

EU Further Extends Libyan Asset Freeze to Financial Entities and Imposes Egyptian Asset Freeze on Individuals

On March 21, 2011, the EU Council of Ministers (the “Council”) adopted another implementing decision¹ and an implementing regulation² concerning the EU’s existing Libyan sanctions.³ These measures further extend the scope of the EU’s asset freeze to the funds and economic resources of several government bodies and government-owned companies. Further measures are expected in the next few days to freeze the assets of the Libyan National Oil Corporation in accordance with UN Security Council Resolution 1973 of March 17, 2011.⁴

On the same day, the Council adopted a decision⁵ and a regulation⁶ imposing an asset freeze on the funds and economic resources of certain Egyptian individuals, including former president Hosni Mubarak and two of his sons. Unlike the EU’s Libyan sanctions, the new Egyptian sanctions do not cover any legal entities and do not include an arms embargo and visa ban.

¹ Decision 2011/175/CFSP implementing Decision 2011/137/CFSP concerning restrictive measures in view of the situation in Libya. <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:076:0095:0098:EN:PDF>

² Regulation No 272/2011 implementing Article 16 (2) of Regulation 204/2011. <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:076:0032:0035:EN:PDF>

³ Council Decision 2011/137 of February 28, 2011 as amended by Council Decision 2011/156/CFSP and Council Regulation 204/2011 of March 2, 2011 as amended by Council Regulation No 233/2011. For more details, please see http://www.cgsh.com/eu_imposes_arms_embargo_and_targeted_sanctions_on_libya/ and http://www.cgsh.com/eu_extends_libyan_asset_freeze_to_key_financial_entities/.

⁴ United Nations Security Council Resolution 1973 of March 17, 2011. <http://daccess-dds-ny.un.org/doc/UNDOC/GEN/N11/268/39/PDF/N1126839.pdf?OpenElement>. In addition, a travel ban is expected to be imposed on Quren Salih Quren Al Qadhafi and Colonel Amid Husain Al Kuni in accordance with this Resolution.

⁵ Decision 2011/172/CFSP of March 21, 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt, <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:076:0063:0067:EN:PDF>.

⁶ Regulation No 270/2011 of March 21, 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt, <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:076:0004:0012:EN:PDF>.

With regard to the extension of the existing Libyan sanctions, the new measures freeze the funds and economic resources of the following entities:

- The Libyan Arab African Investment Company;
- The National Commercial Bank;
- The Gumhouria Bank;
- The Sahara Bank;
- The Libyan Jamahiriya Broadcasting Corporation;
- The Gaddafi International Charity and Development Foundation;
- The Economic and Social Development Fund;
- The Waatassimou Foundation; and
- The Revolutionary Guard Corps.

Several ministers of Muammar Qadhafi's government, the secretary-general of the Libyan Congress and a former radio and television director have also been added to the list of designated persons and entities.

The latest implementing measures are the second extension of the EU's original Libyan sanctions; on March 10, 2011, the Council extended the asset freeze to the Central Bank of Libya, the Libya Africa Investment Portfolio, the Libyan Foreign Bank, the Libyan Housing and Infrastructure Board and the Libyan Investment Authority.⁷

Apart from the extension to new persons and entities, the existing EU sanctions against Libya remain intact. For further information about these sanctions, please refer to our Alert Memos on the sanctions against Libya of March 4 and 16, 2011.⁸

If you have any questions, please feel free to contact any of your regular contacts at the firm.

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⁷ Council Decision 2011/156/CFSP of March 10, 2011 concerning restrictive measures in view of the situation in Libya and Regulation No 233/2011 of March 10, 2011 implementing Article 16 (2) of Regulation 204/2011.

⁸ http://www.cgsh.com/eu_imposes_arms_embargo_and_targeted_sanctions_on_libya/ and http://www.cgsh.com/eu_extends_libyan_asset_freeze_to_key_financial_entities/

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