



Charter of the United Nations Legislation Amendment Regulation 2013 (No. 2)

Select Legislative Instrument No. 185, 2013

I, Quentin Bryce AC CVO, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the *Charter of the United Nations Act 1945*.

Dated 25 July 2013

Quentin Bryce
Governor-General

By Her Excellency's Command

Bob Carr
Minister for Foreign Affairs

OPC60039 - A

1 Name of regulation

This regulation is the *Charter of the United Nations Legislation Amendment Regulation 2013 (No. 2)*.

2 Commencement

This regulation commences on the day after it is registered.

3 Authority

This regulation is made under the *Charter of the United Nations Act 1945*.

4 Schedule(s)

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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Schedule 1—Amendments

Charter of the United Nations (Sanctions — Côte d’Ivoire) Regulations 2008

1 Regulation 4

Insert:

Resolution 2045 means Resolution 2045 (2012) of the Security Council, adopted on 26 April 2012.

Resolution 2101 means Resolution 2101 (2013) of the Security Council, adopted on 25 April 2013.

2 Subregulation 9(5) (subparagraph (b)(iii) of the definition of authorised supply)

After “Resolution 1572”, insert “, Resolution 2045 and Resolution 2101”.

Charter of the United Nations (Sanctions — Libyan Arab Jamahiriya) Regulations 2011

3 Regulation 3

Insert:

Resolution 2095 means Resolution 2095 (2013) of the Security Council of the United Nations, adopted on 14 March 2013.

4 Subregulation 6(5) (subparagraph (b)(iii) of the definition of authorised supply)

After “Resolution 1970”, insert “, Resolution 2095”.

5 Paragraph 7(2)(a)

Repeal the paragraph, substitute:

- (a) is a supply of non-lethal military equipment that is:
 - (i) intended solely for humanitarian or protective use; or

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- (ii) intended solely for security or disarmament assistance to the Libyan authorities; or

6 Subregulation 9(5) (subparagraph (b)(iii) of the definition of *authorised service*)

After “Resolution 1970”, insert “, Resolution 2095”.

7 Paragraph 10(2)(a)

Repeal the paragraph, substitute:

- (a) consists of technical assistance and training that is related to the supply of non-lethal military equipment intended solely for humanitarian or protective use; or

8 Subparagraph 10(2)(b)(i)

Omit “subparagraph (a)(i)”, substitute “paragraph (a)”.

9 Paragraph 10(2)(c)

Repeal the paragraph, substitute:

- (c) consists of technical assistance or training, or financial or other assistance that is intended solely for security or disarmament assistance to the Libyan authorities.

***Charter of the United Nations (Sanctions — Somalia)
Regulations 2008***

10 Regulation 4

Insert:

Resolution 2093 means Resolution 2093 (2013) of the Security Council of the United Nations, adopted on 6 March 2013.

11 Subregulation 8(5) (subparagraph (b)(iii) of the definition of *authorised supply*)

Omit “and Resolution 2060”, substitute “, Resolution 2060 and Resolution 2093”.

12 Paragraph 9(2)(f)

Repeal the paragraph, substitute:

- (f) is solely for the support of, or use by, United Nations personnel, including:
 - (i) the United Nations Political Office for Somalia; or
 - (ii) a successor mission as authorised by paragraph 37 of Resolution 2093; or
- (g) is:
 - (i) solely for the development of the security forces of the Federal Government of Somalia, and to provide security for the Somali people; and
 - (ii) notified in advance to the Committee; or
- (h) is solely for the support of, or use by, AMISOM's strategic partners operating:
 - (i) solely under the African Union Strategic Concept of 5 January 2012; and
 - (ii) in cooperation and coordination with AMISOM; as authorised by paragraph 36 of Resolution 2093.

Note: AMISOM is the African Union Mission in Somalia.

13 Subregulation 10(4) (subparagraph (b)(iii) of the definition of *authorised service*)

Omit "and Resolution 1744", substitute " , Resolution 1744, Resolution 2060 and Resolution 2093".

14 Paragraph 11(2)(d)

Repeal the paragraph, substitute:

- (d) is solely for the support of, or use by, United Nations personnel, including:
 - (i) the United Nations Political Office for Somalia; or
 - (ii) a successor mission as authorised by paragraph 37 of Resolution 2093; or
- (e) is:
 - (i) solely for the development of the security forces of the Federal Government of Somalia, and to provide security for the Somali people; and

- (ii) notified in advance to the Committee; or
- (f) is solely for the support of, or use by, AMISOM's strategic partners operating:
 - (i) solely under the African Union Strategic Concept of 5 January 2012; and
 - (ii) in cooperation and coordination with AMISOM; as authorised by paragraph 36 of Resolution 2093.

Note: AMISOM is the African Union Mission in Somalia.

Charter of the United Nations (Sanctions — Sudan) Regulations 2008

15 Regulation 4 (paragraph (a) of the definition of *controlled asset*)

After “person”, insert “or entity”.

16 Regulation 4 (definition of *designated person*)

Repeal the definition.

17 Regulation 4

Insert:

designated person or entity means a person or entity designated by the Committee or the Security Council for the purposes of subparagraph 3(c) of Resolution 1591.

18 Subregulation 9(2) (table)

Repeal the table, substitute:

Persons	
Item	Person
1	Any non-governmental entity or individual operating in the territory of Darfur, including the states of North, South, East, West and Central Darfur
2	A party to the N'djamena Ceasefire Agreement
3	A belligerent in the territory of Darfur, including the states of North, South, East, West and Central Darfur

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19 Subregulation 9(3) (table)

Repeal the table, substitute:

Sanctioned supplies	
Item	Sanctioned supply
1	A supply for an authorised operation
2	A supply of non-lethal military equipment that is intended solely for humanitarian use, human rights monitoring or protective use
3	A supply of protective clothing that is temporarily exported to Sudan for the personal use of any of the following: (a) a member of the personnel of the United Nations; (b) a person engaged in human rights monitoring; (c) a representative of the media; (d) a humanitarian or development worker or an associated person
4	A supply of military equipment and supplies for use in the territory of Darfur, including the states of North, South, East, West and Central Darfur, that is approved in advance by the Committee in response to a request by the Government of Sudan

20 Subregulation 11(2) (table)

Repeal the table, substitute:

Persons	
Item	Person
1	Any non-governmental entity or individual operating in the territory of Darfur, including the states of North, South, East, West and Central Darfur
2	A party to the N'djamena Ceasefire Agreement
3	A belligerent in the territory of Darfur, including the states of North, South, East, West and Central Darfur

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