

OFFICE OF THE GOVERNOR-GENERAL

S.I. No. 99 of 2008

**THE INTERNATIONAL OBLIGATIONS
(ECONOMIC AND ANCILLARY MEASURES) ACT
(CHAPTER 16)**

**THE INTERNATIONAL OBLIGATIONS
(ECONOMIC AND ANCILLARY MEASURES) (DEMOCRATIC
REPUBLIC OF THE CONGO) ORDER, 2008**

The Governor-General, in exercise of the powers conferred by section 3 of the International Obligations (Economic and Ancillary Measures) Act, makes the following Order –

Citation.

1. This Order may be cited as the International Obligations (Economic and Ancillary Measures) (Democratic Republic of the Congo) Order, 2008.

Prohibition

on supply,
sale or

transfer of
military
equipment.

2. Subject to paragraph 4, no person in The Bahamas or no Bahamian outside The Bahamas shall directly or indirectly –

(a) supply, sell or transfer to non-governmental persons and entities in the Democratic Republic of the Congo, by way of a Bahamian registered vessel or aircraft, arms or related materiel; and

- (b) provide to non-governmental persons and entities in the Democratic Republic of the Congo, any assistance, advice or training related to military activities, including financial assistance.

**Freezing of
funds, other
financial
assets and
economic
resources.
Schedule.**

3. No funds, other financial assets and economic resources held in banks or financial institutions licensed in The Bahamas that are owned or controlled, directly or indirectly, by persons or entities listed in the Schedule or any additional person or entity designated by the Committee established by paragraph 8 of Security Council Resolution 1533 (2004) (“the Committee”) shall be made available to such persons or entities or any person or entity acting on their behalf or at their direction.

Exemption.

- 4. This Order does not –
 - (a) prohibit the supply, sale or transfer of arms and related materiel to the Government of the Democratic Republic of the Congo;
 - (b) prohibit the provision of assistance, advice or training related to military activities to the Government of the Democratic Republic of the Congo;

- (c) apply to the supplies of arms and related materiel and technical training and assistance intended solely for the support of or use by the United Nations Organization Mission in the Democratic Republic of the Congo (MONUC);
- (d) apply to protective clothing, including flack jackets and military helmets, temporarily exported into the Democratic Republic of the Congo by United Nations personnel, representatives of the media and humanitarian and development workers and associated personnel, for their personal use; and
- (e) apply to other supplies of non-lethal military equipment intended solely for humanitarian or protective use, and related technical assistance and training, as notified in advance to the Committee, pursuant to paragraph 5 of Security Council Resolution 1807 (2008).

Revocation of
S.I. No. 91
of 2004.

5. The International Obligations (Economic and Ancillary Measures) (Democratic Republic of Congo) Order, 2004 is hereby revoked.

SCHEDULE

(paragraph 3)

A. List of Individuals Designated by the Committee Established Pursuant to Paragraph 8 of Resolution 1533 (2004).

NAMES	ALIAS	DATE OF BIRTH/ PLACE OF BIRTH	PASSPORT/ IDENTIFYING INFORMATION	DESIGNATION/ JUSTIFICATION
BWAMBALE, Frank Kakolele	Frank Yakorere Frank Kakorere Bwambale			Former RCD-ML leader, exercising influence over policies and maintaining command and control over the activities of RCD-ML forces, one of the armed groups and militias referred to in paragraph 20 of resolution 1493 (2003), responsible for trafficking of arms, in violation of the arms embargo.
KIKWAVU BIKANDZ, Jérôme	Jérôme Kakwavu		Congolese Known as: 'Commandant Jérôme'	Former President of UCD/FAPC. FAPC's control of illegal border posts between Uganda and the DRC - a key transit route for arms flows. As President of the FAPC, he exercises influence over policies and maintains command and control over the activities of FAPC forces, which have been involved in arms trafficking and, consequently, in violations of the arms embargo. Given the rank of General in the FARDC in December 2004.
KATANGA, Germain			Congolese Under house arrest in Kinshasa from March 2005 for FRPI involvement in human rights abuses. Surrendered by the Government of the DRC to the International Criminal Court on 18 October 2007.	FRPI chief. Appointed General in the FARDC in December 2004. Involved in weapons transfers, in violation of the arms embargo.

NAMES	ALIAS	DATE OF BIRTH/ PLACE OF BIRTH	PASSPORT/ IDENTIFYING INFORMATION	DESIGNATION/ JUSTIFICATION
LUBANGA, Thomas		Ituri	Congolese Arrested in Kinshasa from March 2005 for UPC/L involvement in human rights abuses violations.	President of the UPC/L, one of the armed groups and militias referred to in paragraph 20 of resolution 1493 (2003), involved in the trafficking of arms, in violation of the arms embargo.
MANDRO, Khawa Panga	Kawa Panga Kawa Panga Mandro Kawa Mandro Yves Andoul Karim Mandro Panga Kahwa Yves Khawa Panga Mandro	20 August 1973, Bunia	Congolese Known as: "Chief Kahwa" "Kawa"	Ex-President of RUSIC, one of the armed groups and militia referred to in paragraph 20 of resolution 1493 (2003) involved in arms trafficking, in violation of the arms embargo. In prison in Bunia since 04/05 for sabotage of the Ituri peace process.
MPAMO, Iruta Douglas	Mpamo Douglas Iruta Mpamo	28 December 1965, Bashali, Masisi 29 December 1965, Goma, DRC (formerly Zaire)	Congolese Based in Goa Address: Bid Kanyamuhanga 52, Goma	Owner/Manager of the Compagnie Aeriennne des Grands Lacs and of Great Lakes Business Company, whose aircraft were used to provide assistance to armed groups and militias referred to in paragraph 20 of resolution 1493 (2003). Also responsible for disguising information on flights and cargo apparently to allow for the violation of the arms embargo.
MUDACUMURA, Sylvestre			Rwandan Known as: "Radja" "Mupenzi Bernard" "General Major Mupenzi"	FDLR Commander, exercising influence over policies, and maintaining command and control over the activities of FDLR forces, one of the armed groups and militias referred to in paragraph 20 of resolution 1493 (2003), involved in trafficking of arms, in violation of the arms embargo.

NAMES	ALIAS	DATE OF BIRTH/ PLACE OF BIRTH	PASSPORT/ IDENTIFYING INFORMATION	DESIGNATION/ JUSTIFICATION
MURWANASHY-AKA, Dr. Ignace	Ignace	14 May 1963, Butera (Rwanda) Ngoma, Butera (Rwanda)	Rwandan Resident in Germany	President of FDLR, exercising influence over policies, and maintaining command and control over the activities of FDLR forces, one of the armed groups and militias referred to in paragraph 20 of resolution 1493 (2003), involved in trafficking of arms, in violation of the arms embargo.
MUSONI, Straton	IO Musoni	6 April 1961 (possibly 4 June 1961) Mugambazi, Kigali, Rwanda	Rwandan passport expired on 10 September 2004 Resident in Neuffen, Germany	1 st Vice President of Forces Démocratiques de Libération du Rwanda (FDLR) in Europe. Through his leadership of the FDLR, a foreign armed group operating in the DRC, Musoni is impeding the disarmament and voluntary repatriation or resettlement of combatants belonging to those groups, in breach of resolution 1649 (2005).
MUTEBUTSI, Jules	Jules Mutebusi Jules Mutebuzi	South Kivu	Congolese (South Kivu) Currently detained in Rwanda. Known as: "Colonel Mutebutsi"	Former FARDC Deputy Military Regional Commander of 10 th MR in April 2004, dismissed for indiscipline and joined forces with other renegade elements of former RCD-G to take town of Bukavu in May 04 by force. Implicated in the receipt of weapons outside of FARDC structures and provision of supplies to armed groups and militia mentioned in paragraph 20 of resolution 1493 (2003), in violation of the arms embargo.
NGUDJOLO, Matthieu Cui	Cui Ngudjolo		'Colonel' or 'General'	FNI Chief of Staff and former Chief of Staff of the FRPI, exercising influence over policies and maintaining command and control the activities of FRPI forces, one of the armed groups and militias referred to in paragraph 20 of resolution 1493 (2003), responsible for trafficking of arms, in violation of the arms embargo. Arrested by MONUC in Bunia in October 2003.
NJABU, Floribert Njabu	Floribert Njabu Floribert Ndjabu Floribert Njabu Ndjabu		Arrested and placed under house arrest in Kinshasa from March 2005 for FNI involvement in human rights abuses.	President of FNI, one of the armed groups and militias referred to in paragraph 20 of resolution 1493 (2003), involved in the trafficking of arms, in violation of the arms embargo.

NAMES	ALIAS	DATE OF BIRTH/ PLACE OF BIRTH	PASSPORT/ IDENTIFYING INFORMATION	DESIGNATION/ JUSTIFICATION
NKUNDA, Laurent	Laurent Nkunda Bwatare Laurent Nkundabatware Laurent Nkunda Mahoro Batware Laurent Nkunda Batware	6 February 1967 North Kivu/ Rutshuru 2 February 1967	Congolese Currently unlocated. Sightings in Rwanda and Goma. Known as: "General Nkunda"	Former RCD-G General. Joined forces with other renegade elements of former RCD-G to take Bukavu in May 04 by force. In receipt of weapons outside of FARDC in violation of the arms embargo. Founder, National Congress for the People's Defense, 2006; Senior Officer, Rally for Congolese Democracy-Goma (RCD-G), 1998-2006; Officer Rwandan Patriotic Front (RPF), 1992-1998.
NYAKUNI, James			Ugandan	Trade partnership with Commandant Jerome, particularly smuggling across the DRC/Uganda border, including suspected smuggling of weapons and military material in unchecked trucks. Violation of the arms embargo and provision of assistance to armed groups and militia referred to in paragraph 20 of resolution 1493 (2003), including financial support that allows them to operate militarily.
OZIA HAZIO, Dieudonné	Ozia Mazio	6 June 1949, Ariwara	Congolese Known as: 'Omari' 'Mr Omari'	President of FEC in Açu territory. Financial schemes with Commandant Jerome and FAPC and smuggling across the DRC/Uganda border, allowing supplies and cash to be made available to Commandant Jerome and his troops. Violation of the arms embargo, including by providing assistance to armed groups and militia referred to in paragraph 20 of resolution 1493 (2003).
TAGANDA, Bosco	Bosco Ntaganda Bosco Ntaganda		Congolese Known as: 'Terminator' 'Major'	UPC/L military commander, exercising influence over policies and maintaining command and control over the activities of UPC/L, one of the armed groups and militias referred to in paragraph 20 of resolution 1493 (2003), involved in the trafficking of arms, in violation of the arms embargo. He was appointed General in the FARDC in December 2004 but refused to accept the promotion, therefore remaining outside of the FARDC.

COMPANY NAMES	ALIAS	ADDRESS	IDENTIFYING INFORMATION	DESIGNATION/ JUSTIFICATION
BUTEMBO AIRLINES (BAL)		Butembo, DRC	Privately-owned airline, operates out of Butembo	Kisoni Kambale (deceased on 5 July 2007 and subsequently de-listed on 24 April 2008) used his airline to transport FNI gold, rations and weapons between Mongwalu and Butembo. This constitutes 'provision of assistance' to illegal armed groups in breach of the arms embargo of resolutions 1493 (2003) and 1596 (2005).
CONGOCOM TRADING HOUSE		Butembo, DRC Tel: +253 (0) 99 983 794	Gold trading house in Butembo	CONGOCOM was owned by Kisoni Kambale (deceased on 5 July 2007 and subsequently de-listed on 24 April 2008). Kambale acquired almost all the gold production in the Mongwalu district, which is controlled by the FNI. The FNI derive substantial income from taxes imposed on this production. This constitutes 'provision of assistance' to illegal armed groups in breach of the arms embargo of resolutions 1493 (2003) and 1596 (2005).
COMPAGNIE AERIENNE DES GRANDS LACS (CAGL) GREAT LAKES BUSINESS COMPANY (GLBC)			CAGL Avenue Président Mobutu Goma, DRC (CAGL also has an office in Gisenyi, Rwanda) GLBC, PO Box 315, Goma, DRC (GLBC also has an office in Gisenyi, Rwanda)	CAGL and GLBC are companies owned by Douglas MPAMO, an individual already subject to sanctions under resolution 1596 (2005). CAGL and GLBC were used to transport arms and ammunition in violation of the arms embargo of resolutions 1493 (2003) and 1596 (2005).
MACHANGA		Kampala, Uganda	Gold export company in Kampala (Director: Mr. Rajual)	MACHANGA bought gold through a regular commercial relationship with traders in the DRC tightly linked to militias. This constitutes 'provision of assistance' to illegal armed groups in breach of the arms embargo of resolutions 1493 (2003) and 1596 (2005).

COMPANY NAMES	ALIAS	ADDRESS	IDENTIFYING INFORMATION	DESIGNATION/ JUSTIFICATION
TOUS POUR LA PAIX ET LE DEVELOPEMENT (NGO)	TPD	Goma, North Kivu		Implicated in violation of the arms embargo, by providing assistance to RCD-G, particularly in supplying trucks to transport arms and troops, and also by transporting weapons to be distributed to parts of the population in Masisi and Rutshuru, North Kivu, in early 2005.
UGANDA COMMERCIAL IMPEX (UCI) LTD		Fajoka Street Kisemente Kampala, Uganda Tel.: +256 41 533 578/9; Alternative address: PO Box 22705 Kampala, Uganda	Gold export company in Kampala	UCI bought gold through a regular commercial relationship with traders in the DRC tightly linked to militias. This constitutes 'provision of assistance' to illegal armed groups in breach of the arms embargo of resolutions 1493 (2003) and 1596 (2005).

Made this 18th day of November, 2008.

Signed
ARTHUR D. HANNA
Governor-General