

SECURITY COUNCIL COMMITTEE PURSUANT  
TO RESOLUTIONS 1267 (1999) AND 1989 (2011)  
CONCERNING AL-QAIDA AND ASSOCIATED  
INDIVIDUALS AND ENTITIES

**GUIDELINES OF THE COMMITTEE FOR THE CONDUCT OF ITS WORK**

Adopted on 7 November 2002, as amended on 10 April 2003, 21 December 2005,  
29 November 2006, 12 February 2007, 9 December 2008, 22 July 2010, 26 January 2011,  
and 30 November 2011

**1. The Al-Qaida Sanctions Committee**

- (a) The Committee of the Security Council established by paragraph 6 of Security Council resolution 1267 (1999) of 15 October 1999 is known as the Al-Qaida Sanctions Committee. Its functions were modified by resolutions 1390 (2002) of 16 January 2002, 1526 (2004) of 30 January 2004, 1617 (2005) of 29 July 2005, 1730 (2006) of 19 December 2006, 1735 (2006) of 22 December 2006, 1822 (2008) of 30 June 2008, 1904 (2009) of 17 December 2009 and 1989 (2011) of 17 June 2011. For the purposes of these guidelines, the Al-Qaida Sanctions Committee shall hereinafter be referred to as “the Committee.”
- (b) The Committee is a subsidiary organ of the Security Council and will consist of all Members of the Council.
- (c) The Chairperson of the Committee will be appointed by the Security Council to serve in his/her personal capacity. The Chairperson will be assisted by two delegations who will act as Vice-Chairpersons, and who will also be appointed by the Security Council.
- (d) The Chairperson will chair meetings of the Committee. When he/she is unable to chair a meeting, he/she will nominate one of the Vice-Chairpersons or another representative of his/her Permanent Mission to act on his/her behalf.
- (e) The Secretariat of the Committee will be provided by the Secretariat of the United Nations.

**2. Mandate of the Committee**

The mandate of the Committee shall be, on the basis of the measures imposed by paragraph 4 (b) of resolution 1267 (1999), paragraph 8 (c) of resolution 1333 (2000), and paragraphs 1 and 2 of resolution 1390 (2002) as reiterated in paragraph 1 of resolutions 1526 (2004), 1617 (2005), 1735 (2006), 1822 (2008), 1904 (2009) and 1989 (2011), to undertake the tasks and to report on its work to the Council with its observations and recommendations as prescribed by the resolutions outlined above.

**3. Meetings of the Committee**

- (a) Meetings of the Committee, both formal and informal, will be convened at any time the Chairperson deems necessary, or at the request of a Member of the Committee. To the extent possible, four working days notice will be given for any meeting of the Committee, although shorter notice may be given in urgent situations.

- (b) The Committee will meet in closed sessions, unless it decides otherwise. The Committee may invite any Member of the United Nations to participate in the discussion of any question brought before the Committee in which interests of that Member are specifically affected. The Committee will consider requests from Member States and relevant international organizations to send representatives to meet with the Committee as described in section 13, paragraph (e). The Committee may invite members of the Secretariat or other persons to provide the Committee with appropriate expertise or information or to give it other assistance in examining matters within its competence.
- (c) The Committee may invite the members of the Monitoring Team established pursuant to paragraph 7 of resolution 1526 (2004), and/or the Ombudsperson to attend meetings as appropriate.
- (d) When the Committee considers a delisting request submitted to the Ombudsperson, the Chairperson shall invite the Ombudsperson, aided by the Monitoring Team, as appropriate, to present his/her Comprehensive Report in person and answer Committee Members' questions regarding the request.

#### **4. Decision-making**

- (a) The Committee shall make decisions by consensus of its Members. If consensus cannot be reached on a particular issue, including listing and delisting, the Chairperson should undertake such further consultations as may facilitate agreement. If after these consultations consensus still cannot be reached the matter may be submitted to the Security Council by the member concerned. The provisions of this paragraph are without prejudice to the special procedures stipulated in paragraph 23 and 27 of resolution 1989 (2011).
- (b) Where the Committee agrees, decisions may be taken by a written procedure. In such cases the Chairperson will circulate to all Members of the Committee the proposed decision of the Committee, and will request Members of the Committee to indicate any objection they may have to the proposed decision within five full working days or, in urgent situations, such shorter period as the Chairperson shall determine.
- (c) Listing and delisting requests, together with all relevant information in accordance with the guidelines, as assessed by the Chairperson, shall be considered in accordance with section 6 paragraph ( n) and section 7 paragraph ( f) respectively. If no objection is received within the specified period, the decision will be deemed adopted.
- (d) Communications submitted to the Committee pursuant to resolution 1452 (2002) shall be considered in accordance with the procedure determined by that resolution, as revised by resolution 1735 (2006).
- (e) If a Committee Member requests more time to consider a proposal, the Secretariat shall inform the other Committee Members. The Secretariat shall include the matter in the list of pending issues and inform the State(s) submitting the request or, where appropriate, the Ombudsperson that the matter is still under the Committee's consideration.
- (f) If the Committee Member concerned requires additional information to resolve the pending matter, it may ask the Committee to request additional information on that specific matter from the State(s) concerned.

- (g) The Committee Member concerned shall provide updates after three months on its progress in resolving the pending matter.
- (h) The Committee shall ensure that no matter is left pending for a period longer than six months. At the end of the six month period, and without prejudice to the provisions set out in para. 4 (a) above, the pending matter shall be deemed approved unless
  - (i) a Committee Member concerned has objected to the proposal; or
  - (ii) the Committee determines, at the request of the Committee Member concerned, on a case by case basis that extraordinary circumstances require additional time to consider the proposal and extends the time for consideration by up to three months at the end of the six month period. At the end of this additional period, the pending matter shall be deemed approved unless the Committee Member concerned has objected to the proposal.

The Secretariat shall immediately take the necessary steps, including updating the Al-Qaida Sanctions List, and inform the State(s) concerned and, where appropriate, the Ombudsperson, about the Committee's decision.

- (i) The Committee will review once a month, as necessary, the status of pending issues as updated by the Secretariat, including updates provided by Committee Members.
- (j) A hold placed on a matter by a Member of the Committee will cease to have effect at the time its membership of the Committee ends. New Members shall be informed of all pending matters one month before their membership of the Committee begins and shall inform the Committee by the time they become Members if they wish to place a hold or block on any pending issues.

## **5. The Al-Qaida Sanctions List**

- (a) The Committee will update regularly the Al-Qaida Sanctions List when it has agreed to include or delete relevant information in accordance with the procedures set out in these guidelines.
- (b) The updated Al-Qaida Sanctions List will be made promptly available on the website of the Committee. At the same time, any modification to the Al-Qaida Sanctions List will be communicated to Member States immediately through Notes Verbales, including an electronic advance copy, and United Nations Press Releases.
- (c) Once the updated Al-Qaida Sanctions List is communicated to Member States, States are encouraged to circulate it widely, such as to banks and other financial institutions, border points, airports, seaports, consulates, customs agents, intelligence agencies, alternative remittance systems and charities.

## **6. Listing**

- (a) The Committee shall consider including new names based on submissions received from Member States in line with paragraph 12 of resolution 1989 (2011).
- (b) Member States are encouraged to establish a national mechanism or procedure to identify and assess names for inclusion on the Al-Qaida Sanctions List and to appoint a national contact point concerning entries on that list according to national laws and procedures.

- (c) Before a Member State proposes a name for inclusion on the Al-Qaida Sanctions List, it is strongly encouraged, to the extent possible, to approach the State(s) of residence and/or nationality of the individual or entity concerned to seek additional information.
- (d) States are advised to submit names as soon as they gather the supporting evidence of association with Al-Qaida. A criminal charge or conviction is not a prerequisite for listing as the sanctions are intended to be preventive in nature.
- (e) The Committee will consider proposed listings on the basis of the “associated with” standard described in paragraphs 2 and 3 of resolution 1617 (2005), as reaffirmed in paragraphs 2 and 3 of resolution 1904 (2009) and in paragraphs 4 and 5 of resolution 1989 (2011).
- (f) When submitting names of groups, undertakings and/or entities, States are encouraged, if they deem it appropriate, to propose for listing at the same time the names of the individuals responsible for the decisions of the group, undertaking and/or entity concerned.
- (g) When proposing names for inclusion on the Al-Qaida Sanctions List, Member States should use the standard forms for listing available on the Committee’s website<sup>1</sup> and shall include as much relevant and specific information as possible on a proposed name, in particular sufficient identifying information to allow for the accurate and positive identification of the individual, group, undertaking or entity concerned by competent authorities, and to the extent possible, information required by INTERPOL to issue a Special Notice, including:
  - For individuals: family name/surname, given names, other relevant names, date of birth, place of birth, nationality/citizenship, gender, aliases, employment/occupation, State(s) of residence, passport or travel document and national identification number, current and previous addresses, current status before law enforcement authorities (e.g. wanted, detained, convicted), location;
  - For groups, undertakings or entities: name, registered name, short name(s)/acronyms, and other names by which it is known or was formerly known, address, headquarters, branches/subsidiaries, organizational linkages, parent company, nature of business or activity, State(s) of main activity, leadership/management, registration (incorporation) or other identification number, status (e.g. in liquidation, terminated), website addresses.

The Monitoring Team shall be prepared to assist Member States in this regard.

- (h) Member States shall provide a detailed statement of case in support of the proposed listing that forms the basis or justification for the listing in accordance with the relevant resolutions, including paragraph 13 of resolution 1989 (2011). The statement of case should provide as much detail as possible on the basis(es) for listing, including but not limited to: (1) specific information demonstrating that the individual/entity meets the criteria for listing set out in paragraphs 4 and 5 of resolution 1989 (2011); (2) details of any connection with a currently listed individual or entity; (3) information about any other relevant acts or activities of the individual/entity; (4) the nature of the supporting evidence (e.g. intelligence, law enforcement, judicial, open source information, admissions by subject, etc.); (5) additional information or documents supporting the submission as well as

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<sup>1</sup> <http://www.un.org/sc/committees/1267/listing.shtml>

information about relevant court cases and proceedings. The statement of case shall be releasable, upon request, except for the parts the designating State identifies as being confidential to the Committee, and may be used to develop the narrative summary of reasons for listing described in section 9 below.

- (i) Member States proposing a new designation, as well as Member States that have proposed names for inclusion on the Al-Qaida Sanctions List before the adoption of resolution 1989 (2011), should specify whether the Committee, or the Secretariat on its behalf, or the Ombudsperson may make known, upon request from another Member State, or an international or regional organization, their status as designating State(s).
- (j) Member States that want to be considered co-designating States should inform the Chairperson in writing when the listing request is submitted and before the listing request is circulated to the members of the Committee for consideration.
- (k) Member States that want to be considered co-sponsors should inform the Committee in writing before the Committee has decided on the listing request.
- (l) Member States who co-sponsored listing requests that were submitted to the Committee before the adoption of resolution 1989 (2011) will continue to be considered designating States, including in the application of paragraphs 27 and 28 of resolution 1989 (2011).
- (m) Co-sponsors of listing requests that were submitted to the Committee after the adoption of resolution 1989 (2011) will not be considered designating states in the application of paragraphs 27 and 28 of resolution 1989 (2011). Co-sponsors will continue to be addressed, as appropriate, in the context of the Committee's reviews of the Al-Qaida Sanctions List, including in the triennial review described in paragraph 40 of resolution 1989 (2011).
- (n) The Committee will consider listing requests within a period of ten full working days, which may be shortened, if requested, at the Chairperson's discretion, for emergency and time-sensitive listings. If a proposal for listing is not approved within the decision-making period, the Committee, or the Secretariat on its behalf, will notify the submitting State on the status of the request.
- (o) Committee Members and the Monitoring Team are called upon to share with the Committee any information available regarding a listing request to help inform the Committee's decision and provide additional material for the narrative summary of reasons for listing.
- (p) Upon request of a Committee Member, listing requests may be placed on the Committee's agenda for more detailed consideration. If deemed necessary, the Committee may request additional background information from the Monitoring Team and/or the designating State(s). Following consideration by the Committee, the Chairperson shall circulate the listing request under the written decision-making procedure as described in Sections 4 paragraph (b) and section 6 paragraph (n) above.
- (q) At the same time a name is added to the Al-Qaida Sanctions List, the Committee shall, with the assistance of the Monitoring Team and in coordination with the relevant designating State(s), make accessible on the Committee's website a narrative summary of reasons for listing for the corresponding entry or entries. In addition to the narrative summary, the

Secretariat shall, promptly after a name is added to the Al-Qaida Sanctions List, publish on the Committee's website all relevant publicly releasable information, where available.

- (r) In its communication informing Member States of new entries to the Al-Qaida Sanctions List, the Secretariat shall include the narrative summary of reasons for listing.
- (s) Unless the Committee decides otherwise, the Secretariat shall request INTERPOL to issue, where feasible, an INTERPOL-United Nations Security Council Special Notice for each name added to the list.
- (t) As soon as a name is added to the Al-Qaida Sanctions List, the Committee shall request the Secretariat to communicate the decision in writing to the Permanent Mission of the country or countries where the individual or entity is believed to be located and, in the case of individuals, the country of which the person is a national (to the extent this information is known).
- (u) The Secretariat shall include with this communication a copy of the narrative summary of reasons for listing, a description of the effects of designation, as set forth in the relevant resolutions, the Committee's procedures for considering delisting requests, including the possibility of submitting delisting requests to the Office of the Ombudsperson in accordance with paragraphs 21 and annex II of resolution 1989 (2011), and the provisions for available exemptions.
- (v) The letter shall remind States receiving such notification that they are required to take, in accordance with their domestic laws and practices, all possible measures to notify or inform in a timely manner the newly listed individuals and entities on the Al-Qaida Sanctions List of the measures imposed on them, any information on reasons for listing available on the Committee's website as well as all the information provided by the Secretariat in the above-mentioned communication.
- (w) In addition, in its communication, the Secretariat shall invite States to provide in accordance with national law details on measures taken to freeze assets of the individuals or entities concerned.
- (x) Where the address is known, and after the Secretariat has officially notified the Permanent Mission of the State(s) concerned, the Ombudsperson shall notify individuals or entities about the status of their listing. The Ombudsperson shall include all additional information as described in paragraph (u) above.

## **7. Delisting**

The Committee shall consider delisting requests submitted by Member States or by petitioners through the Office of the Ombudsperson pursuant to the following procedures:

### **Delisting Requests by Member States**

- (a) Member States may at any time submit to the Committee requests for delisting of individuals, groups, undertakings, and/or entities inscribed on the Al-Qaida Sanctions List.

- (b) Member States considering a delisting request are requested to bilaterally consult with the designating State(s), the State(s) of nationality, residence or incorporation, where applicable, prior to requesting a delisting.
- (c) When submitting a delisting request, the standard form for delisting, available on the Committee's website<sup>2</sup>, should be used.
- (d) The delisting request should explain why the individual or entity concerned no longer meets the criteria described in paragraphs 4 and 5 of resolution 1989 (2011). Any documentation supporting the request can be referred to and/or attached together with the explanation of its relevance, where appropriate.
- (e) The Chairperson, with the support of the Secretariat, shall facilitate contacts between the State requesting the delisting and the designating State(s). The Chairperson shall circulate the request, including, as appropriate, additional information provided by the Monitoring Team, under a written no-objection procedure.
- (f) The Committee will decide on delisting requests within a period of ten working days, which may be shortened to a minimum of two full working days, if requested and in exceptional circumstances, at the Chairperson's discretion, for emergency and time-sensitive delistings after previously informing the Members of the Committee.
- (g) When considering delisting requests, the Committee shall give due consideration to the opinions of designating State(s), State(s) of residence, nationality or incorporation.
- (h) After this period, the Secretariat shall inform the Members of the Committee of any objections received.
- (i) Committee Members shall provide reasons for objecting to delisting requests as stipulated by paragraph 33 of resolution 1989 (2011). The Committee is called upon to share its reasons with relevant Member States and national and regional bodies, where appropriate.
- (j) If no objection to the delisting request has been received, the request is approved and the list will be updated accordingly.
- (k) The Secretariat shall, within three working days after a name is removed from the Al-Qaida Sanctions List, notify the Permanent Mission of the country or countries where the individual or entity is believed to be located and, in the case of individuals, the country of which the person is a national (to the extent this information is known).
- (l) The letter shall remind States receiving such notification that they are required to take measures, in accordance with their domestic laws and practices, to notify or inform the concerned individual or entity of the delisting in a timely manner.
- (m) The Secretariat will also concurrently, if an INTERPOL-UNSC Special Notice exists for the relevant name, request INTERPOL to cancel that notice as well as provide confirmation when the cancellation is in effect.

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<sup>2</sup> <http://www.un.org/sc/committees/1267/delisting.shtml>

- (n) If a delisting request submitted by a Member State is rejected, the Secretariat shall, within three working days after the Committee's decision, notify the Permanent Mission of the State submitting the request, unless the State concerned is a member of the Committee and thus privy to the decision.
- (o) The notification shall include the Committee's decision, an updated narrative summary of reasons for listing and, where available, any other publicly releasable information about the Committee's decision, as well as other relevant information described in section 6 (n) above.
- (p) The letter shall remind States receiving such notification that they are required to take measures, in accordance with their domestic laws and practices, to notify or inform the concerned individual or entity in a timely manner of the decision and as well as all the information provided by the Secretariat in the above-mentioned notification.

Delisting requests submitted by Designating States

- (q) Designating States submitting a delisting request pursuant to paragraph 27 of resolution 1989 (2001) shall confirm in writing, at the same time the delisting request is submitted to the Committee, that consensus exists between or among all designating States in cases where there are multiple designating States. It is being recalled that co-sponsors of listing requests submitted after the adoption of resolution 1989 (2011) will not be considered designating states in the application of paragraphs 27 and 28 of the same resolution.
- (r) The Chairperson will circulate the delisting request with a 10-working-day no-objection period.
- (s) If no objections are received within the 10-working-day no-objection period, the delisting will take effect.
- (t) If one or more Members of the Committee registers an objection to the delisting request of a designating State within the 10-working-day no-objection period, the delisting will, in accordance with paragraph 27 of resolution 1989 (2011), take effect 60 days after the Chairperson has circulated the delisting request, unless
  - a) all Members of the Committee object in writing to the delisting proposal before the end of that 60 day period
  - or
  - b) one or more Members of the Committee requests, before the end of the 60 day period, that the Chairperson submit the request to the Security Council for a decision. In the event of such a request, the requirement for States to take the measures described in paragraph 1 of resolution 1989 (2011) shall remain in force for that period with respect to that individual, group, undertaking or entity until the question is decided by the Security Council in accordance with the provisions of paragraph 27 of resolution 1989 (2011).
- (u) Committee Members shall provide reasons for objecting to delisting requests as stipulated by paragraph 33 of resolution 1989 (2011). The Committee is called upon to share its reasons with relevant Member States and national and regional bodies, where appropriate.



- (v) After the Committee has taken a decision, the Secretariat will take the appropriate steps outlined in section 7 (k) – (p).

*Delisting Requests through the Office of the Ombudsperson*

- (w) A petitioner (individual(s), groups, undertakings, and/or entities on the Al-Qaida Sanctions List or their legal representative or estate) seeking to submit a request for delisting can do so either directly to the Office of the Ombudsperson as outlined below and in the attached annex, or through his/her State of residence or nationality as outlined in paragraphs (a)-(p).
- (x) In accordance with paragraph 21 and annex II of resolution 1989 (2011) the Office of the Ombudsperson shall receive delisting requests submitted by, or on behalf, of a petitioner following the procedures outlined in annex II of resolution 1989 (2011) (reproduced in the annex to these guidelines).
- (y) With paragraph 7 of annex II of resolution 1989 (2011), the Security Council has requested the Ombudsperson to circulate to the Committee a Comprehensive Report on the delisting requests he/she has received upon completion of the period of engagement with the petitioner. The Secretariat will make available the Comprehensive Report to the Members of the Committee promptly after its submission and will arrange for the translation of the Comprehensive Report.
- (z) After the Comprehensive Report has been translated into all official languages of the United Nations, the Secretariat will make the translation available to all Committee Members and will inform the Ombudsperson accordingly.
- (aa) After the Committee has had 15 days to review the Comprehensive Report of the Ombudsperson in all official languages of the United Nations, the Chairperson of the Committee shall place the delisting request on the Committee's agenda for consideration.
- (bb) When the Committee considers the delisting request, the Chairperson shall invite the Ombudsperson, aided by the Monitoring Team, as appropriate, to present the Comprehensive Report in person and answer Committee Members' questions regarding the request.
- (cc) The Committee's consideration of the Comprehensive Report shall be completed no later than 30 days from the date the Comprehensive Report is submitted in all official languages of the United Nations to the Committee for its review.
- (dd) In cases where the Ombudsperson recommends in his/her Comprehensive Report retaining the listing, the Committee will complete its consideration of the Comprehensive Report and notify the Ombudsperson that the listing will be retained. The right of each Committee Member to submit a delisting request as outlined in section 7 paragraph (a) remains unaffected.
- (ee) In cases where the Ombudsperson recommends delisting in his/her Comprehensive Report, and after the Committee has completed its consideration of the Comprehensive Report, the Chairperson will circulate the delisting request with a no-objection period of 10 working days.

- (ff) If no objections are received within the 10-working-day no-objection period, the delisting will take effect. The Chairperson will inform the Ombudsperson accordingly.
- (gg) If one or more Members of the Committee register an objection to the proposed delisting within the no-objection period of 10 working days, the delisting will, in accordance with paragraph 23 of resolution 1989 (2011), take effect 60 days after the initial submission of the Comprehensive Report in all official languages of the United Nations, unless
  - a) all Members of the Committee object in writing to the delisting proposal before the end of that 60 day period
  - or
  - b) one or more Members of the Committee request, before the end of the 60 day period, that the Chairperson submit the request to the Security Council for a decision.
- (hh) In the event of such a request, the requirement for States to take the measures described in paragraph 1 of resolution 1989 (2011) shall remain in force for that period with respect to that individual, group, undertaking or entity until the question is decided by the Security Council in accordance with the provisions of paragraph 23 of resolution 1989 (2011).
- (ii) If the Committee decides to reject a delisting request, the Committee shall convey to the petitioner, through the Ombudsperson or the State(s) concerned, its decision following the respective procedures outlined in annex II of resolution 1989 (2011) or in section 7 paragraph (n) of these Guidelines.
- (jj) After the Committee has taken a decision, the Secretariat will take the appropriate steps outlined in section 7 (k) – (p).

#### Deceased Individuals

- (kk) For a deceased individual, the delisting request shall be submitted either directly to the Committee by a State, or to the Office of the Ombudsperson by his/her legal beneficiary, together with official documentation certifying that status.
- (ll) The delisting request shall include an official documentation confirming the death. The Committee considers any official communication from a State declaring a listed person to be dead as fulfilling the requirement for “credible information regarding death” as described in paragraph 38 of resolution 1989 (2011) without prejudice to the final decision of the Committee as to the removal of the name from the List.
- (mm) The official communication, such as documentation certifying death, should include, to the extent possible, the full name, permanent reference number, date of birth, and the date and place of death of the individual, as well as any further information about the circumstances of the death. The submitting State or the petitioner should also ascertain and inform the Committee whether or not any legal beneficiary of the deceased’s estate or any joint owner of his/her assets is on the Al-Qaida Sanctions List, and to the extent possible, inform the Committee about the names of any individuals or entities who would be in a position to

receive any unfrozen assets of a deceased individual or defunct entity, in order to prevent unfrozen assets from being used for terrorist purposes.

- (nn) In cases where individuals have no frozen assets, the Committee will accept as sufficient for delisting an official communication from the State(s) of nationality and residence declaring the financial status of the individuals in question, without prejudice to the final decision of the Committee.
- (oo) After the Committee has taken a decision, the Secretariat will take the appropriate steps outlined in section 7 (k) – (p).

## **8. Updating the Existing Information on the Al-Qaida Sanctions List**

- (a) The Committee shall consider expeditiously, in accordance with the following procedures, any information supplied by Member States, regional or international organizations, or the Monitoring Team, in particular additional identifying information and other information, along with supporting documentation, including updates on the operating status of listed individuals, groups and undertakings, the movement, incarceration or death of listed individuals and other significant events as well as any relevant court decisions and proceedings, as such information becomes available, and shall decide which information would improve the existing information on the Al-Qaida Sanctions List.
- (b) The Committee will consider any additional information on listed individuals or entities submitted to it by Member States, regional or international organizations or the Monitoring Team. The Committee or the Monitoring Team, at the Committee's request, may approach the original designating State(s) and consult with it on the relevance of the submitted additional information. The Committee may also encourage Member States or regional or international organizations providing such additional information to consult with the original designating State(s). The Secretariat will, subject to the designating State's consent, assist in establishing the appropriate contacts.
- (c) The Monitoring Team will, as appropriate, review any and all information received by the Committee in order to clarify or confirm such information. In this connection, the Monitoring Team will use all sources available to it, including other sources than those provided by the original designating State(s).
- (d) The Monitoring Team will subsequently advise the Committee, within four weeks, if such information could be included in the Al-Qaida Sanctions List, or if further clarification is recommended in order to ascertain that the information received can be incorporated in the Al-Qaida Sanctions List. The Committee shall decide whether and how such clarification should be obtained and may again call upon the expertise of the Monitoring Team.
- (e) The Monitoring Team may also submit to the Committee any information on listed individuals and entities it has obtained from publicly available official sources, or with the help of United Nations agencies, such as the United Nations Assistance Mission in Afghanistan, with their agreement. In such cases, the Monitoring Team shall identify the source of each piece of new information when presenting it for the Committee's consideration.

- (f) Upon the decision of the Committee to incorporate additional information into the Al-Qaida Sanctions List the Committee will inform the Member State or regional or international organization that submitted the additional information accordingly.
- (g) Any additional relevant information submitted to the Committee that is not incorporated into the Al-Qaida Sanctions List or the narrative summary of reasons for listing will be stored by the Monitoring Team in a database for the use of the Committee and the Monitoring Team in carrying out their respective mandates. Upon request, the Committee shall share any such additional information with Member States whose nationals, residents or entities have been included on the Al-Qaida Sanctions List provided that the information is publicly releasable or the provider of the information has agreed to its release. The Committee may also call on the Monitoring Team to assist in conveying such additional relevant information to the requesting State(s). On a case-by-case basis the Committee may decide to release the information to other parties, with the prior consent of the submitting State.

## **9. Narrative Summaries of Reasons for Listing**

- (a) For all entries on the Al-Qaida Sanctions List, the Committee, with the assistance of the Monitoring Team and in coordination with the relevant designating State(s), shall continue to make accessible on its website narrative summaries of reasons for listing.
- (b) When a new name is proposed for listing, the Monitoring Team shall immediately prepare, in coordination with the relevant designating State(s), a draft narrative summary for the Committee's consideration which shall be circulated together with the corresponding listing request. The narrative summary shall be made accessible on the Committee's website at the same time a name is added to the Al-Qaida Sanctions List.
- (c) Draft narrative summaries should be based on information provided by the designating State(s), Committee members or the Monitoring Team, including the statement of case, the standard form for listing, any other official information provided to the Committee or any other relevant information publicly available from official sources.
- (d) The narrative summary should include: the date of listing; the basis(es) for listing according to the relevant resolutions adopted by the Security Council, i.e. specific information demonstrating that the individual or entity meets the criteria for listing set out in the relevant resolutions; information about any acts or activities of the individual/entity indicating an association with Al-Qaida, pursuant to paragraphs 4 and 5 of resolution 1989 (2011); the names and permanent reference numbers of other entries on the List associated with the listed party; any other relevant information available at the date or after the date of listing such as relevant court decisions and proceedings as provided by the designating State(s) or other Member States concerned; the date(s) when the narrative summary was first made accessible on the Committee's website and when it was reviewed or updated.
- (e) If the Committee decides to grant a delisting request, the Secretariat shall immediately remove the corresponding narrative summary from the Committee's website. If the Committee decides to reject a delisting request, the Monitoring Team shall prepare an updated draft narrative summary for the Committee's consideration reflecting the date of the Committee's decision to reject a delisting request as well as any relevant new publicly releasable information provided during the Committee's consideration.

- (f) When reviewing a list entry in accordance with paragraphs 37, 38, 39 and 40 of resolution 1989 (2011) the Committee shall also review the corresponding narrative summary. Upon completion of the review, the Monitoring Team shall prepare an updated draft narrative summary for the Committee's consideration reflecting the date of the Committee's review as well as any relevant new publicly releasable information provided during the Committee's consideration.
- (g) At any time the Committee may consider updating narrative summaries based on new information, proposed changes or additions as well as information about any relevant court decisions and proceedings submitted by Committee Members, the Monitoring Team, Member States or relevant international organizations.

#### **10. Review of the Al-Qaida Sanctions List**

- (a) The Committee with the support of the Monitoring Team and the Secretariat will, as stipulated by paragraphs 37, 38, 39 and 40 of resolution 1989 (2011), conduct the following reviews outlined in this section.
- (b) The procedures for these reviews shall be based on the procedures described in paragraph (f) below, but may be adapted by the Committee as appropriate in a modalities paper.
- (c) The reviews described in this section shall not preclude the submission of delisting requests at any time, in accordance with the relevant procedures set out in section 7 of these guidelines.

#### **Triennial Review**

- (d) The Committee shall conduct an annual review of all names on the Al-Qaida Sanctions List that have not been reviewed in three or more years ("the triennial review"), in which the relevant names are circulated to the designating States and States of residence and/or nationality, location or incorporation, where known, in order to continue to ensure the Al-Qaida Sanctions List is as updated and as accurate as possible and to confirm that the listing remains appropriate.
- (e) The Committee's consideration of a delisting request after the date of adoption of resolution 1989 (2011), pursuant to the procedures set out in annex II to resolution 1989 (2011) (reproduced in the annex to these guidelines), should be considered equivalent to a review of that listing pursuant to paragraph 26 of resolution 1822 (2008).
- (f) The Committee will implement the triennial review based on the following procedure:
  - i. Every 12 months, the Monitoring Team shall identify those entries on the Al-Qaida Sanctions List that have not been reviewed in three or more years. The Committee shall circulate these names to the designating State(s), together with the original statement of case and cover sheet, as applicable, and the corresponding draft narrative summary of reasons for listing. The Committee shall also circulate those names to the State(s) of residence and/or nationality, location or incorporation, where known, together with the publicly releasable portion(s) of the statement of case. At the same time, the Chairperson will invite the members of the Committee to provide any additional information on these listed individuals and entities.

- ii. The Committee shall ask the designating State(s) and the State(s) of residence and/or nationality to submit to the Committee within 3 months any updated information on the reasons for listing, as well as any additional identifying and other information, along with supporting documentation, on these listed individuals and entities, including updates on the operating status of the listed entities, the movement, incarceration or death of the listed individuals and other significant events. The Committee shall also urge these States to indicate whether they deem the listing to remain appropriate.
- iii. The review replies received will be uploaded to the Committee's eRoom as they are received. At the end of the 3-month information-gathering period, the Monitoring Team will compile all information received from reviewing States, together with any additional information and the Monitoring Team's own assessment, and make it available to the Committee members in the form of dossiers on each entry under review.
- iv. Once the Monitoring Team has provided the complete dossiers, the Chairperson will advise the members of the Committee as to when the names will be placed on the Committee's agenda for consideration, so as to allow for sufficient time for the review of all available information and for the members to reach their position on each case.
- v. In cases where any of the States reviewing the names in accordance with subparagraph ii. above determines that a listing is no longer appropriate, that State may submit a delisting request following the same relevant procedures set out in section 7 of these guidelines.
- vi. On the basis of all available information, the Committee shall consider updating the Al-Qaida Sanctions List and shall make accessible on its website the narrative summary of reasons for listing, as appropriate.
- vii. In cases where a member of the Committee in the course of the review determines that a listing is no longer appropriate, it may, in close consultations with the designating State(s), State(s) of residence and/or nationality and taking into account their views on the matter as referred to in subparagraph ii. above, submit a delisting request following the same relevant procedures set out in section 7 of these guidelines.
- viii. When the designating State(s) submits a delisting request, paragraphs 27 and 28 of resolution 1989 (2011) shall apply.
- ix. If no decision has been taken by the Committee to remove a name under review from the Al-Qaida Sanctions List, the listing of that name shall be confirmed to remain appropriate and those names shall remain on the Al-Qaida Sanctions List.
- x. Upon completion of the review of a name, the Secretariat shall notify the designating State(s) and the State(s) of residence and nationality thereof. The State(s) of residence and/or nationality, location or incorporation shall be encouraged to take, in accordance with their domestic laws and practices, all possible measures to notify or

inform the individual or entity accordingly and in cases where listing is confirmed to remain appropriate, provide any information on reasons for listing available on the Committee's website as well as the procedures for considering delisting requests and the provisions for available exemptions.

Review of reportedly deceased individuals

- (g) The Monitoring Team will provide to the Committee every six months a list of individuals on the Al-Qaida Sanctions List who are reportedly deceased, along with an assessment of relevant information such as the certification of death, and to the extent possible, the status and location of frozen assets and the names of any individuals or entities who would be in a position to receive any unfrozen assets. The Committee shall review these listings along with the original listing request, as well as all relevant information pertaining to those entries to decide whether they remain appropriate, and to remove listings of deceased individuals where there is credible information regarding death as described in section 7 (dd) and (ee) above.
- (h) If after the review of a deceased person as described in paragraph (g) above all members of the Committee are of the view that the name should be removed from the list but no Member State proposes delisting, the delegation of the Chairperson shall submit a request for delisting to be circulated under the written procedure as described in section 4 (b) above.

Review of entities reported or confirmed to have ceased to exist

- (i) The Monitoring Team shall provide to the Committee every six months a list of entities on the Al-Qaida Sanctions List that are reported or confirmed to have ceased to exist, along with an assessment of any relevant information.
- (j) The Committee shall review these listings along with all relevant information pertaining to those entries to decide whether they remain appropriate, and shall remove such listings where credible information is available.

Review of entries lacking identifiers

- (k) The Committee will request the Monitoring Team to circulate to the Committee annually a list of individuals and entities on the Al-Qaida Sanctions List whose entries lack identifiers necessary to ensure effective implementation of the measures imposed upon them. The Committee shall review these listings to decide whether they remain appropriate.

**11. Exemptions to the Assets Freeze**

- (a) Pursuant to resolution 1452 (2002), as amended by paragraph 15 of resolution 1735 (2006), the Committee shall receive notifications from Member States of their intention to authorize, where appropriate, access to frozen funds or other financial assets or economic resources to cover basic expenses, as provided for in paragraph 1(a) of resolution 1452 (2002). The Committee, through the Secretariat, will immediately acknowledge receipt of the notification. Should no negative decision be taken by the Committee within the requisite three working day period, the Committee, through its Chairperson, will inform the notifying Member State thereof. The Committee will also inform the notifying Member State if a negative decision has been taken regarding the notification.

- (b) The Committee shall consider and approve within the requisite five working days, if appropriate, requests by Member States for extraordinary expenses, as provided for in paragraph 1(b) of resolution 1452 (2002). Member States are encouraged, when submitting requests to the Committee pursuant to paragraph 1(b) of resolution 1452 (2002), to report in a timely way on the use of such funds, with a view to preventing such funds from being used to finance terrorism.
- (c) Notifications under paragraph 1(a) of resolution 1452 (2002) and requests under paragraph 1(b) of resolution 1452 (2002) should, as appropriate, include the following information:
- i. recipient (name and address)
  - ii. recipient's permanent reference number on the Al-Qaida Sanctions List
  - iii. recipient's bank information (name and address of bank, account number)
  - iv. purpose of payment and justification of the determination of the expenses falling under paragraph 1(a) or under paragraph 1(b) of resolution 1452 (2002):
    - under paragraph 1(a):
      - basic expenses, including payment for foodstuffs, rent or mortgage, medicines and medical treatment, taxes, insurance premiums, and public utility charges;
      - payment of reasonable professional fees and reimbursement of incurred expenses associated with the provisions of legal services;
      - fees or service charges for routine holding or maintenance of frozen funds or other financial assets or economic resources.
    - under paragraph 1(b):
      - extraordinary expenses (other categories than the ones mentioned under paragraph 1 (a)).
  - v. amount of installment
  - vi. number of installments
  - vii. payment starting date
  - viii. bank transfer or direct debit
  - ix. interests
  - x. specific funds being unfrozen
  - xi. other information.
- (d) Pursuant to paragraph 2 of resolution 1452 (2002), paragraph 6 of resolution 1904 (2009) and paragraph 9 of resolution 1989 (2011), States may allow for the addition to accounts subject to the assets freeze of:
- i. interest or other earnings due on those accounts, or
  - ii. payments due under contracts, agreements or obligations that arose prior to the date on which those accounts became subject to the assets freeze, or



- iii. any payment in favour of listed individuals, groups, undertakings or entities, provided that any such interest, other earnings and payments continue to be subject to the assets freeze.

## **12. Exemptions from the Travel Ban**

- (a) Pursuant to paragraph 2 (b) of resolution 1390 (2002), as reaffirmed by subsequent relevant resolutions, including paragraph 1 (b) of resolution 1989 (2011), the Security Council decided that the travel ban imposed under the Al-Qaida/Taliban sanctions regime shall not apply where the Committee determines, on a case by case basis only, that entry or transit is justified.<sup>3</sup>
- (b) Each request for exemption must be submitted in writing, on behalf of the listed individual, to the Chairperson. The States that may submit a request are the State(s) of destination, the State(s) of transit, the State of nationality, and the State of residence. Member States are encouraged to consult with other relevant States where appropriate prior to submitting a request for exemption. If no effective central government exists in the country in which the listed individual is located, a United Nations office or agency in that country may submit the request for exemption on the listed individual's behalf.
- (c) Each request for exemption shall be received by the Chairperson as early as possible but not less than five working days before the date of the proposed travel.
- (d) Each request for exemption should include the following information:
  - i. the permanent reference number on the Al-Qaida Sanctions List, full name, nationality, passport number or travel document number of the listed individual;
  - ii. the purpose of and justification for the proposed travel, with copies of supporting documents, including specific details of meetings or appointments;
  - iii. the proposed dates and times of departure and return;
  - iv. the complete itinerary and timetable, including for all transit stops;
  - v. details of the mode of transport to be used, including where applicable, record locator, flight numbers and names of vessels;
  - vi. all proposed uses of funds or other financial assets or economic resources in connection with the travel. Such funds may only be provided in accordance with paragraph 1 of resolution 1452 (2002), as modified by paragraph 15 of resolution 1735 (2006). The procedures for making a request under resolution 1452 (2002) can be found in section 11 of these guidelines.
- (e) Once the Committee has approved a request for exemption from the travel ban, the Chairperson shall communicate in writing the decision, approved itinerary and timetable to

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<sup>3</sup> The Security Council also decided that the travel ban shall not oblige any State to deny entry into or require the departure from its territories of its own nationals and shall not apply where entry or transit is necessary for the fulfillment of a judicial process.

the Permanent Missions to the United Nations of: the State in which the listed individual is resident or believed to be located, the State(s) of which the person is believed to be a national, the State(s) to which the listed individual will be traveling, any transit State, as well as to any UN office/agency involved as provided for in paragraph (b) above .

- (f) Written confirmation of the completion of the travel by the listed individual shall be provided to the Chairperson within five working days following the expiry of the exemption by the State (or United Nations office/agency as in paragraph (b) above) in which the listed individual has stated he will be resident after completion of the exempted travel.
- (g) Notwithstanding any exemption from the travel ban, listed individuals remain subject to the other measures outlined in paragraph 1 of resolution 1989 (2011).
- (h) Any changes to the information provided under paragraph (d) above, including with regard to points of transit, shall require further consideration by the Committee and shall be received by the Chairperson no less than three working days prior to the commencement of the travel.
- (i) Any request for an extension of the exemption shall be subject to the procedures set out above and shall be received by the Chairperson in writing, with a revised itinerary, no less than five working days before the expiry of the approved exemption.
- (j) The submitting State (or United Nations office/agency as in paragraph (b) above) shall inform the Chairperson immediately and in writing of any change to the departure date for any travel for which the Committee has already issued an exemption. Written notification will be sufficient in cases where the time of departure is advanced or postponed no more than 48 hours and the itinerary remains otherwise unchanged. If travel is to be advanced or postponed by more than 48 hours, or the itinerary is changed, then a new exemption request shall be submitted in conformity with paragraphs (b), (c) and (d) above.
- (k) In cases of emergency evacuation to the nearest appropriate State, including for medical or humanitarian needs or through force majeure, the Committee will determine whether the travel is justified within the provisions of paragraph 1 (b) of resolution 1989 (2011), within 24 hours once notified of the name of the listed individual traveler, the reason for travel, the date and time of evacuation, along with transportation details, including transit points and destination. The notifying authority shall also provide, as soon as possible, a doctor's or other relevant national official's note containing as many details as possible of the nature of the emergency and the facility where treatment or other necessary assistance was received by the listed individual without prejudice to respect of medical confidentiality, as well as information regarding the date, time, and mode of travel by which the listed individual returned to his/her country of residence or nationality, and complete details on all expenses in connection with the emergency evacuation.
- (l) Unless the Committee otherwise decides, all requests for exemptions and extensions thereto which have been approved by the Committee in accordance with the above procedures shall be posted in the "Exemptions" section of the Committee's website until expiry of the exemption.

### **13. Reports Submitted by Member States and Other Information Supplied to the Committee**

- (a) The Committee will examine reports and checklists submitted by Member States pursuant to relevant resolutions and other relevant information, including through the use of the tools provided on the Committee's website. The Committee may request further information that it considers necessary.
- (b) The Committee will consider other information relevant to its work, including possible non-compliance with the measures imposed by the relevant resolutions, received from different sources through Member States, international or regional organizations or the Monitoring Team.
- (c) The information received by the Committee will be kept confidential if the provider so requests or if the Committee so decides.
- (d) With a view to assisting States in their endeavour to implement the measures set out in paragraph 1 of resolution 1989 (2011), the Committee may decide to supply information forwarded to it relating to possible non-compliance to the States concerned, and ask any such State to report to the Committee subsequently on any follow-up action undertaken.
- (e) The Committee will provide Member States and relevant international organizations with an opportunity to send representatives to meet the Committee for more in-depth discussion of relevant issues or to give voluntary briefings on their efforts to implement the measures, including particular challenges that hinder full implementation of the measures.

### **14. Reports to the Security Council**

- (a) The Committee, through its Chairperson, may report to the Council when it deems appropriate.
- (b) The Committee, through its Chairperson, will report orally to the Security Council at least every 180 days pursuant to paragraph 55 of resolution 1989 (2011) on the state of the overall work of the Committee and the Monitoring Team, and, as appropriate, in conjunction with the reports by the Chairmen of the Counter-Terrorism Committee and the Committee established pursuant to resolution 1540 (2004), including briefings for all interested Member States.
- (c) In its periodic reports to the Council, the Chairperson will also provide progress reports on the Committee's work on the identification of possible cases of non-compliance with the measures pursuant to paragraph 1 of resolution 1989 (2011). The Committee will also submit written reports to the Council in accordance with relevant resolutions.

### **15. Outreach**

- (a) In order to enhance the dialogue with Member States and to publicize the work of the Committee, the Chairperson will hold briefings on a regular basis for all interested Member States, as well as brief interested Member States and the press following formal meetings of the Committee, unless the Committee decides otherwise. In addition, the Chairperson may, after prior consultations and with the approval of the Committee, hold press conferences and/or issue press releases on any aspect of the Committee's work.

- (b) The Secretariat shall maintain a website for the Committee which should include all public documents relevant to the Committee's work, including the Al-Qaida Sanctions List, relevant resolutions, public reports of the Committee, relevant press releases, reports submitted by Member States pursuant to resolution 1455 (2003), and reports of the Monitoring Group and the Monitoring Team. Information on the website should be updated in an expeditious manner.
- (c) The Committee may consider, as appropriate, visits by the Chairperson and/or Committee Members to selected countries to enhance the full and effective implementation of the measures referred to above, with a view to encouraging States to comply fully with the relevant resolutions:
  - i. The Committee shall consider and approve the proposal to visit selected countries, and coordinate such visits with the 1988 Committee pursuant to resolution 1988 (2011) and other subsidiary organs of the Security Council as appropriate.
  - ii. The Chairperson will contact the selected countries through their Permanent Missions in New York, and will also send letters seeking their prior consent and explaining the objectives of the trip.
  - iii. The Secretariat and the Monitoring Team will provide the Chairperson and the Committee with the necessary assistance in this regard.
  - iv. Upon his return the Chairperson will prepare a comprehensive report on the findings of the trip and will brief the Committee orally and in writing.
- (d) The Committee shall consider and approve the six monthly travel plan of the Monitoring Team. Any new travel plans in addition to already approved travel of the Monitoring Team shall be sent to the Committee Members for information on a regular basis as necessary. Unless a Committee Member expressly objects to any proposed travel, the Chairperson will take it that the Members of the Committee have no objection to the proposed travel and will advise the Monitoring Team to proceed accordingly.

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## Annex II

In accordance with paragraph 21 of this resolution, the Office of the Ombudsperson shall be authorized to carry out the following tasks upon receipt of a delisting request submitted by, or on behalf of, an individual, group, undertaking or entity on the Al-Qaida Sanctions List or by the legal representative or estate of such individual, group, undertaking or entity (“the petitioner”).

The Council recalls that Member States are not permitted to submit delisting petitions on behalf of an individual, group, undertaking or entity to the Office of the Ombudsperson.

### *Information gathering (four months)*

1. Upon receipt of a delisting request, the Ombudsperson shall:
  - (a) Acknowledge to the petitioner the receipt of the delisting request;
  - (b) Inform the petitioner of the general procedure for processing delisting requests;
  - (c) Answer specific questions from the petitioner about Committee procedures;
  - (d) Inform the petitioner in case the petition fails to properly address the original designation criteria, as set forth in paragraph 4 of this resolution, and return it to the petitioner for his or her consideration; and,
  - (e) Verify if the request is a new request or a repeated request and, if it is a repeated request to the Ombudsperson and it does not contain any additional information, return it to the petitioner for his or her consideration.
2. For delisting petitions not returned to the petitioner, the Ombudsperson shall immediately forward the delisting request to the members of the Committee, designating State(s), State(s) of residence and nationality or incorporation, relevant UN bodies, and any other States deemed relevant by the Ombudsperson. The Ombudsperson shall ask these States or relevant UN bodies to provide, within four months, any appropriate additional information relevant to the delisting request. The Ombudsperson may engage in dialogue with these States to determine:
  - (a) These States’ opinions on whether the delisting request should be granted; and
  - (b) Information, questions or requests for clarifications that these States would like to be communicated to the petitioner regarding the delisting request, including any information or steps that might be taken by a petitioner to clarify the delisting request.
3. The Ombudsperson shall also immediately forward the delisting request to the Monitoring Team, which shall provide to the Ombudsperson, within four months:
  - (a) All information available to the Monitoring Team that is relevant to the delisting request, including court decisions and proceedings, news reports, and information that States or relevant international organizations have previously shared with the Committee or the Monitoring Team;

(b) Fact-based assessments of the information provided by the petitioner that is relevant to the delisting request; and

(c) Questions or requests for clarifications that the Monitoring Team would like asked of the petitioner regarding the delisting request.

4. At the end of this four-month period of information gathering, the Ombudsperson shall present a written update to the Committee on progress to date, including details regarding which States have supplied information. The Ombudsperson may extend this period once for up to two months if he or she assesses that more time is required for information gathering, giving due consideration to requests by Member States for additional time to provide information.

**Dialogue (two months)**

5. Upon completion of the information gathering period, the Ombudsperson shall facilitate a two-month period of engagement, which may include dialogue with the petitioner. Giving due consideration to requests for additional time, the Ombudsperson may extend this period once for up to two months if he or she assesses that more time is required for engagement and the drafting of the Comprehensive Report described in paragraph 7 below. The Ombudsperson may shorten this time period if he or she assesses less time is required.

6. During this period of engagement, the Ombudsperson:

(a) May ask the petitioner questions or request additional information or clarifications that may help the Committee's consideration of the request, including any questions or information requests received from relevant States, the Committee and the Monitoring Team;

(b) Should request from the petitioner a signed statement in which the petitioner declares that they have no ongoing association with Al-Qaida, or any cell, affiliate, splinter group, or derivative thereof, and undertakes not to associate with Al-Qaida in the future;

(c) Should meet with the petitioner, to the extent possible;

(d) Shall forward replies from the petitioner back to relevant States, the Committee and the Monitoring Team and follow up with the petitioner in connection with incomplete responses by the petitioner;

(e) Shall coordinate with States, the Committee and the Monitoring Team regarding any further inquiries of, or response to, the petitioner;

(f) During the information gathering or dialogue phase, the Ombudsperson may share with relevant States information provided by a State, including that State's position on the delisting request, if the State which provided the information consents;

(g) In the course of the information gathering and dialogue phases and in the preparation of the report, the Ombudsperson shall not disclose any information shared by a state on a confidential basis, without the express written consent of that state; and,

(h) During the dialogue phase, the Ombudsperson shall give serious consideration to the opinions of designating states, as well as other Member States that come forward with relevant information, in particular those Member States most affected by acts or associations that led to the original designation.

7. Upon completion of the period of engagement described above, the Ombudsperson, with the help of the Monitoring Team, shall draft and circulate to the Committee a Comprehensive Report that will exclusively:

(a) Summarize and, as appropriate, specify the sources of, all information available to the Ombudsperson that is relevant to the delisting request. The report shall respect confidential elements of Member States' communications with the Ombudsperson;

(b) Describe the Ombudsperson's activities with respect to this delisting request, including dialogue with the petitioner; and

(c) Based on an analysis of all the information available to the Ombudsperson and the Ombudsperson's recommendation, lay out for the Committee the principal arguments concerning the delisting request.

#### ***Committee discussion***

8. After the Committee has had 15 days to review the Comprehensive Report in all official languages of the United Nations, the Chair of the Committee shall place the delisting request on the Committee's agenda for consideration.

9. When the Committee considers the delisting request, the Ombudsperson, aided by the Monitoring Team, as appropriate, shall present the Comprehensive Report in person and answer Committee members' questions regarding the request.

10. Committee consideration of the Comprehensive Report shall be completed no later than 30 days from the date the Comprehensive Report is submitted to the Committee for its review.

11. In cases where the Ombudsperson recommends retaining the listing, the requirement for States to take the measures in paragraph 1 of this resolution shall remain in place with respect to that individual, group, undertaking or entity, unless a Committee member submits a delisting request, which the Committee shall consider under its normal consensus procedures.

12. In cases where the Ombudsperson recommends that the Committee consider delisting, the requirement for States to take the measures described in paragraph 1 of this resolution shall terminate with respect to that individual, group, undertaking or entity 60 days after the Committee completes consideration of a Comprehensive Report of the Ombudsperson, in accordance with this annex II, including paragraph 6 (h), unless the Committee decides by consensus before the end of that 60 day period that the requirement shall remain in place with respect to that individual, group, undertaking or entity; *provided* that, in cases where consensus does not exist, the Chair shall, on the request of a Committee Member, submit the question of whether to delist that individual, group, undertaking or entity to the Security Council for a decision within a period of 60 days; and *provided further* that, in the event of such a request, the requirement for States to take the measures described in paragraph 1 of this resolution shall remain in force for that period with

respect to that individual, group, undertaking or entity until the question is decided by the Security Council.

13. If the Committee decides to reject the delisting request, then the Committee shall convey to the Ombudsperson its decision, setting out its reasons, and including any further relevant information about the Committee's decision, and an updated narrative summary of reasons for listing.

14. After the Committee has informed the Ombudsperson that the Committee has rejected a delisting request, then the Ombudsperson shall send to the petitioner, with an advance copy sent to the Committee, within fifteen days a letter that:

- (a) Communicates the Committee's decision for continued listing;
- (b) Describes, to the extent possible and drawing upon the Ombudsperson's Comprehensive Report, the process and publicly releasable factual information gathered by the Ombudsperson; and
- (c) Forwards from the Committee all information about the decision provided to the Ombudsperson pursuant to paragraph 13 above.

15. In all communications with the petitioner, the Ombudsperson shall respect the confidentiality of Committee deliberations and confidential communications between the Ombudsperson and Member States.

***Other Office of the Ombudsperson Tasks***

16. In addition to the tasks specified above, the Ombudsperson shall:

- (a) Distribute publicly releasable information about Committee procedures, including Committee Guidelines, fact sheets and other Committee-prepared documents;
- (b) Where address is known, notify individuals or entities about the status of their listing, after the Secretariat has officially notified the Permanent Mission of the State or States, pursuant to paragraph 19 of this resolution; and
- (c) Submit biannual reports summarizing the activities of the Ombudsperson to the Security Council.