



## Security Council

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### Security Council Committee established pursuant to resolution [1718 \(2006\)](#)

#### **Note verbale dated 22 March 2019 from the Permanent Mission of Denmark to the United Nations addressed to the Chair of the Committee**

The Permanent Mission of Denmark to the United Nations presents its compliments to the Chair of the Committee established pursuant to resolution [1718 \(2006\)](#), Christoph Heusgen, and has the honour to transmit herewith the national midterm report of Denmark on the implementation of Security Council resolution [2397 \(2017\)](#) (see annex).



**Annex to the note verbale dated 22 March 2019 from the  
Permanent Mission of Denmark to the United Nations addressed  
to the Chair of the Committee**

**Report of Denmark on the implementation of Security Council  
resolution 2397 (2017)**

Denmark and the other States members of the European Union have jointly, continuously and effectively implemented the restrictive measures against the Democratic People's Republic of Korea imposed by the Security Council in its resolution 2397 (2017) by taking a wide range of measures.<sup>1</sup> In addition, Denmark has previously submitted reports on these implementation measures.

As indicated in the present report, Denmark aims to meet the obligations pursuant to paragraph 8 of resolution 2397 (2017), in which the Security Council decided that Member States should repatriate to the Democratic People's Republic of Korea all nationals of that country earning income in a Member State's jurisdiction and all government safety oversight attachés from the Democratic People's Republic of Korea monitoring workers abroad from that country immediately but no later than 24 months from the date of adoption of resolution 2397 (2017), unless the Member State determined that a national of the Democratic People's Republic of Korea was a national of that Member State or a national of the Democratic People's Republic of Korea whose repatriation was prohibited, subject to applicable national and international law, including international refugee law and international human rights law, and the United Nations Headquarters Agreement and the Convention on the Privileges and Immunities of the United Nations.

The Security Council further decided that Member States should provide a midterm report by 15 months from the date of adoption of resolution 2397 (2017) on 22 December 2017, of all nationals of the Democratic People's Republic of Korea earning income in a Member State's jurisdiction that were repatriated over the 12-month period starting from 22 December 2017, including an explanation of why less than half of such nationals of the Democratic People's Republic of Korea were repatriated by the end of that 12-month period if applicable.

**Methodology**

In order to provide the necessary data for the present report with regard to the applicable legal frameworks and national records, the competent Danish authorities have:

- (a) Reviewed the relevant provisions of the Danish Aliens Act (Consolidated Act No. 239 of 10 March 2019);
- (b) Conducted a search in the relevant registers as well as a manual review and ex-post examination of income registrations and registered residence permits for the period 2008–2018 in the immigration authorities' case processing systems, the civil registration system and the e-income system;
- (c) Conducted a search in the police case handling system.

It should be observed that the findings contained in the present report are subject to uncertainty, as the police and immigration systems are construed as archive and case management systems, and consequently not as actual statistics systems. In

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<sup>1</sup> All common measures are published in the *Official Journal of the European Union*.

addition, it should be noted that it has not been possible to extract data for residence permits issued earlier than 2008.

**Nationals of the Democratic People's Republic of Korea repatriated from Denmark**

On the basis of the methodology described above, it is the assessment of the Danish authorities that no nationals of the Democratic People's Republic of Korea have been repatriated from Denmark since the adoption of the resolution on 22 December 2017.

**Ongoing efforts towards repatriating nationals of the Democratic People's Republic of Korea earning income in Denmark**

Denmark has identified a very limited number of persons that may be subject to paragraph 8 of resolution [2397 \(2017\)](#). The majority of the residence permits of these persons are granted on the basis of an asylum right of residence. It should be noted that some of these persons have subsequently been registered as South Korean nationals.

The competent Danish authorities are working to review the circumstances relating to the identified foreign persons in Denmark in order to assess whether they are subject to the obligation under paragraph 8 of resolution [2397 \(2017\)](#).

**Final remarks**

Denmark confirms the aim of completing any necessary repatriations by 22 December 2019. Denmark will review and assess the individual cases of the identified foreigners, who may be North Korean nationals residing and earning income in Denmark, in order to withdraw their residence permit and secure subsequent repatriation, should this be required under paragraph 8 of resolution [2397 \(2017\)](#).

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