



Security Council

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Security Council Committee established pursuant to resolution [2206 \(2015\)](#) concerning South Sudan

Note verbale dated 15 December 2020 from the Permanent Mission of Germany to the United Nations addressed to the Chair of the Committee

The Permanent Mission of the Federal Republic of Germany to the United Nations has the honour to transmit herewith the report on the steps taken by the Federal Republic of Germany to implement resolution [2206 \(2015\)](#) concerning South Sudan in accordance with paragraph 17 of that resolution (see annex).



Annex to the note verbale dated 15 December 2020 from the Permanent Mission of Germany to the United Nations addressed to the Chair of the Committee

Report of Germany on the implementation of Security Council resolution 2206 (2015) and 2428 (2018)

Germany and the other States members of the European Union have jointly implemented the restrictive measures against South Sudan provided for in paragraphs 9 and 12 of Security Council resolution 2206 (2015), as well as in paragraph 4 of resolution 2428 (2018), by adopting the following common framework:

Council Decision (CFSP) 2015/740 of 7 May 2015 concerning restrictive measures in view of the situation in South Sudan and repealing Decision 2014/449/CFSP, last amended through Council Implementing Decision (CFSP) 2019/1211 of 15 July 2019 implementing Decision (CFSP) 2015/740 concerning restrictive measures in view of the situation in South Sudan.

The measures prescribed in Council Decision (CFSP) 2015/740 are implemented through the following European Union regulations:

(a) Article 6 (1) (d), of Regulation (EU) 2016/399 of the European Parliament and of the Council of 9 March 2016 on a Union Code on the rules governing the movement of persons across borders (Schengen Borders Code), last amended by Regulation (EU) 2019/817 of the European Parliament and of the Council of 20 May 2019, implementing the restrictive measure set out in paragraph 9 of resolution 2206 (2015);

(b) Council Regulation (EU) 2015/735 of 7 May 2015 concerning restrictive measures in respect of the situation in South Sudan, and repealing Regulation (EU) No. 748/2014, last amended by Council Implementing Regulation (EU) 2019/1208 of 15 July 2019 implementing article 20 (3) of Regulation (EU) 2015/735 concerning restrictive measures in respect of the situation in South Sudan, implementing the restrictive measure set out in paragraph 12 of resolution 2206 (2015).

The above-mentioned European Union regulations are binding in their entirety and directly applicable in all States members of the European Union.

In addition, the arms embargo prescribed in Council Decision (CFSP) 2015/740 is implemented under German national law, through which violations of the arms embargo and of the other restrictive measures implemented through the above-mentioned Council Regulations are subject to criminal liability and administrative offence procedures. Those provisions are contained in the following legislation:

(a) Sections 74 and 75 of the Federal Foreign Trade and Payments Ordinance implementing the restrictive measure as set out in paragraph 4 of resolution 2428 (2018);

(b) Sections 17, 18 and 19 of the Federal Foreign Trade and Payments Act and sections 80, 81 and 82 of the Federal Foreign Trade and Payments Ordinance penalizing infringements of Council Regulation (EU) 2015/735 of 7 May 2015 and the Federal Foreign Trade and Payments Ordinance.