L.N. 164 of 1998

UNITED NATIONS (SECURITY COUNCIL SANCTIONS) ACT, 1993 (ACT NO. XX OF 1993)

United Nations Sanctions (Sierra Leone) Regulations, 1998

In exercise of the powers conferred by section 3 of the United Nations (Security Council Sanctions) Act, 1993, the Prime Minister has made the following regulations:—

Citation.

1. These regulations may be cited as the United Nations Sanctions (Sierra Leone) Regulations, 1998.

Interpretation.

2. In these regulations, unless the context otherwise requires —

"Act" means the United Nations (Security Council Sanctions) Act, 1993;

"ECOWAS" means the Economic Community of West African States;

"weapons" means arms proper as defined in subsection (1) of section 64 of the Criminal Code and includes every component part thereof and any accessory thereto. Cap. 9.

Text of Resolution.

3. For the purpose of subsection (2) of section 3 of the Act, Security Council Resolution 1171 (1998) is published in the English Language in the Schedule to these regulations.

Prohibition of the supply of weapons etc. to non-governmental forces in Sierra Leone.

4. (1) Notwithstanding any other law, and subject to paragraph (2) of this regulation, the sale or supply, in any manner whatsoever, by any person in Malta or by any citizen or permanent resident of Malta, whether in Malta or elsewhere, or by using their flag vessels or aircraft, of arms and related matériel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts thereof, to non-governmental forces in Sierra Leone other than to the Government of Sierra Leone, is prohibited.

(2) The provisions of paragraph (1) of this regulation shall not apply to weapons and military equipment destined for the sole use of the Military Observer Group of ECOWAS (ECOMOG) or the United Nations in Sierra Leone.

Prevention of entry of junta members etc.

5. The entry into, or transit through, Malta of leading members of the former military junta and of the Revolutionary United Front (RUF) of Sierra Leone shall be prevented.

Penalty.

6. Any person found guilty of an offence against these regulations shall, on conviction, be liable to a fine *(multa)* not exceeding fifty thousand Maltese liri.

Revokes L.N. 176 of 1997.

7. The United Nations Sanctions (Sierra Leone) Regulations, 1997 are hereby revoked.

SCHEDULE

(Regulation 3)

RESOLUTION 1171 (1998)

Adopted by the Security Council at its 3889th meeting on 5 June 1998

The Security Council,

Recalling its resolutions 1132 (1997) of 8 October 1997, 1156 (1998) of 16 March 1998 and 1162 (1998) of 17 April 1998 and the statements of its President of 26 February 1998 (S/PRST/1998/5) and 20 May 1998 (S/PRST/1998/13),

Welcoming the efforts of the Government of Sierra Leone to restore peaceful and secure conditions in the country, to re-establish effective administration and the democratic process, and to promote national reconciliation,

Deploring the continued resistance to the authority of the legitimate Government of Sierra Leone and **stressing** the urgency for all rebels to put an end to the atrocities, cease their resistance and lay down their arms,

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

1. **Decides** to terminate the remaining prohibitions imposed by paragraphs 5 and 6 of resolution 1132 (1997);

2. **Further decides**, with a view to prohibiting the sale and supply of arms and related **matériel** to non-governmental forces in Sierra Leone, that all States shall prevent the sale or supply, by their nationals or from their territories, or using their flag vessels or aircraft, of arms and related **matériel** of all types, including weapons and ammunition, military vehicles and equipment and spare parts for the aforementioned, to Sierra Leone other than to the Government of Sierra Leone through named points of entry on a list to be supplied by that Government to the Secretary-General, who shall promptly notify all Member States of the United Nations of the list;

3. **Decides also** that the restriction referred to in paragraph 2 above shall not apply to the sale or supply of arms and related **matériel** for the sole use in Sierra Leone of the Military Observer Group of the Economic Community of West African States (ECOMOG) or the United Nations;

4. **Further decides** that States shall notify all exports from their territories of arms or related **matériel** to Sierra Leone to the Committee established by resolution 1132 (1997), that the Government of Sierra Leone shall mark, register and notify to the Committee all imports made by it of arms and related **matériel**, and that the Committee shall report regularly to the Council on notifications so received;

5. **Decides** that all States shall prevent the entry into or transit through their territories of leading members of the former military junta and of the Revolutionary United Front (RUF), as designated by the Committee established by resolution 1132 (1997), provided that the entry into or transit through a particular State of any such person may be authorized by the same Committee, and provided that nothing in this paragraph shall oblige a State to refuse entry to its territory to its own nationals;

6. **Decides** that the Committee established by resolution 1132 (1997) shall continue to undertake the tasks referred to in paragraph 10 (a), (b), (c), (d), (f) and (h) of that resolution in relating to paragraphs 2 and 5 above;

7. **Expresses** its readiness to terminate the measures referred to in paragraphs 2, 4 and 5 above once the control of the Government of Sierra Leone has been fully re-established over all its territory, and when all non-government forces have been disarmed and demobilized;

8. **Requests** the Secretary-General to report to the Council within 3 months of the date of adoption of this resolution, and again within 6 months, regarding, in particular, the export of arms and related **matériel** referred to in paragraph 2 above, and on progress made towards the objectives referred to in paragraph 7 above;

9. **Decides** to remain seized of the matter.