

UNITED NATIONS SANCTIONS COMMITTEE ON MALI

S.R.O. 1415 (I)/2023 dated 10 October 2023— WHEREAS the United Nations Security Council vide its Resolutions No. 2374 (2017), 2432(2018), 2541 (2020) and all relevant previous resolutions concerning Mali has imposed travel ban on certain individuals and has directed to freeze the funds and other financial resources of certain individuals and entities under Chapter VII of the United Nations Charter.

a) Travel ban

AND WHEREAS through paragraph 1 of the United Nations Security Council resolution 2541 (2020) adopted under Chapter VII of the United Nations Charter, the United Nations Security Council has decided that until 31 August 2021, all Member States shall take the necessary measures to prevent the entry into or transit through their territories of individuals designated by the Committee established pursuant to paragraph 9 below, provided that nothing in this paragraph shall oblige a State to refuse its own nationals entry into its territory;

(b) Asset freeze

AND WHEREAS through paragraph 1 of the United Nations Security Council resolution 2541 (2020) adopted under Chapter VII of the United Nations Charter, the United Nations Security Council has decided that until 31 August 2021, all Member States shall continue to take the necessary measures to freeze without delay all funds,

other financial assets and economic resources which are on their territories, which are owned or controlled, directly or indirectly, by the individuals or entities designated by the Committee, or by individuals or entities acting on their behalf or at their direction, or by entities owned or controlled by them, and *decides* further that all Member States shall ensure that any funds, financial assets or economic resources are prevented from being made available by their nationals or by any individuals or entities within their territories, directly or indirectly to or for the benefit of the individuals or entities designated by the Committee;

AND WHEREAS through paragraph 5 of the United Nations Security Council Resolution 2374 (2017) adopted under Chapter VII of the United Nations Charter, the United Nations Security Council has decided that the measures imposed by paragraph 4 of the United Nations Security Council resolution 2374 (2017) do not apply to funds, other financial assets or economic resources that have been determined by relevant Member States:

(a) To be necessary for basic expenses, including payment for foodstuffs, rent or mortgage, medicines and medical treatment, taxes, insurance premiums, and public utility charges or exclusively for payment of reasonable professional fees and reimbursement of incurred expenses associated with the provision of legal services in accordance with national laws, or fees or service charges, in accordance with national laws, for routine holding or maintenance of frozen funds, other financial assets and economic resources, after notification by the relevant State to the Committee of the intention to authorize, where appropriate, access to such funds, other financial assets or economic resources and in the absence of a negative decision by the Committee within five working days of such notification;

(b) To be necessary for extraordinary expenses, provided that such determination has been notified by the relevant State or Member States to the Committee and has been approved by the Committee;

(c) To be the subject of a judicial, administrative or arbitral lien or judgment, in which case the funds, other financial assets and economic resources may be used to satisfy that lien or judgment provided that the lien or judgment was entered into effect prior to the date of the present resolution, is not

for the benefit of a person or entity designated by the Committee, and has been notified by the relevant State or Member States to the Committee;

(d) Where the Committee determines on a case-by-case basis that an exemption would further the objectives of peace and national reconciliation in Mali and stability in the region;

AND WHEREAS through paragraph 6 of the United Nations Security Council Resolution 2374 (2017) adopted under Chapter VII of the United Nations Charter, the United Nations Security Council has decided that Member States may permit the addition to the accounts frozen pursuant to the provisions of paragraph 4 of the United Nations Security Council resolution 2375 (2017) of interests or other earnings due on those accounts or payments due under contracts, agreements or obligations that arose prior to the date on which those accounts became subject to the provisions of this resolution, provided that any such interest, other earnings and payments continue to be subject to these provisions and are frozen;

AND WHEREAS through paragraph 5 of the United Nations Security Council Resolution 2374 (2017) adopted under Chapter VII of the United Nations Charter, the United Nations Security Council has decided that the measures in paragraph above shall not prevent a designated person or entity from making payment due under a contract entered into prior to the listing of such a person or entity, provided that the relevant States have determined that the payment is not directly or indirectly received by a person or entity designated pursuant to paragraph 4 of United Nations Security Council resolution 2374 (2017), and after notification by the relevant States to the Committee of the intention to make or receive such payments or to authorize, where appropriate, the unfreezing of funds, other financial assets or economic resources for this purpose, 10 working days prior to such authorization;

2. AND WHEREAS the United Nations (Security Council) Act, 1948 (XIV of 1948) enjoins upon the Federal Government to apply certain measures for giving effect to the decisions of the United Nations Security Council;

3. AND WHEREAS the Ministry of Foreign Affairs issued S.R.O.s under the UN Security Council Act 1948 (XIV of 1948) to apply certain measures for giving effect to the decisions of the UN Security Council and to reflect changes / updates made by the UN Security Council Sanctions Committee established pursuant to resolution 2374(2017) concerning Mali to the list of individuals/entities subject to these measures;

4. AND WHEREAS the Ministry of Foreign Affairs has so far issued 02 S.R.Os to date in this regard;

5. NOW, THEREFORE, in exercise of the powers conferred by section 2 of the United Nations (Security Council) Act, 1948 (XIV of 1948), the Federal Government is pleased to order that travel ban and asset freeze be imposed against the individuals/entities, listed in the Annex to this order reflecting the updates made by the 2374 (2017) Mali Sanctions Committee of the United Nations Security Council in accordance with the aforesaid resolution and as mentioned in paragraph 1 (a) above;

7. AND WHEREAS the Ministry of Foreign Affairs intends to issue S.R.Os containing the consolidated list of all individuals and entities subject to sanctions under the relevant UN Security Council resolutions, on a regular basis and in addition to issuance of regular S.R.Os to reflect updates/changes made by the Committee;

8. NOW THEREFORE, the Annex to this order contains the consolidated list of all individuals listed by the UN Security Council Sanctions Committee concerning Mali as of 07 July 2021, and will be subject to sanction measure in line with paragraph 5 above;

9. NOW THEREFORE, all concerned may take actions as appropriate for the implementation of sanctions against these listed individuals and, whereas any subsequent change to the list of individuals and entities will be communicated through issuance of S.R.O.s;

Annex

The measures first set out by the Security Council in paragraph 1 to 7 of its resolution 2374 (2017) were last renewed by the Council in its resolution 2649 (2022) for a period that ended on 31 August 2023.

As a consequence, the United Nations Secretariat has removed from the United Nations website the list of the eight individuals on the 2374 Sanctions List, as follows:-

- MLi.001: Ahmoudou Ag Asriw
- MLi.002: Mahamadou Ag Rhissa
- MLi.003: Mohamed Ousmane Ag Mohamedoune
- MLi.004: Ahmed Ag Albachar
- MLi.005: Houka Houka Ag Alhousseini
- MLi.006: Mahri Sidi Amar Ben Daha
- MLi.007: Mohamed Ben Ahmed Mahri
- MLi.008: Mohamed Ould Mataly

Corresponding changes have also been made to the United Nations Security Council Consolidated List. The updated version of the Consolidated List is accessible at the following URL:

<https://www.un.org/securitycouncil/content/un-sc-consolidated-list>

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(Syed Haider Shah) Additional
Secretary (UN&ED) Ministry of Foreign
Affairs

PR NO: S.R.O. 1415 (I)/2023

10/12/2023
ADDITION