

May 07, 2019

Dear CDS Elements,

In continuation to the Securities and Exchange Commission of Pakistan (SECP) emails, please find enclosed S.R.O. 483(I)/2019 dated 23 April 2019 for your information and necessary action as stated in the attached notification.

Regards,

Junaid Shekha

Acting Chief Compliance Officer



**EXTRAORDINARY
PUBLISHED BY AUTHORITY**

ISLAMABAD, TUESDAY, APRIL 23, 2019

**Part II
Statutory Notifications (S.R.O.)**

Government of Pakistan
MINISTRY OF FOREIGN AFFAIRS

ORDER

Islamabad the 23 April, 2019

S.R.O. 483(I)/2019 dated 23 April 2019 – WHEREAS the United Nations Security Council vide its Resolutions Nos. 1267(1999), 1333 (2000), 1373 (2001), 1390 (2002), 1455 (2003), 1526 (2004), 1617 (2005), 1735 (2006), 1822 (2008), 1904 (2009), 1988 (2011), 1989 (2011), 2082 (2012), 2083 (2012), 2133 (2014), 2160 (2014), 2161 (2014) 2170(2014), 2178(2014), 2199 (2015), 2253 (2015) and 2368 (2017) has directed to apply travel restrictions, arms embargo and to freeze the funds and other financial resources of certain individuals and entities;

2. AND WHEREAS through paragraph 1 of United Nations Security Council resolution 2368 (2017) adopted under Chapter VII of the United Nations Charter, the United Nations Security Council has decided that all States shall take the following measures as previously imposed by paragraph 8 (c) of resolution 1333 (2000), paragraphs 1 and 2 of resolution 1390 (2002), and paragraphs 1 and 4 of resolution 1989 (2011), with respect to ISIL (also known as Da'esh), Al-Qaida, and associated individuals, groups, undertakings and entities:

Asset Freeze

(a) Freeze without delay the funds and other financial assets or economic resources of these individuals, groups, undertakings and entities, including funds derived from property owned or controlled directly or indirectly, by them or by persons acting on their behalf or at their direction, and to ensure that neither these nor any other funds, financial assets or economic resources are

made available, directly or indirectly for such persons' benefit, by their nationals or by persons within their territory; and no person shall make donations to individuals and entities designated by the Committee or those acting on behalf of or at the direction of the designated entities.

Travel Ban

(b) Prevent the entry into or transit through their territories of these individuals, provided that nothing in this paragraph shall oblige any State to deny entry or require the departure from its territories of its own nationals and this paragraph shall not apply where entry or transit is necessary for the fulfilment of a judicial process or the Committee determines on a case-by-case basis only that entry or transit is justified;

Arms Embargo

(c) Prevent the direct or indirect supply, sale, or transfer to these individuals, groups, undertakings and entities from their territories or by their nationals outside their territories, or using their flag vessels or aircraft, of arms and related materiel of all types including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned, and technical advice, assistance or training related to military activities;

3. AND WHEREAS through paragraph 13 of United Nations Security Council resolution 2368 (2017) adopted under Chapter VII of the United Nations Charter, the United Nations Security Council reiterated that all States shall ensure that their nationals and persons in their territory not make available economic resources to ISIL, Al-Qaida, and associated individuals, groups, undertakings, and entities, *recalls also* that this obligation applies to the direct and indirect trade in oil and refined oil products, modular refineries, and related material including chemicals and lubricants, and other natural resources, and *comply* with their obligation to ensure that their nationals and persons within their territory do not make donations to individuals and entities designated by the Committee or those acting on behalf of or at the direction of designated individuals or entities;

4. AND WHEREAS the United Nations (Security Council) Act, 1948 (XIV of 1948) enjoins upon the Federal Government to apply certain measures for giving effect to the decisions of the United Nations Security Council;

5. AND WHEREAS the Ministry of Foreign Affairs issues S.R.O.s under the UN Security Council Act 1948 (XIV of 1948) to apply certain measures for giving effect to the decisions of the UN Security Council and to reflect changes / updates made by the 1267/1989/2253 ISIL (Da'esh) and Al-Qaida Sanctions Committee to the list of individuals / entities subject to these measures;

6. AND WHEREAS the Ministry of Foreign Affairs has so far issued 340 S.R.Os to date in this regard;

7. NOW, THEREFORE, in exercise of the powers conferred by Section 2 of the United Nations (Security Council) Act, 1948 (XIV of 1948), the Federal Government is pleased to order that the Resolution 2368 (2017) be fully implemented including in particular that individuals and entities listed in the Annex to this order reflecting the updates made by the 1267/1989/2253 ISIL (Da'esh) and Al-Qaida Sanctions Committee of the United Nations Security Council till date, shall stand subjected to the asset freeze, travel ban and arms embargo in accordance with the aforesaid resolutions and as mentioned in paragraph 2 above;

8. NOW THEREFORE, the Annex to this order contains **removal of one entry** to 1267/1989/2253 ISIL (Da'esh) and Al-Qaida Sanctions Committee of the UN Security Council as of 23 April 2019, the assets freeze, travel ban and arms embargo set out in paragraph 1 of Security Council resolution 2368 (2017) and adopted under Chapter VII of the Charter of the Charter of the United Nations, accordingly **no longer apply to this entry**;

Delisting and Exemptions Procedure

9. AND WHEREAS through paragraph 53 of United Nations Security Council resolution 2253 (2015) adopted under Chapter VII of the United Nations Charter, the United Nations Security Council has decided that all States are required to take all possible measures, in accordance with their domestic laws and practices, to notify or inform in a timely manner the listed individual or entity of the listing as provided in the relevant resolutions, the Committee's procedures for considering delisting requests, including the possibility of submitting such a request to the Ombudsperson in accordance with paragraph 43 of resolution 2083 (2012) and the provisions of resolution 1452 (2002) regarding available exemptions, including the possibility of submitting such requests through the Focal Point mechanism. Details of the procedure for delisting and exemptions is available on following links:

http://www.mofa.gov.pk/documents/sro/Delisting_Procedure_Alqaida.pdf

<http://www.mofa.gov.pk/documents/sro/Exemptions.pdf>

Annexure

On **22 April 2019**, the entry specified below was removed from the ISIL (Da'esh) and Al-Qaida Sanctions List. The entry was deleted after the Committee concluded its consideration of the delisting request for this name submitted by the designating State following the 2017 Annual Review conducted in accordance with paragraphs 80 and 81 of resolution 2253 (2015).

The assets freeze, travel ban, and arms embargo set out in paragraph 1 of Security Council resolution 2368 (2017) and adopted under Chapter VII of the Charter of the Charter of the United Nations, accordingly no longer apply to this entry.

A. Individuals

QDi.160 Name: 1: FETHI 2: BEN HASSEN 3: BEN SALEM 4: AL-HADDAD Name (original script): فتيحي بن حسن بن سالم الحداد

Title: na Designation: na DOB: a) 28 Jun. 1963 b) 28 Mar. 1963 POB: Tataouene, Tunisia Good quality a.k.a.: a) Fethi ben Assen Haddad b) Fathy Hassan al Haddad Low quality a.k.a.: na

Nationality: Tunisia Passport no: Tunisian number L183017, issued on 14 Feb. 1996 (expired on 13 Feb. 2001) National identification no: na Address: a) Number 184 Via FulvioTesti – Cinisello Balsamo (MI), Italy b) Number 1 Via Porte Giove – Mortara (PV), Italy (Domicile) Listed on: 17 Mar. 2004 (amended on 26 Nov. 2004, 20 Dec. 2005, 21 Dec. 2007, 25 Jan. 2010, 16 May 2011) Other information: Italian Fiscal Code: HDDFTH63H28Z352V. Review pursuant to Security Council resolution 1822 (2008) was concluded on 30 Jul. 2009. INTERPOL-UN Security Council Special Notice web link:
<https://www.interpol.int/en/notice/search/un/1417054>

**Sd/
(Ahmad Farooq)
Director General (CT)
Ministry of Foreign Affairs**