Council Implementing Regulation (EU) 2018/898 of 25 June 2018 implementing Regulation (EU) No 401/2013 concerning restrictive measures in respect of Myanmar/Burma

COUNCIL IMPLEMENTING REGULATION (EU) 2018/898

of 25 June 2018

implementing Regulation (EU) No 401/2013 concerning restrictive measures in respect of Myanmar/Burma

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EU) No 401/2013 of 2 May 2013 concerning restrictive measures in respect of Myanmar/Burma and repealing Regulation (EC) No 194/2008[(1)], and in particular Article 4i thereof,

Having regard to the proposal from the High Representative of the Union for Foreign Affairs and Security Policy,

Whereas:

(1) On 2 May 2013, the Council adopted Regulation (EU) No 401/2013.

(2) On 26 February 2018, the Council adopted conclusions condemning the ongoing widespread, systematic grave human rights abuses committed by the Myanmar/Burma military and security forces. The conclusions called for proposals for targeted restrictive measures against senior military officers of the Myanmar Armed Forces (Tatmadaw).

(3) On 26 April 2018, the Council adopted Regulation (EU) 2018/647[(2)] which provides a legal framework for targeted restrictive measures against certain natural persons from the Myanmar Armed Forces (Tatmadaw) and the Border Guard Police responsible for serious human rights violations, for obstructing the provision of humanitarian assistance to civilians in need and for obstructing the conduct of independent investigations into alleged serious human rights violations or abuses.

(4) In view of the situation in Myanmar/Burma and the responsibility for human rights violations committed by parts of the Myanmar Armed Forces (Tatmadaw) and the Border Guard Police, seven persons should be included in the list of natural and legal persons, entities and bodies subject to restrictive measures in Annex IV to Regulation (EU) No 401/2013.

(5) Annex IV to Regulation (EU) No 401/2013 should be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Annex IV to Regulation (EU) No 401/2013 is amended as set out in the Annex to this Regulation.

Changes to legislation: *There are currently no known outstanding effects for the Council Implementing Regulation (EU) 2018/898. (See end of Document for details)*

Article 2

This Regulation shall enter into force on the date of its publication in the *Official Journal of the European Union*.

Done at Luxembourg, 25 June 2018.

For the Council

The President

F. MOGHERINI

ANNEX

The following persons are added to the list of natural and legal persons, entities and bodies set out in Annex IV to Regulation (EU) No 401/2013:

	Name	**Identifying information**	**Reasons**	**Date of listing**
1.	Aung Kyaw Zaw	Date of birth: 20 August 1961 Passport No: DM000826 Date of issue: 22 November 2011 Date of expiry: 21 November 2021 National Identification Number: BC 17444	Lieutenant General Aung Kyaw Zaw was the Commander of the Bureau of Special Operations No. 3 of the Myanmar Armed Forces (Tatmadaw) from August 2015 to the end of 2017. The Bureau of Special Operations No. 3 oversaw the Western Command and, in that context, Lieutenant General Aung Kyaw Zaw is responsible for the atrocities and serious human rights violations committed against Rohingya population in Rakhine State by the Western Command during that period. These include unlawful killings, sexual violence and systematic burning of Rohingya houses and buildings.	25.6.2018
2.	Maung Maung Soe	Date of birth: March 1964	Major General Maung Maung	25.6.2018

Changes to legislation: *There are currently no known outstanding effects for the Council Implementing Regulation (EU) 2018/898. (See end of Document for details)*

		National Identification Number: Tatmadaw Kyee 19571	Soe was the Commander of the Western Command of the Myanmar Armed Forces (Tatmadaw) from October 2016 to 10 November 2017 and oversaw the military operations in Rakhine State. In that context, he is responsible for the atrocities and serious human rights violations committed against Rohingya population in Rakhine State by the Western Command during that period. These include unlawful killings, sexual violence and systematic burning of Rohingya houses and buildings.	
3.	Than Oo	Date of birth: 12 October 1973 National Identification Number: BC 25723	Brigadier General Than Oo is the Commander of the 99th Light Infantry Division of the Myanmar Armed Forces (Tatmadaw). In that context, he is responsible for the atrocities and serious human rights violations committed against Rohingya	25.6.2018

***Changes to legislation:** There are currently no known outstanding effects for the Council Implementing Regulation (EU) 2018/898. (See end of Document for details)*

			population in Rakhine State in the second half of 2017 by the 99th Light Infantry Division. These include unlawful killings, sexual violence and systematic burning of Rohingya houses and buildings.	
4.	Aung Aung	National Identification Number: BC 23750	Brigadier General Aung Aung is the Commander of the 33rd Light Infantry Division of the Myanmar Armed Forces (Tatmadaw). In that context, he is responsible for the atrocities and serious human rights violations committed against Rohingya population in Rakhine State in the second half of 2017 by the 33rd Light Infantry Division. These include unlawful killings, sexual violence and systematic burning of Rohingya houses and buildings.	25.6.2018
5.	Khin Maung Soe		Major General Khin Maung Soe is the Commander of the 15th Light Infantry Division of the Myanmar	25.6.2018