance, for any sale, supply, transfer or export of the above items, directly or indirectly to any person, entity or body in, or for use in Liberia.*

*The above shall not apply to:*

- (a) arms and related materiel and technical training and assistance intended solely for support of or use by the United Nations Mission in Liberia;*
- (b) arms and related materiel and technical training and assistance intended solely for support of or use in an international training and reform programme for the Liberian armed forces and police, as approved in advance by the Committee established by paragraph 21 of UNSCR 1521(2003) ("the Committee");*
- (c) non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance or training, as approved in advance by the Committee;*
- (d) protective clothing, including flak jackets and military helmets, temporarily exported to Liberia by United Nations personnel, representatives of the media and humanitarian and development workers and associated personnel, for their personal use only.*

*The supply, sale or transfer of arms and related material or the provision of services, referred to in (a), (b) and (c) above, shall be subject to an authorisation granted by the competent authorities of the Member States. Member States shall consider deliveries under paragraph 2(a), (b) and (c) on a case-by-case basis, taking full account of the criteria set out in the European Union code of conduct on arms exports. Member States shall require adequate safeguards against misuse of authorisation granted pursuant to this paragraph and, where appropriate, make provisions for repatriation of the delivered arms and related material.*

*For the purposes of this Common Position, "technical assistance" shall mean any technical support related to repairs, development, manufacture, assembly, testing, maintenance, or any other technical service, and may take forms such as instruction, advice, training, transmission of working knowledge or skills or consulting services. Technical assistance includes verbal forms of assistance.*

*(Common Position 2004/137/CFSP (Article 15 Common Position) of 10 February 2004, OJ No. L 40 of 12.2.2004, p. 35).*



## **SIERRA LEONE**<sup>7</sup>

*Embargo on the sale or supply of arms and related material of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, in accordance with UNSC Resolution 1171. This embargo shall not apply to the Government of Sierra Leone or to sales or supplies for the sole use of ECOMOG or the United Nations.*

(Common Position 98/409/CFSP (J.2 Common Position) adopted by the Council on 29 June 1998, OJ No L 187, 01.07.98, p.1).

## **SOMALIA**<sup>8</sup>

*Prohibition of the supply or sale of arms and related material of all types including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for aforementioned to Somalia by nationals of Member States or from the territories of Member States, whether originating or not in their territories; prohibition of provision to Somalia of technical advice, financial and other assistance and training related to military activities, including in particular technical training and assistance related to the provision, manufacture, maintenance or use of the above items... Prohibitions do not apply to supplies of non-lethal military equipment intended solely for humanitarian or protective use, or for material intended for institutional building programmes of the Union, Community or Member States, including in the field of security, carried out within the framework of the Peace and Reconciliation Process, as approved by the Committee established under UNSCR 751 (1992), nor shall they apply to protective clothing, including flack jackets and military helmets, temporarily exported to Somalia by United National personnel, representatives of the media and humanitarian and development workers and associated personnel for their personal use only.*

(Common Position 2002/960/CFSP (Article 15 Common Position) of 10 December 2002, OJ No. L 334 of 11.12.2002, p. 1).

## **SUDAN**<sup>9</sup>

*Prohibition of the sale, supply, transfer or export of arms and related material of all types including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for aforementioned to Sudan by nationals of Member States or using their flag vessels or aircraft, whether originating or not in their territories*

*Prohibition of sale, supply or transfer of technical assistance, brokering services and other services related to military activities, and to the provision, manufacture, maintenance or use of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned, directly or indirectly to any person, entity or body for use in Sudan*

*Prohibition to provide financing or financial assistance related to the above*

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<sup>7</sup> See UN Security Council Resolutions 1171 (1998) and 1299 (2000), pages 19 and 20

<sup>8</sup> See UN Security Council Resolutions 733 (1992), 1356 (2001) and 1425 (2002) pages 20 and 21

<sup>9</sup> See UN Security Council Resolutions 1556 (2004) and 1591 (2005), pages 21 and 22

*Exceptions for:*

- *the sale, supply, transfer or export of non-lethal equipment intended for humanitarian, human rights monitoring or protective use, or for institution building programmes of the UN, the African Union, the EU and the Community, or of material intended for EU, UN and African Union crisis management operations;*
- *technical training and assistance to related to such equipment;*
- *the sale, supply, transfer or export of de-mining equipment and material for use in de-mining operations;*
- *assistance and supplies provided in support of implementation of the Comprehensive Peace Agreement*
- *protective clothing, including flak jackets and military helmets, temporarily exported to Sudan by UN personnel, personnel of the EU, the Community or its Member States, representatives of the media and humanitarian and development workers and associated personnel for their personal use only.*

*Deliveries of such equipment to be considered on a case by case basis, taking full account of the criteria of the EU Code of Conduct on Arms Exports. Member States shall require adequate safeguards against misuse of authorisations granted and where appropriate, make provisions for repatriation of the equipment.*

(Common Position 2005/411/CFSP, (repealing Common Position 2004/31/CFSP) adopted by the Council on 30 May 2005, OJ No. L 139 of 26.11.05, p.25).

## **UZBEKISTAN**

*Prohibition of the sale, supply, transfer or export of arms and related material of all types including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for aforementioned to Uzbekistan by nationals of Member States or from the territories of Member States, or using their flag vessels or aircraft whether originating or not in their territories;*

*Prohibition of provision of technical assistance, brokering services and other services related to military activities and to the provision, manufacture, maintenance or use of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, or related equipment which might be used for internal repression, directly or indirectly to any natural or legal person, entity or body in, or for use in Uzbekistan.*

*Prohibitions do not apply to*

- (i) *the sale, supply, transfer or export of non-lethal military equipment intended solely for humanitarian or protective use, or for institution-building programmes of the UN, the EU and the Community, or for EU and UN crisis management operations;*
- (ii) *the supply, transfer, or export of arms and equipment for the forces in Uzbekistan of contributors to the International Security Assistance Force (ISAF) and "Operation Enduring Freedom" (OEF);*
- (iii) *the sale, supply, transfer or export of equipment which might be used for internal repression, intended solely for humanitarian or protective use;*
- (iv) *the provision of financing, financial assistance or technical assistance related to equipment referred to at (i), (ii) and (iii),*

*on condition that such exports and assistance have been approved in advance by the relevant competent authority.*

*Nor do prohibitions apply to protective clothing, including flak jackets and military helmets, temporarily exported to Uzbekistan by United Nations personnel, personnel of the EU, the Community or its Member States, representatives of the media and humanitarian and development workers and associated personnel for their personal use only.*

(Common Position 2005/792/CFSP (Article 15 Common Position) of 14 November 2005, OJ No. L 229 of 16.11.2005, p. 72).

## **ZIMBABWE**

*Prohibition of the supply or sale of arms and related material of all types including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for aforementioned to Zimbabwe by nationals of Member States or from the territories of Member States, whether originating or not in their territories; prohibition of provision to Zimbabwe of technical training or assistance related to the provision, manufacture, maintenance or use of the above items. Prohibitions do not apply to supplies of non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance or training, nor shall they apply to protective clothing, including flak jackets and military helmets, temporarily exported to Zimbabwe by United National personnel, representatives of the media and humanitarian and development workers and associated personnel for their personal use only.*

(Common Position 2002/145/CFSP (Article 15 Common Position) of 18 February 2002, OJ No. L 50 of 21.2.2002, p. 1).

*Extension of Common Position 2002/145/CFSP until 20 February 2004.*

(Common Position 2003/115/CFSP (Article 15 Common Position) of 18 February 2003, OJ No. L 46 of 20.2.2003, p. 30).

*Renewal of restrictive measures against Zimbabwe for a further twelve-month period*

(Common Position 2004/161/CFSP (Article 15 Common Position) of 19 February 2004, OJ No. L 50 of 20.2.2004, p. 66).

*Extension of restrictive measures against Zimbabwe until 20 February 2006*

(Common Position 2005/146/CFSP (Article 15 Common Position) of 21 February 2005, OJ No. L 49 of 22.2.2005, p. 30).

**A. LIST OF UNITED NATIONS SECURITY COUNCIL EMBARGOES ON ARMS EXPORTS****(i) Miscellaneous**

**Direct or indirect supply, etc. to Usama bin Laden, members of Al-Qaida and the Taliban and other individuals, groups, undertakings and entities associated with them**

**(ii) List of countries subject to embargoes**

**ARMENIA<sup>(1)</sup>**

**AZERBAIJAN<sup>(1)</sup>**

**COTE D'IVOIRE**

**DEMOCRATIC REPUBLIC OF CONGO**

**IRAQ**

**LIBERIA**

**RWANDA**

**SIERRA LEONE**

**SOMALIA**

**SUDAN**

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<sup>(1)</sup> Non-mandatory

## **B. DETAILS OF EMBARGOES**

### **(i) Miscellaneous**

*Prohibition to supply arms and ammunition to Usama bin Laden, members of Al-Qaida and the Taliban and other individuals, groups, undertakings and entities associated with them.*

UN Security Council Resolution 1390 (16 January 2002)

Op. Paragraph 2:

"2. *Decides* that all States shall take the following measures with respect to Usama bin Laden, members of the Al-Qaida organization and the Taliban and other individuals, groups, undertakings and entities associated with them, as referred to in the list created pursuant to resolutions 1267 (1999) and 1333 (2000) to be updated regularly by the Committee established pursuant to resolution 1267 (1999)...;

(c) Prevent the direct or indirect supply, sale and transfer to these individuals, groups, undertakings and entities from their territories or by their national outside their territories, or using their flag vessels or aircraft, of arms and related materiel of all types including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned and technical advice, assistance or training related to military activities;"

### **Countries**

#### **ARMENIA<sup>(1)</sup>**

*Urging of States to refrain from the supply of any weapons and munitions.*

UN Security Council Resolution 853 (29 July 1993)

Op. Paragraph 10:

"Urges States to refrain from the supply of any weapons and munitions which might lead to an intensification of the conflict or the continued occupation of territory;"

#### **AZERBAIJAN<sup>(1)</sup>**

*Urging of States to refrain from the supply of any weapons and munitions.*

UN Security Council Resolution 853 (29 July 1993)

Op. Paragraph 10:

"Urges States to refrain from the supply of any weapons and munitions which might lead to an intensification of the conflict or the continued occupation of territory;"

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<sup>(1)</sup> Non-mandatory

## **COTE D'IVOIRE**

### *Prevention of sale or supply of arms and related materiel to Côte d'Ivoire*

#### UN Security Council Resolution 1572 (15 November 2004)

Op. Paragraphs 7 and 8:

"7. *Decides* that all States shall, for a period of thirteen months from the date of adoption of this resolution, take the necessary measures to prevent the direct or indirect supply, sale or transfer to Côte d'Ivoire, from their territories or by their nationals, or using their flag vessels or aircraft, of arms or any related materiel, in particular military aircraft and equipment, whether or not originating in their territories, as well as the provision of any assistance, advice or training related to military activities;

8. *Decides* that the measures imposed by paragraph 7 above shall not apply to:

- (a) supplies and technical assistance intended solely for the support of or use by UNOCI and the French forces who support them,
- (b) supplies of non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance and training, as approved in advance by the Committee established by paragraph 14
- (c) supplies of protective clothing, including flak jackets and military helmets, temporarily exported to Côte d'Ivoire by United Nations personnel, representatives of the media and humanitarian and development workers and associated personnel, for their personal use only, ...
- (e) supplies of arms and related materiel and technical training and assistance intended solely for support of or use in the process of restructuring defence and security forces pursuant to paragraph 3, subparagraph (f) of the Linas-Marcoussis Agreement.."

## **DEMOCRATIC REPUBLIC OF CONGO (ex Zaire)**

### *Prohibition of all sale or supply of any commodities or products, including weapons or any other military equipment.*

#### UN Security Council Resolution 1493 (28 July 2003)

Op. Paragraphs 20 and 21 :

"20. *Decides* that all States, including the Democratic Republic of the Congo, shall, for an initial period of 12 months from the adoption of this resolution, take the necessary measures to prevent the direct or indirect supply, sale or transfer, from their territories or by their nationals or using their flag vessels or aircraft, of arms and any related materiel, and the provision of any assistance, advice or training related to military activities, to all foreign and Congolese armed groups and militias operating in the territory on North and South Kivu and of Ituri, and to groups not party to the Global and All-inclusive agreement, in the Democratic Republic of the Congo;

21. *Decides* that the measures imposed by paragraph 20 above shall not apply to:

- supplies to MONUC, the Interim Emergency Multinational Force deployed in Bunia and the integrated Congolese national army and police forces;
- supplies of non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance and training as notified in advance to the Secretary-General through its Special Representative;"

*Reaffirmation of operative paragraph 20 of Resolution 1493, and stipulation of additional exceptions*

UN Security Council Resolution 1596 (18 April 2005)

Op. Paragraphs 1, 2 and 4 :

"1. *Reaffirms* the measures established by paragraph 20 of resolution 1493, dated 28 July 2003, and extended until 31 July 2005 by resolution 1552, dated 27 July 2004, decides that these measures shall from now on apply to any recipient in the territory of the Democratic Republic of the Congo, and reiterates that assistance includes financing and financial assistance related to military activities;

2. *Decides* that the measures above shall not apply to:

(a) Supplies of arms and related materiel or technical training and assistance intended solely for support of or use by units of the army and police of the Democratic Republic of the Congo, provided that the said units:

- have completed the process of their integration, or
- operate under the command, respectively, of the état-major intégré of the Armed Forces or of the National Police of the Democratic Republic of the Congo, or
- are in the process of their integration, in the territory of the Democratic Republic of the Congo outside the provinces of North and South Kivu and the Ituri district,

(b) Supplies of arms and related materiel as well as technical training and assistance intended solely for support of or use by the United Nations Organization Mission in the Democratic Republic of the Congo (MONUC),

(c) Supplies of non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance and training, as notified in advance to the Committee in accordance with paragraph 8 (e) of resolution 1533;

....

4. *Decides* that all future authorized shipments of arms and related materiel consistent with such exemptions noted in paragraph 2 (a) above shall only be made to receiving sites as designated by the Government of National Unity and Transition, in coordination with MONUC, and notified in advance to the Committee;"

## **IRAQ**

*Prohibition of all sale or supply of any commodities or products, including weapons or any other military equipment.*

### UN Security Council Resolution 661 (6 August 1990)

Op. Paragraph 3 :

*"decides that all States shall prevent :*

*...*

(c) The sale or supply by their nationals or from their territories or using their flag vessels of any commodities or products, including weapons or any other military equipment, whether or not originating in their territories but not including supplies intended strictly for medical purposes, and, in humanitarian circumstances, foodstuffs, to any person or body in Iraq or Kuwait or to any person or body for the purposes of any business carried on in or operated from Iraq or Kuwait, and any activities by their nationals or in their territories which promote or are calculated to promote such sale or supply of such commodities or products."

*Exception to arms embargo for arms and related material required by 'the Authority' to serve the purposes of Security Council Resolution 1483 (2003) and other related Security Council Resolutions.*

### UN Security Council Resolution 1483 (22 May 2003)

Op. Paragraph 10:

"10. *Decides*, that with the exception of prohibitions related to the sale or supply to Iraq of arms and related materiel other than those arms and related materiel required by the Authority to serve the purposes of this and other related resolutions, all prohibitions related to trade with Iraq...shall no longer apply;"

*Exemption from arms embargo for arms and related material required by the Government of Iraq or the multinational force to serve the purposes of Resolution 1546 (2004)*

### UN Security Council Resolution 1546 (8 June 2004)

Op. Paragraph 21:

"21. *Decides* that the prohibitions related to the sale or supply to Iraq of arms and related materiel under previous resolutions shall not apply to arms or related materiel required by the Government of Iraq or the multinational force to serve the purposes of this resolution, stresses the importance for all States to abide strictly by them, and notes the significance of Iraq's neighbours in this regard; and call upon the Government of Iraq and the multinational force each to ensure that appropriate implementation procedures are in place;"



## **LIBERIA**

### *Prevention of sale or supply of arms and related materiel to Liberia*

#### UN Security Council Resolution 1343 (7 March 2001)

Op. Paragraph B 5:

"(a) *Decides* that all States shall take the necessary measures to prevent the sale or supply to Liberia, by their nationals or from their territories or using their flag vessels or aircraft, of arms and related materiel or all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, whether or not originating their territories;

(b) *Decides* that all States shall take the necessary measures to prevent any provision to Liberia by their nationals or from their territories of technical training or assistance related to the provision, manufacture, maintenance or use of the items in subparagraph (a) above;

(c) *Decides* that the measures imposed by subparagraphs (a) and (b) above shall not apply to supplies of non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance or training, as approved in advance by the Committee established in paragraph 14 below;

(d) *Affirms* that the measures imposed by subparagraph (a) above do not apply to protective clothing, including flak jackets and military helmets, temporarily exported to Liberia by United Nations personnel, representatives of the media and humanitarian and development workers and associated personnel, for their personal use only;"

#### UN Security Council Resolution 1478 (6 May 2003)

Op. Paragraph 10:

"*Decides* that the measures imposed by paragraphs 5-7 of resolution 1343 (2001) shall be extended for a further period of 12 months..."

#### UN Security Council Resolution 1497 (1 August 2003)

Op. Paragraph 8:

"*Decides* that the measures imposed by paragraphs 5(a) and 5(b) of resolution 1434 (2001) shall not apply to supplies of arms and related materiel and technical training and assistance intended solely for support of or use by the Multinational Force;"

#### UN Security Council Resolution 1509 (19 September 2003)

Op. Paragraph 8:

"*Decides* that the measures imposed by paragraphs 5(a) and 5(b) of resolution 1434 (2001) shall not apply to supplies of arms and related materiel and technical training and assistance intended solely for support of or use by the UNMIL;"

UN Security Council Resolution 1521 (22 December 2003)

Op. Paragraph B.2

- "(a) *Decides* that all States shall take the necessary measures to prevent the sale or supply to Liberia, by their nationals or from their territories or using their flag vessels or aircraft, of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, whether or not originating in their territories;
- (b) *Decides* that all States shall take the necessary measures to prevent any provision to Liberia by their nationals or from their territories of technical training or assistance related to the provision, manufacture, maintenance or use of the items in subparagraph (a) above;
- (c) *Reaffirms* that the measures in subparagraphs (a) and (b) above apply to all sales or supply of arms and related materiel destined for any recipient in Liberia, including all non-State actors, such as LURD and MODEL, and to all former and current militias and armed groups;
- (d) *Decides* that the measures imposed by subparagraphs (a) and (b) above shall not apply to supplies of arms and related materiel and technical training and assistance intended solely for support of or use by UNMIL;
- (e) *Decides* that the measures imposed by subparagraphs (a) and (b) above shall not apply to supplies of arms and related materiel and technical training and assistance intended solely for support of or use in an international training and reform programme for the Liberian armed forces and police, as approved in advance by the Committee established by paragraph 21 below ("the Committee");
- (f) *Decides* that the measures imposed by subparagraphs (a) and (b) above shall not apply to supplies of non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance or training, as approved in advance by the Committee;
- (g) *Affirms* that the measures imposed by subparagraph (a) above do not apply to protective clothing, including flak jackets and military helmets, temporarily exported to Liberia by United Nations personnel, representatives of the media and humanitarian and development workers and associated personnel, for their personal use only;"

**RWANDA**

*Prohibition of sale or supply of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary police equipment and spare parts.*

UN Security Council Resolution 918 (17 May 1994)

Op. Paragraphs 13 and 16 :

"13. *Decides* that all States shall prevent the sale or supply to Rwanda by their nationals or from their territories or using their flag vessels or aircraft of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary police equipment and spare parts."

"16. *Decides* that the provisions set forth in paragraphs 13 and 15 above do not apply to activities related to UNAMIR and UNOMUR;"

*Affirmation of restrictions on sales or supply of arms to persons in neighbouring States, if arms are to be used within Rwanda.*

UN Security Council Resolution 997 (9 June 1995)

Op. Paragraph 4:

"*Affirms* that the restrictions imposed under Chapter VII of the Charter of the United Nations by resolution 918 (1994) apply to the sale or supply of arms and matériel specified therein to persons in the States neighbouring Rwanda, if that sale or supply is for the purpose of the use of such arms or matériel within Rwanda;"

*Lifting of restrictions on sale or supply of arms to the Government of Rwanda through named points of entry*

UN Security Council Resolution 1011 (16 August 1995)

Op. Paragraphs B7 and B8 :

"7. *Decides* that, with immediate effect and until 1 September 1996, the restrictions imposed by paragraph 13 of resolution 918 (1994) shall not apply with regard to the sale or supply of arms and related matériel to the Government of Rwanda through named points of entry on a list to be supplied by that Government to the Secretary-General, who shall promptly notify all Member States of the United Nations of the list;

8. *Decides* also that on 1 September 1996 the restrictions imposed by paragraph 13 of Resolution 918 (1994) on the sale or supply of arms and related matériel to the Government of Rwanda shall terminate, unless the Council decides otherwise after its consideration of the second report of the Secretary-General referred to in paragraph 12 below."

**SIERRA LEONE**

*Embargo on the sale or supply of arms and related matériel to non-governmental forces in Sierra Leone.*

UN Security Council Resolution 1171 (5 June 1998)

Op. Paragraphs 2 and 3:

"2. *Further decides*, with a view to prohibiting the sale and supply of arms and related matériel to non-governmental forces in Sierra Leone, that all States shall prevent the sale or supply, by their nationals or from their territories, or using their flag vessels or aircraft, of arms and related matériel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, to Sierra Leone other than to the Government of Sierra Leone through named points of entry on a list to be supplied by that Government to the Secretary-General, who shall promptly notify all Members of the United Nations of the list;

3. *Decides* also that the restrictions referred to in paragraph 2 above shall not apply to the sale or supply of arms and related matériel for the sole use in Sierra Leone of the Military Observer Group of the Economic Community of West African States (ECOMOG) or the United Nations;"

UN Security Council Resolution 1299 (19 May 2000)

Op. Paragraph 3:

"*Decides*, acting under Chapter VII of the Charter of the United Nations, that the restrictions set out in paragraph 2 of its resolution 1711 (1998) of 5 June 1998 do not apply to the sale or supply of arms and related materiel for the sole use in Sierra Leone of the Member States cooperating with UNASMIL and the Government of Sierra Leone;"

**SOMALIA**

*General and complete embargo on all deliveries of weapons and military equipment.*

UN Security Council Resolution 733 (23 January 1992)

Op. Paragraph 5 :

"*Decides*, under Chapter VII of the Charter of the United Nations, that all States shall, for the purposes of establishing peace and stability in Somalia immediately implement a general and complete embargo on all deliveries of weapons and military equipment to Somalia until the Security Council decides otherwise."

*Reiteration of obligation to comply with measures imposed by resolution 733 (1992) and introduction of exceptions in certain circumstances for protective clothing and non-lethal military equipment intended solely for humanitarian or protective use.*

UN Security Council Resolution 1356 (19 June 2001)

Op. Paragraphs 1, 2 and 3:

"1. Reiterates to all States their obligation to comply with the measures imposed by resolution 733 (1992), and urges each States to take the necessary steps to ensure full implementation and enforcement of the arms embargo;

2. *Decides* that the measures imposed by paragraph 5 of resolution 733 (1992) shall not apply to protective clothing, including flak jackets and military helmets, temporarily exported to Somalia by United Nations personnel, representatives of the media and humanitarian and development workers and associated personnel for their personal use only;

3. *Decides* also that the measures imposed by paragraph 5 of resolution 733 (1992) shall not apply to supplies of non-lethal military equipment intended solely for humanitarian or protective use, as approved in advance by the Committee established pursuant to resolution 751 (1992) (the Committee);"

*Reiteration of call on all States to comply scrupulously with arms embargo, and decision that the arms embargo prohibits the direct or indirect supply of technical advice .. and other assistance and training related to military activities*

UN Security Council Resolution 1425 (22 July 2002)

Op. Paragraph 2:

"2. *Decides* that the arms embargo prohibits the direct or indirect supply to Somalia of technical advice, financial and other assistance, and training relating to military activities;"

**SUDAN**

*Embargo on sale or supply of weapons and military equipment to non-governmental entities and individuals*

UN Security Council Resolution 1556 (30 July 2004)

Op. Paragraphs 7, 8 and 9:

"7. *Decides* that all states shall take the necessary measures to prevent the sale or supply, to all non-governmental entities and individuals, including the Janjaweed, operating in the states of North Darfur, South Darfur and West Darfur, by their nationals or from their territories or using their flag vessels or aircraft, of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned, whether or not originating in their territories;

8. *Decides* that all states shall take the necessary measures to prevent any provision to the non-governmental entities and individuals identified in paragraph 7 operating in the states of North Darfur, South Darfur and West Darfur by their nationals or from their territories of technical training or assistance related to the provision, manufacture, maintenance or use of the items listed in paragraph 7 above;

9. *Decides* that the measures imposed by paragraphs 7 and 8 above shall not apply to:

- supplies and related technical training and assistance to monitoring, verification or peace support operations, including such operations led by regional organizations, that are authorized by the United Nations or are operating with the consent of the relevant parties;
- supplies of non-lethal military equipment intended solely for humanitarian, human rights monitoring or protective use, and related technical training and assistance; and
- supplies of protective clothing, including flak jackets and military helmets, for the personal use of United Nations personnel, human rights monitors, representatives of the media and humanitarian and development workers and associated personnel;"

*Reaffirmation and extension of embargo on sale or supply of weapons and military equipment to non-governmental entities and individuals*

UN Security Council Resolution 1591 (29 March 2005)

Operative paragraph 7:

7. *Reaffirms* the measures imposed by paragraphs 7 and 8 of resolution 1556 (2004), and decides that these measures shall immediately upon adoption of this resolution, also apply to all the parties to the N'djamena Ceasefire Agreement and any other belligerents in the states of North Darfur, South Darfur and West Darfur; decides that these measures shall not apply to the supplies and related technical training and assistance listed in paragraph 9 of resolution 1556 (2004); decides that these measures shall not apply with respect to assistance and supplies provided in support of implementation of the Comprehensive Peace Agreement; further decides that these measures shall not apply to movements of military equipment and supplies into the Darfur region that are approved in advance by the Committee established under paragraph 3 (a) upon a request by the Government of Sudan; and invites the African Union Ceasefire Commission to share pertinent information as appropriate in this regard with the Secretary-General, the Committee, or the Panel of Experts established under paragraph 3 (b);"

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**OSCE ARMS EMBARGOES****ARMENIA AND AZERBAIJAN**

*Imposition of an immediate embargo on all deliveries of weapons and munitions to forces engaged in combat in the Nagorno-Karabakh area;*

Statement by Committee of Senior Officials of the Conference on Security and Co-operation in Europe, Annex 2 to Journal of the Eighth Meeting of the Committee, 13 March 1992 (confirming decision of CSO of 28 February 1992)

Op. paragraph 9 :

"Reiterates its request that all participating States and all States in the region impose an immediate embargo on all deliveries of weapons and munitions to forces engaged in combat in the Nagorno-Karabakh area, and that all participating States inform the Conflict Prevention Centre of steps taken in this respect;"

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