

FINANCIAL REPORTING AUTHORITY

(CAYFIN)



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Financial Sanctions Notice

26/10/2023

Democratic Republic of the Congo

Introduction

1. The Democratic Republic of the Congo (Sanctions) (EU Exit) Regulations 2019 (“the Regulations”) were made under the Sanctions and Anti-Money Laundering Act 2018 (“the Sanctions Act”) and provide for the imposition of financial sanctions, namely the freezing of funds and economic resources of persons involved in the commission of a serious human rights violation or abuse, or violation of international humanitarian law, in the Democratic Republic of the Congo; obstructing or undermining respect for democracy, the rule of law and good governance in the Democratic Republic of the Congo; or the production, manufacture or use in the Democratic Republic of the Congo of improvised explosive devices, or in the commission, planning, ordering, aiding, abetting or otherwise assistance of attacks in the Democratic Republic of the Congo with improvised explosive devices.
2. On 26 October 2023 the Foreign, Commonwealth and Development Office updated the UK Sanctions List on GOV.UK. This list provides details of those designated under regulations made under the Sanctions Act. A link to the UK Sanctions List can be found below.
3. Following the publication of the UK Sanctions List, information on the Consolidated List has been updated.

Notice summary

4. The following entries have been added to the Consolidated List and are now subject to an asset freeze:
 - Bernard Maheshe BYAMUNGU (Group ID: 16180)
 - Protogène RUVUGAYIMIKORE (Group ID: 16181)

What you must do

5. You must:
 - i. check whether you maintain any accounts or hold any funds or economic resources for the persons set out in the Annex to this Notice and any entities owned or controlled by them;
 - ii. freeze such accounts, and other funds or economic resources;
 - iii. refrain from dealing with the funds or economic resources or making them available directly or indirectly to or for the benefit of designated persons unless licensed by the Governor or if an exception applies;
 - iv. report any findings to the FRA at financialsanctions@gov.ky, together with the information or other matter on which the knowledge or suspicion is based, by completing and submitting a Compliance Reporting Form (CRF). Where the information relates to funds or economic resources, the nature and quantity should also be reported.
6. Information received by the FRA may be disclosed to third parties in accordance with provisions set out in the Information and Records part of the regulations and in compliance with applicable data protection laws.
7. Failure to comply with financial sanctions legislation or to seek to circumvent its provisions is a criminal offence.

Further Information

8. Copies of recent notices, UK legislation and relevant guidance can be found obtained from the Democratic Republic of the Congo financial sanctions page on the Gov.UK website:
<https://www.gov.uk/government/collections/financial-sanctions-regime-specific-consolidated-lists-and-releases>
9. Further details on the UN measures in respect of the Democratic Republic of the Congo can be found on the relevant UN Sanctions Committee webpage:
<https://www.un.org/securitycouncil/sanctions/information>

10. The UN Consolidated List can be found here:
<https://www.un.org/securitycouncil/content/list-updates-UNSC-consolidated-list>
11. The Consolidated List can be found here:
<https://www.gov.uk/government/publications/financial-sanctions-consolidated-list-of-targets/consolidated-list-of-targets>
12. The UK Sanctions List can be found here:
<https://www.gov.uk/government/publications/the-uk-sanctions-list>
13. For more information please see OFSI's guide to financial sanctions:
<https://www.gov.uk/government/publications/uk-financial-sanctions-guidance>
14. The Compliance Reporting Form can be found here:
[http://fra.gov.ky/app/webroot/files/COMPLIANCE%20REPORTING%20FORM%20\(21%20Jul%202021\).doc](http://fra.gov.ky/app/webroot/files/COMPLIANCE%20REPORTING%20FORM%20(21%20Jul%202021).doc)
15. For general information on financial sanctions please see our Financial Sanctions Guidance
<http://fra.gov.ky/app/webroot/files/FRA%20Financial%20Sanctions%20Guidance%20updated%20December%2029%202021%202021.pdf>

16. **Enquiries**

Enquiries regarding this Financial Sanctions Notice should be addressed to:

The Sanctions Coordinator
Financial Reporting Authority
P.O. BOX 1054
Grand Cayman KY1-1102
Cayman Islands
financialsanctions@gov.ky

ANNEX TO NOTICE

FINANCIAL SANCTIONS: DEMOCRATIC REPUBLIC OF THE CONGO

THE DEMOCRATIC REPUBLIC OF THE CONGO (SANCTIONS) (EU EXIT) REGULATIONS 2019

ADDITIONS

Individuals

1. **BYAMUNGU, Bernard Maheshe**

DOB: 10/10/1974. **POB:** Democratic Republic of the Congo **Low quality a.k.a:** TIGER ONE **Nationality:** Democratic Republic of the Congo **Address:** Democratic Republic of the Congo. **Position:** (1) Brigadier General (2) Deputy Commander of operations and intelligence for M23 **Other Information:** (UK Sanctions List Ref):DRC0064. (UN Ref):CDi. 038. Listed pursuant to paragraphs 7 (c) and 7 (h) of resolution 2293 (2016) as “political and military leaders of Congolese militias, including those receiving support from outside the DRC, who impede the participation of their combatants in disarmament, demobilization and reintegration processes” and “acting on behalf of or at the direction of a designated individual or entity, or acting on behalf of or at the direction of an entity owned or controlled by a designated individual or entity”, as reaffirmed by paragraph 2 of resolution 2688 (2023). As a leader of M23 (CDe.006), he is involved in promulgating and supporting the armed group’s activities. He was promoted in January 2023 to Brigadier for the Congolese Revolutionary Army, the M23 armed branch. He was then appointed chief of staff and deputy to SULTANI MAKENGA (CDi.008), and has validated the planning for every M23 operations in DRC since then. A warrant has been issued by Congolese authorities for his arrest. **Listed on:** 26/10/2023 **UK Sanctions List Date Designated:** 26/10/2023 **Last Updated:** 26/10/2023 **Group ID:** 16180.

2. **RUVUGAYIMIKORE, Protogène**

DOB: (1) --/--/1968. (2) --/--/1969. (3) --/--/1970. **POB:** (1) Karandaryi Cell, Mwiyanike Sector, Karago Commune, Gisenyi Prefecture (2) Nyabihu District, Western Province, (1) Rwanda (2) Rwanda **Good quality a.k.a:** (1) GABY RUHINDA (2) RUHINDA (3) ZORRO MIDENDE **Low quality a.k.a:** GATOKARAKURA **Nationality:** Rwanda **Address:** Nyiragongo, North Kivu, Democratic Republic of the Congo. **Position:** Commander of the FDLR special unit “Commando de recherche et d'action en profondeur” (CRAP) (now called Maccabe) **Other Information:** (UK Sanctions List Ref):DRC0065. (UN Ref):CDi. 037. Listed pursuant to paragraphs 7

(b), 7 (e), and 7 (h) of resolution 2293 (2016) as “being political and military leaders of foreign armed groups operating in the DRC who impede the disarmament and the voluntary repatriation or resettlement of combatants belonging to those groups”; “committing acts in the DRC that constitute human rights violations or abuses or violations of international humanitarian law, as applicable, including those acts involving the targeting of civilians, including killing and maiming, rape and other sexual violence, abduction, forced displacement, and attacks on schools and hospitals”; and “acting on behalf of or at the direction of a designated individual or entity, or acting on behalf of or at the direction of an entity owned or controlled by a designated individual or entity”, as reaffirmed by paragraph 2 of resolution 2688 (2023). As a leader of FDLR (CDe.005), he has effective command and control over the group’s combatants. **Listed on: 26/10/2023 UK Sanctions List Date Designated: 26/10/2023 Last Updated: 26/10/2023 Group ID: 16181.**

Financial Reporting Authority

Portfolio Of Legal Affairs

26/10/2023