Commission Regulation (EC) No 689/2009 of 29 July 2009 amending Council Regulation (EC) No 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea

COMMISSION REGULATION (EC) No 689/2009

of 29 July 2009

amending Council Regulation (EC) No 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 329/2007[(1)], and in particular Article 13(a) and (d) thereof,

Whereas:

(1) Annex I to Regulation (EC) No 329/2007 lists the dual-use items as defined in Regulation (EC) No 1334/2000 of June 2000 setting up a Commission regime for the control of exports of dual-use items and technology[(2)], which could contribute to North Korea's nuclear-related, other weapons of mass destruction-related or ballistic missile-related programmes, as determined by the Sanctions Committee or the UN Security Council, to which the prohibitions of Articles 2(1) and 2(3) of Regulation (EC) No 329/2007 should be applied.

(2) On 16 July 2009, the Sanctions Committee determined that certain goods should be subject to these prohibitions. Annex I to Regulation (EC) No 329/2007 should therefore be supplemented.

(3) According to Article 6 of Regulation (EC) No 329/2007, Annex IV to that Regulation should list the persons, entities and bodies designated by the Sanctions Committee or by the UN Security Council whose funds and economic resources are to be frozen.

(4) The Sanctions Committee determined on 16 July 2009 that certain natural and legal persons, entities or bodies should be subject to the freezing of funds and economic resources.

(5) Annex IV should therefore be amended accordingly.

(6) In order to ensure that the measures provided for in this Regulation are effective, this Regulation should enter into force immediately,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and IV to Regulation (EC) No 329/2007 are hereby amended as set out in Annexes I and II to this Regulation.

Changes to legislation: Commission Regulation (EC) No 689/2009 is up to date with all changes known to be in force on or before 07 February 2022. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Article 2

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

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 29 July 2009.

For the Commission

Eneko LANDÁBURU

Director-General for External Relations

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ANNEX I

Annex I to Regulation (EC) No 329/2007 is amended as follows:

In the list '1,1 Materials, chemicals, micro-organisms and toxins', subpart 1.1A Goods, following entries are added:

I.1A.058	—	Graphite other than that specified in I.0A.012 and I.1A.028, as follows: Graphite designed or specified for use in Electrical Discharge Machining (EDM) machines
I.1A.059	—	"Fibrous or filamentary materials" other than those specified in I.1A.024 and I.1A.034, as follows: Para-aramid "fibrous or filamentary materials" (Kevlar® and other Kevlar®-like)

ANNEX II

Annex IV to Regulation (EC) No 329/2007 is amended as follows:

1. The following entries shall be added under the heading 'Natural persons':

   (a) **Han** Yu-ro. Function: Director of Korea Ryongaksan General Trading Corporation. Other information: involved in Democratic People's Republic of Korea's ballistic missile programme.

   (b) **Hwang** Sok-hwa. Function: Director of the General Bureau of Atomic Energy (GBAE). Other information: involved in Democratic People's Republic of Korea's nuclear programme as Chief of the Scientific Guidance Bureau in the GBAE, served on the Science Committee inside the Joint Institute for Nuclear Research.

   (c) **Ri** Hong-sop. Year of birth: 1940. Function: Former director, Yongbyon Nuclear Research Centre. Other information: oversaw three core facilities that assist in the production of weapons-grade plutonium: the Fuel Fabrication Facility, the Nuclear Reactor, and the Reprocessing Plant.

   (d) **Ri** Je-son (*alias***Ri** Che-son. Year of birth: 1938. Function: Director of the General Bureau of Atomic Energy (GBAE), chief agency directing Democratic People's Republic of Korea's nuclear programme. Other information: facilitates several nuclear endeavours including GBAE's management of Yongbyon Nuclear Research Centre and Namchongang Trading Corporation.