



Republic of Guinea

COUNCIL REGULATION (EU) No 1284/2009

Her Majesty's Treasury issue this Notice in respect of the financial sanctions taken against the Republic of Guinea by the Council of the European Union. It draws attention to Council Regulation (EU) No 1284/2009 ("the Regulation"). This Notice provides guidance on certain aspects only of the Regulation and should be read alongside the Regulation.

Introduction

1. On 22 December 2009 the Council of the European Union adopted Council Regulation (EU) No 1284/2009 which places certain restrictions, including an asset freeze, on members of the National Council for Democracy and Development (NCDD) and individuals associated with them responsible for the violent repression of 28 September 2009 or the political stalemate in the country. The Regulation was published in the Official Journal of the European Union (O.J. L346, 23.12.2009, P.26) on 23 December 2009. The Regulation entered into force on 23 December 2009 and is directly applicable in the UK.
2. A copy of the Regulation is available from the Financial Sanctions pages of the Treasury website at:
http://www.hm-treasury.gov.uk/d/council_regulation_ec_1284_221209.pdf

Freezing of funds and economic resources of designated persons

3. Article 6 of the Regulation provides that all funds and economic resources belonging to, owned, held or controlled by designated persons must be frozen. No funds or economic resources shall be made available, directly or indirectly, to or for the benefit of designated persons.
4. The participation, knowingly and intentionally, in activities the object or effect of which is, directly or indirectly, to circumvent these measures is prohibited.

5. Annex II to the Regulation lists the natural or legal persons, entities or bodies who have been identified by the Council of the European Union as being individual members of the NCCD or natural or legal persons, entities or bodies associated with them (“the designated persons”).
6. For convenience, the names of the designated persons are set out in the Annex to this Notice.
7. The Consolidated List of Financial Sanctions Targets which is maintained on the Treasury website has been updated to include the persons designated under the Regulation. Further information can be obtained from the Financial Sanctions pages of the Treasury website: http://www.hm-treasury.gov.uk/fin_sanctions_index.htm

Definition of funds

8. For the purposes of the Regulation “funds” means financial assets and benefits of any kind, including (but not limited to):
 - (i) cash, cheques, claims on money, drafts, money orders and other payment instruments;
 - (ii) deposits with financial institutions or other entities, balances on accounts, debts and debt obligations;
 - (iii) publicly and privately traded securities and debt instruments, including stocks and shares, certificates representing securities, bonds, notes, warrants, debentures and derivative contracts;
 - (iv) interest, dividends or other income on or value accruing from or generated by assets;
 - (v) credit, rights of set-off, guarantees, performance bonds or other financial commitments;
 - (vi) letters of credit, bills of lading, bills of sale;
 - (vii) documents evidencing an interest in funds or financial resources.

“Economic resources” means assets of every kind, whether tangible or intangible, movable or immovable, which are not funds but may be used to obtain funds, goods or services.

Frozen accounts

9. All funds and economic resources belonging to, owned, held or controlled by the designated persons held by banks, building societies, stockbrokers, accountants, etc must be frozen. No funds or economic resources may be made available, directly or indirectly to, or for the

benefit of the designated persons. The only exemptions are those permitted under the Regulation.

10. In this context “freezing of funds” means preventing any move, transfer, alteration, use of, access to, or dealing with funds in any way that would result in any change in their volume, amount, location, ownership, possession, character, destination or other change that would enable the funds to be used, including portfolio management.
11. In this context “freezing of economic resources” means preventing their use to obtain funds, goods or services in any way, including, but not limited to, by selling, hiring or mortgaging them.

Interest, other payments and credits

12. The asset freeze in the Regulation does not apply to payments due under contracts, agreements or obligations, which were concluded or arose before 23 December 2009, provided that payment is made into a frozen account.
13. The prohibition against making funds or economic resources available does not prevent financial or credit institutions in the European Union from crediting frozen accounts where they receive funds transferred to the account of a designated person, provided that any additions to such accounts are also frozen. Financial institutions are required to inform the Treasury of any such transactions without delay.

Exemptions

14. The Treasury is able to authorise the release of or making available of certain frozen funds or economic resources, if they have determined that the funds or economic resources concerned are:
 - (a) necessary to satisfy the basic needs of designated persons and their dependent family members, including payments for foodstuffs, rent or mortgage, medicines and medical treatment, taxes, insurance premiums, and public utility charges;
 - (b) intended exclusively for payment of reasonable professional fees and reimbursement of incurred expenses associated with the provision of legal services;
 - (c) intended exclusively for payment of fees or service charges for routine holding or maintenance of frozen funds or economic resources; or
 - (d) necessary for extraordinary expenses.

Provision of information

15. All financial institutions and other bodies and persons in the UK are requested to check whether they maintain any accounts or otherwise hold any funds or economic resources for the designated persons and, if so, they should report to the Treasury details of all funds or economic resources that they have frozen.

Enquiries

16. Non-media enquiries should be addressed by post to the Asset Freezing Unit, HM Treasury, 1 Horse Guards Road, London SW1A 2HQ, or by phone 020 7270 5454/5664, by fax 020 7451 7677 or by e-mail to AFU@hmtreasury.x.gsi.gov.uk

17. Media enquiries should be addressed to the Treasury Press Office on 020 7270 5238.

HM Treasury
24/12/2009

ANNEX TO NOTICE

FINANCIAL SANCTIONS: REPUBLIC OF GUINEA

COUNCIL REGULATION (EU) NO 1284/2009 (ANNEX II)

INDIVIDUALS

1. BAH, Aïdor

Title: Lieutenant Colonel
a.k.a: BAH, Aëdor
Position: Member of the CNDD

2. BALDÉ, Oumar

Title: Commandant
DOB: 26 December 1964
Passport Details: R0003076
Position: Member of the CNDD

3. BANGOURA, Mathurin

Title: Colonel
DOB: 15 November 1962
Passport Details: R0003491
Position: Minister for Telecommunications and New Information Technologies

4. BARRY, Alhassane

DOB: 15 November 1962
Passport Details: R0003484
Position: Governor of the Central Bank

5. BARRY, Boubacar

DOB: 28 May 1964
Passport Details: R0003408
Position: Minister of State attached to the Presidency with responsibility for construction, planning and public buildings

6. BARRY, Ibrahima, Ahmed

DOB: 11 November 1961
Passport Details: R0048243
Position: Director General of Radio Télévision Guinéenne

7. BÉAVOGUI, Koulako

Title: Captain
Position: Member of the CNDD

8. CAMARA, Aboubacar, Sidiki

Title: Lieutenant Colonel
DOB: 22 October 1979
a.k.a: CAMARA, Idi, Amin
Passport Details: R0017873
Position: Minister and Permanent Secretary of the CNDD
Other Information: Discharged from the army on 26 January 2009

- 9. CAMARA, Almamy**
Title: Commandant
DOB: 17 October 1975
Passport Details: R0023013
Position: Member of the CNDD
- 10. CAMARA, Cheick, Sékou, Tidiane**
Title: Commandant
DOB: 12 May 1966
a.k.a: CAMARA, Ahmed, Tidiane
Position: Member of the CNDD
- 11. CAMARA, Issa**
Title: Captain
DOB: 1954
Position: Member of the CNDD. Governor of Mamou
- 12. CAMARA, Mamadouba, Toto**
Title: Major-General
DOB: 1 January 1946
a.k.a: CAMARA, Mamadou, Toto
Passport Details: R00009392
Position: Minister for Security and Civil Protection
- 13. CAMARA, Mohamed**
Title: Sergeant
a.k.a: CAMARA, Tigre
Position: Member of the security forces attached to the Koundara Presidential Guard camp
- 14. CAMARA, Morciré**
DOB: 1 January 1949
Passport Details: R0003216
Position: Member of the CNDD
- 15. CAMARA, Moussa, Dadis**
Title: Captain
DOB: (1) 1 January 1964
(2) 29 December 1968
Passport Details: R0001318
Position: President of the CNDD
- 16. CAMARA, Moussa, Tiégboro**
Title: Commandant
DOB: 1 January 1968
Passport Details: 7190
Position: Member of the CNDD. Minister attached to the Presidency with responsibility for special anti-drug services and organised crime
- 17. CAMARA KPC, Kerfalla**
Position: CEO of Guicopress
Other Information: Businessman connected to the CNDD who has given the CNDD financial support.

- 18. CHERIF, Idrissa**
DOB: 13 November 1967
Passport Details: R0105758
Position: Minister with responsibility for Communication attached to the Presidency and the Ministry of Defence
- 19. CONDÉ, Aboubacar, Biro**
Title: Lieutenant Colonel
DOB: 15 October 1962
Passport Details: (1) 2443
(2) R0004700
Position: Member of the CNDD
- 20. CONDÉ, Boureima**
Position: Minister for Agriculture and Stock Farming
- 21. CONDÉ, Cheik, Fantamady**
Position: Minister for Information and Culture
- 22. CONDÉ, Daman**
Title: Captain
a.k.a: CONDE, Dama
Position: Member of the CNDD
- 23. CONDÉ, Mamady**
DOB: 28 November 1952
Passport Details: R0003212
Position: Member of the CNDD
- 24. CONDÉ, Mamoudou**
DOB: 9 December 1960
a.k.a: CONDE, Mamadou
Passport Details: R0020803
Position: State Secretary, official representative, with responsibility for Strategic Issues and Sustainable Development
- 25. DIABATÉ, Cheik, Sydia**
DOB: 23 April 1968
Passport Details: R0004490
Position: Member of the armed forces. Director of the Intelligence and Investigation Services at the Ministry of Defence
- 26. DIABY, Abdoulaye, Chérif**
Title: Colonel Doctor
DOB: 26 February 1957
Passport Details: 13683
Position: Member of the CNDD. Minister for Health and Sanitation
- 27. DIAKITÉ, Aboubacar, Chérif**
Title: Lieutenant
a.k.a: DIAKITÉ, Toumba
Position: Presidential aide-de-camp
- 28. DIALLO, Alpha, Yaya**
Position: Member of the CNDD. National Director of Customs

29. DIALLO, Dioulde

Other Information: Businessman connected to the CNDD who has given the CNDD financial support.

30. DIALLO, Mamadou, Bhoie

Title: Lieutenant Colonel
DOB: 1 January 1956
Passport Details: R0001855
Position: Member of the CNDD

31. DIALLO, Mamadou, Korka

Title: Colonel
DOB: 19 February 1962
Position: Minister for Trade, Industry and SMEs

32. DIAWARA, Ibrahima, Khalil

DOB: 1 January 1976
Passport Details: R0000968
Position: Special adviser to Aboubacar Chérif 'Toumba' Diakité

33. DIOP, Mohamed

DOB: 1 January 1963
Passport Details: R0001798
Position: Member of the CNDD. Governor of Conakry

34. DIOUBATÉ, Mandiou

Title: Captain
DOB: 1 January 1960
Passport Details: R0003622
Position: Director of the Presidency press office. CNDD spokesman

35. DOUMBOUYA, Aboubacar, Amadou

Title: Commandant
Position: Member of the CNDD

36. FADIGA, Demba

DOB: 1 January 1952
Passport Details: Residence permit FR365845/365857
Position: Member of the CNDD. Ambassador Extraordinary and Plenipotentiary with responsibility for relations between the CNDD and the Government

37. FARO, Kelitigui

Title: Commandant
DOB: 3 August 1972
Passport Details: R0003410
Position: Minister and Secretary-General to the Presidency of the Republic

38. FAWAZ, Roda, Namatala

DOB: 6 July 1947
Passport Details: R0001977
Other Information: Businessman connected to the CNDD who has given the CNDD financial support.

39. HANN, Habib

DOB: 15 December 1950

Passport Details: 341442

Position: Audit and Surveillance Committee for Strategic Sectors of the State

40. KABA, Mohamed, Lamine

Position: Member of the CNDD

41. KABA, Ousmane

Position: Audit and Surveillance Committee for Strategic Sectors of the State

42. KANDUNO, Joseph

Position: Minister with responsibility for audits, transparency and good governor

43. KÉIRA, Fodéba

DOB: 4 June 1961

a.k.a: KÉIRA, Isto

Passport Details: R0001767

Position: Minister for Youth, Sport and the Promotion of Youth Employment

44. KEITA, Bouna

Position: Member of the CNDD

45. KEITA, Moussa

Title: Colonel

DOB: 1 January 1966

Position: Member of the CNDD. Minister and Permanent Secretary for the CNDD with responsibility for relations with Republican Institutions

46. KOIVOGUI, Marcel

Title: S-Lieutenant

Position: Deputy to Aboucar Chérif 'Toumba' Diakité

47. KOLIÉ, Frédéric

Title: Doctor

DOB: 1 January 1960

Passport Details: R0001714

Position: Minister for Territorial Administration and Political Affairs

48. KOMARA, Kabinet

DOB: 8 March 1950

a.k.a: KOMARA, Kabiné

Passport Details: R0001747

Position: Prime Minister

49. KONATÉ, Sékouba

Title: General

DOB: 1 January 1964

Passport Details: (1) R0003405

(2) R0002505

Position: Minister for Defence

50. KOUROUMA, Papa, Koly

DOB: 3 November 1962

Passport Details: (1) R11914
(2) R001534

Position: Minister for the Environment and Sustainable Development

51. KOUROUMA, Théodore

Title: Police Captain

DOB: 13 May 1971

a.k.a: KOUROUMA, Siba

Passport Details: Service R0001204

Position: Attaché in the presidential private office

52. LAMA, Bamou

Title: Commandant

Position: Member of the CNDD

53. LOHALAMOU, Siba

Title: Colonel

DOB: 1 August 1962

Passport Details: R0001376

Position: Minister for Justice and Keeper of the Seals

54. LOUA, Alexandre, Cécé

DOB: 1 January 1956

Passport Details: (1) R0001757
(2) R 0000027 (Diplomatic)

Position: Minister for Foreign Affairs and Guineans Abroad

55. MANET, Aly

Position: 'Dadis Doit Rester' (Dadis Must Stay) movement

56. MARA, Kandia

Title: Police Lieutenant Colonel

a.k.a: MARA, Kandja

Passport Details: R0178636

Position: Member of the CNDD. Regional Director of Security in Labé

57. MARA, Mamadi

Title: Commandant

DOB: 1 January 1954

a.k.a: MARA, Mamady

Passport Details: R0001343

Position: Member of the CNDD

58. MARA, Sékou

Title: Colonel

DOB: 1957

Position: Member of the CNDD. Deputy Director of National Police

59. MATHOS, Alfred

Position: Audit and Surveillance Committee for Strategic Sectors of the State

60. ONIPOGUI, Alhassane, Siba

DOB: 31 December 1961

a.k.a: ONIPOGUI, Al-Hassane, Siba

Passport Details: (1) 5938

(2) R00003488

Position: Minister attached to the Presidency with responsibility for State control

61. PIVI, Jean-Claude

Title: Lieutenant

DOB: 1 January 1960

Position: Member of the CNDD. Minister with responsibility for presidential security

Other Information: Also referred to as COPLAN.

62. SAKO, Sékou

Title: Colonel

a.k.a: SAKO, Sékouba

Position: Member of the CNDD

63. SANDÉ, Mamadou

Title: Captain

DOB: 12 December 1969

Passport Details: R0003465

Position: Minister attached to the Presidency with responsibility for the economy and finances

64. SOUMAH, Louis, M'bemba

Position: Minister for Employment, Administrative Reform and the Civil Service

65. SYLLA, Mariame

Position: Minister for Decentralisation and Local Government

66. THIAM, Mamoudou

DOB: 4 October 1968

a.k.a: THIAM, Mahmoud

Passport Details: R0001758

Position: Minister for Mines and Energy

67. THIAM, Nouhou

Title: Commandant

DOB: 1960

Passport Details: 5180

Position: Inspector-General of the armed forces. CNDD spokesman

68. TOURÉ, Cheikh, Ahmed

Title: S-Lieutenant

Position: Member of the CNDD

69. TOURÉ, Fodeba

Title: Colonel

DOB: 7 June 1961

Passport Details: (1) R0003417

2) R0002132

Position: Governor of Kindia

Other Information: Former Minister for Youth, dismissed as Minister on 7 May 2009.

70. TOURÉ, Saa, Alphonse

Title: Captain

DOB: 3 June 1970

Position: Member of the CNDD

71. ZABATT, Moustapha

Title: Doctor

DOB: 6 February 1965

Position: Doctor and personal adviser to the President

HM Treasury

24/12/2009