

L.N. 37 of 2024

**United Nations Sanctions (Libya) Regulation 2019
(Amendment) Regulation 2024**

(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 (Libya) Regulation 2019 amended

The United Nations Sanctions (Libya) Regulation 2019 (Cap. 537 sub. leg. CF) is amended as set out in sections 2 to 6.

2. Section 1 amended (interpretation)

(1) Section 1, definition of *Resolution 2146*, paragraph (b)—

Repeal

everything after “Resolution”

Substitute

“2701 (2023) adopted by the Security Council on 19 October 2023;”.

(2) Section 1, definition of *small arms*—

Repeal

“ML1 and ML2”

Substitute

“ML1, ML2 and ML101”.

(3) Section 1, Chinese text, definition of *協助*—

Repeal

“或財政或其他協助”

Substitute

“、財政援助或其他協助或援助”。

3. Section 1A amended (limited duration of certain provisions)

(1) Section 1A(5), after “2022”—

Add

“(L.N. 192 of 2022)”.

(2) After section 1A(5)—

Add

“(6) Sections 4, 5, 10, 11, 13, 14, 15 and 21 are in force during the period from the commencement of the United Nations Sanctions (Libya) Regulation 2019 (Amendment) Regulation 2024 until midnight on 1 February 2025.”.

4. Section 18 amended (licence for supply or carriage of goods)

After section 18(2)(a)—

Add

“(ab) the prohibited goods are non-lethal military equipment intended solely for security or disarmament assistance to the Government of Libya;”.

5. Section 19 amended (licence for provision of assistance)

Section 19(2)(c)—

Repeal

everything after “the assistance”

Substitute

“is technical assistance, training or financial assistance intended solely for security or disarmament assistance to the Government of Libya.”.

6. Section 20 amended (licence for making available or dealing with economic assets)

(1) Section 20(3)(d)—

Repeal the full stop

Substitute a semicolon.

(2) After section 20(3)(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) Section 20(4)(e)(ii)—

Repeal the full stop

Substitute a semicolon.

(4) After section 20(4)(e)—

Add

“(f) the designated funds 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;

- (g) the designated funds 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.”.

- (5) After section 20(9)—

Add

- “(10) 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 March 2024

Explanatory Note

This Regulation amends the United Nations Sanctions (Libya) Regulation 2019 (Cap. 537 sub. leg. CF) (*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 2701 (2023) on 19 October 2023.
2. Section 2(1) and (2) of the Regulation updates the definitions of *Resolution 2146* and *small arms* in section 1 of the principal Regulation respectively.
3. Section 3(2) of the Regulation amends section 1A of the principal Regulation to provide that sections 4, 5, 10, 11, 13, 14, 15 and 21 of the principal Regulation (*relevant provisions*) are in force until midnight on 1 February 2025.
4. The relevant provisions relate to the prohibition against—
 - (a) the loading, transport or discharge of petroleum from Libya aboard certain ships;
 - (b) engaging in any financial transaction related to any petroleum from Libya aboard certain ships;
 - (c) the provision of certain services to ships under certain circumstances; and
 - (d) certain ships entering the HKSAR.
5. Sections 4 and 5 of the Regulation amend sections 18 and 19 of the principal Regulation respectively to reflect the latest requirements of the licences for—

- (a) the supply, sale, transfer or carriage of arms or related materiel to certain persons; and
 - (b) the provision of technical assistance, training or financial or other assistance related to military activities etc. in certain circumstances.
- 6. Section 6 of the Regulation amends section 20 of the principal Regulation to reflect the latest requirements of the licences for—
 - (a) making available to, or for the benefit of, certain persons or entities any funds or other financial assets or economic resources (*economic assets*); and
 - (b) dealing with economic assets belonging to, or owned or controlled by, certain persons or entities.
- 7. The Regulation also makes a minor textual amendment.