



# Security Council

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

### **Note verbale dated 20 March 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 submit herewith the final report of Germany on the implementation of paragraph 8 of Security Council resolution [2397 \(2017\)](#) (see annex).



**Annex to the note verbale dated 20 March 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 2397 (2017)**

Germany and the other States members of the European Union have jointly implemented the restrictive measures against the Democratic People's Republic of Korea provided for in paragraph 8 of Security Council resolution 2397 (2017) by adopting Council Decision (CFSP) 2018/293 of 26 February 2018, amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea.<sup>1</sup> The Council Decision, inter alia, stipulated that Member States should repatriate to the Democratic People's Republic of Korea all nationals of that country earning income in that 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 21 December 2019, 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 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.

To give effect to the Council Decision, Germany has reviewed the pertinent data and information available to the competent authorities for issuing visas and residence and work permits to nationals of the Democratic People's Republic of Korea and for registering foreigners in Germany and other authorities with pertinent information. On the basis of that information, the competent authorities in Germany, at municipal, state and federal levels, have reviewed all individual cases of nationals of the Democratic People's Republic of Korea registered in Germany.

As a result of the review, Germany is in a position to confirm that, as at 22 December 2019, the competent authorities had not identified any nationals of the Democratic People's Republic of Korea present in Germany and subject to the repatriation obligation under paragraph 8 of Security Council resolution 2397 (2017).

In addition, Germany would like to confirm and update the information provided in its midterm report of 22 March 2019 (S/AC.49/2019/6):

(a) Based on the current review, there are no government safety oversight attachés from the Democratic People's Republic of Korea or workers from that country monitored by such government safety oversight attachés in Germany;

(b) Since at least 2014, the German Embassy in Pyongyang has issued no visas to nationals of the Democratic People's Republic of Korea permitting them to work for remuneration. The policy of Germany of not issuing visas to nationals of the Democratic People's Republic of Korea to work for remuneration will remain unchanged, in line with Security Council resolutions 2375 (2017) and 2397 (2017);

(c) As a result of the case-by-case review undertaken, the statistics on the number of nationals of the Democratic People's Republic of Korea registered in Germany have been updated. The number of 862 reported in Germany's midterm report on the implementation of Security Council resolution 2397 (2017) has been revised to 502 as at 31 December 2019. The changes are partly due to the fact that

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

nationals of the Republic of Korea were falsely registered as nationals of the Democratic People's Republic of Korea and partly due to the fact that persons registered as nationals of the Democratic People's Republic of Korea had, in fact, left the country;

(d) Germany is in a position to confirm that, as at 22 December 2019, none of the remaining nationals of the Democratic People's Republic of Korea in Germany were identified as being subject to the repatriation obligation under paragraph 8 of Security Council resolution [2397 \(2017\)](#).

Germany underlines that it remains strongly committed to fully implementing all restrictive measures decided by the Security Council. Germany has set up a monitoring mechanism to ensure that all competent authorities at the municipal, state and federal levels will continue to ensure that there are no nationals of the Democratic People's Republic of Korea subject to the repatriation obligation under paragraph 8 of Security Council resolution [2397 \(2017\)](#) present in Germany.

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