

# FINANCIAL REPORTING AUTHORITY

(CAYFIN)



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**Financial Sanctions Notice**

**18/12/2020**

## Democratic Republic of the Congo

### Introduction

1. Council Regulation (EC) 1183/2005 (“the Regulation”) imposing financial sanctions against the Democratic Republic of Congo has been amended.
2. Identifying information for the individuals listed in the Annex to this Notice has been amended.

### Notice summary (Full details are provided in the Annex to this Notice)

3. The following entry has been amended and still subject to an asset freeze.
  - Thomas LUBANGA (Group ID: 8738)

### What you must do

4. 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;
  - ii. freeze such accounts, and other funds or economic resources;

- iii. refrain from dealing with the funds or assets or making them available (directly or indirectly) to such persons unless licensed by the Governor;
  - iv. report any findings to the FRA at [financialsanctions@gov.ky](mailto:financialsanctions@gov.ky) , together with any additional information that would facilitate compliance with the Regulation;
  - v. provide any information concerning the frozen assets of designated persons to the FRA at [financialsanctions@gov.ky](mailto:financialsanctions@gov.ky) by completing and submitting a Compliance Reporting Form (CRF). Information reported to FRA may be passed on to other regulatory authorities or law enforcement.
5. Where a relevant institution has already reported details of accounts, other funds or economic resources held frozen for designated persons, they are not required to report these details again.
  6. Failure to comply with financial sanctions legislation or to seek to circumvent its provisions is a criminal offence.

### **Legislative details**

7. On 18 December 2020 Council Implementing Regulation (EU) 2020/2133 (“the Amending Regulation”) was published in the Official Journal of the European Union (O.J. L 430, 18.12.2020, p.8) by the Council of the European Union.
8. The Amending Regulation amended Annex I to the Regulation with effect from 18 December 2020.
9. The Amending Regulation reflects the decisions made on 2 November 2020 by the United Nations Security Council (UNSC) Committee established pursuant to Resolution 1533 (2004) to amend the identifying information of 1 existing entry.

### **Further Information**

10. A copy of the Amending Regulation can be obtained from the website of the Official Journal of the European Union:  
<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32020R2133&from=EN>
11. Copies of recent Notices, certain EU Regulations, and UK legislation can be obtained from the Democratic Republic of Congo financial sanctions page on the GOV.UK website:  
<https://www.gov.uk/government/collections/financial-sanctions-regime-specific-consolidated-lists-and-releases>
12. 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:  
<http://www.un.org/sc/committees>.

13. Please note there are also import and export restrictions on the Democratic Republic of Congo. Further guidance on export and trade sanctions is available from the GOV.UK website: <https://www.gov.uk/guidance/uk-sanctions>
14. It should be noted that the Annex to this Notice and the Consolidated List include certain background information provided by the UN Sanctions Committee that is not included in Annex I to the Regulation.
15. For more information please see OFSI's guide to financial sanctions:  
<https://www.gov.uk/government/publications/uk-financial-sanctions-guidance>
16. For general information on financial sanctions please see our Financial Sanctions Guidance  
[http://fra.gov.ky/app/webroot/files/2020-02-21%20FRA%20Financial%20Sanctions%20Guidance%20\(Final\).pdf](http://fra.gov.ky/app/webroot/files/2020-02-21%20FRA%20Financial%20Sanctions%20Guidance%20(Final).pdf)
17. **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](mailto:financialsanctions@gov.ky)

## ANNEX TO NOTICE

FINANCIAL SANCTIONS: DEMOCRATIC REPUBLIC OF THE CONGO

COUNCIL IMPLEMENTING REGULATION (EU) 2020/2133

AMENDING ANNEX I TO COUNCIL REGULATION (EC) 1183/2005

### AMENDMENT

Deleted information appears in strikethrough. Additional information appears in italics and is underlined.

### Individual

#### 1. LUBANGA, Thomas

**POB:** Ituri, ~~DRC~~ *Democratic Republic of the Congo* **Nationality:** ~~Congolese~~ *Democratic Republic of the Congo* **Address:** Democratic Republic of the Congo (~~in~~ Prison). **Other Information:** UN Ref: CDi.007. ~~Former President of the UPC/L. Convicted by the ICC in March 2012, and transferred to a prison facility in the DRC on 19 December 2015 to serve out his sentence. Arrested in Kinshasa in March 2005 for UPC/L involvement in human rights abuses violations. Transferred to the ICC on 17 March 2006. Convicted by the ICC in March 2012 and sentenced to 14 years in prison. On 1 December 2014, ICC appeals judges upheld Lubanga's conviction and sentence. Transferred to a prison facility in the DRC on 19 December 2015 to serve out his sentence of imprisonment. He was released on 15 March 2020 after having served his ICC sentence.~~ **Listed on:** 02/11/2005 **Last Updated:** ~~08/02/2017~~ 18/12/2020 **Group ID:** 8738.

Financial Reporting Authority

Portfolio of Legal Affairs

18/12/2020