



Security Council

Distr.: General
11 February 2020

Original: English

Germany and United Kingdom of Great Britain and Northern Ireland: draft resolution

The Security Council,

Recalling the arms embargo, travel ban, assets freeze and measures concerning illicit oil exports which were imposed and modified by resolutions [1970 \(2011\)](#) and [2146 \(2014\)](#), and modified by subsequent resolutions including, [2441 \(2018\)](#) and [2473 \(2019\)](#), and that the mandate of the Panel of Experts established by paragraph 24 of resolution [1973 \(2011\)](#) and modified by subsequent resolutions was extended until 15 February 2020 by resolution [2441 \(2018\)](#),

Reaffirming its strong commitment to the sovereignty, independence, territorial integrity and national unity of Libya,

Reiterating its request that all Member States support fully the efforts of the Special Representative of the Secretary-General, and its call on Member States to use their influence with the parties to bring about a ceasefire and a Libyan-led and Libyan-owned inclusive political process,

Underscoring the importance of ensuring that existing measures are fully implemented and that violations are reported to the United Nations Sanctions Committee, and *recalling* in that regard that individuals or entities engaging in, or providing support for, acts that threaten the peace, stability or security of Libya may be designated for targeted sanctions,

Reaffirming that all parties must comply with their obligations under international humanitarian law and international human rights law, as applicable, and *emphasising* the importance of holding accountable those responsible for violations or abuses of human rights or violations of international humanitarian law, including those involved in attacks targeting civilians,

Expressing its concern that the illicit export of petroleum, including crude oil and refined petroleum products, from Libya undermines the Government of National Accord (GNA) and National Oil Corporation and poses a threat to the peace, security and stability of Libya, and *noting* with concern the reports of the illicit import of petroleum, including crude oil and refined petroleum products to Libya,

Recalling that providing support for armed groups or criminal networks through the illicit exploitation of crude oil or any other natural resources in Libya may constitute acts that threaten the peace, stability and security of Libya,

Further reiterating its concern about activities which could damage the integrity and unity of Libyan State financial institutions and the National Oil Corporation



(NOC), and stressing the need for the Government of National Accord to exercise sole and effective oversight over the National Oil Corporation, the Central Bank of Libya, and the Libyan Investment Authority as a matter of urgency, without prejudice to future constitutional arrangements pursuant to the Libyan Political Agreement,

Recalling resolution [2259 \(2015\)](#) which called on Member States to cease support to and official contact with parallel institutions outside of the Libyan Political Agreement, as stipulated therein,

Recalling that international law, as reflected in the United Nations Convention on the Law of the Sea of 10 December 1982, sets out the legal framework applicable to activities in the oceans and seas,

Further recalling resolutions [2292 \(2016\)](#), [2357 \(2017\)](#), [2420 \(2018\)](#) and [2473 \(2019\)](#) which in relation to the implementation of the arms embargo authorise, for the period of time specified by those resolutions, the inspection on the high seas off the coast of Libya of vessels bound to or from Libya believed to be carrying arms or related materiel in violation of relevant Security Council resolutions, and the seizure and disposal of such items provided that Member States make good faith efforts to first obtain the consent of the vessel's flag State prior to any inspections while acting in accordance with those resolutions,

Determining that the situation in Libya continues to constitute a threat to international peace and security,

Acting under Chapter VII of the Charter of the United Nations,

Prevention of Illicit Exports of Petroleum, including Crude Oil and Refined Petroleum Products

1. *Condemns* attempts to illicitly export petroleum, including crude oil and refined petroleum products, from Libya, including by parallel institutions which are not acting under the authority of the Government of National Accord;

2. *Decides* to extend until 30 April 2021 the authorisations provided by and the measures imposed by resolution [2146 \(2014\)](#), as amended by paragraph 2 of resolution [2441 \(2018\)](#) and to modify the designation period in paragraph 11 of resolution [2146 \(2014\)](#) to be one year, which may be renewed by the Committee;

3. *Welcomes* the appointment by the Government of National Accord and notification to the Committee established pursuant to paragraph 24 of resolution [1970 \(2011\)](#) (the Committee) of a focal point responsible for communication with the Committee with respect to the measures in resolution [2146 \(2014\)](#), *reiterates* its request that the focal point inform the Committee of any vessels transporting petroleum, including crude oil and refined petroleum products, illicitly exported from Libya, and urges the Government of National Accord to work closely with the National Oil Company in that regard, and to provide regular updates to inform the Committee on ports, oil fields, and installations that are under its control, and to inform the Committee about the mechanism used to certify legal exports of petroleum, including crude oil and refined petroleum products, and *requests* that the Panel of Experts closely follow and report to the Committee any information relating to the illicit export from or illicit import to Libya of petroleum, including crude oil and refined petroleum products;

4. *Calls* on the Government of National Accord, on the basis of any information regarding such exports or attempted exports, to expeditiously contact the concerned vessel's flag State, in the first instance, to resolve the issue and directs the Committee to immediately inform all relevant Member States about notifications to the Committee from the Government of National Accord's focal point regarding

vessels transporting petroleum, including crude oil and refined petroleum products, illicitly exported from Libya;

Effective Oversight of the Financial Institutions

5. *Requests* that the Government of National Accord confirm to the Committee as soon as it exercises sole and effective oversight over the National Oil Corporation, the Central Bank of Libya, and the Libyan Investment Authority;

Arms Embargo

6. *Calls* for full compliance by all Member States with the arms embargo, and further calls on all Member States not to intervene in the conflict or take measures that exacerbate the conflict and reiterates that individuals and entities determined by the Committee to have violated the provisions of resolution 1970 (2011), including the arms embargo, or assisted others in doing so, are subject to designation;

7. *Calls* upon the Government of National Accord to improve the implementation of the arms embargo, including at all entry points, as soon as it exercises oversight, and calls upon all Member States to cooperate in such efforts;

Travel Ban and Asset Freeze

8. *Calls* on Member States, particularly those in which designated individuals and entities are based as well as those in which their assets frozen under the measures are suspected to be present, to report to the Committee on the actions they have taken to implement effectively the travel ban and asset freeze measures in relation to all individuals on the sanctions list;

9. *Reiterates* that all States shall take the necessary measures to prevent entry into or transit through their territories of all persons as designated by the Committee, in accordance with paragraphs 15 and 16 of resolution 1970, as modified by paragraphs 11 of resolution 2213 (2015), 11 of resolution 2362 (2017) and 11 of resolution 2441 (2018) and this resolution and *calls upon* the Government of National Accord to enhance cooperation and information sharing with other States in this regard;

10. *Reaffirms* its intention to ensure that assets frozen pursuant to paragraph 17 of resolution 1970 (2011) shall at a later stage be made available to and for the benefit of the Libyan people and taking note of the letter circulated as document S/2016/275, *affirms* the Security Council's readiness to consider changes, when appropriate, to the asset freeze at the request of the Government of National Accord;

Panel of Experts

11. *Decides* to extend until 15 May 2021 the mandate of the Panel of Experts (the Panel), established by paragraph 24 of resolution 1973 (2011) and modified by resolutions 2040 (2012), 2146 (2014), 2174 (2014), and 2213 (2015), and 2441 (2018), decides that the Panel's mandated tasks shall remain as defined in resolution 2213 (2015) and shall also apply with respect to the Measures updated in this resolution, *expresses* its intent to review the mandate and take appropriate action regarding further extension no later than 15 April 2021;

12. *Decides* that the Panel shall provide to the Council an interim report on its work no later than 15 September 2020, and a final report to the Council, after discussion with the Committee, no later than 15 March 2021 with its findings and recommendations;

13. *Urges* all States, relevant United Nations bodies, including UNSMIL, and other interested parties, to cooperate fully with the Committee and the Panel, in

particular by supplying any information at their disposal on the implementation of the Measures decided in resolutions 1970 (2011), 1973 (2011), 2146 (2014) and 2174 (2014), and modified in resolutions 2009 (2011), 2040 (2012), 2095 (2013), 2144 (2014), 2213 (2015), 2278 (2016), 2292 (2016), 2357 (2017), 2362 (2017), 2420 (2018), 2441 (2018), 2473 (2019) and in this resolution, in particular incidents of non-compliance, and calls on UNSMIL and the Government of National Accord to support Panel investigatory work inside Libya, including by sharing information, facilitating transit and granting access to weapons storage facilities, as appropriate;

14. *Calls* upon all parties and all States to ensure the safety of the Panel's members, and further calls upon all parties and all States, including Libya and countries of the region, to provide unhindered and immediate access, in particular to persons, documents and sites the Panel deems relevant to the execution of its mandate;

15. *Affirms* its readiness to review the appropriateness of the Measures contained in this resolution, including the strengthening, modification, suspension or lifting of the Measures, and its readiness to review the mandate of UNSMIL and the Panel, as may be needed at any time in light of developments in Libya;

16. *Decides* to remain actively seized of the matter.
