

Council Decision (CFSP) 2020/2033 of 10 December 2020
amending Decision 2010/788/CFSP concerning restrictive
measures against the Democratic Republic of the Congo

COUNCIL DECISION (CFSP) 2020/2033

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measures against the Democratic Republic of the Congo

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 29 thereof,

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

Whereas:

- (1) On 20 December 2010, the Council adopted Decision 2010/788/CFSP⁽¹⁾ concerning restrictive measures against the Democratic Republic of the Congo (DRC).
- (2) On 12 December 2016, the Council adopted Decision (CFSP) 2016/2231⁽²⁾ in response to the obstruction of the electoral process and the related human rights violations in the DRC. Decision (CFSP) 2016/2231 amended Decision 2010/788/CFSP and introduced autonomous restrictive measures in Article 3(2) of Decision 2010/788/CFSP.
- (3) On the basis of a review of the restrictive measures laid down in Article 3(2) of Decision 2010/788/CFSP, those measures should be renewed until 12 December 2021 and one person should be removed from the list in Annex II to that Decision.
- (4) The statements of reasons relating to certain persons listed in Annex II to Decision 2010/788/CFSP should be amended.
- (5) Decision 2010/788/CFSP should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Decision 2010/788/CFSP is amended as follows:

- (1) in Article 9, paragraph 2 is replaced by the following:
 2. The measures referred to in Article 3(2) shall apply until 12 December 2021. They shall be renewed, or amended as appropriate, if the Council deems that their objectives have not been met.;
- (2) Annex II to Decision 2010/788/CFSP is replaced by the text appearing in the Annex to this Decision.

Changes to legislation: *There are currently no known outstanding effects for
the Council Decision (CFSP) 2020/2033. (See end of Document for details)*

Article 2

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

Done at Brussels, 10 December 2020.

For the Council

The President

M. ROTH

ANNEX

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Changes to legislation: There are currently no known outstanding effects for the Council Decision (CFSP) 2020/2033. (See end of Document for details)

ANNEX

ANNEX II

LIST OF PERSONS AND ENTITIES REFERRED TO IN ARTICLE 3(2)

A. Persons

	Name	Identifying information	Grounds for listing	Date of listing
1	Ilunga KAMPETE	a.k.a. Gaston Hughes Ilunga Kampete; Hugues Raston Ilunga Kampete DOB: 24.11.1964 POB: Lubumbashi, DRC Nationality: DRC Military ID number: 1-64-86-22311-29 Address: 69, avenue Nyangwile, Kinsuka Mimosas, Kinshasa/ Ngaliema, DRC Gender: Male	As Commander of the Republican Guard (GR) until April 2020, Ilunga Kampete was responsible for the GR units deployed on the ground and involved in the disproportionate use of force and violent repression in September 2016 in Kinshasa. He was also responsible for the repression and infringement of human rights committed by GR agents, such as the violent repression of an opposition rally in Lubumbashi in December 2018. Since July 2020, he remains a high-ranking soldier, as a Lieutenant General in the Congolese Armed Forces (FARDC) and Commander of the Kitona	12.12.2016

Changes to legislation: There are currently no known outstanding effects for the Council Decision (CFSP) 2020/2033. (See end of Document for details)

			<p>military base in the province of Kongo Central. By virtue of his functions, he bears responsibility for the recent human rights violations committed by the FARDC. Ilunga Kampete was therefore involved in planning, directing or committing acts that constitute serious human rights violations or abuses in the DRC.</p>	
2	Gabriel Amisi KUMBA	<p>a.k.a. Gabriel Amisi Nkumba; “Tango Fort”; “Tango Four” DOB: 28.5.1964 POB: Malela, DRC Nationality: DRC Military ID number: 1-64-87-77512-30 Address: 22, avenue Mbenseke, Ma Campagne, Kinshasa/ Ngaliema, DRC Gender: Male</p>	<p>Former Commander of the first defence zone of the Congolese Armed Forces (FARDC), which took part in the disproportionate use of force and violent repression in September 2016 in Kinshasa. In his capacity as Deputy Chief of Staff of the FARDC in charge of operations and intelligence from July 2018 to July 2020, and owing to his senior duties as Inspector General of the FARDC since July 2020, he bears</p>	12.12.2016

Changes to legislation: There are currently no known outstanding effects for the Council Decision (CFSP) 2020/2033. (See end of Document for details)

			responsibility for recent human rights violations committed by the FARDC. Gabriel Amisi Kumba was therefore involved in planning, directing or committing acts that constitute serious human rights violations or abuses in the DRC.	
3	Ferdinand Ilunga LUYOYO	DOB: 8.3.1973 POB: Lubumbashi, DRC Nationality: DRC DRC passport number: OB0260335 (valid from 15.4.2011 to 14.4.2016) Address: 2, avenue des Orangers, Kinshasa/Gombe, DRC Gender: Male	As Commander of the anti-riot unit called the <i>Légion Nationale d'Intervention</i> of the Congolese National Police (PNC) until 2017, and Commander of the unit responsible for the protection of institutions and high-ranking officials within the PNC until December 2019, Ferdinand Ilunga Luyoyo was responsible for the disproportionate use of force and violent repression in September 2016 in Kinshasa, and bears responsibility for the subsequent human rights violations	12.12.2016