



FINANCIAL SERVICES COMMISSION

12 February 2018

Financial Sanctions Notice

Democratic Republic of the Congo

Introduction

1. Council Regulation (EC) 1183/2005 ("the Regulation") imposing financial sanctions with regard to the Democratic Republic of the Congo has been amended.

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

2. The following entries have been amended and are still subject to an asset freeze:
 - KANONGA Gedeon Kyungu Mutanga Wa Bafunkwa (Group ID: 13607)
 - MUNDOS Muhindo Akili (Group ID: 13604)
 - MWISSA Guidon Shimiray (Group ID: 13605)
 - NZAMBAMWITA Lucien (Group ID: 13606)
3. The following entries have been removed from the consolidated list and are no longer subject to an asset freeze.
 - MUTANGA Gedeon Kyungu (Group ID: 13460)
 - MUNDOS Muhindo Akili (Group ID: 13464)

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 Governor, together with any additional information that would facilitate compliance with the Regulation;
 - v. provide any information concerning the frozen assets of designated persons that the Governor may request. Information reported to the Governor 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 10 February 2018 Council Implementing Regulation (EU) No 2018/197 (“the Amending Regulation”) was published in the Official Journal of the European Union (O.J. L 38, 10.2.2018, p.2) by the Council of the European Union.
8. The Amending Regulation amended Annex’s I & Ia to the Regulation with effect from 10 February 2018.
9. The Amending Regulation reflects the decisions made on 1 February 2018 by the United Nations Security Council (UNSC) Committee established pursuant to Resolution 1533 (2004) to add 4 individuals to the UN the Democratic Republic of the Congo list.
10. In accordance with the United Nations and European Union Financial Sanctions (Linking) Regulations 2017 made under the Policing and Crime Act 2017, the UK enacted this decision on 2 February 2018 and issued Notice https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/678855/DRC_4_individuals_02022018.pdf This EU Amending Notice supersedes that Notice.

Further Information

11. A copy of the Amending Regulation can be obtained from the website of the Official Journal of the European Union:
<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32018R0197&from=EN>

12. Copies of recent Notices, certain EU Regulations, UNSC Resolutions and UK legislation can be 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>

13. 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>.

14. Please note there are also import and export restrictions on the Democratic Republic of the Congo. Further guidance on export and trade sanctions is available from the GOV.UK website: <https://www.gov.uk/sanctions-embargoes-and-restrictions>.

15. It should be noted that the Annex to this Notice and the Consolidated List may include certain background information provided by the UN Sanctions Committee that is not included in Annex I to the Regulation.

16. For more information please see our guide to financial sanctions:

<https://www.gov.uk/government/publications/financial-sanctions-faqs>

Enquiries

Non-media enquiries, reports and licence applications should be addressed to:

His Excellency, the Governor
The Governor's Office
#8 Farara Plaza
Brades, MSR 1110
Montserrat
Email: Tony.Bates@fco.gsi.gov.uk

ANNEX TO NOTICE

FINANCIAL SANCTIONS: THE DEMOCRATIC REPUBLIC OF THE CONGO

COUNCIL IMPLEMENTING REGULATION (EU) No 2018/197

AMENDING ANNEX'S I & Ia TO COUNCIL REGULATION (EC) No 1183/2005

AMENDMENTS

Individuals

1. **KANONGA Gedeon Kyungu Mutanga Wa Bafunkwa**
DOB: --/--/1974. **POB:** Manono Territory, Katanga Province (now Tanganyika Province) **Position:** Katangan rebel leader **Other Information:** UN Ref CDi.035. [~~Listing to be treated as temporary for 30 days from the date of listing by the UN or until the EU adds the new listing to an existing sanctions regulation (whichever is sooner) in accordance with Policing and Crime Act 2017~~]. [~~UN Listing (formerly temporary listing, in accordance with Policing and Crime Act 2017)~~]. Belongs to the Balubakat ethnic group. **Listed on:** 02/02/2018 **Last Updated:** ~~02/02/2018~~-12/02/2018 **Group ID:** 13607.
2. **MUNDOS Muhindo Akili**
DOB: 10/11/1972. **POB:** Democratic Republic of the Congo **a.k.a:** (1) MUHINDO, Akili (2) MUNDOS, Charles, Muhindo, Akili (3) MUNDOS, Muhindo **Nationality:** Democratic Republic of the Congo **Position:** a) DRC Armed Forces (FARDC) General, Commander of the 31st Brigade, b) FARDC Brigadier General **Other Information:** UN Ref CDi.032. [~~Listing to be treated as temporary for 30 days from the date of listing by the UN or until the EU adds the new listing to an existing sanctions regulation (whichever is sooner) in accordance with Policing and Crime Act 2017~~]. [~~UN Listing (formerly temporary listing, in accordance with Policing and Crime Act 2017)~~]. **Listed on:** 02/02/2018 **Last Updated:** ~~02/02/2018~~-12/02/2018 **Group ID:** 13604.
3. **MWISSA Guidon Shimiray**
DOB: 13/03/1980. **POB:** Kigoma, Walikale, Democratic Republic of the Congo **Other Information:** UN Ref CDi.033. [~~Listing to be treated as temporary for 30 days from the date of listing by the UN or until the EU adds the new listing to an existing sanctions regulation (whichever is sooner) in accordance with Policing and Crime Act 2017~~]. [~~UN Listing (formerly temporary listing, in accordance with Policing and Crime Act 2017)~~]. **Listed on:** 02/02/2018 **Last Updated:** ~~02/02/2018~~-12/02/2018 **Group ID:** 13605.
4. **NZAMBAMWITA Lucien**
DOB: --/--/1966. **POB:** Cellule Nyagitabire, Sector Ruvune, Commune Kinyami, Prefecture Byumba, Rwanda **a.k.a:** KALUME, Andre **Nationality:** Rwanda **Other Information:** UN Ref CDi.034. [~~Listing to be treated as temporary for 30 days from the date of listing by the UN or until the EU adds the new listing to an existing sanctions regulation (whichever is sooner) in accordance with Policing and Crime Act 2017~~]. [~~UN Listing (formerly temporary listing, in accordance with Policing and Crime Act 2017)~~]. **Listed on:** 02/02/2018 **Last Updated:** ~~02/02/2018~~-12/02/2018 **Group ID:** 13606.

DELETIONS

Individuals

1. MUTANGA Gedeon Kyungu

DOB: --/--/1974. **POB:** Tanganyika province **Nationality:** DRC **Other Information:** EU listing. Leader of the Bakata Katanga militia between 2011 and 2016. **Listed on:** 30/05/2017 **Last Updated:** ~~30/05/2017~~ 12/02/2018 **Group ID:** 13460.

2. MUNDOS Muhindo Akili

DOB: 10/11/1972. **POB:** Kiroitse, DRC **a.k.a:** (1) MUNDOS, Charles, Muhindo, Akili (2) MUNDOS, Charles, Muhindo, Akilimani **Nationality:** DRC **National Identification no:** Military ID 1-72-96-80384-52 **Position:** FARDC Commander 31st Brigade **Other Information:** EU listing. **Listed on:** 30/05/2017 **Last Updated:** ~~30/05/2017~~ 12/02/2018 **Group ID:** 13464.

*Financial Services Commission
12/02/2018*