



## Financial Sanctions Notice

13/02/2020

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### 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 entry has been amended and is still subject to an asset freeze:

Seka BALUKU (Group ID: 13813)

#### What you must do

3. 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 Office of Financial Sanctions Implementation (OFSI);
  - iv. report any findings to OFSI, together with any additional information that would facilitate compliance with the Regulation;
  - v. provide any information concerning the frozen assets of designated persons that OFSI may request. Information reported to OFSI may be passed on to other

regulatory authorities or law enforcement.

4. 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.
5. Failure to comply with financial sanctions legislation or to seek to circumvent its provisions is a criminal offence.

### **Legislative details**

6. On 13 February 2020 Council Implementing Regulation (EU) 2020/189 (“the Amending Regulation”) was published in the Official Journal of the European Union (O.J. L 40 I, 13.2.2020, p.1) by the Council of the European Union.
7. The Amending Regulation amended Annex I to the Regulation with effect from 13 February 2020.
8. The Amending Regulation reflects the decisions made on 6 February 2020 by the United Nations Security Council (UNSC) Committee established pursuant to Resolution 1533 (2004) to add 1 individuals to the UN Democratic Republic of the Congo list.
9. 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 7 February 2020 and issued Notice [https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/864400/Notice\\_DRC\\_UN\\_070220.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/864400/Notice_DRC_UN_070220.pdf). This EU Amending Notice supersedes that Notice.

### **Further Information**

10. A copy of the Amending Regulation can be obtained from the website of the Official Journal of the European Union:  
  
<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32020R0189&from=EN>
11. 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>

12. 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>.

13. 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>.

14. 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.

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

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

## **Enquiries**

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

Office of Financial Sanctions Implementation  
HM Treasury  
Horse Guards Road  
London  
SW1A 2HQ  
[ofsi@hmtreasury.gov.uk](mailto:ofsi@hmtreasury.gov.uk)

17. Media enquiries about how financial sanctions are implemented in the UK should be addressed to the Treasury Press Office on 020 7270 5238.

18. Media enquiries about the sanctions measures themselves should be addressed to the Foreign and Commonwealth Office Press Office on 020 7008 3100.

## ANNEX TO NOTICE

FINANCIAL SANCTIONS: DEMOCRATIC REPUBLIC OF THE CONGO

COUNCIL IMPLEMENTING REGULATION (EU) 2020/189

AMENDING ANNEX I TO COUNCIL REGULATION (EC) No 1183/2005

### AMENDMENT

#### Individual

1. **BALUKU, Seka**

**DOB:** --/--/1977. **a.k.a:** (1) KAJAJU, Mzee (2) LUMONDE (3) LUMU (4) MUSA  
**Nationality:** Uganda **Address:** Kajuju camp of Medina II, Beni territory, North Kivu, Democratic Republic of the Congo (last known location). **Position:** Overall leader of the Allied Democratic Forces (ADF) (CDe.001) **Other Information:** UN Ref: CDi.036. Longtime member of the ADF (CDe.001), Baluku used to be the second in command to ADF founder Jamil Mukulu (CDi.015) until he took over after FARDC military operation Sukola I in 2014. DOB is approximate. ~~(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:** 07/02/2020 **Last Updated:** ~~07/02/2020~~ 13/02/2020 **Group ID:** 13813.

Office of Financial Sanctions Implementation

HM Treasury

13/02/2020