

L.N. 124 of 2023

**United Nations Sanctions (South Sudan) Regulation
2019 (Amendment) Regulation 2023**

(Made by the Chief Executive under section 3 of the United Nations Sanctions Ordinance (Cap. 537) on the instruction of the Ministry of Foreign Affairs of the People’s Republic of China and after consultation with the Executive Council)

1. United Nations Sanctions (South Sudan) Regulation 2019 amended

The United Nations Sanctions (South Sudan) Regulation 2019 (Cap. 537 sub. leg. CK) is amended as set out in sections 2 to 5.

2. Section 2 amended (limited duration of certain provisions)

(1) Section 2(5), after “2022”—

Add

“(L.N. 179 of 2022)”.

(2) After section 2(5)—

Add

“(6) Sections 3, 4, 5, 6, 7, 9, 10 and 11 are in force during the period from the commencement of the United Nations Sanctions (South Sudan) Regulation 2019 (Amendment) Regulation 2023 until midnight on 31 May 2024.”.

3. Section 9 amended (licence for supply or carriage of goods)

Section 9(2)—

Repeal paragraph (f)

Substitute

- “(f) the prohibited goods are non-lethal military equipment to be supplied solely in support of the implementation of the terms of the peace agreement;
- (fa) the prohibited goods are any arms or related materiel (other than non-lethal military equipment) to be supplied solely in support of the implementation of the terms of the peace agreement, as approved in advance by the Committee;”.

4. Section 10 amended (licence for provision of assistance)

Section 10(2)—

Repeal paragraph (d)

Substitute

- “(d) the assistance is technical assistance or training on non-lethal military equipment, to be provided solely in support of the implementation of the terms of the peace agreement;
- (da) the assistance is technical assistance, technical training, financial assistance or other assistance on any arms or related materiel (other than non-lethal military equipment), to be provided solely in support of the implementation of the terms of the peace agreement, as approved in advance by the Committee;”.

5. Section 11 amended (licence for making available or dealing with economic assets)

(1) Section 11(2)(d)—

Repeal the full stop

Substitute a semicolon.

(2) After section 11(2)(d)—

Add

- “(e) the economic assets are to be provided, processed or paid by a permitted person and such provision, processing or payment is necessary to ensure the timely delivery of humanitarian assistance or to support other activities that support basic human needs;
- (f) the economic assets are for the provision of goods and services by a permitted person necessary to ensure the timely delivery of humanitarian assistance or to support other activities that support basic human needs.”.

- (3) After section 11(6)—

Add

- “(7) In this section—

permitted person (獲准人士) means—

- (a) the United Nations, including its programmes, funds and other entities and bodies, as well as its specialized agencies and related organizations;
- (b) international organizations;
- (c) humanitarian organizations having observer status with the United Nations General Assembly and members of those humanitarian organizations;
- (d) bilaterally or multilaterally funded non-governmental organizations participating in—
 - (i) the United Nations Humanitarian Response Plans or Refugee Response Plans;

- (ii) other United Nations appeals; or
- (iii) humanitarian clusters coordinated by the United Nations Office for the Coordination of Humanitarian Affairs;
- (e) the employees, grantees, subsidiaries or implementing partners of the organizations mentioned in paragraphs (a), (b), (c) and (d) while and to the extent that they are acting in those capacities; or
- (f) appropriate others as added by any individual committees established by the Security Council within and with respect to their respective mandates.”.

John KC LEE
Chief Executive

26 September 2023

Explanatory Note

This Regulation amends the United Nations Sanctions (South Sudan) Regulation 2019 (Cap. 537 sub. leg. CK) (*principal Regulation*) to give effect to certain decisions in the following Resolutions adopted by the Security Council of the United Nations—

- (a) Resolution 2664 (2022) on 9 December 2022; and
 - (b) Resolution 2683 (2023) on 30 May 2023.
2. Section 2(2) of this Regulation amends section 2 of the principal Regulation to provide that sections 3, 4, 5, 6, 7, 9 (as amended by this Regulation), 10 (as amended by this Regulation) and 11 (as amended by this Regulation) of the principal Regulation (*relevant provisions*) are in force until midnight on 31 May 2024.
3. The relevant provisions relate to the prohibition against—
 - (a) the supply, sale, transfer or carriage of arms or related materiel to South Sudan;
 - (b) the provision of technical assistance, training or financial or other assistance related to military activities in certain circumstances;
 - (c) making available to, or for the benefit of, certain persons or entities any funds or other financial assets or economic resources (*economic assets*);
 - (d) dealing with economic assets belonging to, or owned or controlled by, certain persons or entities; and
 - (e) entry into or transit through the HKSAR by certain persons.

United Nations Sanctions (South Sudan) Regulation 2019 (Amendment) Regulation
2023

Explanatory Note
Paragraph 4

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4. Sections 3 and 4 of this Regulation amend sections 9 and 10 of the principal Regulation respectively to reflect the latest requirements of the licences for the supply, sale, transfer or carriage of, or the provision of technical assistance or training on, non-lethal military equipment, and those requirements relating to any arms or related materiel that are not non-lethal military equipment.
5. Section 5 of this Regulation amends section 11 of the principal Regulation to reflect the latest requirements of the licences for making available or dealing with economic assets.