

Annexes

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Annex 1 Abbreviations and acronyms

AAS	Ansar al-Sharia / Ansar al-Charia
ABAM	Al-Bunyan al-Marsous
AGOCO	Arabian Gulf Oil Company
APC	Armoured personnel carrier
AQIM	Al-Qaida in the Islamic Maghreb
ASB	Abu Salim Brigade
BDB	Benghazi Defence Brigades
BRSC	Benghazi Revolutionaries Shura Council
CBL	Central Bank of Libya
CID	Criminal Investigation Department
Committee	Security Council Committee established pursuant to resolution 1970 (2011) concerning Libya
Council	United Nations Security Council
CRA	Civil Registration Authority
DCIM	Department to Counter Illegal Migration
EU	European Union
EUNAVFOR MED	European Union Naval Forces Mediterranean
EUR	Euro
FACT	Front pour l'Alternance et la Concorde au Tchad
FLIR	Forward Looking Infra Red
GNA	Government of National Accord
GTM	Gateway to Mena
HoR	House of Representatives
HSC	High State Council
ICRC	International Committee of the Red Cross
ISIL	Islamic State in Iraq and the Levant
LC	Letters of credit
LIA	Libyan Investment Authority
LIFG	Libyan Islamic Fighting Group
LISCO	Libyan Iron and Steel Company
LNA	Libyan National Army
LPA	Libyan Political Agreement
LPTIC	Libya's Post, Telecommunication and Information Technology Company
LYD	Libyan dinar
MANPADS	Man Portable Air Defence System
MGDB	Military Governor of the Derna-Ben Jawad Region
MoU	Memorandum of Understanding
MSF	Médecins sans frontières
MSPV	Minerva Special Purpose Vehicles
NGO	Non-governmental organization
NMF	National Mobile Forces

NOC	National Oil Corporation
NSG	National Salvation Government
Panel	Panel of Experts
PC	Presidency Council
PFG	Petroleum Facilities Guard
RSF	(Sudanese) Rapid Support Forces
SALW	Small Arms and Light Weapons
SDF	Special Deterrence Force
SLA/MM	Sudan Liberation Army/Minni Minawi
SRSF	Special Representative of the Secretary-General
StAR	Stolen assets recovery
TAC	Tripoli Administrative Court
TRB	Tripoli Revolutionaries Brigade
TSC	Temporary Security Committee
UN	United Nations
UNICRI	United Nations Interregional Crime and Justice Research Institute
UNMAS	United Nations Mine Action Service
UNODC	United Nations Office on Drugs and Crime
UNSMIL	United Nations Support Mission in Libya
USD	United States Dollar
VBIED	Vehicle-borne improvised explosive device

Annex 2 Overview of the evolution of the Libyan sanctions regime

1. By resolution 1970 (2011), the Security Council expressed grave concern at the situation in Libya, condemned the violence and use of force against civilians and deplored the gross and systematic violation of human rights. Within that context, the Council imposed specific measures on Libya, under Chapter VII of the Charter of the United Nations, including the arms embargo, which relates to arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned, in addition to the provision of armed mercenary personnel. The arms embargo covers both arms entering and leaving Libya. The Council also imposed a travel ban and/or an asset freeze on the individuals listed in the resolution. Furthermore, the Council decided that the travel ban and the asset freeze were to apply to the individuals and entities designated by the Committee established pursuant to resolution 1970 (2011) concerning Libya involved in or complicit in ordering, controlling or otherwise directing the commission of serious human rights abuses against persons in Libya.
2. By resolution 1973 (2011), the Security Council strengthened the enforcement of the arms embargo and expanded the scope of the asset freeze to include the exercise of vigilance when doing business with Libyan entities, if States had information that provided reasonable grounds to believe that such business could contribute to violence and use of force against civilians. Additional individuals subject to the travel ban and asset freeze were listed in the resolution, in addition to five entities subject to the freeze. The Council decided that both measures were to apply also to individuals and entities determined to have violated the provisions of the previous resolution, in particular the provisions concerning the arms embargo. The resolution also included the authorization to protect civilians and civilian populated areas under threat of attack in Libya. In addition, it included a no-fly zone in the airspace of Libya and a ban on flights of Libyan aircraft.
3. On 24 June 2011, the Committee designated two additional individuals and one additional entity subject to the targeted measures. By resolution 2009 (2011), the Security Council introduced additional exceptions to the arms embargo and removed two listed entities subject to the asset freeze, while allowing the four remaining listed entities to be subjected to a partial asset freeze. It also lifted the ban on flights of Libyan aircraft.
4. By resolution 2016 (2011), the Security Council terminated the authorization related to the protection of civilians and the no-fly zone. On 16 December 2011, the Committee removed the names of two entities previously subject to the asset freeze.
5. In resolution 2040 (2012), the Council directed the Committee, in consultation with the Libyan authorities, to review continuously the remaining measures with regard to the two listed entities – the Libyan Investment Authority and the Libyan Africa Investment Portfolio – and decided that the Committee was, in consultation with the Libyan authorities, to lift the designation of those entities as soon as practical.
6. In resolution 2095 (2013), the Council further eased the arms embargo in relation to Libya concerning non-lethal military equipment.

7. By resolution 2144 (2014), the Council stressed that Member States notifying to the Committee the supply, sale or transfer to Libya of arms and related materiel, including related ammunition and spare parts, should ensure such notifications contain all relevant information, and should not be resold to, transferred to, or made available for use by parties other than the designated end user.
8. By resolution 2146 (2014), the Council decided to impose measures, on vessels to be designated by the Committee, in relation to attempts to illicitly export crude oil from Libya and authorized Member States to undertake inspections of such designated vessels.
9. By resolution 2174 (2014), the Council introduced additional designation criteria and requested the Panel to provide information on individuals or entities engaging or providing support for acts that threaten the peace, stability or security of Libya or obstructing the completion of the political transition. The resolution strengthened the arms embargo, by requiring prior approval of the Committee for the supply, sale or transfer of arms and related materiel, including related ammunition and spare parts, to Libya intended for security or disarmament assistance to the Libyan government, with the exception of non-lethal military equipment intended solely for the Libyan government. The Council also renewed its call upon Member States to undertake inspections related to the arms embargo, and required them to report on such inspections.
10. By resolution 2213 (2015), the Council extended the authorizations and measures in relation to attempts to illicitly export crude oil from Libya until 31 March 2016. The resolution further elaborated the designation criteria listed in resolution 2174 (2014).
11. By resolution 2214 (2015), the Council called on the 1970 Committee on Libya to consider expeditiously arms embargo exemption requests by the Libyan government for the use by its official armed forces to combat specific terrorist groups named in that resolution.
12. By resolution 2259 (2015), the Council confirmed that individuals and entities providing support for acts that threaten the peace, stability or security of Libya or that obstruct or undermine the successful completion of the political transition must be held accountable, and recalled the travel ban and assets freeze in this regard.
13. By resolution 2278 (2016) the Council extended the authorizations and measures in relation to attempts to illicitly export crude oil, while calling on the Libyan Government of National Accord (GNA) to improve oversight and control over its oil sector, financial institutions and security forces.
14. On 27 April 2016, the Committee designated a vessel illicitly exporting crude oil. The designation was lifted on 12 May 2016.
15. By resolution 2292 (2016), the Council authorized, for a period of twelve months, inspections on the high seas off the coast of Libya, of vessels that are believed to be carrying arms or related materiel to or from Libya, in violation of the arms embargo.

16. To date the Committee has published four implementation assistance notices which are available on the Committee's website.¹

¹ Available under <http://www.un.org/sc/committees/1970/notices.shtml>.

Annex 3 Mandate and appointment

1. By resolution 2278 (2016), the Council extended the mandate of the Panel of Experts established pursuant to resolution 1973 (2011) for a period of 15 months, to carry out the following tasks: to assist the Committee in carrying out its mandate as specified in paragraph 24 of resolution 1970 (2011); to gather, examine and analyse information from States, relevant United Nations bodies, regional organizations and other interested parties regarding the implementation of the measures decided upon in resolution 1970 (2011), 1973 (2011) and modified in resolutions 2009 (2011), 2040 (2012), 2095 (2013), 2144 (2014), 2146 (2014), 2174 (2014) and 2213 (2015) in particular incidents of non-compliance; to make recommendations on actions that the Council, the Committee, the Libyan government or other States may consider to improve implementation of the relevant measures; and to provide to the Council an interim report on its work no later than 180 days after its appointment and a final report no later than 15 June 2017 with its findings and recommendations.

2. In resolution 2095 (2013) the Council also encouraged the Panel, while mindful of the responsibility of the United Nations Support Mission in Libya (UNSMIL), to assist the Libyan authorities to counter illicit proliferation of all arms and related materiel of all types, in particular heavy and light weapons, small arms and man-portable surface-to-air missiles (MANPADS), and to secure and manage Libya's borders, to continue to expedite its investigations regarding sanctions non-compliance, including illicit transfers of arms and related materiel to and from Libya, and the assets of individuals subject to the assets freeze established in resolutions 1970 (2011) and 1973 (2011) and modified in resolution 2009 (2011), 2040 (2012) and 2095 (2013) and encouraged UNSMIL and the Libyan government to support Panel investigatory work inside Libya, including by sharing information, facilitating transport and granting access to weapons storage facilities, as appropriate.

3. In resolution 2146 (2014), the Council expanded the Panel's mandate to the measures imposed by that resolution and directed the Panel to monitor the implementation of these measures.

4. In resolution 2174 (2014) the Council requested the Panel to provide information on individuals and entities who meet additional designation criteria related to acts that threaten the peace, stability or security of Libya, or obstruct or undermine the successful completion of its political transition.

5. Following the adoption of resolution 2278 (2016), five of the Panel's experts were appointed on 12 May 2016 and the sixth on 31 May 2016.

Annex 4 Institutions/individuals consulted

List of institutions/individuals consulted

This list excludes certain individuals, organizations or entities with whom the Panel met, in order to maintain the confidentiality of the source(s) and not to impede the ongoing investigations of the Panel.

Austria	
<i>Government</i>	Ministry of Foreign Affairs, Ministry of Interior, Ministry of Justice
Belgium	
<i>Embassies</i>	Libya
<i>Organisations</i>	EEAS
Chad	
<i>Embassies</i>	France, Italy, USA, Libya
<i>Organizations</i>	Operation Barkhane, Intelligence Fusion Cell
<i>Government</i>	Ministry of Foreign Affairs, Ministry of Defence, Ministry of Interior
Egypt	
<i>Government</i>	Ministry of Foreign Affairs
<i>Organizations</i>	Justice First Foundation
France	
<i>Government</i>	Ministry of Foreign Affairs, Ministry of Defence
Germany	
<i>Government</i>	Ministry of Foreign Affairs, Ministry of Defence, Ministry of Interior
<i>Organizations</i>	US AFRICOM
Italy	
<i>Organizations</i>	EUNAVFOR, Combined Fusion Cell on Libya, San Egidio Community
Libya	
<i>Government</i>	Presidency Council, House of Representatives, Temporary Security Committee, Operation Room Sirte-Misrata, Misrata Military Council, Misrata Municipal Council
Malta	
<i>Government</i>	Ministry of Foreign Affairs, Ministry of Justice
Niger	
<i>Government</i>	Ministry of Foreign Affairs, Ministry of the Interior, Ministry of Defence
Qatar	
<i>Government</i>	Ministry of Foreign Affairs, Ministry of Defence
Sudan	
<i>Government</i>	Ministry of Foreign Affairs, National Intelligence and Security Service
Sweden	
<i>Government</i>	Ministry of Foreign Affairs
Switzerland	
<i>Organizations</i>	Small Arms Survey
Tunisia	
<i>Government</i>	Ministry of Foreign Affairs, Ministry of Defence

<i>Organizations</i>	UNSMIL, UNMAS, International Crisis Group, Libya Institute for Advanced Studies
<i>Embassies</i>	France, Spain, UK
Turkey	
<i>Government</i>	Ministry of Foreign Affairs
United Arab Emirates	
<i>Government</i>	Ministry of Foreign Affairs
United Kingdom	
<i>Government</i>	Foreign & Commonwealth Office, Home Office, Ministry of Defence, Department for International Development
USA	
<i>Government</i>	State Department, Department of Justice, Department of the Treasury
<i>Organizations</i>	UNIDIR

Annex 5 Outgoing correspondence

Panel official outgoing correspondence to Member States since the drafting of submission of its last final report (S/2016/209)

OC no.	Addressee	About	Date
2213 mandate			
18	United Arab Emirates	Assets Freeze	12-Feb-16
19	Tunisia	Assets Freeze	12-Feb-16
20	Malta	Oil measures, Designation Criteria, Arms Embargo	12-Feb-16
21	Security Council	Final report	4-Mar-16
22	CBL	Assets Freeze	23-Mar-16
23	Lebanon	Travel Ban	29-Mar-16
2278 mandate			
24	Individual; cc: Committee Chair	Individual's reply to Panel's investigations	31-Mar-16
25	Committee Chair	Info about Vessel Distya Ameya	22-Apr-16
26	Committee Chair	Vessel Distya Ameya update	26-Apr-16
27	Lebanon	Travel Ban	27-Apr-16
28	Committee Chair	Arms Embargo	28-Apr-16
29	Egypt	Visit	23-May-16
30	Libya	Visit and visas	27-May-16
31	Libya	Visit	3-Jun-16
32	Libya	Visa	15-Jun-16
33	Morocco	Visit	17-Jun-16
34	Chad	Arms Embargo queries and visit	17-Jun-16
35	Sudan	Arms Embargo queries and visit	17-Jun-16
36	Greece	Designation Criteria	17-Jun-16
37	Committee Chair	FTF report inputs res. 2292	7-Jul-16
38	Libya	Arms Embargo, Visit	8-Jul-16
39	Spain	Arms Embargo	8-Jul-16
40	Algeria	Arms Embargo queries and visit	13-Jul-16
41	Committee Chair	Technical updates to IAN 3	13-Jul-16
42	Chad	Visit and visas	15-Jul-16
43	Lebanon	Visit	15-Jul-16
44	Chad	Visit	28-Jul-16
45	Ghana	Assets Freeze	3-Aug-16
46	United Arab Emirates	Arms Embargo queries and visit	4-Aug-16
47	Libya	Arms Embargo	4-Aug-16
48	Tunisia	Oil measures, Designation Criteria	5-Aug-16
49	Germany	Arms Embargo	9-Aug-16
50	Libya	Arms Embargo	9-Aug-16
51	US	Arms Embargo	9-Aug-16
52	US	Arms Embargo	9-Aug-16
53	UK	Arms Embargo	9-Aug-16

OC no.	Addressee	About	Date
54	France	Arms Embargo	9-Aug-16
55	Jordan	Arms Embargo	12-Aug-16
56	United Arab Emirates	Visit	16-Aug-16
57	Syria	Travel Ban	1-Sep-16
58	Jordan	Travel Ban	1-Sep-16
59	Oman	Travel Ban	1-Sep-16
60	Saudi Arabia	Arms Embargo	16-Sep-16
61	Tunisia	Visit	16-Sep-16
62	Malta	Assets Freeze	21-Sep-16
63	Libya	Assets Freeze	27-Sep-16
64	SC President	Interim report	28-Sep-16
65	Caracal International LLC	Arms Embargo	3-Oct-2016
66	Committee Chair	Arms Embargo	3-Oct-2016
67	Czech Republic	Arms Embargo	4-Oct-2016
68	Egypt	Visit	4-Oct-2016
69	Niger	Visit	4-Oct-2016
70	Chad	Visit	4-Oct-2016
71	Ecuador	Arms Embargo	12-Oct-2016
72	United States	Arms Embargo	14-Oct-2016
73	Germany	Visit	14-Oct-2016
74	Spain	Arms Embargo	14-Oct-2016
75	Sudan	Arms Embargo	18-Oct-2016
76	Committee Chair	Recommendation 8	26-Oct-2016
77	Committee Chair	Input on request for guidance on Arms Embargo	31-Oct-2016
78	United States	Arms Embargo	7-Nov-2016
79	Malta	Assets Freeze	7-Nov-2016
80	Committee Chair	2146 focal point letter	8-Nov-2016
81	Committee Chair	Input on an assets freeze exemption request	9-Nov-2016
82	Turkey	Visit	16-Nov-2016
83	Qatar	Visit	16-Nov-2016
84	Tunisia	Visit	30-Nov-2016
85	Committee Chair	IAN 4 update	1-Dec-2016
86	Egypt	Visit	2-Dec-2016
87	Mr. Erik Goaid	Assets Freeze	2-Dec-2016
88	Sam Serj	Assets Freeze	2-Dec-2016
89	Niger	Visit	8-Dec-2016
90	Libya	Renewal of visas	15-Dec-2016
91	Chad	Visit	22-Dec-2016
92	Committee Chair	Input on an assets freeze exemption request	19-Dec-2016
93	Russian Federation	Arms Embargo	21-Dec-2016
94	Moldova	Arms Embargo	22-Dec-2016
95	United Kingdom	Assets Freeze	29-Dec-2016
2017			
1	Sudan	Visit	4-Jan-2017
2	Latvia	Arms Embargo	6-Jan-2017
3	United Kingdom	Arms Embargo	6-Jan-2017
4	Tunisia	Visit	9-Jan-2017
5	Russian Federation	Visit	12-Jan-2017

OC no.	Addressee	About	Date
6	Turkey	Visit	20-Jan-2017
7	Qatar	Visit	30-Jan-2017
8	Sudan	Visit	1-Feb-2017
9	Ghana	Assets Freeze	1-Feb-2017
10	Egypt	Visit	2-Feb-2017
11	Kenya	Assets Freeze	2-Feb-2017
12	Italy	Arms Embargo	3-Feb-2017
13	Italy	Arms Embargo	3-Feb-2017
14	United States	Visit	3-Feb-2017
15	Qatar	Visit	8-Feb-2017
16	Tunisia	Visit	10-Feb-2017
17	Montenegro	Arms Embargo	10-Feb-2017
18	Sweden	Arms Embargo	10-Feb-2017
19	Turkey	Arms Embargo	10-Feb-2017
20	United States	Arms Embargo	10-Feb-2017
21	Brazil	Arms Embargo	10-Feb-2017
22	Burkina Faso	Assets Freeze	17-Feb-2017
23	Ecuador	Arms Embargo	17-Feb-2017
24	France	Assets Freeze	17-Feb-2017
25	Qatar	Arms Embargo	20-Feb-2017
26	EUNAVFOR	Arms Embargo	20-Feb-2017
27	Greece	Arms Embargo	22-Feb-2017
28	Marshall Islands	Arms Embargo	22-Feb-2017
29	Egypt	Arms Embargo	23-Feb-2017
30	United Arab Emirates	Arms Embargo	23-Feb-2017
31	South Africa	Assets Freeze	27-Feb-2017
32	Committee Chair	Vessel SicheM S. Oil	28-Feb-2017
33	France	Arms Embargo	2-Mar-2017
34	Italy	Arms Embargo	28-Mar-2017
35	China	Arms Embargo	15-Mar-2017
36	Austria	Arms Embargo	21-Mar-2017
37	Tunisia	Visit	21-Mar-2017
38	Russian Federation	Arms Embargo	24-Mar-2017
39	France	Arms Embargo	24-Mar-2017
40	Committee Chair	Vessels update	3-Apr-2017
41	Bulgaria	Arms Embargo	3-Apr-2017
42	China	Arms Embargo	6-Apr-2017
43	France	Arms Embargo	6-Apr-2017
44	Italy	Assets Freeze	7-Apr-2017
45	Greece	Arms Embargo	7-Apr-2017
46	Tunisia	Assets Freeze	7-Apr-2017

Annex 6 Table showing level of responsiveness by Member States or Organizations to requests for information and/or visit from the Panel sent from 25 January 2016 until 7 April 2017

Member State or Organization	Number of letters sent	Requested info fully supplied	Info partially supplied	No answer / information not supplied	Request for visit
Algeria	1			1	Pending
Austria	1	1			N/A
Brazil	1			1	N/A
Bulgaria	1			1 (recent letter)	N/A
Burkina Faso	1	1			N/A
Chad	4	4			Granted
China	2			2 (1 recent letter)	N/A
Czech Republic	1	1			N/A
Ecuador	2		1	1	N/A
Egypt	4	3	1		Granted
France	5	1	1	3	N/A
Germany	2	1	1		Granted
Ghana	2			2	N/A
Greece	3	3			N/A
Italy	4	2	2		N/A
Jordan	2	1	1		N/A
Kenya	1			1	N/A
Latvia	1	1			N/A
Lebanon	2		2		N/A
Libya	8	3		5	Granted
Malta	3	3			Granted
Marshall Islands	1			1	N/A
Moldova	1	1			N/A
Montenegro	1	1			N/A
Niger	2	2			Granted
Oman	1	1			N/A
Qatar	4	3		1	Granted
Russian Federation	3	2		1 (recent letter)	N/A
Saudi Arabia	1	1			N/A
South Africa	1			1	N/A
Spain	2	2			N/A
Sudan	4	4			Granted

Sweden	1			1	N/A
Syria	1			1	N/A
Tunisia	9	7	1	1	Granted
Turkey	3	3			Granted
United Arab Emirates	3	2		1	Granted
United Kingdom	3		1	2	N/A
United States	4	1	1	2	N/A

Annex 7 Umar al-Aswad criticizing the PC and the CBL

1. For the LPA's first anniversary, Umar al-Aswad, a boycotting member of the Presidency Council, drafted an open letter in which he asserts that the PC is weak and paralysed. He points out a lack of transparency within the Libyan executive bodies and the financial institutions.
2. In addition, al-Aswad threatens to sue the Governor of the CBL in Tripoli, Sadiq al-Kebir, because of his alleged use of frozen assets from the Libyan Investment Authority. He also calls on the President of the Audit Bureau to issue an order to stop the members of the GNA from using public funds as they have not been endorsed by the HoR.

المجلس الرئاسي



دولة ليبيا

أن تعيشوا وهم الشرعية الخارجية لا يفيد ، إنما الشرعية تأتي من الداخل . ألم تسألوا أنفسكم ماذا قدم المجلس الرئاسي للشعب الليبي طوال عام كامل ؟ وماذا قدمت هذه الحكومة المفوضة - على حد تعبيركم - ، و الحديث يطول في هذا المجال فلا تضيعوا البلد وتضيعوا أنفسكم .

لقد عقدنا اجتماعا على هامش اجتماع لجنة الحوار يوم 2016/9/6 بتونس ، بعد رفض مجلس النواب الحكومة في جلسته يوم 2016/8/22 ولم يستمر سوا ساعتين ، ولم تعقد اجتماعا إلا بعد 31 يوما استغرقت في السفر خارج ليبيا أي في يوم 2016/10/7 ، اتفقا فيه على أن تعرض القرارات المتخذة للإطلاع عليها ، كما طلبنا الإطلاع على المصروفات المالية للمجلس ، وعلى أن أستطلع كل من مدينتي جادو وغدامس ليختار المجلس المدينة الأنسب لاحتضان مشاورات تشكيل الحكومة الثالثة ونفذت ما طلب مني ، إلا أن القرارات و المصروفات لم تعرض علينا حتى يومنا هذا .

يبدو أنكم استحسنتم هذا الوضع لكن نتاجه القانونية بالتأكيد ستكون وخيمة عليكم عاجلاً أم أجلاً منتعافي ليبيا بأذن الله وميسال كل شخص عن أفعاله.

2- السادة الذين يتصرفون باسم وزراء كل فيما يخصه ، إنما يقوم بذلك انتحالاً للشخصية دون سند من القانون (أي دون اعتماد من مجلس النواب ، ودون حلف اليمين) الأمر الذي يجعل من تصرفاتكم معدومة فضلا عن التهم الجنائية المترتبة على الأفعال المسندة اليكم .

3- السادة رئيس و أعضاء المجلس الأعلى للقضاء سند العدالة وجوهرها (إن التأخير في الفصل في القضايا التي تتعلق بمصير الأمة وثرواتها لا يُرضي الله إذا تأخر لحين فوات الأوان ، وقد اتفق شرّاح القانون على أن العدل البطيء هو نوع من الظلم ، مع تقديرنا الكامل لجهازنا القضائي .

4- السيد محافظ مصرف ليبيا المركزي بحكم عملك ومركزك القانوني وتاريخك الوظيفي ، أنت أول من يعلم ماهو صندوق الاستثمار الليبي ، وماهي الأموال المجمدة ، وأن سماحك باستخدامها أو الوصول إليها أمر بالغ الخطورة ومسئول عنه لا محاله عاجلاً أم أجلاً ، ولن يفغك أحد إذا تهاونت وفي التاريخ الحديث عبرة لمن يعتبر ، فقد سبق إلى المحاكمة رؤساء دول و أركان حكم ، وهذا الأمر بلا شك ينطبق على الجميع .

5- السيد رئيس ديوان المحاسبة : تحمل مسئوليتك القانونية و الرقابية فيما يخص المساس بالأموال المجمدة وصندوق الاستثمار، ولن يغفر التاريخ ولا القانون لك أو لغيرك من الجهات ذات العلاقة السكوت عن هذا الخطر الماحق . لا تسمح لحكومة لم تنل ثقة السلطة التشريعية وهو البرلمان ولم تؤدي القسم أن تتصرف في أي مبلغ كان ، إن الصرف يجب أن يكون من خلال ميزانية معتمدة و الصرف من خارج الميزانية أمر مجرم ، سيكون المتاح و المتلقي كلاهما



2016 / 12 / 18

خطاب مفتوح

إلى السادة : الجهات الداخلية والخارجية المقيمة في هذا الخطاب .

بات من اللازم والضروري أمام تصاعد حمى العيث بمستقبل ليبيا و المساس بكيانها ومستقبلها، وأمام هذا الكم الهائل من الظلم والظلال و الجهالات ، مساساً بسيادة ليبيا وتصرفاً عشوائياً بأموالها الثابتة والمنقولة تصرفاً معيباً وباطلاً ومشوهاً في آن ، بات لزاماً أن أتوجه بها الخطاب المفتوح إلى جهات داخل ليبيا و أخرى خارجها لكي يتبين في حقها تماماً عنصري العلم و الإرادة وهي تقوم بهذه التصرفات ، و أنها إنما تقوم بها عن سابق تصور وتصميم ، تحقيقاً لمصالحها الخاصة و استغلالاً لوظيفتها بالنسبة للجهات في الداخل ، وبالنسبة للجهات في الخارج إنما تعمل لمصالح شركاتها ومؤسساتها ، ضاربين جميعاً بعرض الحائط سيادة ليبيا على أموالها وحق الشعب الليبي في صون أمواله و مذكراته من الأموال المعجدة بموجب قرارات مجلس الأمن ذات العلاقة التي اتخذت في العام 2011 ، وواقع الحال أن الشعب الليبي أوحج اليوم قبل أي وقت مضى لاستمرار الإبقاء علي تجميدها حيث الأوضاع الداخلية ليست بخافية علي أحد متدهورة للغاية .

وإنما ننقل هذا بكل وضوح إلى هذه الجهات التي سيرد ذكرها ، حتى نؤسس لمقاضاتها بأفضل بناء قانوني ، إن لزم الأمر .

أولاً : الجهات الداخلية :

1- السادة الزملاء رئيس و أعضاء المجلس الرئاسي .

القرارات التي تصدرونها تأتي بالمخالفة للاتفاق السياسي وبنوده ، وبالتالي فجميع قراراتكم باطلة . وجود أعضاء خارج المجلس الرئاسي لم يوقعوا على هذه القرارات ، هو فيتو علي هذه القرارات يبطلها ، حكومتكم غير شرعية لم توقع عليها ، لأنها تمت بالمخالفة للاتفاق السياسي م1 ف2 ، من ان يتم اختيار مجلس الوزراء علي أساس الكفاءة ومبدأ تكافؤ الفرص ، و الجميع يعلم كيف تم اختيار الحكومة عندما أوضحنا ذلك للشعب الليبي تحت قبة البرلمان بحضوركم وبأدلة لا تقبل اثبات العكس ، لا يصح وضع الحكومة قانوناً إضافة كلمة المفوض علي الإطلاق ، وضعها منعدم وقراراتها معدومة قانوناً بلا أدنى شك ، دليل ذلك إلغاء قرارات صدرت عنكم بأحكام من القضاء وأول الغيث قطرة . الحكومة لم تعتمد من مجلس النواب ولم تؤدى اليمين القانونية ، وبالتالي لا شرعية لها وهذا الأمر من البديهيات .

اللجنة المالية أيضا غير قانونية بالمطلق ، وقد صدر حكم قضائي أيضا بعدم شرعيتها ، وكل مشارك في هذه الأفعال سيكون مسؤول أمام القانون . الهروب الى الامام لا يفيد في شيء ،



مستول عن هذا الفعل ، وكذلك من يقف متفرجاً متى كان واقع على كاهله رفض ومنع هذه التجاوزات .

لا ينكر أحد أنك أصدرت تقارير ومراسلات تتعلق ببعض الموضوعات و التجاوزات المالية وهو أمر جيد ، لكنني أصارحك بأنه ألمني كثيراً أن أراك تجلس خارج ليبيا تتناقش أموراً المالية و السيادية ومصروفاتها و أموالاً تمثل جزءاً من ميزانيتها و أنت رئيساً لجهاز رقابي في سابقة هي الأولى عبر التاريخ القديم و الحديث. لكن موقفك الذي يجب أن يكون في موضوع الأموال المجمدة و التهافت في السيطرة على صندوق الاستثمار أمر ملح وحيوي و هام ، فأنت عين الرقابة و أدواتها.

6- السيد النائب العام : أنتم ممثل الدعوى العمومية في المجتمع و النائب عنه في مباشرة الدعوى بحسب القانون ، اضطلوعوا بدوركم في حماية الشعب الليبي من الأفعال التي تهدد مصالحه القومية و الاقتصادية لأن المساس بها تهديد لأمنه القومي . الصندوق السيادي الليبي رابع أكبر صندوق استثماري في العالم ، رصيد الأجيال القادمة ، لا تسمحوا لأحد أن يتلاعب به واللاعبون كثر . لا تتفرجوا على جرائم مالية ترتكب ، افتحوا تحقيقات موسعة و استفاجنون و تصدمون بما يجري .

7- السادة الموظفون السامون العاملون بصندوق الاستثمار و محفظة ليبيا و شركات الاستثمار الداخلية و الخارجية و المصارف الداخلية و الخارجية التي لديها أموال ليبية بجميع مسمياتها و دائع أو أسهم أو سندات أو قروض دائنة . تحسسوا مواقعكم و مراكزكم القانونية ، فإن أي مساس بالأموال أو ما شابهها من أموال ليبيا و الليبيين ستسألون عنها ولن تمر دون عقاب . ولن ينفع أحد منكم من يستقوى بالخارج ، اعلّموا أن ليس هناك دولة واحدة تضحي بمصالحها مع دولة أخرى من أجل شخص باع وطنه و شعبه و ضميره و ساهم في خراب اقتصاد بلده ، فلا احترام لمن باعوا مصالح أوطانهم بأي ثمن .

ثانياً: الجهات الخارجية :

- السيد معالي الأمين العام للأمم المتحدة .
- السيد الممثل الخاص للأمين العام للأمم المتحدة رئيس بعثة الدعم في ليبيا .
- السادة سفراء الدول دائمة العضوية في مجلس الأمن .
- السيد معالي الأمين العام في الجامعة العربية .
- السيد معالي الأمين العام للاتحاد الأفريقي .
- السيدة ممثل الإدعاء بمحكمة الجنايات الدولية .
- السادة لجنة العقوبات .
- السادة سفراء الإتحاد الأوربي .

Annex 8 Abdullah al-Thinni accuses the PC of being protected by Italian Special Forces deployed in Libya and handing the country to foreign powers (10 January 2017)

ديوان رئاسة الوزراء



الحكومة الليبية المؤقتة

بيان الحكومة الليبية المؤقتة رقم (2) لسنة 2017 بشأن تواجد القوات الإيطالية فوق الأراضي الليبية

تمر ليبيا هذه الفترة الزمنية من تاريخها بمرحلة حالكة السواد في ظل هذا الانقسام السياسي الحاد وتدخل الغرباء وتربص الأعداء وخيانة من أرضعتهم من ثديها وأعتبرتهم أبناء حيث الوضع الإنساني الذي أقل ما يوصف بأنه مأساوي والأنفلتات الأمني وانتشار السلاح والوضع الصحي المنهار مع نقص السيولة الذي يوشك أن يوقع الجميع في كارثة لا تبقى ولا تدر وذلك كله بفعل أمواء ومصالح ثلثة من الذين يعتقدون بأنهم يمثلون الشعب الليبي وحريصون على مصلحة ليبيا وكرامتها وبعد أن تحولت ليبيا إلى مسرحاً للعبث السياسي وحلبة لتصارع القوى الكبرى التي لا يهمها سوى مصالحها رغم أذعانها المتكرر بأنها حريصة على وحدة التراب الليبي ولم شمل الليبيين بينما لم تتوقف حكومات تلك القوى على صب الزيت على النار وإذكاء الفتنة بين أبناء الشعب الليبي والعمل على إطالة أمد الأزمة بالرغم من مطالبة جموع الليبيين على ضرورة أن يكون الحل متمثلاً في حواراً وطنياً وليس سياسياً ومصالحية مجتمعية وفي الوقت الذي يخوض فيه الجيش الليبي رغم قلة العدد والعتاد حرباً ضروساً ومقدسة على الإرهاب ومحاولة البرلمان الدؤوبة في إقناع الأطراف الدولية على تبني طرح حل الحوار الليبي الليبي والمجهودات التي تبذلها الحكومة المؤقتة على الرغم من عدم وجود موارد تغطي المشاريع الخدمية المزمع تنفيذها لصالح المواطن نتفاجأ بنزول وحدات من القوات الإيطالية بالعاصمة طرابلس وبمعلومات أخرى تشير إلى وجود أكثر من ألف جندي أمريكي دخلوا خلصة وتمركزين بإحدى ضواحي العاصمة الأمر الذي يعكس عدم رغبة المجتمع الدولي في إيجاد تسوية للأزمة الليبية بل أصبح ماضٍ ويشكل شبه مؤكد على أستنساخ التجربة العراقية في ليبيا وإدخال ليبيا والليبيين في جحيم لا يخفف من وطأته سوى عمل الشرفاء من الوطنيين ودعاء الصالحين وبناءاً على ذلك.. فإن الحكومة الليبية المؤقتة تعتبر تلك الخطوة تدخلاً سافراً في الشأن الداخلي بل تعده احتلالاً صريحاً سوف يجابه بالرفض والمقاومة من كافة الليبيين أبناء وأحفاد المجاهدين في حقبة إيطاليا الفاشية.

ديوان رئاسة الوزراء



الحكومة الليبية المؤقتة

وتدعو الحكومة الليبية المؤقتة الحكومة الإيطالية إلى احترام المعاهدات والمواثيق والقوانين الدولية وسيادة ليبيا العضو بالجامعة العربية والأمم المتحدة وتحمل الحكومة الليبية الحكومة الإيطالية المسؤولية الكاملة جراء تواجد هذه القوات وما سوف ينجم عنه من ردود فعل شعبية يكون ضحيتها جنود شباب زج بهم في أتون حرب مع شعب ضاق الأمرين من إيطاليا وهزمها وسيهزمها بإذن الله لأنه يدافع عن شرفه وأرضه.



صدر في البيضاء يوم الثلاثاء الثاني عشر من شهر ربيع الثاني 1438 هجرية الموافق 2017/01/10

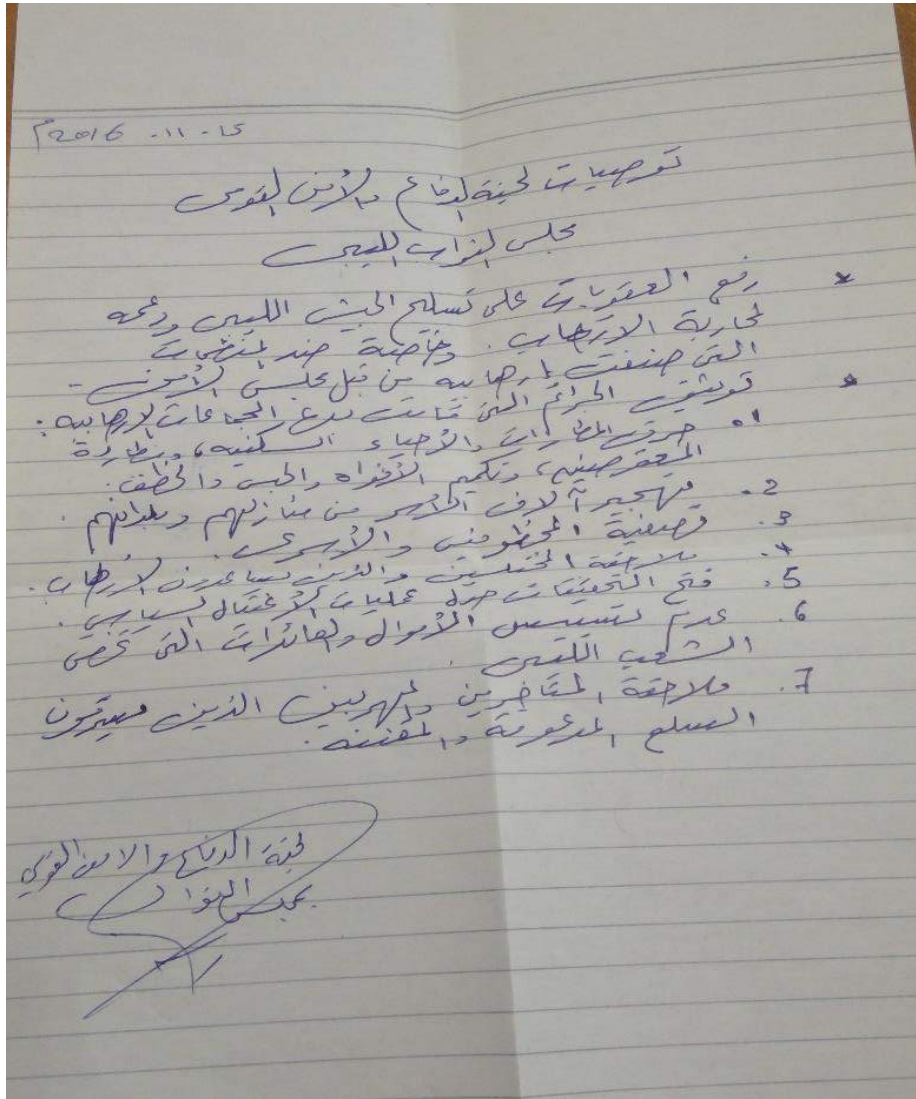
www.pm-ly.com +218 69 462 0602 +218 69 462 0601 البيضاء - المجمع الإداري

Source: Internet²

2

<https://www.facebook.com/GovernmentLY/photos/pcb.239021459870658/239021413203996/?type=3&theater>

Annex 9 Handwritten and signed letter from the HoR's Defence and Security Committee to the Panel, 15 November 2016



Source: House of Representatives, Defence and Security Committee

Unofficial Translation:

15/11/2016

Recommendations from the
Defence and Security Committee of the HoR

*To lift the embargo imposed on the Libyan National Army. To support the LNA's struggle against terrorism especially against groups classified as terrorist by the Security Council;

* To document the crimes committed by terrorist groups such as:

1/ Burning airports and built-up areas. Persecuting political opponents (detention, kidnappings);

2/Displacing thousands of families from their homes;

3/ Executing kidnapped people and prisoners;

4/ Bribing and supporting terrorist groups

5/ Political assassinations;

6/ Embezzlement of funds and income belonging to the Libyan people;

7/ Profiting from the trade in subsidized products.

Defence and Security Committee

Annex 10 Military Rule of the LNA

1. Security clearance documents are signed and delivered by the General Investigations Apparatus (referred to as the Internal Security – *al Amn al Dakhili*) in eastern Libya. The process of obtaining such clearance is imposed on all Libyans wanting to travel abroad through al-Labraq. The Internal Security - Benghazi was involved in several cases of torture, kidnapping and arbitrary detention.

Mandatory security clearance form delivered by the General Investigations Apparatus, delivered in Benghazi, on 26 March 2017



Source: Confidential

Annex 11 List of Salafi Ulemas vetted by Usama al Utaibi in 2014 and authorized to teach Salafi-Madkhali creed in eastern Libya

Salem al Wissari (Abu al-Abbass)
Hamad ben Issa (Abu Ays)
Adel al Qwarsha (Abu Hamza)
Faraj al Maliki (Abu al Abbass)
Al Mabrouk al-Qadi (Abu Jaber)
Mas'oud al Nadhuri (Abu al Rabi)
Ezzeddine Mouhammad (Abu Munir)

Source: Internet³

³ <http://bayenahsalaf.com/vb/showthread.php?t=22097>.

Annex 12 ISIL organization

1. The documents below have been found by the al-Bunyan al-Marsous (ABAM) Operation in the aftermath of their capture of Sirte in January 2017.
2. The first document shows an identity card. On the last line, as a part of ISIL's careful arms management, appears the fighter's weapon type and serial number.

Identity card of an ISIL foreign fighter

الكنية : طاهر الكنتوش	
البلد الأصلي : غانا	العمر : 30
الولاية : طرابلس	المدينة : سرت
المركز : ديوان الجند	الوظيفة : جندي
لون الوجه : أسود	لون العينين : أسود
لون الشعر : أسود	فصيلة الدم : O+
نوع السلاح : كلاشنكوف	رقم السلاح : 5943

Source: ABAM

Name: Tahar al-Kantush

Governorate: Tripoli

City: Sirte

Nationality: Ghana

Age: 30

Based: Soldiers Barracks

Position: soldier

Face color: black

Eyes color: black

Hair color: black

Blood group: O+

Weapon type: Kalashnikov

Serial number: 5943

3. The main source of financing for ISIL came from a system of taxation based on monthly 'alms' (religious contributions or *Zakat*) withheld from the soldiers' salaries.

Voucher handed out to a soldier, Ahmed al-Niran Al-Warfalli, after he paid his monthly tax

ديوان الزكاة والصدقات
ولاية طرابلس / مركز سرت
بطاقة المركزي
الموافق: 19 / 14 / 2016 م
التاريخ: 1437 / 7 / 1 هـ

الاسم: أحمد أبو النيران علي البرزنجي الكودي
رقم الهوية: 22858
الشهر الذي تم فيه الزكاة: ربيع الثاني
العنوان: الشعبية
نوع الزكاة: مزرعة تجارة

الذاتية
الانتمائية
إدارة الديانة مركز الزكاة والصدقات
ولاية طرابلس

Source: ABAM

Annex 13 Brigade ABAM securing Sirte

Brigade Bunyan al-Marsous securing 20 bombs previously abandoned by ISIL



Source : Internet⁴

⁴ <http://www.libya-al-mostakbal.org/88/15451/البنیان-المرصوص-البنیان-20-على-عثرنا-المرصوص-البنیان-جنوب-طيران-صاروخ-20-على-عثرنا-المرصوص-البنیان.html>

Annex 14 Libyan Iron and Steel Company (LISCO) plant in Misrata (December 2016)

1. The plant is in close proximity of the company's port terminal. The imagery below shows a square "military zone", in which arms and ammunition are stored. It is also a gathering and starting point for the fighters joining armed groups in Benghazi.

Aerial view of the distance from the Military compound to the LISCO port



Source: Google Earth, unknown date (left) and Digital Globe, World View 3, 19 December 2016 (right)

LISCO plant



Source: Google Earth

2. According to several contacts in Misrata, the LISCO plant is a key hub for the military support provided to the BRSC.
3. The same sources report that one of the BRSC supply routes from Misrata to Benghazi originates from the Hun arms storage (Juffra region). The ammunition is transported by land from Hun to the LISCO plant in Misrata. The equipment is then stored in containers in the LISCO military compound.
4. From there, arms and ammunition are loaded onto a trawler or a fishing vessel at the LISCO port terminal. The trawlers sail to Benghazi, remaining most of the time inside territorial waters. Sometimes, while underway, shipments are loaded on a Misrata coast guard speedboat to continue the journey to Benghazi. Lately, many such speedboats have been intercepted by LNA airstrikes. On their way back to Misrata, the speedboats transport injured fighters.

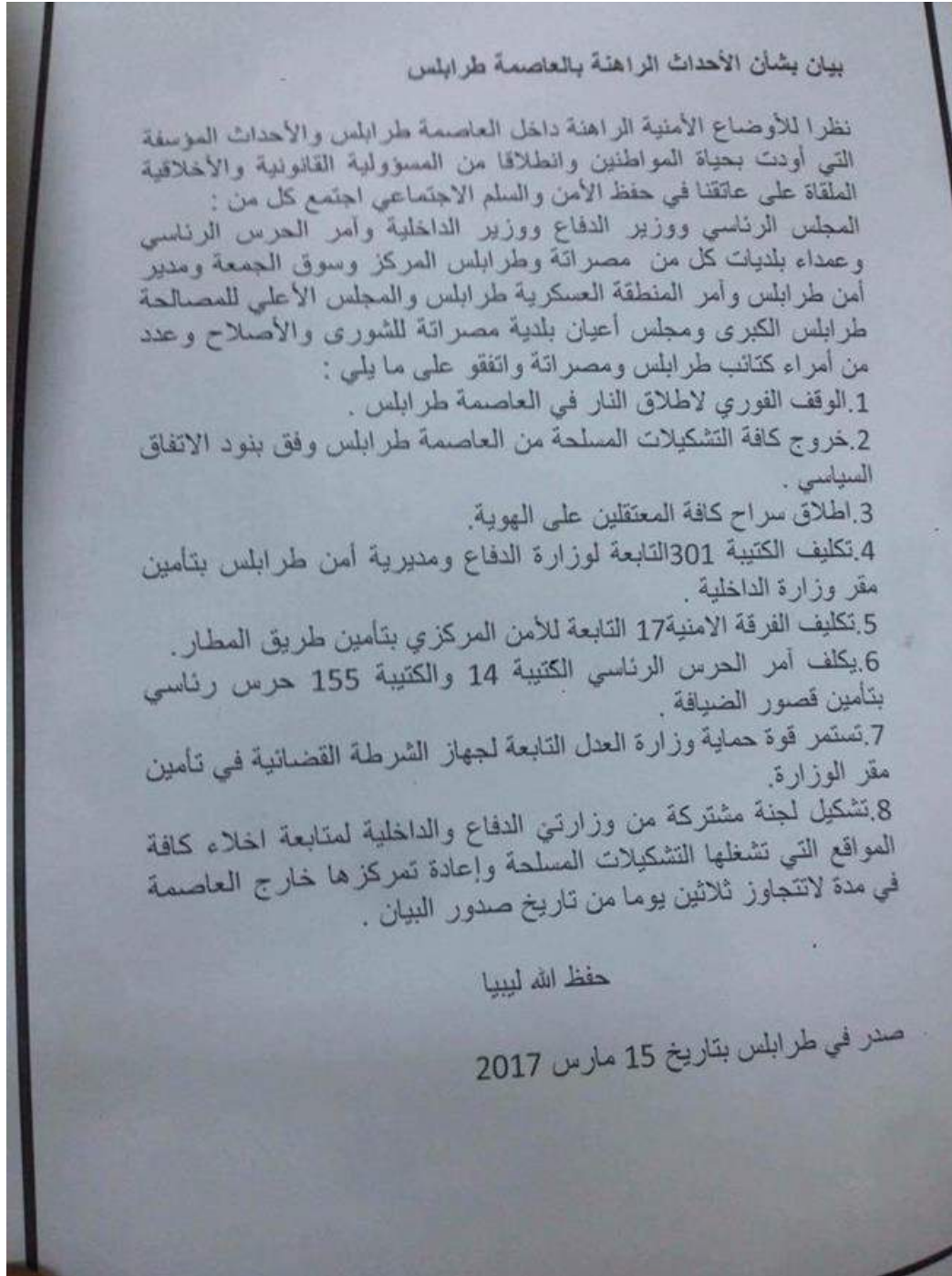
Annex 15 List of armed groups that supported Khalifa al-Ghweil

1. The National Guard (created in February 2017) is mostly composed of Misratan brigades. It also includes a number of Ex-LIFG and militant Islamist groups in Tripoli. Its composition seems to be different from the National Guard created in 2013, under the leadership of Khaled al-Sharif and deployed in al-Hadba. Either way, both groups support the NSG.

Armed Group	Location	Commander
Al-Ihsan Brigade (Ex-LIFG)	Ghabat al-Nasr	Tareq al-Gadban
Al-Marsa al-Kubra Brigade (Misrata)	Tripoli International Airport / Qasr Ben Ghashir	Salem al-Zufri
Mobile National Forces (Amazigh)	Janzur and Seraj (Previously Ghot al-Shaal and Seyahiya)	
Suhadaa Qaswara/ al-Haraka (Misrata)	Tripoli International Airport / Qasr Ben Ghashir	Salah Badi
Presidential Security (Misrata)	Tripoli International Airport/ (Previously al-Qusur)	Mohammad Salem Dimona
Usud al-Wadi (Misrata)		Hassan Said
Jamal al-Ghazawi Brigade	Old City Tripoli	
Salah al-Burki (Misrata)	Salaheddine (Previously Abu Selim)	
Brigade Bashir al-Baqra - (Islamist Militancy)	Tajura	Bashir al-Baqra
Abu Azam Brigade - 12 th Security Unit - (Islamist Militancy)	Al-Madina al-Riyadiya	Abdallah al-Buseyfi
Baeyo Brigade (Misrata)	Qasr Ben Ghashir	Mohammad Baeyo (alias Sherikhan)
Ahmad al-Khoja Brigade (Tripoli)	Tariq al-Seqa	Ahmad al-Khoja
National Guard (Ex-LIFG)	Al-Hadba	Khaled al-Sharif
Libya Revolutionaries Operation Room – 11 Cie (Zawiya)		Ahmad Ben Naji

Source: Panel interviews with various sources from Tripoli

Annex 16 Tripoli agreement signed on 15 March 2017



Source: Social Media

Annex 17 Links between armed groups, criminal groups and the Coast guard in Zawiya

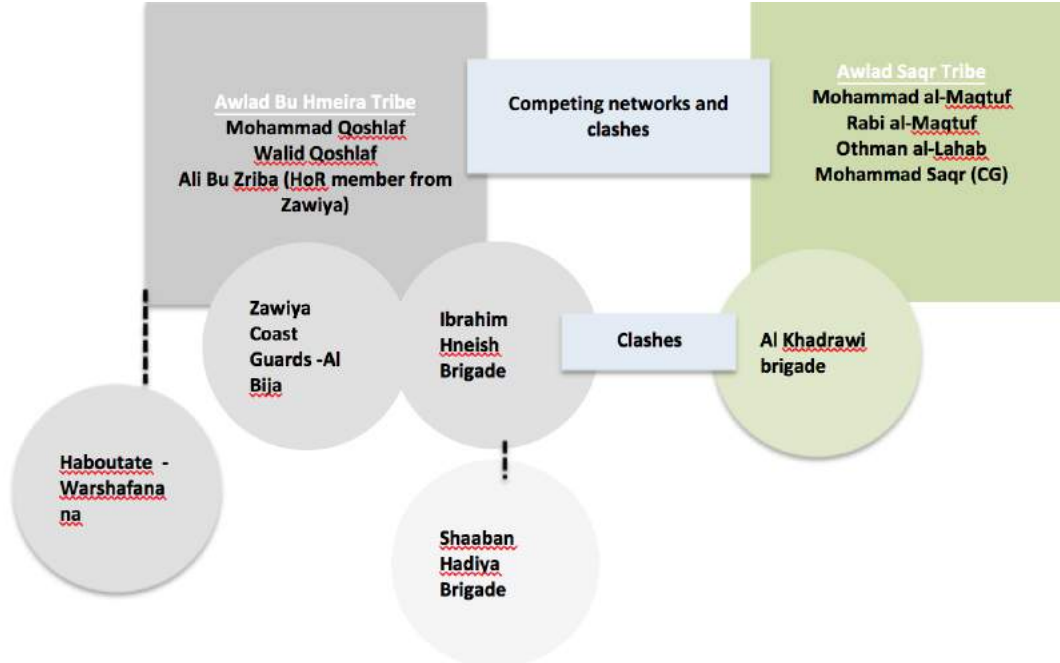
1. Sources provided the Panel with a detailed description of the modus operandi of smuggling networks in Zawiya.
2. Competition over the control of the fuel smuggling business in Zawiya has deepened historic tribal divisions between Awlad Bu Hmeira and Awlad Saqr in Zawiya. Since 2012, the Nasr Brigade, under the command of Mohammad Koshlaf from the Awlad Bu Hmeira tribe, has been in control of the Zawiya refinery. Koshlaf's monopoly over the refinery has since been disputed by Awlad Saqr and the allied armed groups of Othman al-Lahab and al-Khadrawi.
3. In late 2014, the expansion of the migrant smuggling and human trafficking business in Zawiya further increased the competition. The commander of the al-Nasr brigade opened a detention centre in Zawiya. The Panel received information that the detention centre, commanded by a former army Colonel, Fathi al-Far, is used to 'sell' migrants to other smugglers. Meanwhile, Koshlaf also became active in migrant smuggling.
4. Since 2014, Koshlaf's network gained influence over the coast guard operations in Zawiya, notably through the officer Abd al-Rahman Milad (also from the Awlad Bu Hmeira tribe). In 2015, The Zawiya coast guard's patrol boat (see photograph below), operated by Abd al-Rahman Milad (alias al-Bija), was involved in intercepting migrants and transferring them to the al-Nasr detention centre. An armed group from Awlad Saqr, also involved in the migrant smuggling business, attempted to take over control of the boat in March 2016.
5. Repeated violent clashes in Zawiya in 2016 and 2017, between armed groups controlled by Ibrahim Hneish and Mohammad Koshlaf on one side and al-Khadrawi and al-Lahab on the other, show how strong the competition over the criminal business is.
6. According to several sources, competing groups have regularly targeted migrants under the custody of their rivals, provoking death and injury of several migrants.
7. Shaaban Hadiya's armed group involvement in the smuggling business, if any, is unclear. However, a commander of Hadiya's group was seen by Panel's sources fighting alongside Ibrahim Hneish, which might indicate links between Shaaban Hadiya and the Koshlaf clan.
8. Koshlaf's al-Nasr brigade in Zawiya collaborates with the al-Haboutate brigade of Warshafana, in organizing the migrant smuggling. Reportedly, this has led to the opening of the coastal road between Zawiya and Tripoli over the last few weeks.

Coast guard's patrol boat in Zawiya. This is the only patrol boat of this size operating between Tripoli and the Tunisian border



Source: Confidential

Links between armed groups, criminal networks and the coast guard in Zawiya



Source: Panel of Experts interviews

Annex 18 Communiqué by Municipality of Sabratha issued on 27 March

The Sabratha Municipal Council denounces fuel smuggling networks and fuel shortages caused by the smuggling. It also denounces the lack of means at its disposal to deal with these networks.

Logo of Sabratha Municipal Council: المجلس البلدي صبراتة
Sabratha Municipal Council

Logo of the Ministry of the Interior: وزارة الحكم المحلي

Logo of Sabratha Municipality: بلدية صبراتة
SABRATHA MUNICIPALITY

تاريخ: 27 / 3 / 2017م
الموافق: / /

ر. إشاري لب/اص/ 2017/4
ر. الملف: / /

بيان المجلس البلدي صبراتة رقم (4) لسنة 2017م بشأن عمليات تهريب الوقود (البنزين والناظفة)

يعرب المجلس البلدي صبراتة عن استيائه الشديد من كثرة عمليات تهريب الوقود (البنزين والناظفة) وعبورها من بلدية صبراتة وانتشارها بشكل كبير خلال الفترة الأخيرة إلى أن أصبحت تجارة رانجة يمارسها تجار الأزمات والمهربين بشكل يومي .

وفي الوقت الذي أتخذ فيه المجلس كافة التدابير والاجراءات التي من شأنها مكافحة ومحاربة هذه الظاهرة في نطاق صلاحياته وبحسب الامكانيات المتاحة لديه إلا أنها لم تفي بالغرض ولم تساهم في إيقاف هذه الظاهرة التي أثقلت كاهل الاقتصاد الليبي وتسببت في نقص وانقطاع الوقود بأنواعه وغلاء سعره في بلدية صبراتة و تسببت أيضا في غلق أغلب محطات الوقود الرسمية في البلدية وكثيرة طوابير السيارات على المحطات التي تعمل بصورة متقطعة .

وفي ذات السياق فقد لوحظ ازدياد هذه العمليات في الأونة الأخيرة وخاصة في الفترة الليلية وفي الصباح الباكر وبمحاكاة من مجموعات مسلحة في ظل عجز الجهات الأمنية على مكافحتها ومحاسبة ومعاقبة المتورطين فيها .

و إذ نقدم هذا البيان لنعلم الجميع أسفين عن عجزنا وعدم قدرتنا على إيجاد حل لإيقاف عمليات تهريب الوقود خصوصا وأنها تمس قوت المواطن اليومي وما استطعنا علاجه من توفير أسطوانات الغاز وتوزيعها بشكل عادل بين المواطنين وغيرها من الخدمات الأخرى هو من صميم عملنا ولن نقصر في ما استطعنا عليه خدمة للمواطن .

وأخيرا ندعو كافة الجهات الأمنية في المدينة والمنطقة بشكل عام لوضع حل جذري لهذه الظاهرة ومعالجتها من مصدرها الرئيسي كما ندعو أولياء الأمور والفاعلين في المنطقة لمناصحة أبنائهم وحثهم على الابتعاد عن إهدار مقدرات البلد وسرقة أموال الليبيين .

دولة ليبيا
المجلس البلدي صبراتة
218 233 622333
+ 218 233 62 2333

صبراتة - الطريق الساحلي الشرقي

www.sabratha.gov.ly
info@sabratha.gov.ly

Source: Social Media

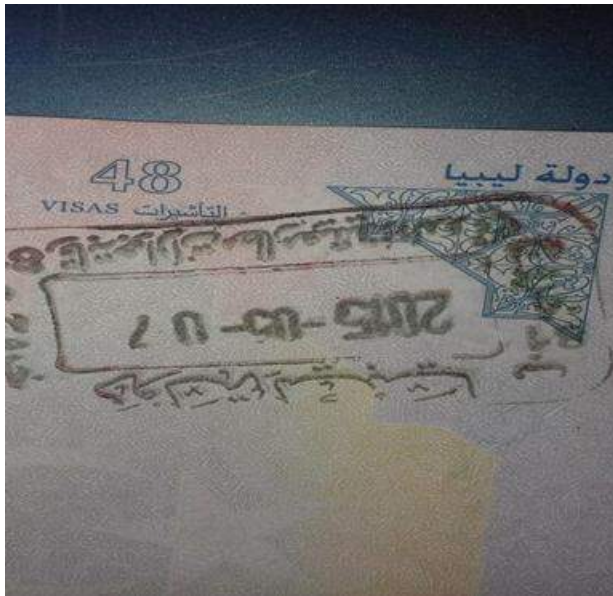
Annex 19 Illegally issued passports delivered in Misrata in May 2015

1. Civil Register Agency sources confirmed to the Panel that they do not have a Libyan national under the same name figuring in the passport below and born in Benghazi on 1 January 1987 in their register. They also confirmed that the passport was issued illegally in Misrata. The beneficiary of the passport (a Sudanese national) used this passport to travel to Turkey between May and September 2015. This is not an isolated incident. In January 2015, AAS Sirte had taken control of the Passport Administration in order to facilitate international travels of its foreign fighters. In Benghazi, AAS Benghazi had also taken control of the Passport Administration before they lost it to the LNA in 2015.

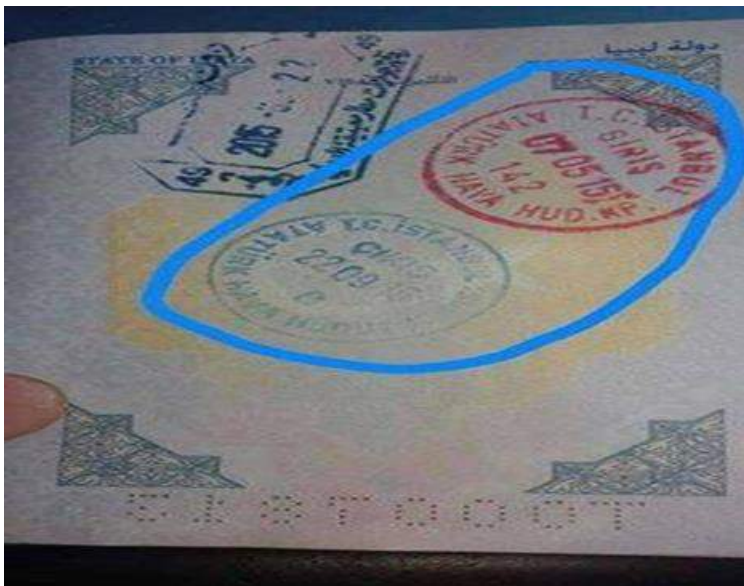
Photo of an illegally issued passport



Departure Stamp at Mitiga Airport on 7 May 2015



Arrival and departure stamps at Istanbul Ataturk Airport on 7 May 2015 and 22 September 2015. Entrance stamp in Mitiga on 22 September 2015



Source: Confidential

Annex 20 PC-affiliated Minister of Defense orders the Air Force to deter and destroy any warplane attacking Tamanhint Air Base, 6 April 2017



Source: Social Media

Annex 21 Third Force, BDB and the South Shield Coalition, links with the BRSC and listed organizations

Head of the Misrata Military Council Ibrahim Ben Rajab, accompanied by members of the Misrata Military Council and elements of the BDB in al-Jufra (unknown date).



Source: BDB Media Center

Ahmad al-Tajuri from the BDB, Ahmad al-Hasnawi commander of the South Shield and Ismail al-Sallabi from the BRSC in Tamanhint, in April 2017



Source: Social Media

Ahmad al-Hasnawi at Misrata Military Academy posing in front of an L-39 aircraft

Source: Social Media

Ahmad al-Hasnawi links with al-Qaida affiliated movements and ISIL

1. Ahmad al-Hasnawi is known for providing logistical support to Jihadist networks operating in the Sahel region, including AQIM (QDe.014), al-Mourabitoun and Ansar al-Dine (QDe.135), as confirmed by several sources, including amongst his allies in the south. The Panel also received reports of business links between al-Hasnawi and ISIL. During the BDB offensive against oil terminals in March 2017, the presence of al-Hasnawi in al-Nowfliya, where ISIL elements are still active according to the ministry of Defence sources in Tripoli, raises a number of questions concerning the extent of his relations with ISIL.

Potential links between the BDB, AAS Benghazi and ISIL elements in Sirte

2. In 2015, ISIL and the BRSC (including AAS Benghazi), had been fighting side by side in several locations in Benghazi, including al-Saberi and al-Qwarsha. By early 2016, the BRSC and ISIL in Benghazi stopped joint efforts. Both movements made their disagreements public. During the same period, a series of victories by the LNA forced many BRSC commanders, including Ismail al-Sallabi, Ziad Balam and Wissam Bin Hmeid to move to Misrata.

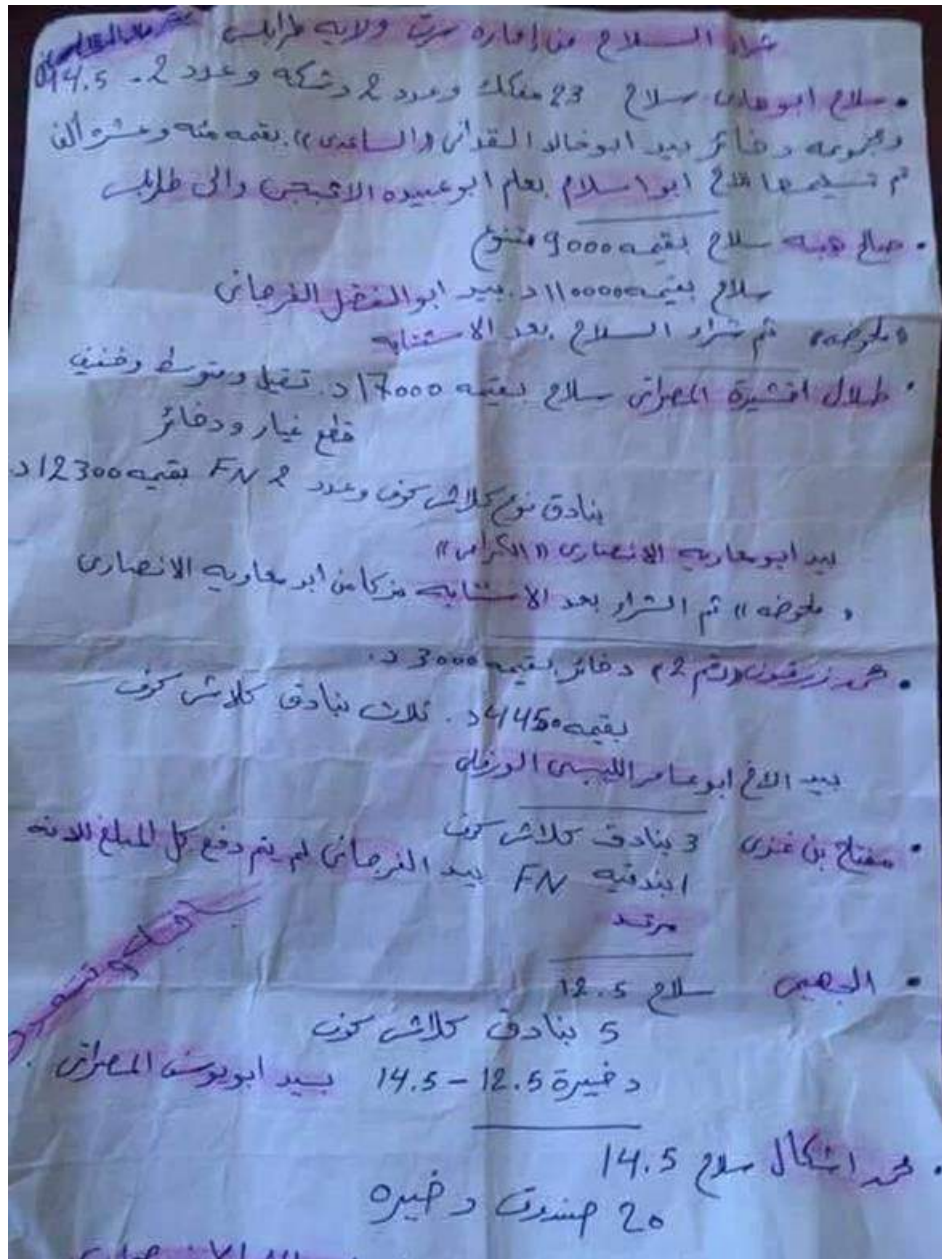
3. However, relations have continued between some BRSC commanders (who later founded the BDB) and some ISIL figures in Sirte. Several sources in Misrata indicated that Wissam Bin Hmeid tried to mediate for the safety of some of ISIL's leaders in Sirte in 2015, in spite of repeated attacks against Misrata-controlled checkpoints. The sense of a common cause, and in certain cases, family and tribal links, play a role in preserving those alliances. In May 2016, during preparations to launch

ABAM operation, Wissam Bin Hmeid was put under house arrest due to his suspected links with ISIL elements in Sirte.

4. Moreover, the launching of Operation ABAM has further divided Misrata, between those who are suspicious of BRSC commanders based in Misrata, and those who are 'ready to tolerate the BDB's undesirable links with ISIL and AAS Benghazi for the sake of the cause'. Military sources in Misrata emphasized that 'the leadership of the BDB has no links with listed organizations, but some commanders from Benghazi have links with AAS Benghazi'. During Operation ABAM, the BDB was not part of the attacking forces in Sirte. However, they were put in charge of guarding of the strategic al-Lud checkpoint between Bu Njeim and Wadan, a region that has witnessed extremist activity since 2015. Reports indicated that some ISIL leaders in Sirte were allowed to pass through this checkpoint, shortly before and during Operation ABAM. The BDB was also put in charge of protecting the southern flank of Misratan forces from the LNA position in Zela.

Annex 22 List of arms transfers from Libyans brokers to ISIL

Usama Jadhran, brother of Ibrahim Jadhran, sold weapons to Abu Usama al-Tunsi, an ISIL figurehead in Sirte, for an amount of 130,000 LYD



• عدد سيارات كرايسلر كولاكس كون 1900 د. وعدد
 5 سيارات بنتليه.
 • عدد سيارات المصريات دفيو مشنوعة بقمه 6800 دينار
 2 مشنوع قنيه بنتليه بيد عاطف الكرام
 و موقوفه ثم اشارة بعد الاستجاب.
 • عدد سيارات المستير المصريات
 قاصه امريكه سودا اللون عيار
 مقدار ليل عدد 1
 كولاكس كون عدد 2 بنادق
 عدد 240 قاصه قناصه.
 • ليز الفهاني عدد 3 بنادق بيد ابو الفضل الفهاني
 عدد 1 دفيو سونيا بقمه 5500 د.
 • بو عيظه الحداد بيد عاطف الكرام
 5 ابنارق كولاكس كون بقمه 1640 د.
 • رايه بقمه ابو عبد الرحمن المزمي 4 سلاح وشكه 5 بنادق كولاكس
 المله السنه 10 دفيو مشنوعه بقمه 17300 د بيد علي
 • اسم المصراع سلاح مشنوع بقمه 130000 د بيد علي
 • اسم المصراع اسمته ابو اسامه التوفسي
 • اسم المصراع عدد ثلاث سيارات دفع رباعي ماصه 0000
 بيد اسامه
 • اسم المصراع اسمته الاح عبد العزيز البرقاري
 الجو اليه الاموال الهيا
 محمد التوفسي

Source: Confidential

A list of marriage contracts of ISIL showing the name of Usama al-Tunsi again

عقود النكاح

الرقم	اسم الزوج	اسم الزوجة	الصداق المعجل	القدر المؤجل
١	أبو أحمد الموسوي	أم آدم الفرنسية	ساعة يدوية	لا شيء
٢	أبو أسامة التونسي	أم آدم الفرنسية	ساعة يدوية	لا شيء
٣	أبو إسلم العرسي	مهدى	خاتم ذهب	لا شيء
٤	أبو الدرداء الأمريكي	أم خير	خاتم ذهب	لا شيء
٥	أبو النور التونسي	بيان محمد	٥٠٠ دينار ليبي	لا شيء
٦	أبو أمير السوداني	رحمة الله النيجيرية	لا شيء	مصحف و بنديقية كلاشكوف
٧	أبو أنور المهاجر	زهرة	١٠٠٠ دينار ليبي	لا شيء
٨	أبو حمزة الكتاني	جازية	١٠٠٠ دينار ليبي	لا شيء
٩	أبو سعيد المالي	فاطمة النيجيرية	لا شيء	بنديقية كلاشكوف
١٠	أبو صهيب المصري	مريم	لا شيء	٥٠٠ دينار ليبي
١١	أبو عبد الرحمن	ليلة	١٠٠٠ دينار ليبي	٢٠٠ دينار ليبي
١٢	أبو عبيدة السنغالي	براندي سخنة	لا شيء	قراءة تفسير سورتي التوبة و الأنفال
١٣	أبو علاء التونسي	فتحية	٢٠٠ دينار ليبي	لا شيء
١٤	أبو مالك الكتاني	أم خديجة	١٠٠٠ دينار ليبي بعد إعطائه المنحة	لا شيء
١٥	أبو منصور التونسي	مريم النيجيرية	لا شيء	حزام ناسف
١٦	أبو يحيى السوداني	عائشة	٥٠٠ دينار ليبي	لا شيء
١٧	أبو يحيى الصومالي	أم شنز	جلاكسي S4	لا شيء
١٨	الأمين زيني ولد حمدان (أبو عمر المالي)	مباركة بابا حبيب	٢٠٠٠ دينار ليبي	٥٠ جراماً من الذهب
١٩	جبريل عبد الله محمد	سالمة ونيس	١٠٠٠ دينار ليبي	٢٠٠ جرام ذهب
٢٠	زكريا الفلبيني	ليلي	لا شيء	لا شيء
٢١	صلاح فرج	حنان محمد	١٠٠٠ دينار ليبي	١٠ أوقيات ذهب
٢٢	عبد الرحمن الفرنسي	رحمة	٢٠٠ دينار ليبي	لا شيء
٢٣	عمر عيسى محمد	خديجة أبوبكر	٥٠٠٠ دينار ليبي	لا شيء
٢٤	مسكين	أم طلحة	١٠٠٠ دينار ليبي	لا شيء





Source: Confidential

Annex 23 Presence of foreign armed groups in Libya since 2013

Sudanese Groups

Sudanese Liberation Army/ Minni Minawi (SLA/MM)

1. The deployment of Sudanese armed groups, with the approval of their hierarchy, started in March 2015, notably with the presence of SLA/MM in Ubari, al-Waw and al-Wig areas. At first, SLA/MM fighters joined Tebu-led brigades in the South of Libya, and in later phases in Benghazi. By March 2016, they had gained autonomy and played a key role in the capture and protection of oil installations by the LNA.
2. In early 2017, according to internal sources, some SLA/MM field commanders decided to withdraw from Libya due to insufficient levels of remuneration and fears of political repercussions. In fact, they blamed the movement's leaders for 'keeping the money for themselves'. A field commander interviewed by the Panel in February 2017 confirmed that mid-ranking commanders and the rank and file had been looking to go back to Sudan. He added that he himself was waiting to gather enough fuel and money to leave Libya.

Sudanese Liberation Army/ Al-Nur and Ex-JEM commanders

3. In addition to SLA/MM forces, SLA/Al-Nur is engaged in Libya, alongside the LNA. According to sources within the movement, they had 1,500 fighters in Libya by mid-2016. They had been approached by Arab intermediaries to facilitate their contacts with the LNA.
4. Ex-JEM commanders have also joined the Libyan armed conflicts. Abdallah Jana is such an Ex-JEM commander. He entered Libya with 13 vehicles in 2016, but increased his assets to 70 vehicles by February 2017. He is reported to visit Sudan every two to three months to recruit new fighters.
5. Abdallah Banda, an Ex-JEM commander and Justice and Liberation Movement's deputy chief, is familiar with Libya's former regime networks. According to Justice and Liberation Movement (JLM) sources, he facilitated contacts between Libyan and Darfuri armed group commanders. He regularly moves between Libya and Darfur.

Justice and Equality Movement

6. JEM officials interviewed in 2016 confirmed that the JEM had been approached by several Libyan parties, including Islamist figures and the LNA, but they denied any actual involvement in Libya. However, interviews with JEM and Ex-JEM officials revealed that there was at least one attempt to join Libya from South Sudan, in late 2015. Yehya Omda, Artillery Chief of Staff of the movement, was able to leave South Sudan and deployed along the Chadian-Libyan border. Ex-JEM sources also reported that Omda is recruiting amongst Sudanese refugees in the region of Um Nabaq in Chad.

Chadian groups

Le Front pour l'alternance et la concorde au Tchad (FACT)

7. The FACT was founded in April 2016 by Mahamat Nuri and Mahdi Ali Mahamat. The two men broke ties and Mahdi is now heading the movement and coordinating its activities in Libya. The presence of Chadian groups in the Fezzan dates back to late 2014. They were unable to operate on the Chadian side of the Libyan-Chadian border and were hosted in Sabha by the Third Force on the condition of ceasing their military actions against the Chadian regime, according to Third Force sources. However, the security developments in Libya and the spread of fighting to Sirte, Sabha, al-Jufra and Braq al-Shate' led to FACT's recruitment by Misrata-allied forces. They are deployed at the al-Hjara al Sawda base in al-Jufra and in Sabha. According to FACT sources, they had 700 fighters deployed in Libya by the end of 2016. However, other sources mentioned a force composed of 1,000 to 1,500 fighters.

Conseil de Commandement Militaire Pour le Salut de la Republique (CCMSR)

8. Created in July 2016 by former UFDD spokesperson, Mahamat Hassan Boulemaye, the CCMSR has split from the FACT. On 14 April 2016, a CCMSR base in Doualki, near Sabha, was bombed by LNA forces resulting in six dead. This was confirmed by Boulemaye who blamed President Deby for the attack.

Rassemblement des forces democratiques (RFC)

9. The group had started operating in the southeast of Libya by the end of 2015. It was allegedly involved in attacks against convoys of drug traffickers. Allegedly, it was deployed in the Oil Crescent, alongside the LNA. The Panel could not reach out to sources within the movement. Two of the checkpoints (between Rebiana and Sabha) run by the group were allegedly attacked by ISIL cells early 2016.

Mahdi Ali Mahamat visiting the FACT base in Sabha in October 2016



Source: Confidential

French decrees of January 2017 imposing financial sanctions against Mahamat Nuri and Mahdi Ali Mahamat

JORF n°0016 du 19 janvier 2017

texte n° 10

**Arrêté du 18 janvier 2017 portant application des articles
L. 562-1, L. 562-3 et suivants du code monétaire et
financier**

NOR: ECFT1701040A

ELI: <https://www.legifrance.gouv.fr/eli/arrrete/2017/1/18/ECFT1701040A/ta/texte>

Par arrêté du ministre de l'économie et des finances et du ministre de l'intérieur en date du 18 janvier 2017, vu le [code monétaire et financier](#), notamment ses articles L. 562-1, L. 562-3 et suivants, sont gelés les fonds, instruments financiers et ressources économiques qui appartiennent à M. Mahamat MAHADI ALI, alias Mahadi Ali MAHAMAT, alias Mhadi Ali MAHAMAT, alias Mahadi Issa Gorane, né le 9 juin 1969 à Moussoro Kanem (Tchad), de nationalité tchadienne, pour une durée de six mois.

Les mouvements ou transferts de fonds, instruments financiers et ressources économiques au bénéfice de cette personne sont interdits pour une durée de six mois.

Le ministre de l'économie et des finances et le ministre de l'intérieur sont chargés, chacun en ce qui le concerne, de la mise en œuvre du présent arrêté, qui entre en vigueur à la date de sa publication au Journal officiel de la République française.

Notification des voies et délais de recours

Le présent arrêté peut être contesté dans les deux mois à compter de sa notification :

- par recours gracieux adressé au ministre de l'intérieur, direction des libertés publiques et des affaires juridiques, place Beauvau, 75800 Paris Cedex 08, ou au ministre de l'économie et des finances, 139, rue de Bercy, 75572 Paris Cedex 12, télédod 233, liste-nationale@service-eco.fr ;
- ou par recours contentieux auprès du tribunal administratif de Paris, 7, rue de Jouy, 75181 Paris Cedex 04, téléphone : [01-44-59-44-00](tel:01-44-59-44-00), télécopie : [01-44-59-46-46](tel:01-44-59-46-46), urgences télécopie référés : [01-44-59-44-99](tel:01-44-59-44-99), greffe.ta-paris@juradm.fr.

JORF n°0016 du 19 janvier 2017
texte n° 11

**Arrêté du 18 janvier 2017 portant application des articles
L. 562-1, L. 562-3 et suivants du code monétaire et
financier**

NOR: ECFT1701041A

ELI: <https://www.legifrance.gouv.fr/eli/arrete/2017/1/18/ECFT1701041A/jo/texte>

Par arrêté du ministre de l'économie et des finances et du ministre de l'intérieur en date du 18 janvier 2017, vu le [code monétaire et financier](#), notamment ses articles L. 562-1, L. 562-3 et suivants, sont gelés les fonds, instruments financiers et ressources économiques qui appartiennent à M. Mahamat NOURI, alias Nouri Allatchi MAHAMAT, alias Mahamat NOURI ALLATCHI, alias Mahamat ALLATCHI NOURI, alias Mahamat NOURI ALLATCHIMI, né en 1947 à Faya-Largeau (Tchad), de nationalité tchadienne, pour une durée de six mois. Les mouvements ou transferts de fonds, instruments financiers et ressources économiques au bénéfice de cette personne sont interdits pour une durée de six mois. Le ministre de l'économie et des finances et le ministre de l'intérieur sont chargés, chacun en ce qui le concerne, de la mise en œuvre du présent arrêté, qui entre en vigueur à la date de sa publication au Journal officiel de la République française.

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Le présent arrêté peut être contesté dans les deux mois à compter de sa notification :

- par recours gracieux adressé au ministre de l'intérieur, direction des libertés publiques et des affaires juridiques, place Beauvau, 75800 Paris Cedex 08, ou au ministre de l'économie et des finances, 139, rue de Bercy, 75572 Paris Cedex 12, télédéc 233, liste-nationale@service-eco.fr ;
- ou par recours contentieux auprès du tribunal administratif de Paris, 7, rue de Jouy, 75181 Paris Cedex 04, téléphone : [01-44-59-44-00](tel:01-44-59-44-00), télécopie : [01-44-59-46-46](tel:01-44-59-46-46), urgences télécopie référés : [01-44-59-44-99](tel:01-44-59-44-99), greffe.ta-paris@juradm.fr.

Source: Legifrance.gouv.fr

Annex 24 Letters of appointment issued by Abd al-Razak al-Nadhuri

Letter of appointment by Abd al-Razzak al-Nadhuri for Munir Bulaz to secure Gernada prison



Source: Confidential

Letter by Abd al-Razzak al-Nadhuri extending the mandate of Colonel Idriss al-Seati as the head of the General Investigations Department in Benghazi

الموضوع: بشأن الاستمرار في العمل
الموافق: 17/02/2017 م
الرقم الاشاري: ح-ع-167

127

مجلس النواب الليبي
الحاكم العسكري
د. د. د. بن جواد

عقيد / ادريس محمد السعيطي
مدير مكتب جهاز المباحث العامة / بنغازي

اشارة الي كتابكم المرقم ص 485 بتاريخ 2017.1.31م بشأن
ما تتطلبه المرحلة ولحساسية الموقف الامني داخل بلدنا وخاصة مدينة
بنغازي والتي شارف اعلان تحريرها من الدواعش والارهابيين
ولمقتضيات المصلحة العامة .
عليه /
يطلب منكم الاستمرار في عملكم كمدير لمكتب جهاز المباحث
العامة / بنغازي
والسلام عليكم ..

لسواء /
عبدالرازق حسين جمعة الناظوري
الحاكم العسكري درنة بن جواد

..صوره منه الي/

- سيدي القائد العام للقوات المسلحة / للعلم
- رئيس الوزراء بالحكم
- رتبة الموقنة / للعلم
- رئيس جهاز المباحث العامة / للعلم
- مدير مكاتب جهاز المباحث العامة بالمنطقة الشرقية / للعلم والتنفيذ
- الملف الدوري العام / للحفاظ

Source: social media

Annex 25 The list of al-Hadba prison supervisors involved in torture and other abuses against prisoners

1. Some of the al-Hadba personnel were selected from among relatives of victims from the Abu Selim prison massacre, committed by Qadhafi's security services and resulting in the death of more than 1,200 prisoners. Armed groups in Libya have often recruited relatives of victims of the former regime, some of whom have sought vengeance. The prison manager Saleh al-Deaiki, who was seen in a video footage beating Saadi al-Qadhafi, is a former prisoner of Abu Selim.

List of al-Hadba supervisors

Saleh al-Deaiki – Prison supervisor
Abd al-Basset Abd al-Salam Ben Naji
Khaled al-Tamzini
Walid al-Qamudi
Najmi al-Rheibi
Ali Mashlit

Annex 26 Presidential Security

1. The ‘Presidential Security’ is run by the Dimona clan (Mohammad, Bassem and Ali Dimona). It has been involved in attacks against individuals and commercial entities, including banks, in Hay al-Andalus in Tripoli in March 2017. The clan has also been involved in several kidnappings, as reported by former detainees interviewed by the Panel. Until recently, the ‘Presidential Security’ was in control of the al-Felah Department to Counter Illegal Migration (DCIM) centre, which was also used as an informal detention centre for Libyans. The Dimona clan also organised other informal detention facilities, including at Tripoli International Airport, to where it retreated following its ousting from al-Felah and al-Qusur areas in March 2017.
2. A document signed by Sergeant Mohammad Salem Dimona, in charge of the ‘Presidential Security’, denying his responsibility in attacking the HSC. However, according to several sources, Dimona’s group was indeed responsible for the attack.

Communiqué by the Presidential Security denying its responsibility in the attack against the HSC president on 20 February 2017



Source: Social Media

Annex 27 Tripoli Revolutionaries Brigade

The case of Mohammad Imheisen (March 2016)

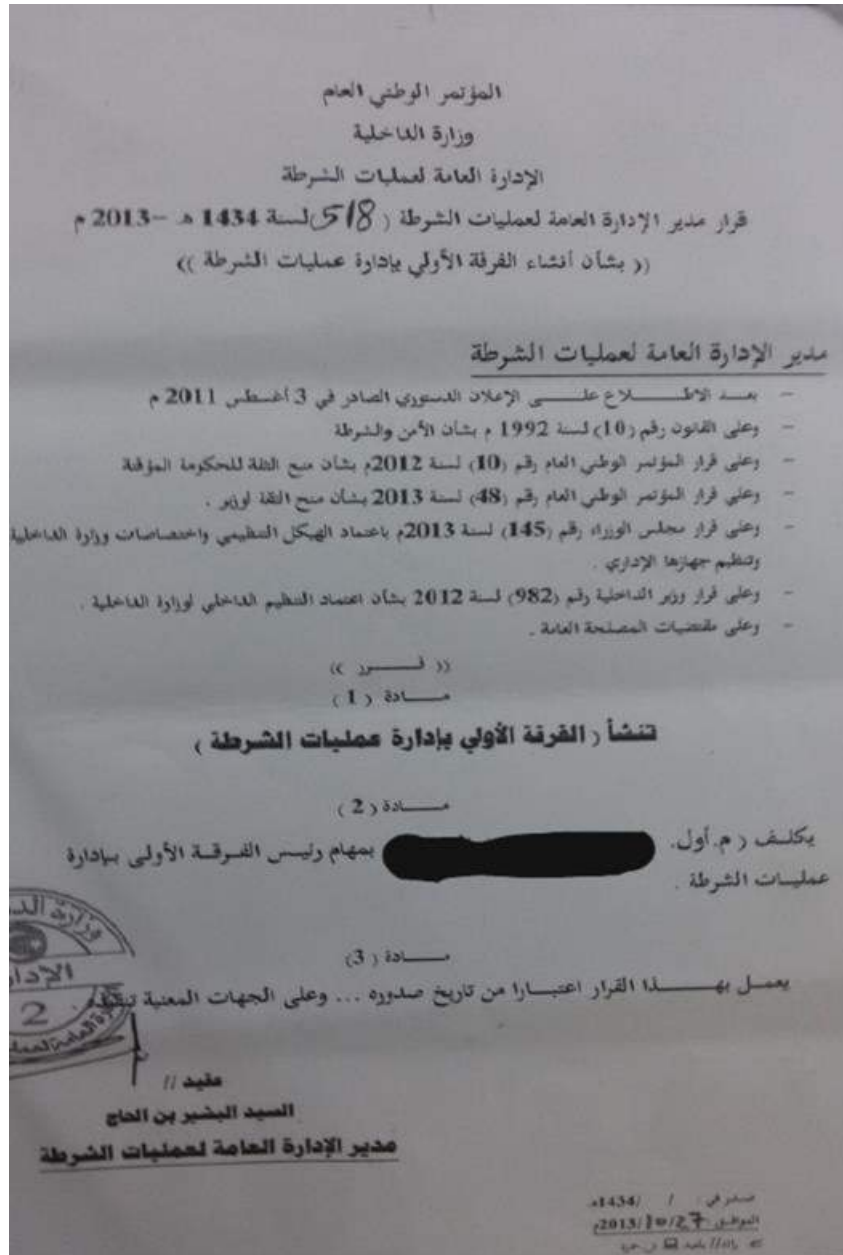
1. Misratan journalist Mohammad Imheisen was kidnapped at a checkpoint where al-Tajuri was present, in central Tripoli on 30 March 2016. Imheisen was detained and tortured in a prison in Mitiga, controlled by al-Tajuri, before being transferred to another prison under the control of Abd al-Ghani al-Kikli. Al-Tajuri and al-Kikli were reported to be present during at least one of the torture sessions.

The case of Jamal Zubia, former NSG Media Office Director (August-December 2016)

2. Jamal Zubia was kidnapped during a rally on 29 July 2016 held on Martyrs' Square in Tripoli. He was first kidnapped by a group affiliated with the ASB of Abd al-Ghani al-Kikli, before being handed over to Haytham al-Tajuri personally. Zubia and other detainees were later transferred to a detention facility in Mitiga base, under the control of al-Tajuri. On 9 October 2016, following the ousting of Haytham al-Tajuri from Mitiga, Zubia was transferred to a detention center under the nominal control of the Diplomatic Police. Zubia reported scenes of torture in that detention facility. He was finally released in December 2016, as a result of tribal mediation.

Annex 28 Official documents on the establishment and mandates of the First Security Division (*al-Ferqa al-Amniya al-Oula*), under the command of Haytham al-Tajuri

Decree to establish the First Security Division in 2013.



Source: social media

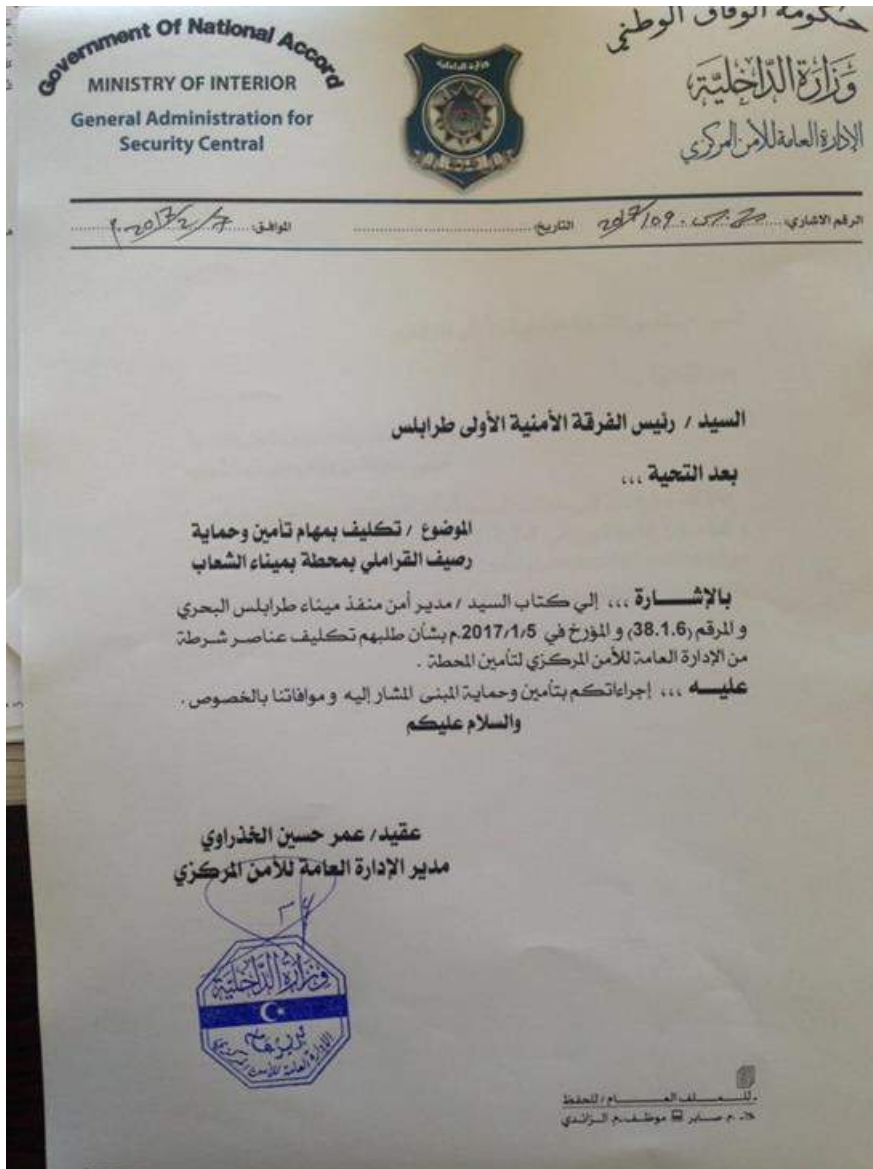
1. The First Security Division under al-Tajuri is in charge of providing security for diplomatic representations established in or visiting Tripoli. It has much more resources at its disposal than the 'normal' diplomatic police forces.

Letter of introduction signed by the Commander of the Diplomatic Police and addressed to the Commander of the First Division.



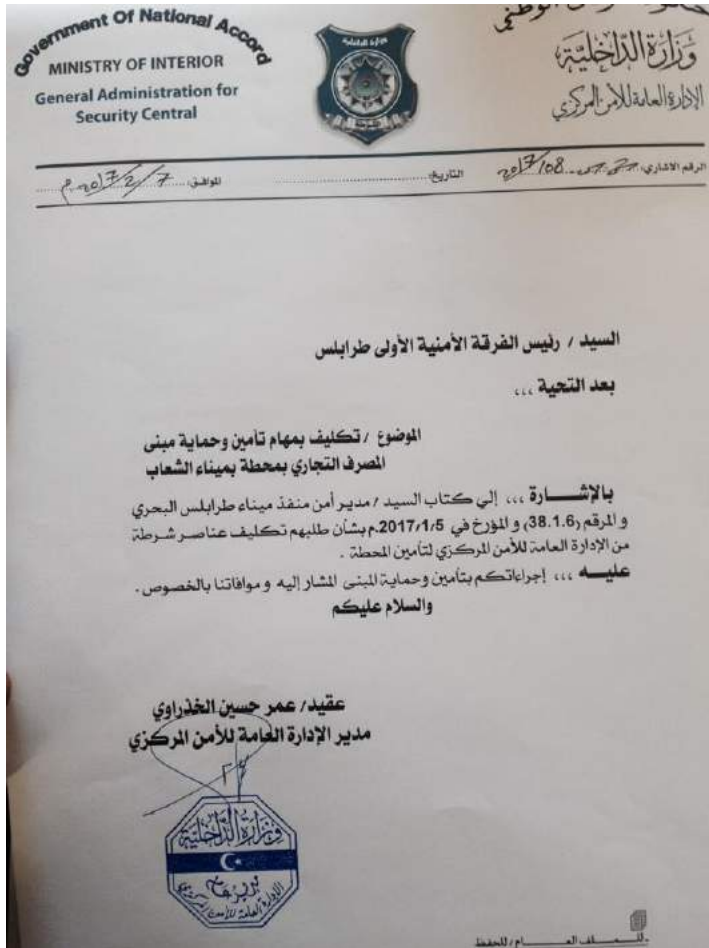
Source: social media

Letter by the Director of the Central Security Administration, Omar al-Khadrawi, mandating the First Security Division to protect the port of Tripoli on 7 February 2017, in spite of al-Tajuri's involvement in currency exchange schemes and related illegal or fake importations



Source: social media

Letter dated 7 February 2017 by the Director of the Central Security Administration, Omar al-Khadrawi, mandating the First Security Division to protect the Commercial Bank branch of Tripoli port. This mandate is issued in spite of the involvement of al-Tajuri in attacks against bank employees in order to obtain authorizations for letters of credits



Source: Social media

Annex 29 Fronts Commander of the Special Forces

Military order signed by Mahmud al-Warfalli on 9 April 2017, after the LNA had reported to the Panel in a meeting on 24 March that he had been imprisoned

الموضوع : تكليف بتمركز
 التاريخ : 2017, 4, 9
 لواء :
 الرقم الإداري : 417/167

وزارة الدفاع
الجيش الليبي
رئاسة الأركان العامة
القوات الخاصة
 ((كتبة الأولى الصاعقة))

السيد /
587040/ر.ع.و/ على سعد التاورغى

بناءً على تعليمات أمر القوات الخاصة والمشار فيها الى كتاب غرفة عمليات الكرامة
 المرقم 7 غ ع ك 5009/167 والمؤرخ في 2017/4/6
 والخاص بتمركز سرية البركان بأمر ضابط الصف المذكور أعلاه بمحور الصابري
 عليه اجراءاتكم بالتنفيذ وإخلاء المنطقة الواقعة في نطاق محوركم من السكان
 وعلى سكان المنطقة القريبين من نقاط تمركز القوات الخاصة إخلاء منازلهم وذلك حفاظاً
 على سلامتهم في مدة أقصاها أسبوع من تاريخ كتابنا هذا
 اجراءاتكم بالتنفيذ والتقيد بذلك

نقيضه :
محمود مسطفي بوسيفه الورفلي
أمر محاور القوات الخاصة

صورة منه الى :-
 * العهد الجديد / الجنا

Source: Confidential

Photos believed to be taken in January and February 2017 showing Mahmud al-Warfalli executing several unidentified individuals



Source: Social Media



Source: Confidential



Source: Confidential

Mahmud al-Warfalli (left) in a photo next to the exhumed body of Jalal al-Makhzoum, a BRSC military commander



Source: Social Media

Annex 30 Human rights violations against migrants in Zawiya

1. Abd al-Rahman Milad (alias al-Bija) is the head of the Zawiya branch of the coast guard. He obtained this position thanks to the support of Mohammad Koshlaf and Walid Koshlaf. Both had leverage over the coast guard hierarchy, according to internal sources in the coast guard.
2. Fathi al-Far, a former army colonel, is the head of al-Nasr detention centre. The centre is under the de facto control of al-Nasr Brigade of Mohammad Koshlaf. The Panel collected testimonies of the inhumane detention conditions at al-Nasr, which is not suitably equipped to hold migrants. Women and children live in critical conditions.
3. In addition, many migrants are frequently beaten, while others, notably women from sub-Saharan countries and Morocco, were sold on the local market as 'sex slaves'.
4. Tareq al-Hengari is also a member of the coast guard. He shot at migrants' boats at sea, causing the death of an unknown number of migrants, in an attempt to undermine the smuggling business of Koshlaf's competitors.

Annex 31 Migrant detention centres

'Al-Felah' detention centre in Tripoli – March 2017

1. The following photographs, showing inhumane conditions of detention in the al-Felah detention centres, were taken following the ousting of the Presidential Security from al-Felah and al-Qusur areas in Tripoli.





Source: Confidential

The al-Kraram detention center in Misrata – March 2017

2. Conditions are marginally better from other centres but remain extremely poor and inhumane, according to human rights activists who visited the prison.



Source: Confidential

Detention centre in Zliten– March 2017



Source: Confidential

Annex 32 Marc Turi

Case 2:14-cr-00191-DGC Document 438 Filed 10/03/16 Page 1 of 4

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12
 13 IN THE UNITED STATES DISTRICT COURT
 14 FOR THE DISTRICT OF ARIZONA

15 United States of America,
 16 Plaintiff,
 17 vs.
 18 1. Marc Turi, and
 19 2. Turi Defense Group,
 20 Defendants.

CR-14-00191-PHX-DGC

**JOINT MOTION TO DISMISS WITH
 PREJUDICE**

21
 22 The United States of America, by and through undersigned counsel, and Marc Turi
 and Turi Defense Group, by and through their respective counsel, move this Court under
 23 Rule 48(a) of the Federal Rules of Criminal Procedure for an order dismissing all counts
 24 with prejudice in the above-captioned matter for the reasons stated herein.

25 **MEMORANDUM OF POINTS AND AUTHORITIES**

26 The issue of discovery has been extensively litigated in this matter. On October 3,
 27 2014, Defendants filed a motion seeking in part "documents or other evidence relating to
 28 instances in which the United States assisted or considered assisting in the covert

1 transportation, provision, acquisition, transfer, or transport of 'Defense Articles' to or
2 from any person, entity, group of people, quasi-governmental entity, or government within
3 the territory of Libya from 2010 to the date of the request." (Dkt. No. 63 at 3) (citing Dkt.
4 No. 55 at 5).

5 On October 22, 2014, the Court found Defendants' request was "overly broad" and
6 required the government to produce "a narrower category of information: documents which
7 relate to efforts by the United States to arrange for arms brokers to arrange covert transfers
8 of weapons to the NTC in Libya between the beginning of 2010 and the end of 2011"
9 ("Category 2 documents"). (Dkt. No. 63 at 4).

10 The government searched for records as required by the October 22, 2014 order.
11 The government apprised the Court of the results of its search for such documents through
12 a motion under Section 4 of the Classified Information Procedures Act, 18 U.S.C. App. 3 §
13 4. Subsequently, the Government apprised counsel for Defendant Turi of the results in a
14 classified document.

15 On June 16, 2015, Defendants filed a motion seeking an order requiring the
16 government to show cause why it should not be sanctioned for failing to produce Category
17 2 documents relating to the Court's October 22, 2014 Order. (Dkt. No. 171). The motion
18 was briefed and the Court conducted a status conference on August 11, 2015, during which
19 there was an extensive discussion of the meaning of the terms "efforts" versus
20 "contemplation," and that the government's disclosure obligations were limited to "efforts."
21 During the hearing, the Court noted that, by its October 22, 2014 Order, it intended to order
22 the disclosure of a document "if it relates to an effort to arm rebels, something that actually
23 occurred, then it should be disclosed," but it also pointed out that "there is a difference
24 between actively contemplating and doing it." (RT 8/11/15 at 7, 9). On October 2, 2015,
25 the Court denied the Defendants' motion and again reiterated that "Category 2 does not call
26 for documents relating to 'possible efforts' or 'contemplated efforts' to arm Libyan rebels."
27 (Dkt. No. 249 at 4).

28 Defendants again filed a motion seeking to compel additional information. On
March 25, 2016, the Court issued an order reversing its prior rulings and ordered more

Case 2:14-cr-00191-DGC Document 438 Filed 10/03/16 Page 3 of 4

1 extensive discovery. As a result, government counsel consulted various government entities
2 in accordance with the order.

3 While the latest discovery order was pending, Defendants negotiated with the
4 Directorate of Defense Trade Controls ("DDTC").¹ Defendants and DDTC have now
5 reached an administrative settlement that is memorialized in a signed consent agreement
6 between DDTC and the Defendants (Attached as sealed Exhibit A).

7 In light of the Court's discovery rulings, the administrative resolution between
8 DDTC and the defendant, and other factors, the government seeks leave of the Court to
9 dismiss the criminal matter with prejudice pursuant to Rule 48(a). Dismissal is appropriate
10 under Rule 48(a) in these circumstances. *See, e.g., United States v. Gonzales*, 58 F.3d 459,
11 461 (9th Cir. 1995) (reversing denial of prosecution's motion to dismiss charges with
12 prejudice, made with consent of defendant, and noting that "in the category of cases in which
13 the defendant consents to the prosecution's request, there is a question as to whether a
14 district court may ever deny an uncontested Rule 48(a) motion").

15 While the parties disagree on the facts of this case and the defendants' deny any
16 criminal conduct, the defendants' acknowledge that the charges obtained in this case were

17 ///

18
19 ///

20
21 ///

22
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24 ///

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26
27 ¹ DDTC is the regulatory body responsible for enforcing compliance with the
28 International Traffic in Arms Regulations ("ITAR"), 22 C.F.R. Chapter I, Subchapter M,
Parts 120 - 130.

1 based in fact. Undersigned counsel avows that counsel for Turi and Turi Defense Group
2 join in this motion and the relief requested herein.

3 Respectfully submitted this ____ day of October, 2016.

4 JOHN S. LEONARDO
5 United States Attorney
6 District of Arizona

PERKINS COIE LLP

7 /s/ Kristen Brook
8 KRISTEN BROOK
9 DAVID A. PIMSNER
10 Assistant U.S. Attorneys

/s/ Jean-Jacques "J" Cabou
JEAN-JACQUES "J" CABOU
Counsel for Marc Turi

/s/ Thomas D. Ryerson
THOMAS D. RYERSON
/s/ Alexis E. Danneman
ALEXIS E. DANNEMAN
Pro bono Counsel for
Turi Defense Group

11
12
13
14 **CERTIFICATE OF SERVICE**

15
16 I hereby certify that on or about October 3, 2016, I electronically transmitted the attached
17 document to the Clerk's office using the CM/ECF System and sent a copy of the attached
18 document to the following CM/ECF registrants:

19 Jean-Jacques Cabou, Attorney for Defendant Turi, and
20 Thomas Ryerson and Alexis Danneman, Attorneys for Turi Defense Group

21 KB/nh
22
23
24
25
26
27
28

Annex 33 Zastava M93 on the black market

1. Monitoring of social media by the Panel indicates that arms dealers within Libya continue to use online markets to sell and/or acquire material such as rocket propelled grenade (RPG) launchers, recoilless rifles, anti-tank guided missile systems, heavy machine guns (12.7mm and 14.5mm), and man-portable air-defence systems (MANPADS).⁵ Among the weapons for sale on a Libyan Facebook page were two Zastava Arms M-93 ‘Black Arrow’ anti-materiel rifles.⁶ In 2015, Serbia had already confirmed to the Panel the delivery of 25 M93 to the Libyan Ministry of Defence for the amount of USD 126,250 (see delivery certificate below), after a successful exemption notification to the Committee. In all likelihood, they were diverted. In April 2016, Facebook closed six accounts that had been used for arms sales in Libya.⁷

⁵ see C.J. Chivers, “Facebook Groups Act as Weapons Bazaars for Militias”, New York Times, 6 April 2016, http://www.nytimes.com/2016/04/07/world/middleeast/facebook-weapons-syria-libya-iraq.html?_r=0;

Michael Smallwood, “9K32M MANPADS components offered for sale in Libya via social media”, Armament Research Services, 6 March 2015, <http://armamentresearch.com/9k32m-manpads-components-offered-for-sale-in-libya-via-social-media/>.

⁶ N. R. Jenzen-Jones and Graeme Rice, “The Online Trade of Light Weapons in Libya”, Security Assessment in North Africa Dispatch No. 6, April 2016, p.7. <http://www.smallarmssurvey.org/sana/publications/listed-in-chronological-order/dispatches/sana-dispatch-6.html>.

⁷ Internet links can obviously not be provided, but were documented in the reports cited below.

ICAO Annex 9
APPENDIX 3

CARGO MANIFEST

Operator: RSB			Agent:			
Marks of Nationality and registration:			RUBY STAR			
Flight number: RSB		Date:		23.maj		
DEPARTURE FROM <small>(Place and country)</small> Point of loading: NIS		ARRIVAL AT <small>(Place and country)</small> Point of unloading: TIP		TRIPOLI		
<small>Air Waybill Number</small>	<small>Number of packages</small>	<small>KG</small>	<small>PALLETS</small>	<small>Nature of goods</small>	<small>For use by coordinator only</small>	
000 0000 4875	000	22000		1. ROCKET 80MM HEAT M-70A FOR NPFL M-70 - 3,000 PCS 2. HAND ROCKET LAUNCHER 80MM M-70 - 40 PCS 3. PISTOL, EXTREM CZ-003 - 200 PCS 4. SUBMACHINE GUN 7,62X39MM M02 - 500 PCS 5. MACHINE GUN 7,62X45MM M04 PKM - 100 PCS 6. MACHINE GUN 12,7X108MM M-03 COYOTE - 10 PCS 7. LONG RANGE RIFLE 12,7X108MM M-03 - 20 PCS PCA AIRPORT NIS (INCOTERMS 2010)		<small>For official use only</small>
MANIFEST TOTAL		000	22000			

To be completed only when required by the State.

Page 1 (of) 1 Page

Prepared by
P. Opalchovc
23. maj 14
[Signature]

Source: Republic of Serbia

التاريخ
Date
8/14/15
الموافق
Ref. No. 6686-60
رقم الوثيقة
Ref. Number



Ministry of Defense

رئاسة مجلس الوزراء
وزارة الدفاع
ديوان الوزارة

DELIVERY VERIFICATION CERTIFICATE

We, Ministry of Defense of Libya confirm receiving the item hereunder, delivered from Republic of Serbia, according to the following End User Certificates:

- End User Certificate No. 7208-60/01 dated 19. 05. 2013., and
- End User Certificate No. 7208-60/03 dated 19. 05. 2013.,

from the seller company "Charso Limited", address: 210 Makariou III Avenue, Eli Court, 3030 Limassol, Cyprus.

Specification of the delivered goods:

No.	Description of the goods	Quantity/ Pcs
1.	Hand Rocket Launcher 90mm M-79	40
2.	Rocket 90mm HEAT M-79 for HRL M-79	2.000
3.	Submachine gun 7,62x39mm M-92	500
4.	Machine gun 7,62x54mm M-84 PKM	200
5.	Machine gun 12,7x108mm M02 Coyote	15
6.	Long range sniper rifle 12,7mm M93	25
7.	Pistol 9mm CZ999 Scorpion	200

We undersigned confirmed that all of the facts contained in this certificate are true and correct to the best of its knowledge and belief.

For and behalf of
Ministry of Defense of Libya
Col - Kaled Omar



Tel. +Fax : +218 21 481 2535, -218 21 480 1314
www.defense.gov.ly

Source: Republic of Serbia

Annex 34 Unmanned Aerial Vehicles (UAVs)

Wing Loong and Schiebel Camcopters

1. As the satellite imagery in the arms embargo section of the report shows, two Wing Loong UAVs have been operating from al-Khadim airbase since June 2016. In September 2016, the Benghazi Revolutionaries' Shura Council (BRSC) claimed that the United Arab Emirates and Italy were operating MQ 9 Reaper, Predator, and Schiebel Camcopter S 100 UAVs over Benghazi. However, BRSC mistakenly identified the Wing Loong UAV as a MQ 9 Reaper. Later BRSC claimed that the Wing Loong UAVs used missiles to hit specific targets in BRSC-controlled areas in Benghazi.

Picture: Wing Loong UAV, the description "MQ-9 Reaper" is false. The Wing Loong has a dihedral (upward) V-tails in contrast to the Reapers anhedral (downward) V-tails.



Source: BRSC information channel reposted on social media⁸

2. The Wing Loong must be operated by a foreign country, most probably the United Arab Emirates from al-Khadim airbase. The UAV was developed by the Chengdu Aircraft Industry Group in the People's Republic of China and the Panel can confirm that the United Arab Emirates was one

⁸ <https://twitter.com/oded121351/status/793842662407335936>; Twitter account Menastream, posted on 26 December 2016, <https://twitter.com/menastream/status/813427624605339648>.

of the first foreign customers. Saudi Arabia and later Egypt are the two other countries in the region to have purchased first generation Wing Loong, which have only one pod for guided weaponry with a maximum load of 100kg.

3. The Khamis Brigade had purchased four Schiebel Camcopter S 100 in 2009⁹ and armed groups have been operating at least two of them. One was shot down by *Fajr Libya* in 2015 near the al-Watya airbase in the west of Libya.¹⁰

4. It is possible that a foreign country is operating these UAVs over Benghazi. The Camcopter was developed by the Austrian company Schiebel in cooperation with the United Arab Emirates's Abu Dhabi Autonomous Systems Investments Company (ADASI).¹¹

Picture: Schiebel Camcopter



Source: BRSC information channel reposted on social media¹²

⁹“Rot-weiß-rote Drohnen in Gaddafis Diensten”, Der Standard, 1 March 2011, <http://derstandard.at/1297819293825/Austro-Kriegsmaterial-Rot-weiss-rote-Drohnen-in-Gaddafis-Diensten>.

¹⁰ “Austrian-made UAV Schiebel Camcopter S-100 Shot Down in Libya”, defence-blog.com, 15 January 2015, <http://defence-blog.com/news/austrian-made-uav-schiebel-camcopter-s-100-shot-down-in-libya.html>.

¹¹ <http://www.adasi.ae/al-sabr-system.aspx>.

¹² Twitter account Oded Berkowitz, posted on 2 November 2016, <https://twitter.com/oded121351/status/793842662407335936>.

Photograph: Schiebel Camcopter shot down in the vicinity of al-Watya airbase in January 2015



Source: defence-blog.com¹³

¹³ “Austrian-made UAV Schiebel Camcopter S100 Shot Down in Libya”, op.cit.

Annex 35 Transport aircraft at al-Khadim airbase

1. On 27 June 2016 satellite imagery analysed by IHS¹⁴ captured next to the two Wing Loong two Il-76 cargo planes and an Il-18 turboprop airliner. The presence of these specific aircraft provides evidence for the Panel's assessment that a series of Il-76TD and one IL-18D owned by a network of Moldovan companies, are operating in Libya, with at least two of them operated without registration. The Panel has received information that the planes are chartered by Haftar's LNA and the United Arab Emirates to transport personnel, equipment and cash.

2. The IHS's analysis identified the Il-18 on 27 June 2016 noting that "the only known operators of the type are North Korea's air force and Air Koyo airline and the Russian aerospace research and development company NPP Mir." Only three Il-18 are still registered world-wide. However, the Panel's investigation on a series of Moldovan aircraft operating regularly in Libya shows that one IL-18 with tail number ER-ICS is flying although it is not registered. The same Il-18 as well as an Il-76 was documented on satellite imagery on 30 December 2016.

Picture: Il-18, al-Khadim air base, 30 December 2016



Source: Digital Globe, WorldView 3, 30 December 2016

¹⁴ IHS, "Analysis: UAE's forward operating base in Libya revealed", Jane's Defence Weekly, 27 October 2016.

Picture: IL-76, al-Khadim air base, 30 December 2016

Source: Digital Globe, WorldView 3, 30 December 2016

IL-18D

3. Recent reports have highlighted that several airlines registered in Moldova were sighted transporting officers and commanders of armed groups allied to Haftar's LNA. The IL-18D with tail-number ER-ICS was documented on 15 September 2016 at the Zintan airport (see photograph). According to information received by the Panel, the plane was chartered by an United Arab Emirates-based entity to fly tribal elders from the east to a reconciliation conference in Nalut in the Nafusa mountains. The Panel had further received information that the same plane was regularly chartered to transport cash and military equipment to forces allied to Haftar's LNA.¹⁵ The plane was also documented in Benina on 25 November 2016, unloading materiel for the LNA, and in Zintan on 1 January 2017, with military officers allegedly returning from their graduation in another Member State.¹⁶ As mentioned above, the Panel documented through satellite imagery an IL-18 on 30 December 2016 and IHS on 27 June 2016 on the al-Khadim air base mentioned above.

¹⁵ Similar information were obtained by the think tank Africa Intelligence, see 'Ghilan Family Gives Khalifa Haftar Air Support', Maghreb Confidential n°1232, Paris, 19 January 2017, p.1.

¹⁶ Arnauld Delalande, "Erik Prince's Mercenaries Are Bombing Libya. For-profit combat pilots fly Emirati Air Tractorshttp", War is Boring, 14 January 2017, //warisboring.com/erik-princes-mauercenaries-are-bombing-libya/

Photograph: IL-18D in Zintan on 15 September 2016



Source: Confidential

Pictures: the same IL-18D in Benina on 25 November 2016 being unloaded by LNA soldiers



Source: Social media¹⁷

¹⁷ Twitter account of Arnaud Delalande, 26 November 2016
https://twitter.com/Arn_Del/status/802565205372768256

The same IL-18D registered with Moldovan company Grixona, Chisinau 30 September 2013. The unique colour scheme has remained unchanged.



Source: Russianplanes.net¹⁸

4. The IL-18D was owned by Grixona since 2007. The company was renamed Sky Prim Air in 2013. The Panel requested the log information for the flights mentioned above, but the Moldovan authorities explained that the airplane has been de-registered from their Aviation register since 8 July 2015. It has not been re-registered since in any other country, i.e. this plane currently operates in Libya without proper registration and thus with no aviation authority to report to.

Registration history of IL-18d with tail number ER-ICS:

<u>ER-ICS</u>	<u>IL-18D</u>	<u>187009903</u>	<u>Grixona</u>	<u>ex UR-CEO @ Sevastopol-Avia</u>	<u>2007</u>	<u>2013</u>	<u>to Sky Prim Air @ Sky Prim Air</u>
<u>ER-ICS</u>	<u>IL-18D</u>	<u>187009903</u>	<u>Sky Prim Air</u>		<u>2013</u>	<u>2015</u>	<u>Libya unregistered</u>

Source Aerotransport.org data bank and Moldovan Aviation Registry

5. Grixona and Sky Prim Air are private companies owned by Griogore Ghilian. Based on flight data the Panel has received from Libyan airport administration, Sky Prim Air has been operating four IL-76TD cargo planes in Libya in 2014-15. Flights were regularly conducted from the United Arab Emirates and from Sudan.

¹⁸ Photo by Aleksei Grichkov, photo ID 159938, 20 September 2013, <http://russianplanes.net/id159938>

6. Sky Prim Air was flying four different IL-76TDs:

- 1) ER-IAM
- 2) ER-IAH
- 3) ER-IAK
- 4) ER-IAN

7. The planes have since been re-registered with other Moldovan companies. Two (ER-IAM and ER-IAH) are registered under ER-IBI and ER-IBU with Air Stork, a company that has the same address as Aerotranscargo (the Panel has reported on suspicious flights from Ostend, Belgium, to Libya (see S/2015/128, paragraphs 130 and 174). Aerotranscargo aircraft have previously been chartered by the Libyan company Global Aviation and Services Group (GASG) owned by Libyan businessman Abd al-Salam Aradi. Aerotranscargo had operated cargo flights for GASG in the same time period.

8. Another Il-76TD (ER-IAK) is now registered under ER-IAZ with Oscar Jet – a Moldovan company allegedly owned by Valdimir Ghilan, the son of Griogore Ghilian.¹⁹ It was previously purchased by Grixona/Sky Prim Air purchased in March 2013 from Veteran Avia, an Armenian company that figured prominently in previous Panel reports in connection with arms transfers (see S/2015/128, paragraph 173 and S/2016/209, paragraph 141).

Registration history ER-IAK now owned by Oscar Jet as ER-IAZ:

<u>EK-76401</u>	<u>Il-76TD</u>	<u>1023412399</u>	<u>Veteran Airline</u>	<u>ex RA-76401 @ Moscow Airline</u>	<u>12.07.2011</u>	<u>Mrz 13</u>	<u>to ER-IAK @ Grixona</u>
<u>ER-IAK</u>	<u>Il-76TD</u>	<u>1023412399</u>	<u>Grixona</u>	<u>ex EK-76401 @ Veteran Airline</u>	<u>Mrz 13</u>	<u>2013</u>	<u>to Sky Prim Air @ Sky Prim Air</u>
<u>ER-IAK</u>	<u>Il-76TD</u>	<u>1023412399</u>	<u>Sky Prim Air</u>	<u>ex EK-76401 @ Veteran Airline</u>	<u>2013</u>	<u>Dez 15</u>	<u>to ER-IAZ @ Oscar Jet</u>
<u>ER-IAZ</u>	<u>Il-76TD</u>	<u>1023412399</u>	<u>Oscar Jet</u>	<u>ex ER-IAK @ Sky Prim Air</u>	<u>Dez 15</u>		<u>Active</u>

Source: Aerotransport.org data bank

9. Further, the IL-76TD with tail number ER-IAN was documented as being operated by Sky Prim Air on 22 February 2015 from Khartoum to al-Hamada airstrip and on 8 February from Sharjah, United Arab Emirates, to Tobruk. Yet, according to aircraft databases, this plane was registered with Aerotranscargo until 23 December 2014. Again, the Moldovan authorities confirmed that the plane was definitively de-registered. The aircraft has since not been registered with any other aviation authority.

¹⁹ see 'Ghilan Family Gives Khalifa Haftar Air Support', Maghreb Confidential n°1232, Paris, 19 January 2017, p.1.

10. Finally, as mentioned above the Panel has noted several flights conducted in Libya by the IL-76TD cargo plane with the tail number ER-AIX owned by Oscar Jet.

Registration history of ER-IAX

<u>ER-IAR</u>	<u>IL-76TD</u>	<u>63470088</u>	<u>Sky Prim</u> <u>Air</u>	<u>ex EY-701</u> <u>@ Khatlon</u> <u>Air</u>	<u>Jun 2015</u>	<u>Feb 2016</u>	<u>to ER-</u> <u>IAX @</u> <u>Oscar Jet</u>
<u>ER-IAR</u>	<u>IL-76TD</u>	<u>63470088</u>	<u>Buraq Air</u> <u>Transport</u>	<u>leased from</u> <u>Sky Prim</u> <u>Air</u>	<u>08.08.2015</u>	<u>2015</u>	<u>Leased &</u> <u>Returned</u>
<u>ER-IAX</u>	<u>IL-76TD</u>	<u>63470088</u>	<u>Oscar Jet</u>	<u>ex ER-IAR</u> <u>@ Buraq</u> <u>Air</u> <u>Transport</u>	<u>Feb 2016</u>		<u>Active</u>

Source: Aerotransport.org data bank

11. On 11 December 2016, a few days after the 12th Brigade allied to the LNA had taken the Brak al-Shati military air base, Brig. Gen. Mohammed Bin Nayel flew on board of an IL-76TD cargo airplane with the tail number ER-IAX operated by OscarJet.²⁰

Picture: IL-76TD wit tail number ER-IAX on 11 December in Brak al-Shati



Source: Social media²¹

²⁰ Arnaud Delalande, op.cit.

²¹ Twitter account of Oded Berkowitz, 12 December 2016,
<https://twitter.com/oded121351/status/808194311904985088>



Source: Video, n.a.

Annex 36 Build-up of Rotary Wing assets - Labraq

Satellite imagery 14: Labraq airfield, central apron, March 2014



Source: Digital Globe, GeoEye 1, 05 March 2014

Satellite imagery 15: Labraq airfield, central apron, March 2017



Source: Digital Globe, World View 2, 06 March 2017

1. Rotary wing assets have increased at Labraq airbase since 2014 with two probable Mi-24/35 attack helicopters and a support helicopter.

Annex 37 Zintan airbase

Satellite imagery 16: Zintan airbase, May 2014 (left) and September 2016 (right)



Source: Digital Globe, WorldView 2, 04 May 2014 and GeoEye 1, 15 September 2016

1. The images show the extension of the runway at Zintan from 2,000 meters in 2014 to 2,778 meters in 2016. The only aircraft identified at the airfield are rotary wing, including two attack helicopters and a support helicopter, assessed as Mi-24 and an Mi-8, shown below, which were not present in 2014.

Satellite imagery 17: Zintan airbase apron



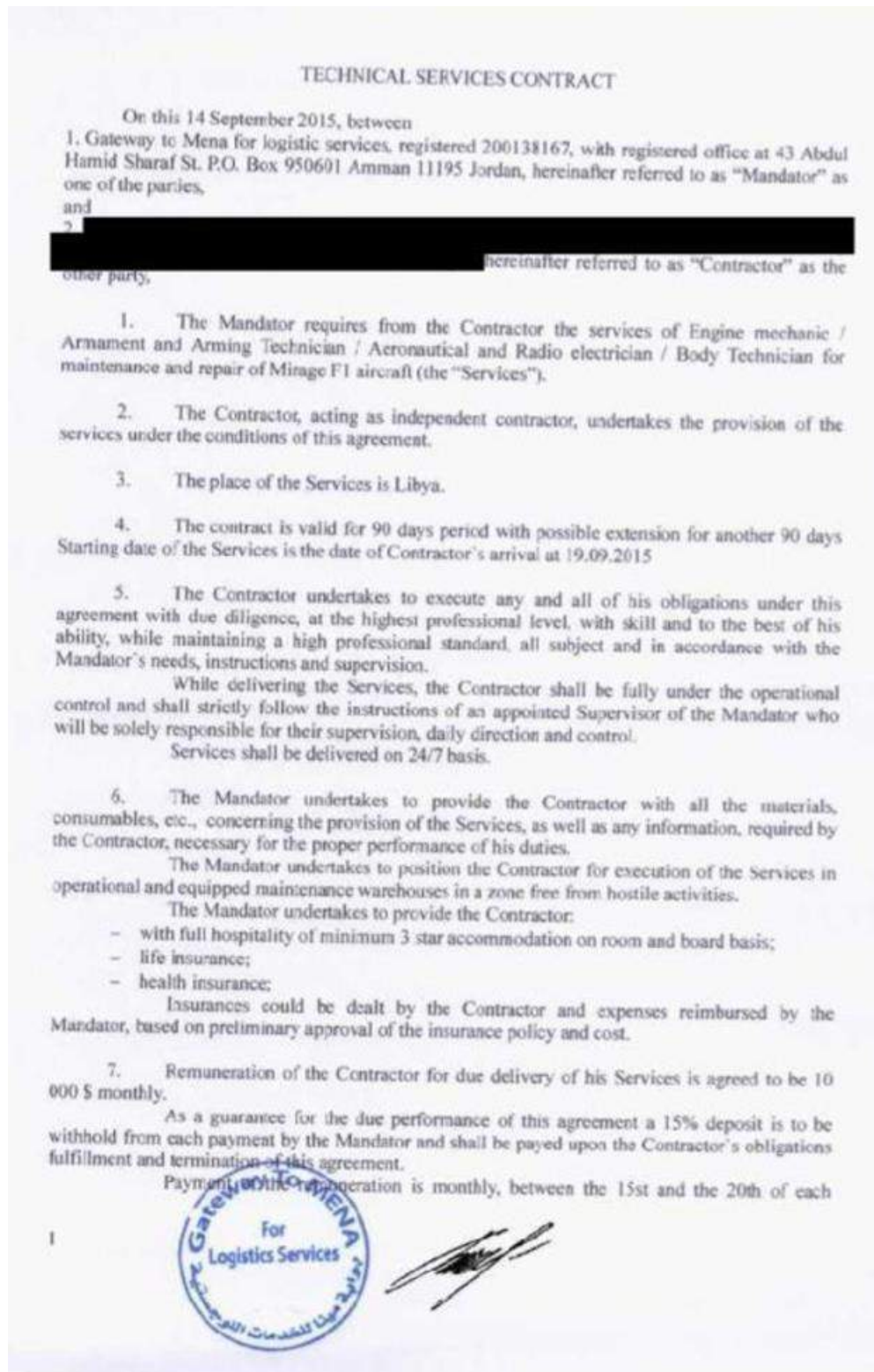
Source: Digital Globe, WorldView, 15 September 2016

Annex 38 Czech Mi-24v

1. After receiving information on a potential re-transfer of Mi-24v rotary wing aircraft sold by the Czech state-owned company LOM Praha s.p. to the United Arab Emirates, the Panel contacted the Czech authorities, who confirmed that seven Mi-24v were sold to the United Arab Emirates and the export license granted in September 2015. The contract contained, according to the Czech authorities, a standard anti-retransfer clause. As of October 2016 the overhauled airframes and gearboxes had been delivered to the United Arab Emirates, yet not the engines and auxiliary units.
2. By the end of January 2017, the Panel received a confidential copy of a contract signed by Gen. Saqr Jerushi, the head of the LNA's Air Force for the purchase of eleven Mi-24v helicopters as well as armament to be fitted, such as 9K114 anti-tank guided missiles, GSH-23L twin-barrel auto-cannon with their container, 12.7mm machine guns, PKM machine guns (7.62x54mm), self-loading rifles (7.62x39mm), and 9mm handguns with suppressors. The technical descriptions of seven of the eleven helicopters as well as serial numbers are identical to the information provided to the Panel by the Czech authorities. Pending the progress of ongoing investigations by national law enforcement agencies, the Panel should be able to provide more details its next report.

Annex 39 Crews of Mirage F1 in Misrata

Contract signed by Gateway to MENA For Logistics Services (GTM)



month in cash against receipt or by wire transfer to the following bank account: [REDACTED]

Each party shall be responsible for its own taxes, social security payments and/or banking charges, etc., in relation to this agreement.

8. The Contractor fully indemnifies the Mandator for any and all damages to health, life, profits, equipment and personal belongings, given the life and health insurance policies are validly issued and paid for. This indemnification stretches to the heirs of the Contractor. In case the heirs claim against the Mandator any payments for compensation, damage etc., the Mandator is entitled to a compensation lump sum against the Contractor's property/inheritance to the amount of the claims.

9. Independent Contractor: Contractor acknowledges that he shall perform his obligations hereunder as an independent contractor and not as an employee nor agent of the Mandator. Contractor further acknowledge that he is not on Mandator's payroll and social security or tax withholding rolls.

10. This contract is terminated:
- upon its term expiration;
 - by unilateral notification by the Mandator in case the Contractor fails to provide the required quality of Services – in such case the performance deposit of the Contractor serves as a compensation to the Mandator.

11. All disputes that may arise in connection with the performance of the present contract shall be settled in the way of agreement. If this proves impossible all disputes and disagreements shall be governed by and construed in accordance with Serbian Law by the courts in Belgrade.

This Agreement has been signed in two uniform copies, for each of the Parties.

For and on behalf of the Mandator:

Contractor:

Name: Banari Sergiu

Signature:



[REDACTED]

Signature:

For and on behalf of the Mandator:

Contractor:



Source: Confidential

1. The relation between Rami Ghanem and Sergiu Banari is also confirmed through the analysis of their respective Facebook accounts, adding to the information provided by a Member State. Both individuals are related through their Facebook, as well as their wives.

2. The money transfers from accounts at *Latvijas Pasta Bank* (Latvia) lead to a number of Ecuadorian citizens linked to the Ecuadorian Air Force (although their current relation with this institution is unknown). The transfers detected happened between June 2015 and December 2015. It is to be noted that Ghanem was arrested in December 2015. The companies ordering the transfers are also identified in the following table.

DATE	BENEFICIARY	CONCEPT	AMOUNT	FM	TO
18/06/2015	Individual 1	Payment for it services	9,900.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
18/06/2015	Individual 2	Payment for it services	9,900.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
15/07/2015	Individual 3	Payment for law services	9,887.00	DEAL LOGIC DOX LP	BANCO GENERAL RUMINAHUI S.A.
15/07/2015	Individual 4	Payment for law services	9,887.00	DEAL LOGIC DOX LP	BANCO GENERAL RUMINAHUI S.A.
15/07/2015	Individual 5	Payment for law services	9,887.00	DEAL LOGIC DOX LP	BANCO GENERAL RUMINAHUI S.A.
15/07/2015	Individual 1	Payment for it services	9,887.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
15/07/2015	Individual 2	Payment for it services	9,887.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
27/07/2015	Individual 6	Payment for law services	9,858.00	DEAL LOGIC DOX LP	BANCO GENERAL RUMINAHUI S.A.
15/09/2015	Individual 7	Payment for it services	9,857.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
15/09/2015	Individual 8	Payment for it services	9,857.00	IREWORK TRADING LP	BANCO PICHINCHA
21/09/2015	Individual 1	Payment for it services	10,175.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
22/09/2015	Individual 9	Payment for it services	19,826.00	IREWORK TRADING LP	BANK OF AMERICA
29/09/2015	Individual 2	Payment for law services	9,856.00	DEAL LOGIC DOX LP	BANCO GENERAL RUMINAHUI S.A.
05/10/2015	Individual 6	Payment for law services	9,857.00	DEAL LOGIC DOX LP	BANCO GENERAL RUMINAHUI S.A.

26/10/2015	Individual 1	Payment for it services	9,858.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
26/10/2015	Individual 9	Payment for it services	19,993.00	IREWORK TRADING LP	BANK OF AMERICA
06/11/2015	Individual 7	Payment for it services	9,857.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
06/11/2015	Individual 8	Payment for law services	9,857.00	DEAL LOGIC DOX LP	BANCO PICHINCHA
10/11/2015	Individual 6	Payment for law services	9,860.00	DEAL LOGIC DOX LP	BANCO GENERAL RUMINAHUI S.A.
13/11/2015	Individual 2	Payment for it services	9,860.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
11/12/2015	Individual 7	Payment for it services	9,808.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
14/12/2015	Individual 1	Payment for it services	9,808.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
16/12/2015	Individual 2	Payment for it services	15,690.00	IREWORK TRADING LP	BANCO GENERAL RUMINAHUI S.A.
22/12/2015	Individual 6	Payment for law services	9,870.00	DEAL LOGIC DOX LP	BANCO GENERAL RUMINAHUI S.A.

3. There are nine different individuals involved. The amounts transferred indicate that the pilots received almost USD 20,000 per month and the engineers USD 10,000. The discontinuous payments suggest that other salaries were paid from and deposited to different accounts. All of the destination accounts but one (Individual 9, actually one pilot), belong to Ecuadorian banks.

BENEFICIARY	BANCO GENERAL RUMINAHUI S.A.	BANCO PICHINCHA	BANK OF AMERICA
Individual 9			2
Individual 1	5		
Individual 7	3		
Individual 5	1		
Individual 3	1		
Individual 2	5		
Individual 8		2	
Individual 6	4		
Individual 4	1		
Total	20	2	2

4. The Panel is currently investigating the business network behind the two ordering customers (United Kingdom registered). This network of companies goes through the Marshall Islands back to the United Kingdom. Both ordering companies are registered at the same address in Scotland.

COMPANY	COMPANY NUMBER	ADDRESS
Deal Logic Dox LP	SL015607	12 South Bridge, Suite 1, Edinburgh, Scotland, EH1 1DD
Irework Trading LP	SL011876	12 South Bridge, Suite 1, Edinburgh, Scotland, EH1 1DD

Source: UK Companies House

5. After the arrest of Rami Ghanem, some Libyan military officers at the air force academy in Misrata have taken the lead in contracting at least one of these Ecuadorian citizens, as shown in the excerpts below:

**Presidency of General Staff
Air Academy**

Employment Contract ([REDACTED]):

Today, [REDACTED]/12/2016, this contract entered at the premises of the Air Force Academy, Misrata between the following:


1- The Air Academy, located in Misrata city, represented for signing this contract by, **Colonel Eng. Alhadi Ali Makhlof**, in charge of planning office of Mir-F1 and, the commander of technical affairs at the academy, referred hereinafter as the (First Party).

This contract is made in Arabic and English of four copies for each language and each party keeps two copies of each couple.

Signatories:

Air Force Academy, (First Party), represented by:

- Name: Eng. , Alhadi Ali Makhlof

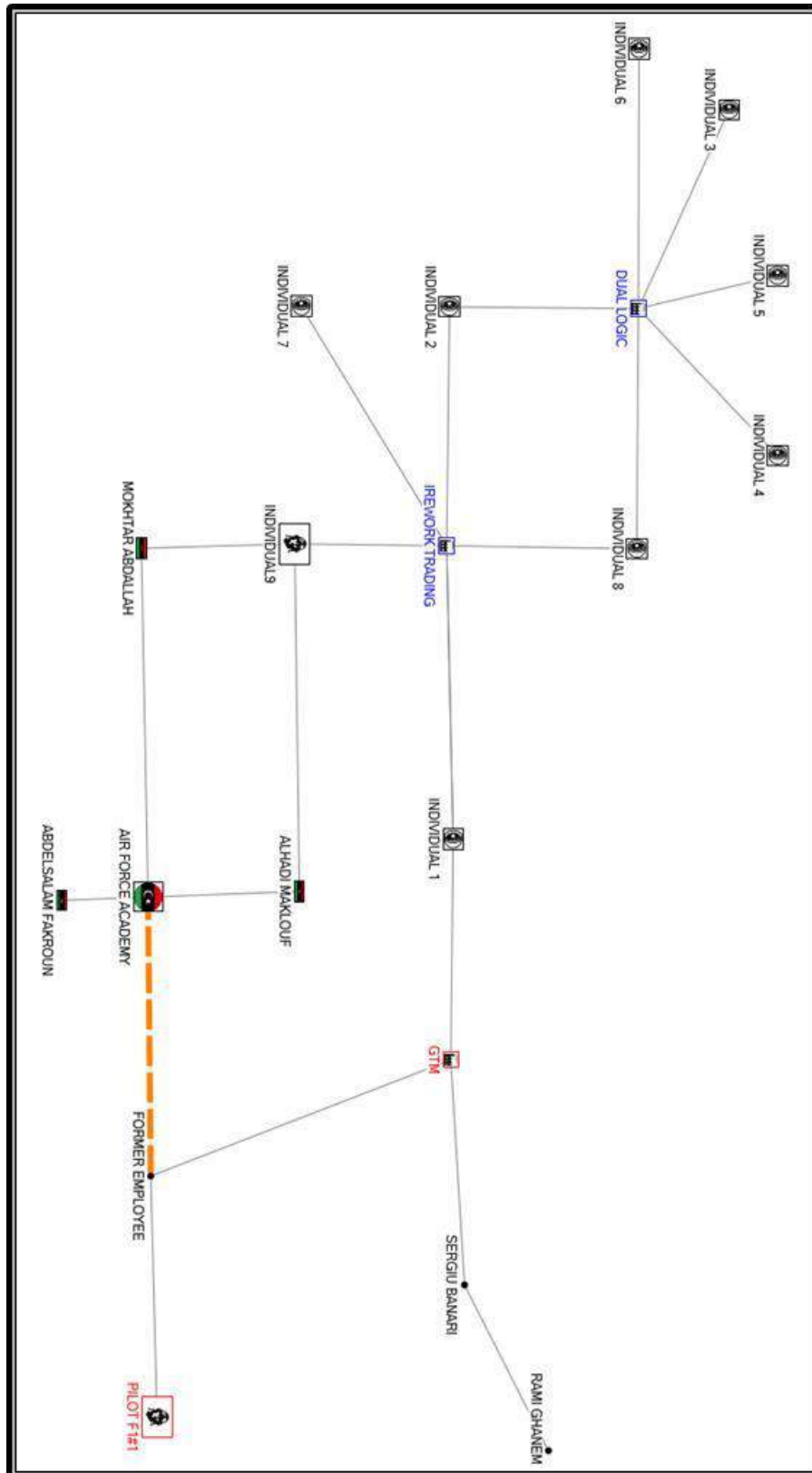
Signature: 

- Name: Technician Mokhtar Abdallah 

Signature: 

Source: Confidential

6. The following graph explains the connections. Individual 1 is the engineer mentioned in the contract arranged by GTM, shown at the beginning of this Annex. Individual 9 is the individual contracted by GTM with whom it has an altercation.



Annex 40 Armoured vehicles transferred to Libya

Panthera armoured vehicles with turrets (ready to be equipped with weapon systems)




Source: Libyan Observer, 24 April 2016



This is the position of the vessel BAHRO ABHA while docked in Tobruk (AIS data):

32°04.403'N, 023°58.948'E

Bill of lading of the vessel 'Bahri Abha' (IMO 9620944) delivering APCs:

BILL OF LADING FOR COMBINED TRANSPORT AND PORT TO PORT SHIPMENT		THE NATIONAL SHIPPING COMPANY OF SAUDI ARABIA (BAHRI) - FMC CRG. NO. 004197			
SHIPPER/EXPORTER (1) NEW IDEAL TRADING EST. JEDDAH SAUDI ARABIA		DOCUMENT NO (4) NSAUBA010JELK001			
CONSIGNEE (2) (NOT NEGOTIABLE UNLESS CONSIGNED TO ORDER) (NAME, ADDR. PHONE) LIBYA CAPITAL FOR IMPORTING OF ARAB AND PARTS. Tel: 00218918598686 TOBRUK-LIBYA.		FORWARDING AGENT - REFERENCES - NAME, ADDRESS & TELEPHONE NO. (6) NEW IDEAL TRADING EST. JEDDAH SAUDI ARABIA		EXPORT REFERENCES (5)	
NOTIFY PARTY (3) (COMPLETE NAME, ADDRESS AND TELEPHONE NO.) SAME AS CONSIGNEE		POINT AND COUNTRY OF ORIGIN (7) CARRIER'S AGENT AT PORT OF DISCHARGE AND TELEPHONE NO. (8) RAS ALHILAL MARINE SERVICES CO. SHIPPING AGENCY ALFATEH TOWERS 2, 16 GROUND FLOOR TRIPOLI-LIBYA			
PRE-CARRIAGE BY (9*)		PLACE OF RECEIPT (9A*)		ONWARD INLAND ROUTING (14*)	
CARRIER'S RECEIPT MARKS AND NUMBERS (16) AS ADRS ROPO SHIPMENT		PORT OF LOADING (10) JEDDAH, SAUDI ARABIA		PLACE OF DELIVERY (15*)	
NO. OF PKGS. (17) 195		FOR TRANSSHIPMENT TO (13) TOBRUK, LIBYA		PARTICULARS FURNISHED BY SHIPPER - CARRIER NOT RESPONSIBLE (SEE SUB-CLAUSE 5 (d))	
		DESCRIPTION OF GOODS (18) 195 UNITS TOYOTA LAND CRUISER PICKUP SINGLE CAB, 4.0LTRS, V6, 2010YM. CARRIER NOT RESPONSIBLE FOR ANY SCRATCHES OR MINOR DENTS FREIGHT PREPAID LINER IN FREE OUT		GROSS WEIGHT (19) 420000	
				MEASUREMENT (20) 3705.000	
RECEIVED in apparent good order and condition unless otherwise stated herein for carriage from the port of loading named herein or a place of receipt (Box 9A above), if mentioned herein, to the port of discharge named herein or at the place of delivery (Box 15 above), if mentioned herein. Such carriage being always subject to the terms, rights, duties, provisions, conditions, exceptions, limitations and liberties contained on the reverse side hereof numbered 1-25 and those terms and conditions contained in the carrier's applicable tariff. The Merchant's attention is drawn in particular to the carrier's liabilities in respect of on-deck stowage (see Clause 30) and potential routes and liabilities (see Clause 9). In accepting this Bill of Lading, the Merchant agrees to be bound by all terms and conditions stated herein whether written, printed, stamped or incorporated on the face or reverse side hereof.					
IN WITNESS WHEREOF, three (3) original Bills of Lading, all of like tenor, have been executed on behalf of the Carrier National Shipping Company of Saudi Arabia (hereinafter Bahri), ONE of which being accomplished the others shall stand void.			FREIGHT DETAILS, CHARGES ETC. (See Clauses 9 and 15) FREIGHT AS ARRANGED		
By: _____ As Agents for the Carrier Bahri			Declared Value \$ _____ If Merchant enters actual value of the Goods and pays the applicable AD VALOREM tariff rate, the Carrier's Package limitation shall not apply.		
BILL of Lading No. NSAUBA010JELK001 Date: JEDDAH - 07/04/2016 Place of Issue:			(CONTINUED ON REVERSE SIDE)		
*APPLICABLE ONLY WHEN DOCUMENT USED AS A COMBINED TRANSPORT BILL OF LADING (See Clause 5(b)).					

Letter from the former Libyan Minister of Interior dated 18 December 2014 asking the Libyan Ambassador to the United Arab Emirates to intervene in the blockage of the transfer of 100 armoured vehicles and coordinate with the United Arab Emirates Ministries of Defence and Foreign Affairs.



Source: MSPV, 2015

Annex 41 Vehicles Delivered to Tobruk for LNA Affiliated Armed Groups

1. The Panel received from several sources information on a delivery of over 300 Toyota pickups and armoured Landcruisers to Tobruk on 16 January 2017. A verification of maritime data showed that the only vessel appropriate to carrying vehicles and docked in Tobruk is the SHAM 1.
2. The SHAM 1 (IMO 7920857) is a vehicle carrier. It called at Tobruk port on 16 Jan 2017, mooring for 36 hours.

7920857	Tobruk	Libya	15-Jan-17 07:11	2017- 01-16	SHAM 1	VEHICLES CARRIER	Med Wave Shipping SA
7920857	Tobruk	Libya	19-Dec-16 19:51	2016- 12-21	SHAM 1	VEHICLES CARRIER	Med Wave Shipping SA
7920857	Tobruk	Libya	07-Nov-16 10:05	2016- 11-07	SHAM 1	VEHICLES CARRIER	Med Wave Shipping SA
7920857	Tobruk	Libya	23-Oct-15 22:44	2015- 10-23	SHAM 1	VEHICLES CARRIER	Med Wave Shipping SA

Source: IHS Seaweb

3. The vessel's details are:

Ship Name	SHAM 1	Shiptype	Vehicles Carrier
LR/IMO No.	7920857	Gross	9,367
Call Sign	ODWM	Deadweight	4,401
MMSI No.	450568000	Year of Build	1980
Flag	Lebanon	Status	In Service/Commission
Operator	Med Wave Shipping SA	Shipbuilder	Usuki Iron Works - Usuki



The vessels movements from October 2016 to January 2017



Source: IHS Seaweb

4. The Panel had further received confidential information that another delivery to Tobruk was conducted on 4 April 2017. Again, maritime data showed the SHAM 1 docked at the port.



Source: IHS Seaweb

The SHAM 1 arrived from Port Said (Egypt) to Tobruk and then to Iskenderun (Turkey).



Source: IHS Seaweb

5. The owner of the SHAM 1, Med Wave Shipping SA, is registered in Amman, Jordan. The Panel continues to investigate who chartered the vessel. However, the IHS data also shows that the vessel is listed by the Office of Foreign Assets Control (OFAC) of the U.S. Department of Finance since January 2015, when it was still registered under the name of CITY OF MISURATA. The listing seems to be linked to the former owner of the vessel, Merhi Ali Abou Merhi, a Lebanese businessman linked to Hizbollah through a ring of companies (money laundering according to the OFAC).²² Abou Merhi led the *Joumaa* criminal organization.²³ It should be noted that the SHAM 1 still flies the Lebanese flag and that the ownership of the vessel changed to a new company at the moment the vessel was listed.

Company Detail

Short Name	Med Wave Shipping SA
Full Company Name	Med Wave Shipping SA
Nationality of Registration	Honduras
Status	Existing
Founded	2015

Relationships

Addresses

No.	01
Address	Office 511, 5th Floor, Baraka Building, Dauwar al-Waha, Amman, Jordan.
Telephone	+962 6 554 0308

Source: IHS Seaweb

²² <https://www.treasury.gov/resource-center/sanctions/OFAC-Enforcement/Pages/20151001.aspx>.

²³ <http://yalibnan.com/2016/03/09/us-denies-lebanese-businessman-merhi-abou-merhi-was-cleared-over-links-with-hezbollah/>.

Details:

Type:	Vessel	List:	SDN
Vessel Name:	CITY OF MISURATA	Program:	SDNTK
Call Sign:	3EMY5	Vessel Flag:	Panama
Tonnage:		Vessel Type:	
Gross Registered Tonnage:		Vessel Owner:	
		Remarks:	(Linked To: MERHI, Merhi Ali Abou; Linked To: ABOU-MERHI LINES SAL)

Identifications:

Type	ID#	Country	Issue Date	Expire Date
Vessel Registration Identification	IMO 7920857			
MMSI	354134000			

Source: OFAC

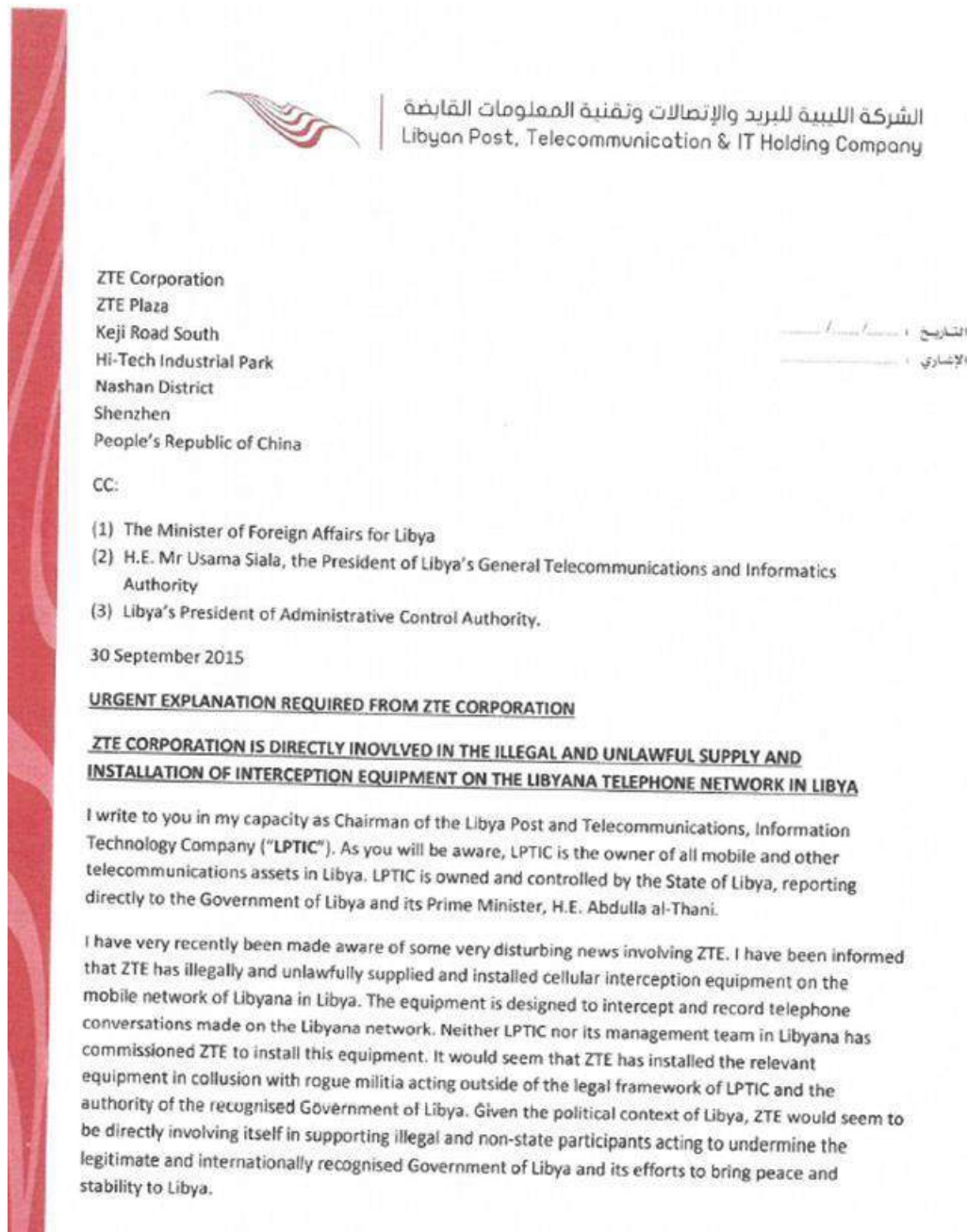
Photograph: Toyotas HZJ 79 delivered to Tobruk



Source: Confidential

Annex 42 Interception equipment

Page 1 of a letter of complaint by LPTIC Chairman to ZTE



Source: LPTIC

Annex 43 Private Security Company Activity

RSB

1. The Russian RSB-group has confirmed that it was contracted to clear an industrial facility from mines and IEDs in Benghazi.²⁴ Oleg Krinistyn, founder, of RSB-group, had already mentioned in an interview on 28 September 2016 that 86 of his employees were involved in demining, but did not disclose the contractor's name.²⁵ A commander of the Libyan Air Force denied that Libya had contracted any private military company and later the spokesman of the LNA, Col. al-Mesmari, insisted that the RSB-group had been contracted by the Libyan Cement Company.²⁶

²⁴ "Russia's RSB-Group Demined Plant in Libya on Country's Official Request – CEO", Sputnik News, 13 March 2017, <https://sputniknews.com/middleeast/201703131051530014-rsb-libya-demining-request/>.

²⁵ Pierre Avril, "Les mercenaires russes sortent de l'ombre en Syrie", Le Figaro, Paris 28 September 2016, p.14.

²⁶ "Russian Private Company in Benghazi Hired by Cement Company, Not Armed Forces", Sputnik News, 13 March 2017, <https://sputniknews.com/middleeast/201703131051522699-russia-benghazi-libya-military-company/>.

Annex 44 Tunisian seizures of materiel from Libya

AK-47 Type (AKM) self-loading rifle				
	Serial number			
	Year	Number	Country of Production	Factory/Producer
1	1977	976652	Russia	Tula Arsenal
2	1977	406296	Russia	Tula Arsenal
3	1975	865780	Russia	Tula Arsenal
4	1975	866165	Russia	Tula Arsenal
5	89	11693	Egypt	
6	1975	585307	Russia	Tula Arsenal
7	1963	EC2080	Russia	Tula Arsenal
8	1977	945342	Russia	Tula Arsenal
9	1977	954558	Russia	Tula Arsenal
10	1977	932306	Russia	Tula Arsenal
11	1977	918703	Russia	Tula Arsenal
12	1971	KU 6657	Russia	Izhevsk
13	1976	256460	Russia	Izhevsk
14	82	KV 7061	East Germany	
15	1975	840826	Russia	Tula Arsenal
16	1975	819477	Russia	Tula Arsenal
17	1978	RW 1740	Romania	Romania
18	1985	PM 0001	Romania	Romania
19	1985	2770	Romania	Romania

AKM (folding stock) self-loading rifle				
	Serial number			
	Year	Number	Country	Factory
3	1977	PP07939	Poland	Poland
4	1986	301863	Yougoslavia	Zastava

Type 56-1 self-loading rifle			
	Serial number	Country	Factory
1	18012173	China	Norinco
2	846797	China	313

AK-103 2 self-loading rifle				
	Serial number			
	Year	Number	Country	Factory
1	2005	051453705	Russia	Izhevsk
2	2006	061384485	Russia	Izhevsk
3	2007	071410072	Russia	Izhevsk
4	2007	071495587	Russia	Izhevsk
5	2005	051443114	Russia	Izhevsk
6	2005	051485721	Russia	Izhevsk
7	2008	081430812	Russia	Izhevsk
8	2008	081363184	Russia	Izhevsk
9	2007	071405819	Russia	Izhevsk
10	2005	051463138	Russia	Izhevsk
11	2007	071492017	Russia	Izhevsk
12	2005	051364737	Russia	Izhevsk
13	2007	071420705	Russia	Izhevsk
14	2007	071421333	Russia	Izhevsk
15	2007	071458363	Russia	Izhevsk
16	2007	071376559	Russia	Izhevsk
17	2007	071496377	Russia	Izhevsk
18	2007	071448896	Russia	Izhevsk

Torun over-under shotgun				
	Serial number			
	Year	Number	Country	
1	2015	0027	Turkey	Torun Silah Sanayi
2	2015	0031	Turkey	Torun Silah Sanayi
3	2015	0035	Turkey	Torun Silah Sanayi
4	2015	0043	Turkey	Torun Silah Sanayi
5	2015	0048	Turkey	Torun Silah Sanayi
6	2015	0051	Turkey	Torun Silah Sanayi
7	2015	0052	Turkey	Torun Silah Sanayi
8	2015	0275	Turkey	Torun Silah Sanayi
9	2015	0415	Turkey	Torun Silah Sanayi
10	2015	0431	Turkey	Torun Silah Sanayi

1. Seized material also included:

6 FN-FAL self-loading rifles

4 PKM machine guns

1 FN Herstal MAG machine gun

2 Dragunov SVD designated marksman rifles

2 DShK 12.7mm heavy infantry machine guns

Over 240 7.62×39mm box magazines (steel and plastic)

AK 103-2

2. In previous years, the Panel regularly documented AK 103-2 seized from terrorist groups in Tunisia (see S/2013/99 para 122) and other neighbouring countries (S/2014/106 para 118 and 138). Those were usually limited to two to three rifles and in most cases, the Russian Federation could confirm their deliveries to Libya between 2005 and 2008. The Tunisian authorities secured at least ten AK 103-2 during or in the aftermath of the Ben Guerdane attack. The Panel continues to observe AK 103-2 originating from Libya used in neighbouring countries by extremist groups. Libya remains an important source of armament for extremist armed groups in the region.

Photograph: AK 103-2 self-loading rifles produced between 2005 and 2008





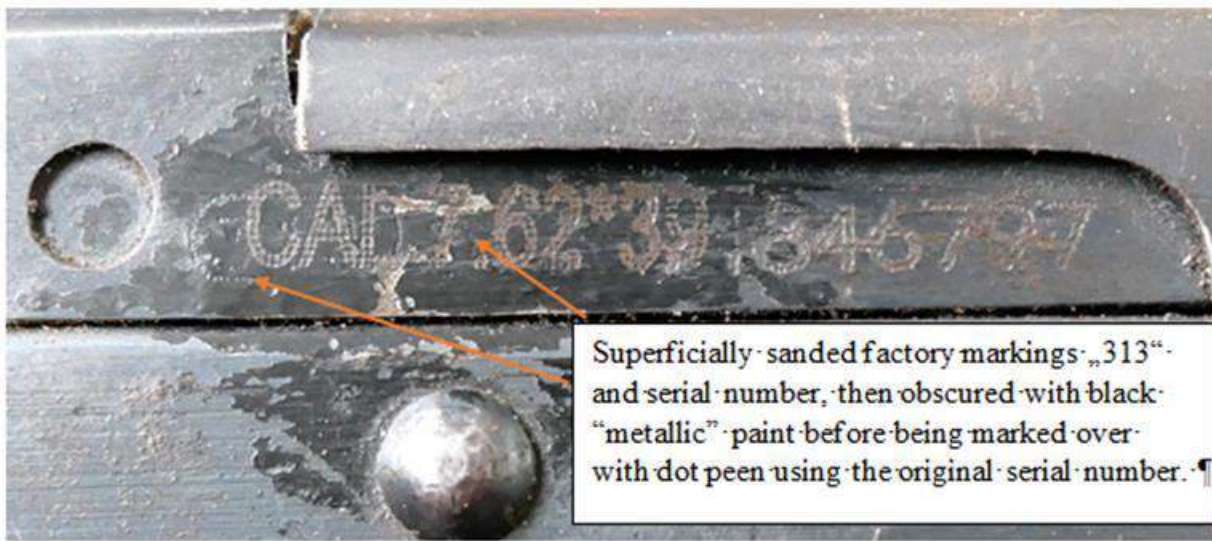
Source: Panel of Experts, Tunis, January 2016

Type 56-1

3. The Panel noticed that one of the Type 56-1 rifles used during the attack by ISIL elements showed peculiar signs of an attempt to obscure the original factory markings. The technique applied seems superficial and odd as it does not remove the serial number.

Photograph: Type 56-1 self-loading rifle 1 with Serial Number 4846797, Factory 313, sanded and blackened markings





Source: Panel of Experts, Tunis, January 2016

4. The Panel's investigations highlighted that a similar technique was applied to other Type 56-1 rifles previously documented in the wider region (Group of Experts on Côte d'Ivoire, S/2016/254, Annexes 13c and 13d; S/2013/228, Annex 16). In April 2011 the Small Arms Survey documented in South Sudan a Type 56-1 rifle seized by the SLPA from Athor's SSDM/A.²⁷ The Panel continues to investigate the source of these modified markings of rifles.

Photograph: Type 56-1 with Serial Number 48126446, Factory 313:



Source: Small Arms Survey

²⁷ Jonah Leff and Emile LeBrun, 'Following the Thread: Arms and Ammunition Tracing in Sudan and South Sudan', Working Paper 32, Small Arms Survey, Geneva, p.47. <http://www.smallarmssurveysudan.org/fileadmin/docs/working-papers/HSBA-WP32-Arms-Tracing.pdf>.



Source: Small Arms Survey, Jongelei, South Sudan, April 2011

Detonators

5. The detonator/blasting cap shown below is an example of one of 137 such items.

Photograph: Hercules Powder Company detonator



Source: Panel of Experts, January 2017

6. The blasting caps are manufactured by the Hercules Powder Company of Wilmington, Delaware. Panel research has shown that Hercules Powder Company was merged with Ashland Inc. in 2008, however it is not clear if the Hercules brand name is still used.

Baretta MOD. 70

Photograph: Beretta MOD. 70 7.65mm, Serial Number A81171, which has a screw fitting at the front of the barrel for the attachment of an accompanying suppressor.



Source: Panel of Experts, January 2017

7. This pistol was manufactured on 9 October 1964. It was not registered with the police and there is no further information available on the date or destination of its export from Italy.

Taurus PT-92

8. The Taurus PT-92 9mm Para. Serial Number B27792 also has a screw fitting for the attachment of the suppressor. The Panel has received no response to enquiries to identify the supply route of this weapon.

Photograph: Tuarus PT-92 Pistol



Source: Panel of Experts, January 2017

Annex 45 Egyptian seizures of materiel from Libya

عدد الأسلحة والذخائر المضبوطة من قبل السلطات المصرية أثناء تهريبها من ليبيا
في الفترة من ٢٠١٦/١/١ حتى ٢٠١٦/١١/١١

نخيرة	طبنجة	بندقية ضغط هواء	رشاش كلاشيكوف	بندقية خرطوش	بندقية قناصة	بندقية آلية عيار ٣٩٥٧,٢٦
٢٩٣ طلقة مختلفة الأعيرة	٥	١	١	١٣٩٥	٦	١٢

**Weapons and ammunition seized by the Egyptian authorities in the course of being smuggled
from Libya between 1 January 2016 and 11 November 2016**

<i>7.26x39 automatic rifles</i>	<i>Sniper rifles</i>	<i>Shotguns</i>	<i>Kalashnikov machine guns</i>	<i>Air pressure rifles</i>	<i>Pistols</i>	<i>Ammunition</i>
12	6	1395	1	1	5	293 rounds of assorted calibres

Source: Egyptian Ministry of Foreign Affairs

Annex 46 Transfers to Niger

1. Nigerien officials informed the Panel that overall they had seen a reduction in the scale of arms trafficking from Libya with a number of smaller seizures having been identified as having occurred in 2017. This is also confirmed by two recent studies by Conflict Armament Research and the Small Arms Survey.²⁸

2. The first of these, termed the Abalak Seizure, saw the attempted movement of weapons from Libya to West African gangs. Two migrants being used as ‘mules’ to transport weapons were intercepted and a quantity of munitions recovered. Most of the arms recovered were modified blank firing pistols with the ammunition consisting of blank rounds converted to fire steel ball bearings.

Photographs of materiel seized by Niger; source for all photographs unless stated otherwise: Panel of Experts

Photograph: Retay Baron HK Blank Pistol



²⁸ “Investigating Cross-Border Weapon Transfers in the Sahel”, Conflict Armament Research, London, November 2016; and Savannah de Tessières, “Measuring Illicit Arms Flow: Niger”, Briefing Paper n° 1, March 2017, Small Arms Survey, Geneva.

Photograph: Retay Baron HK Blank Pistol



Photograph: Blow F92 Blank Pistol



Photograph: Converted blank ammunition in packaging



Photograph: Converted blank ammunition in packaging



Photograph: Converted blank ammunition, loose.



3. 369 cartridges were seized between Agadez and Zender on 27 February 2017 in the possession of Ahmed Ali Sallah, a Tebu from Chad. Sallah was hired by his community in Libya to transport the ammunition. The Nigerien authorities commented that some Tebu groups are a link between ISIL and Boko Haram, controlling most of the supply route to Diffa.

Photograph: Ammunition seized in possession of Ahmed Ali Sallah



Source: Nigerien Authorities

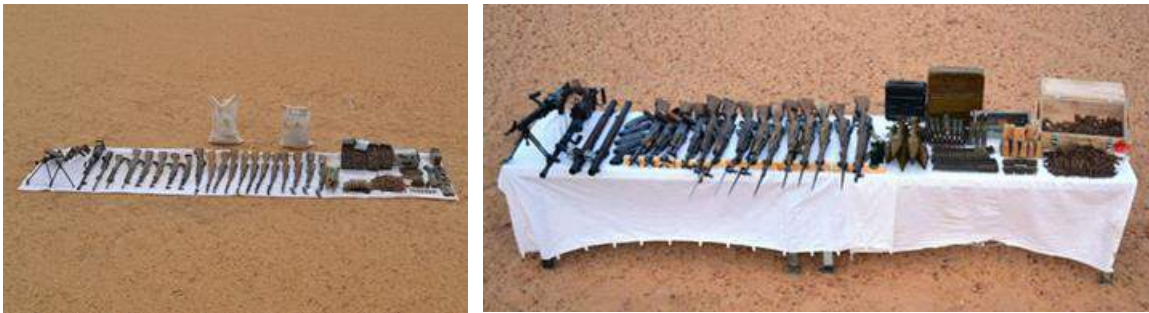
Photograph: Ammunition seized in possession of Ahmed Ali Sallah



4. Nigerien Gendarmerie provided additional reporting detailing seizures of small arms, predominantly assault rifles, and ammunition. The Panel is continuing to follow up on specific serial numbers of weapons seized.

Annex 47 Weapons seized in Algeria allegedly from Libya

1. The Algerian Ministry of Defence provides regular news and general figures on arms seizures and counter-terrorist operations.²⁹ The likelihood that some of the material seized was smuggled from Libya is high and would offer options to trace the material's origin. Below some example of such seizures:



²⁹ See, for example, 'Lutte contre le terrorisme et le crime organisé: bilan, janvier-mai 2016', La revue El-Djeich, n° 635, Algiers June 2016, pp. 48-49.



Source: Internet³⁰

³⁰ http://www.mdn.dz/site_principal/index.php?L=fr#undefined.

A further example of material seized at the border between Algeria, Niger and Libya:



Material seized in the region of In Amenas:



Material seized in Tamanrasset:



Source of all the pictures above: Website of the Algerian Ministry of National Defence, under Actualités and Communiqués³¹

³¹ http://www.mdn.dz/site_principal/index.php?L=fr#undefined.

2. The Algerian MoD has published in its monthly magazine an overview on material seized in Algeria in 2016. It is probable that a large share were smuggled from Libya in violation of the embargo.

Munitions

- **(17)** roquettes 57 mm hélicoptère.
- **(24)** charges propulsives pour RPG-7
- **(338)** roquettes pour RPG-7
- **(04)** roquettes pour RPG-2
- **(24)** roquettes de confection artisanale
- **(640)** obus de mortier de différents calibres, **(261)** charges pour mortier et **(317)** fusées pour mortier, **(138)** cartouches de mortier.
- **(28)** obus de fabrication artisanale
- **(03)** obus pour FLG
- **(24 470)** cartouches pour fusils de chasse
- **(107)** crosses pour kalachnikov
- **(10)** ceintures explosives
- **(100)** seringues prêtes à exploser
- **(189362)** balles de différents calibres
- **(1244)** chargeurs de munitions
- **(18)** chaînes de munitions pour fusil mitrailleur de type FMPK
- **(31)** kilogrammes de TNT
- **(735)** kilogrammes de substances explosives
- **(03)** demi bombonnes de gaz prêtes à exploser
- **(380,1 kg)** de poudre noire
- **(57)** détonateurs.
- **(01)** panier de lancement de roquettes pour hélicoptères.
- **(653 kg)** de dynamite.
- **(50 kg)** de nitrate d'amoniac
- **(02)** coffres de munitions pour mitrailleuse RPK.

Armes	
Fusils automatiques Kalashnikov	668
Fusils mitrailleurs FMPK	48
Mortiers	37
Fusils de chasse	82
Fusils semi-automatiques dotés de lunette de précision	35
Fusils à pompe	26
Fusils semi-automatiques Simonov	64
Lance-roquettes RPG-7	18
Fusils mitrailleurs de type RPK	16
Mitrailleuses de type 12,7 mm	13
Mitrailleuses de type 14,5 mm	07
Fusils à répétition	36
Mitrailleuses de type PKT	09
Mitrailleuses de type PSH	02
Mitrailleuses de type Dictariov	05
Mitrailleuse de type M16	01
Mitrailleuses de type MAT44	04
Lance-missiles à 3 canons	01
Lance-missiles de type Strela	01
Lance-roquettes RPG-5	05
Lance-missiles de RPG-2	02
Missiles anti-aériens	06
Fusils de confection artisanale	56
Pistolets automatiques de différents types	35
Mitrailleuse de type RPD	01
Pistolet mitrailleur de type MAT-49	01
Fusils de type MAS 36	03
Grenades	792

Source: El Djeich, Revue mensuelle de l'armée nationale populaire, n°641, Avril 2016³²

³² http://www.mdn.dz/site_principal/sommaire/revue/images/EldjeichDec2016Fr.pdf.

The Algerian MoD has also published the figures for the first quarter of the year 2017:

Armes	
Fusils automatiques de type Kalachnikov	56
Mitrailleuse lourde, de calibre 14,5 mm	01
Mitrailleuses lourdes de type FMPK	04
Lance-roquettes de type RPG-7	01
Fusil semi-automatique de type Simonov	01
Fusils de chasse	03
Pistolets automatiques	04
Canons de confection artisanale	02
Bombes de confection artisanale	14
Mines de confection artisanale	10
Grenades	30
Grenades fumigènes	09
Produits chimiques servant dans la fabrication d'explosifs	1004 Kg
Acide nitrique	150 L

Munitions	Autres objets
- (08) obus de type RPG-2	- (83) détecteurs de métaux
- (02) roquettes pour RPG7	- (83) marteaux piqueurs.
- (79) chargeurs pour pistolet mitrailleur de type Kalachnikov	- (110) groupes électrogènes.
- (3523) balles de différents calibres.	- (15) paires de jumelles
	- (08) téléphones satellitaires

EI-Djeich N° 645 Avril 2017

Source: Revue mensuelle de l'Armée nationale populaire, n°645, Avril 2017,³³

³³ http://www.mdn.dz/site_principal/sommaire/revue/images/EldjeichAvril2017Fr.pdf.

Annex 48 Distya Ameya

1. On 18 April 2016, the eastern NOC delivered the following order to AGOCO, with the intention of loading a vessel between 21-23 April in Marsa al-Hariga:

Date: 18.04.2016 التاريخ
Ref: IM/L/17-4/2016 الوصف
الإشاري



الحكومة الليبية المؤقتة
المؤسست الوطنيه للمنفذ

To: AGOCO-BEN
CC: AGOCO-TUB
Attn: OPERATIONS MANAGER
CC: TERMINAL SUPORT

FAX: 00218612229006
TEL: 00218627622422
TEL: 00218612237788
TEL: 00218612228931 -Ext. 803325

Ref.no: IMA 09.11.2015 Code Number: DSA CONSULTANCY FZC-12-2016 "2015-C-010"

Subject: SARIR/Mesla Blend Cargo During 21-23/April 2016

Please load to:	(DISTYA AMEYA IMO 9077343)
Quantity:	(650,000 BBLs +/- 5% of SARIR/MESLA BLEND)
CONSIGNEE:	(To The Order OF "DSA CONSULTANCY FZC, UAE")
CONSIGNOR:	(NATIONAL OIL CORPORATION LIBYA)
DESTINATION:	(MALTA)
INSPECTOR:	Al Khabeer Company for inspection and Conformity
MARKED:	["Clean On Board" & "Freight Payable as Per Charter Party"]

NOTE: Please Deliver Master One Copy of All Documents


Dr. Almagbruk Sultan
General Manager, International Marketing


cc:

- Chairman
- Int. Marketing Coordinator
- Finance Coordinator
- DSA File

العنوان : البيضاء ام الصمصاف - شارع ام الصمصاف / خلف البية الملقين (مجمع شهداء الدول) ص. ب. (1480) فاكس 218695710300 هاتف 600 / 0218695710400

Source: Confidential

2. The 'Distya Ameya' (IMO 9077343) approached Libyan territorial waters from the Suez Canal. The western NOC sent an e-mail on 21 April 2016 to the operator of the vessel among others when they had verified its intentions, in the following terms:

Sent: Thursday, April 21, 2016 12:25 PM

To: 'maritime.managers@griffin.li'; 'maritimepacific@aol.com'; 'roger.green@marinecon.net'; 'maritime-mutualnz@xtra.co.nz'; 'maritimemutualnz@aol.com'

Subject: Extremely Important /URGENT

Importance: High

Dear Sir/Ma'am

Good Morning

With reference to the series of clear resolutions and statements of the United Nations, including UN Security Council Resolution 2259, that it strongly opposes activities which could damage integrity and unity of the NOC, UNSCR 2213 which implement sanctions against individuals or entities that support criminal networks through the illicit exploitation of crude oil or any other natural resources in Libya.

Moreover, it came to our attention that a vessel called "Distya Ameya" is illegally nominated to load from Libya, and your respectful club is the P & I club for this vessel.

Therefore, you're kindly requested to interfere and stop this illegal nomination, to prevent any kind of unwanted legal action and/or subsequences that may damage the vessel.

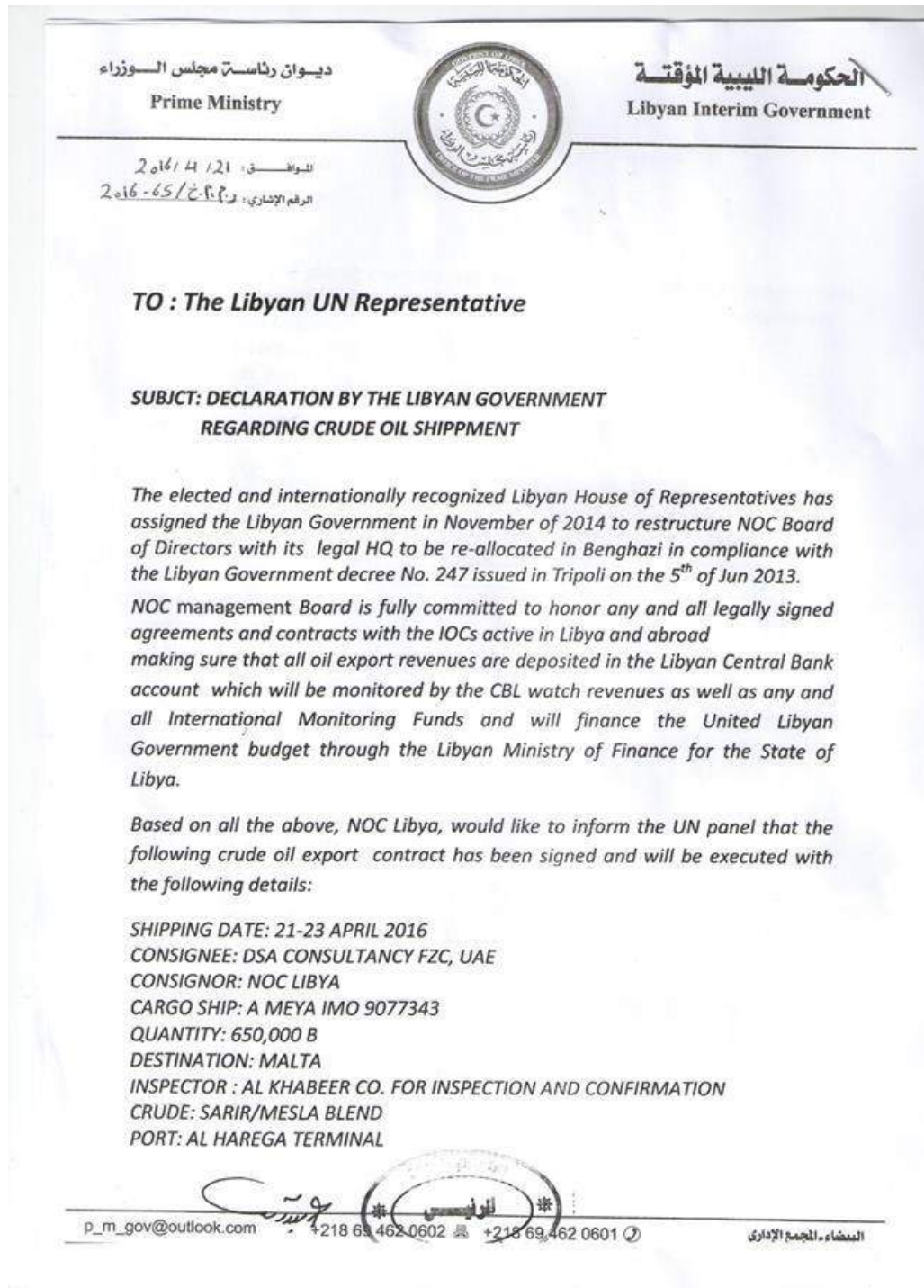
On behalf of Mr. Ahmed Shawki , General Manager of International Marketing Department-NOC Libya

3. The details of the vessel are:

IMO Ship No.	Name of Ship	Callsign	Deadweight	Flag
9077343	DISTYA AMEYA	AWPM	95420	India

4. The owner of the crude oil to be loaded in Tobruk is the company DSA Consultancy FZE, based in the United Arab Emirates.

5. The western NOC informed the PC about the case on 21 April 2016, while a letter signed by Abdallah al-Thinni was sent to the Permanent Representative of Libya to the UN:





Source: Confidential

6. On 21 April, the Permanent Representative of Libya to the United Nations requested the Committee to take action under resolution 2146 (2014). According to public data, the tanker was

heading to Limassol (Cyprus), but on 22 April 2016 was in the vicinity of Tobruk. However, the vessel did not enter port immediately. The eastern NOC board of directors held discussions about the loading. Finally, the board took the decision to load the vessel, although the decision was not unanimous. The vessel started to load on 24 April 2016 at 20:00 hours (local time).

7. On 23 April 2016, the western NOC sent a deterrent e-mail to the captain of the tanker:

To: distyaameya@amosconnect.com

Dear sir

Please be informed that The seller of the cargo you are planning to load is not the internationally recognized government of Libya. Loading the cargo will contravene UN Security Council resolutions 2146, 2259 and 2278 and may result in your vessel being impounded.

The Libyan government has notified the United Nations Security Council of your intention to load Libyan oil illicitly and the council is taking measures. We request that you weigh anchor and leave Libyan waters immediately.

8. The ship set sail in the early hours of 26 April 2016, heading to Malta. The Automatic Identification System (AIS) was interrupted several times during the journey.



The AIS was on for a period of time while the vessel sailed by Derna on 26 April 2016

Source: IHS Seaweb

9. The Panel is aware of discussions within the PC, which focused on the payment system that had been reported in al-Thinni's letter (see above paragraph 5).

10. In the meantime, the Maltese authorities warned the ship not to enter Maltese territorial waters. Therefore, the vessel remained adrift 50 nautical miles off Malta, waiting for instructions.
11. On 27 April 2016, the Committee added the vessel to the Libya Sanctions List.
12. The western NOC told the 'Distya Ameya' to head to Zawiya, to discharge the crude oil in the refinery. The ship docked on 30 April 2016. Due to bad weather conditions, the vessel departed on that same day and remained in the vicinity until it could dock again on 5 May 2016, finalising the operation on 6 May 2016, leaving Zawiya.
13. Upon request from India and non-objection by Libya, the vessel was delisted on 16 May 2016.

Annex 49 Unknown vessel

1. On 4 November 2016, Abdallah Ateiga sent the following communication to the Permanent Mission of Libya, with copy to the Panel, which was then forwarded to Committee:

Dear Sir,

I am the focal point assigned by the Presidency Council of the Government of National Accord pursuant to UNSCR 2259.

I am concerned we may be on the brink of a new oil export crisis in Libya. Despite, signing an agreement to unify NOC earlier this year, the former NOC East chairman Nagi el-Moghrabi issued yesterday instructions to AGOCO, an NOC subsidiary, to load oil to be exported to Egypt (2 million barrels) outside the legal authority of NOC in Tripoli.

El-Moghrabi claims that he has been ordered to organize the shipment by the President of House of Representatives H.E. Mr. Aguilu Saleh, based on a pre-existing memorandum signed by Mr. Saleh. We have yet to see this memorandum, but we contest its legitimacy since it contradicts the Libyan law and the sole authority over oil exports of the GNA under UNSCR 2259.

In this situation, given that Libya and Egypt share a maritime border, the mechanism for interdicting illegal shipments under UNSCRs 2146 (2014) and 2278 (2016), as used in the recent case of the *Distya Ameya*, may be inadequate. In the case of shipment to Egypt, if a ship docks to load illegally there will probably be no opportunity for interdiction. Our focus, therefore, needs to be on prevention.

I would appreciate any thoughts you may have about how we could prevent such an illegal loading from taking place.

Also Eastern NOC is trying to activate contracts signed by them and all of it with unqualified companies as per NOC criteria and the commercial terms of those contracts not in the interest of Libyan people

Yours sincerely

2. The eastern NOC took care not to mention the name of a vessel³⁴, as can be seen in the following excerpt of one of the compulsory documents that are exchanged among the different entities involved in this kind of operation:

³⁴ In the excerpt it might appear that the name of the vessel is TBN. However, TBN is an abbreviation that means "To Be Named".

INTERTANKO'S STANDARD TANKER CHARTERING QUESTIONNAIRE 88 (Q88)		Version 3
1.	VESSEL DESCRIPTION	
1.1	Date updated:	28.08.2016
1.2	Vessel's name:	TBN
1.3	IMO number:	
1.4	Vessel's previous name(s) and date(s) of change:	
1.5	Date delivered:	Sep 06, 1995
1.6	Builder (where built):	SAMSUNG HEAVY INDUSTRIES, GEOJE, S. KOREA
1.7	Flag:	Panama
1.8	Port of Registry:	Panama
1.9	Call sign:	
1.10	Vessel's satcom phone number:	
	Vessel's fax number:	
	Vessel's telex number:	
	Vessel's email address:	
1.11	Type of vessel:	Oil Tanker
1.12	Type of hull:	Double Hull

Source: Confidential

3. The Panel was able to filter the data and determine the vessel involved in the alleged shipment. However, the vessel never entered the Mediterranean Sea at the time when the shipment was due to take place.

Annex 50 Contract with eastern NOC

التاريخ: 14 / 1 / 14 هجري
الموافق: 2016/01/13 ميلادي
الرقم الاشاري: ت د 2016/69



الحكومة الليبية المؤقتة
المؤسسة الوطنية للنفط
National Oil Corporation

To: Whom it may concern

This is to certify that **EUROPA SHIPPING SA** is registered within our list of companies with International Marketing Dept. in National Oil Corporation (Registration No.2015-C-075).

Best Regards,

Yours,



Dr. Almabruk Mohamed
General Manager, International Marketing



cc:IM, C031, File

المؤسسة الوطنية للنفط
الإدارة الرئيسية رأس لانوف



المؤسسة الوطنية للنفط
NATIONAL OIL CORPORATION

التاريخ : 2016/10/13
الموافق :

الإشاري : ق.د. 10.166
المسند :

To : EUROPA SHIPPING SA
Attention : Mr. Konstantinos Tsakiroglou.
Reference No. : IM. 166
Subject : Allocation Certificate

Allocation Certificate No 10/2016

National Oil Corporation of Libya (NOC) has the pleasure to allocate to **EUROPA SHIPPING SA** in our call, 3,000,000 bbls of Sarir/Messla blend crude oil loading Marsa El Hariga On FOB (2015-C-075) port (Marsa El Hariga), to be loaded between 25th of November 2016 to 30th of November 2016, as per contract No. (EUROPA SHIPPING SA -02-2016) (2015-C-075). And we will accommodate your nominated vessel accordingly.

Yours Sincerely,

Emad Mohamed
International Marketing
Coordinator

cc:

- NOC Chairman
- Crude Dept.
- Company



بنغازي - البوكمبة (00218)614782560 - (00218)614782561
info@libya-noc.org https://m.facebook.com/NOCL.LIBYA/

This Agreement
Contract for the sale and purchase of
Libyan Crude Oil
FOB
اتفاقية بيع النفط الخام

No (EUROPA SHIPPING SA-02-2016)
(2015-C-075)

Page 1 of 15



SELLER AND BUYER'S ACKNOWLEDGEMENT:

Paragraph (9)

We, as Seller, hereby with full corporate responsibility and with the power vested in its Officer, accept, confirm and agree to abide by this Contract. The Seller has all rights to revoke the entire Contract if Buyer failed to meet terms of this Contract.

date:

Prepared By:

Name : Dr. Almabruk Sultan

Position: National Oil Corporation- International Marketing.

Signed by:

SELLERS NAME: National Oil Corporation

Address: 1st Round Road, NOC Bulding, El Bidaa Libya

Representative: Dr. Nagi Elmagrabi

Position: Chairman



And

We, as Buyer, hereby with full corporate responsibility and with the power vested in its Officer, accept, confirm and agree to abide by this Contract.

date: 12-Feb.-2016.

Signed by:

BUYERS NAME: EUROPA SHIPPING SA

Representative: Konstantinos Tsakiroglou

Position: CEO



Appendix (A) of crude oil type specification

ملحق (A) مواصفات النفط الخام

Crude	API Gravity	Sulfur Content	Loading Port
Abu Attifel	41.5	0.3	Zueitina
Amna	36	0.2	Ras Lanuf
Brega	39.8	0.2	Marsa al-Brega
Es Sider	37	0.4	Es Sider
Messia	-	-	Marsa al-Hariga / Tobruk
Sarir	37.1	0.2	Marsa al-Hariga / Tobruk
Sirtica	42.2	0.4	Ras Lanuf
Zueitina	43.4	0.1	Zueitina



Page 15 of 15




Source: Confidential

Annex 51 Statement of eastern NOC entitlement

ديوان رئاسة مجلس الوزراء

الموافق 2017/ 3/27
الرقم الإشاري :

الحكومة الليبية المؤقتة



Sirs

Chairmen of the board of directors of
Libyan own companies
International companies operate in Libya
Companies owned by international and Libyan Companies
Companies has interest in Libyan market and deals with the NOC

Dear Sirs


In the past days unauthorized bodies had issued some decree related to oil sector including signing contracts. We would like to inform all concerned that these bodies are illegitimate and has no legal status, and therefore, any deals concluded with it considered illegal act, and those who are involved shall face legal action in Libya and abroad.

Therefore, we argue everybody concerned not to deal with these bodies nor to invite them to your offices any action might get you on facing legal claim by the national Oil Corporation, we would like to emphasis that the national Oil corporation NOC. Is located in Benghazi since the decree No (247) issued on the year 2013.

Sincerely yours

Eibadri - A
Dr. Abdussalam M. Elbadri

Deputy Prime Minister for Services Affairs
The Head of Oil & gas committee



www.pm-ly.com +219 69 462 0625 +218 69 462 0621 البيضاء - مجمع الإداري

Source: Confidential

Annex 52 The Vienna Agreement

Translation into English of the Vienna Agreement:
Translated from Arabic

In the name of God the Merciful, the Compassionate

The State of Libya

Principles for the agreement to integrate and consolidate the oil sector

On 15 May 2016, with the country's best interests in mind, Naji Husayn al-Maghribi and Mustafa Abdullah San'ullah held their fourth meeting on the situation in the Libyan oil sector.

The participants reviewed with some concern the disturbing ramifications of the current situation in the oil sector. They focused on the importance of reinforcing and consolidating efforts to alleviate the suffering of Libyan citizens as a result of the impact on their livelihoods of the political conflict that has been going on in the country for more than two years. Production levels in the State of Libya, which is a member of the Organization of Petroleum Exporting Countries (OPEC) and has the largest reserves in Africa, are not even adequate for domestic demand.

The crisis does not end there. The country has been forced to use up a significant portion of the Central Bank's reserves in order to increase foreign fuel imports just to keep vital State facilities running. At the same time, the suspension of exports has led to an acute drain of Libyan assets that has had a negative impact on the value of the Libyan dinar and on citizens' quality of life.

It has become more urgent than ever to stop the bleeding, move beyond the painful past, face up to the many challenges, and overcome obstacles on the basis of a thorough understanding of the crisis, keeping in mind the country's best interests and the importance of using oil revenues to achieve genuine and balanced development across all regions of Libya without exception.

That being said, it goes without saying that the agreement should give priority to Benghazi. That city will be the lynchpin of the agreement, both because of the extent of the destruction there and because it has the potential to be an attractive environment. However, that can only happen if we build a strong economy by working together in the oil sector to revive production quickly and restore oil exports to normal levels.

In that spirit, and especially at this important juncture, as the State of Libya faces the most acute crisis in its modern history, these meetings are a test of our resolve and capacity to be on the right side of history. We, the decision-makers in the oil sector, have made a strategic choice to begin integrating and consolidating the National Oil Corporation in the country's best interests. Such a choice requires a deep appreciation for the nature of the crisis. At previous meetings, we discussed the ramifications for the country's present and future of the very real challenges faced by the oil sector. First and foremost, the participants engaged in a conscientious discussion of all pending issues, and laid out solutions for managing and overcoming them, with a view to initiating implementation as soon as the Presidency Council adopts the general framework agreement.

The attendees stressed that, mindful of the regulations in force in the State of Libya and the spirit and letter of the law, the agreement should incorporate, inter alia, the following points that came up during the meeting:

I. Chapter 1

The participants at the meeting agreed that Chapter 1 should address expenditures and salaries during the crisis in accordance with procedures followed by the oil sector in decades past.

II. Chapters 2 and 3

Mustafa Abdullah San'ullah stressed that Chapter 2, which covers current expenditures for operations, maintenance and production operations, and Chapter 3, which covers new projects and investments, should be consistent with guidelines, rules and regulations in force in the oil sector, with the law, and with properly documented data in the Corporation's books.

Naji Husayn al-Maghribi stressed that no new commitments should be undertaken in that regard, with a view to avoiding duplication and protecting the sector from fragmentation.

III. The participants discussed the following in some detail:

The participants appreciated the importance of supporting operating companies with adequate operating budgets to ensure uninterrupted production, and of maintaining exports to ensure the uninterrupted flow of hard currency revenues into the State of Libya.

Summary

In the light of the preceding, the participants agreed that sound legal principles should be adhered to rigorously, out of their conviction that such strict adherence would advance the interests of the homeland and its citizens.

In keeping with our awareness of the uniqueness of this stage, we agreed to hold a meeting within the next few days, with everyone involved undertaking to do their part to mitigate the risks to the oil sector, in particular, and also to the country's vital facilities. The goal will be the following:

Making clear to all the national forces in the State of Libya the dimensions and implications of the suspension of exports from the port of Hariqah, including the negative impact on the State's hard currency revenues; the importance of ensuring that all Libyans benefit from oil revenues; and the implications of the disruption of the regular operation of vital State facilities, including, inter alia, the following:

- Regular operation of electricity plants;
- Regular operation of water purification plants;
- Regular operation of strategic factories;
- Regular operation of hospitals and laboratories;
- Regular distribution of petrol for cars and trucks.

Annex 53 Western NOC efforts to prevent deals

Letter from the western NOC to the International Association of Independent Tanker Owners (INTERTANKO), warning them of the attempts of the eastern NOC:

Date: 3/2/2016

Ref: 59

To: KATHARINA STANZEL -Managing Director Intertanko

STATEMENT TO SHIPPING MARKETS BY THE NATIONAL OIL CORPORATION OF LIBYA

Dear Ms. Stanzel,

The National Oil Corporation of Libya wishes to notify ship-owners that it is aware of attempts by unauthorized individuals to sell Libyan oil. On the basis of contracts signed with these individuals, several companies are looking for vessels to lift oil from Marsa el-Hariga port in eastern Libya in the first half of February.

The companies include:

DSA Consultancy FZC, of Sharjah

Netoil (with offices in Dubai and registered in Panama, variously known as Netoil Inc, Net Oil Enterprises Inc, Netoil Singapore)

Loyd Capital Partners, of Delaware, aka Loyd Capital Limited

Shipping market participants are advised that these contracts and the individuals who signed them have no legal standing. The Libyan individuals involved are the same group behind the theft of oil from Libya in March 2014. In this incident, the tanker on which the oil was stolen, the "Morning Glory", was boarded by US forces off Cyprus and turned over to NOC in Tripoli because of concerns that the sale proceeds would be used to finance terrorist groups.

The United Nations has made very clear in a series of resolutions and statements, including most recently UN Security Council Resolution 2259, that it strongly opposes activities which could damage the integrity and unity of the NOC. UNSCR 2213 provides for sanctions against individuals or entities that support criminal networks through the illicit exploitation of crude oil or any other natural resources in Libya.

Source: Confidential



ؤسسة الوطنية للنفط
NATIONAL OIL CORPORAT

signed by the general manager for international marketing, Ahmad Shawki. NOC is recognized as the sole and proper oil contracting authority by the international community and by

mainstream oil companies. Should you be in any doubt as to the status of the entities and individuals with which you are dealing, please contact NOC in Tripoli at the address below, or your own ministry of foreign affairs?

Contact Details:

Ahmed Shawki Mansur

General Manager Marketing

National Oil Corporation

Phone: +218214446834

Email: ashawki@noc.ly

You're sincerely.

Ahmed Shawki Mansur

General Manager Marketing



Cc: Charmian of the Board - National Oil Corporation

Source: Confidential

On 15 March 2016, the western NOC sent the following letter to the owners of the tanker 'Baltic Captain I'. The vessel was heading to Tobruk to load a shipment of crude oil. The owners relented and the ship turned away.



المؤسسة الوطنية للنفط
NATIONAL OIL CORPORATION

Date: 15th March -2016
Ref No: 109

TO: UNITED PRODUCT TANKERS
Att: Managing Director – Germany
Att: General Manager – Cyprus

Dear Sirs,

We hereby inform you that National Oil Corporation of Libya (NOC), with its official headquarter at Bashir Sadawi St. – Tripoli, is the sole owner of title related to all Libyan hydrocarbons and we're entitled to sell all crude oil , petroleum products and petrochemicals in Libya.

We're historically responsible for concluding all contracts and we're proud to be partner with major international companies.

What so called "Endofa ,Netoil, DSA Consultancy FZC, OPI Participation BV, and Loyed Capital Partners" are not our partners nor our customers, and we have no contractual obligation with them whatsoever. we're responsible for our country's assets , thus , we won't deal with shady minor companies.

Your respected entity has been appointed by us and our customers in many occasions, and we want to continue doing so.

Therefore, you're kindly requested to ignore all chartering requests from those companies and/or any newly formed disputed parallel entity .

Yours sincerely

Ahmed Shawki

General Manager of international Marketing Department- NOC



CC: Mustafa Sanallah – Chairman of the Board of Directors.
CC: General Manager of Legal Department

شارع بشير السعداوي _ (ميدان جة العريف) طرابلس / ليبيا - هاتف : 09 - 218 21 334 5700 / 44 - 218 21 333 7141 +

Bashir Sadawi str . P.o Box : 2655 - 5335 Tripoli - Libya Tel : + 218 21 334 5700 - 09 / + 218 21 333 7141 _ 44

Source: Confidential

Annex 54 Reluctance against the Vienna Agreement

Letter by the President of the HoR raising the need to review the contract that the western NOC had signed with Glencore, signed on 9 June 2016:

State Of Libya
Libyan Honorary
Representatives
Office of the President



دولة ليبيا
مجلس النواب الليبي
مكتب الرئيس

Date : 06 . 09 . 2016 م التاريخ

Ref : 049 . 2016 م الإندري

السادة المحترمون :

لجنة العقوبات

التابعة للأمم المتحدة

تحية طيبة وبعد ،،،


يطيب لنا في البداية تحيتكم والاشادة بمجهوداتكم لحماية الامن و السلام العالمي ، ونشدد بهذه المناسبة على التزامنا بالتعاون معكم النابع من ايماننا بأهمية لجننتكم الموقرة واحترامنا لقرارات الشرعية الدولية .

السادة اعضاء اللجنة الموقرة ، ان مجلس النواب الليبي هو سلطة شرعية جاءت بانتخابات نزيهه شهد لها المجتمع الدولي بالإضافة للحكومة المؤقتة المنبثقة عنه وهما الممثل الشرعي الوحيد للشعب الليبي .

وبالنظر للمسئوليات الملقة على عاتقنا تجاه شعبنا ، وبالنظر لاحتياجاته العاجلة من المواد والمستلزمات الاساسية والتزامنا بالوفاء لتلك الاحتياجات ، قمنا بمنح الاذن للحكومة المؤقتة بتصدير النفط عبر قنواتها الرسمية ، وهي المؤسسة الوطنية للنفط ومقرها مدينة بنغازي برئاسة السيد / الناجي المغربي .

وقد قامت الحكومة بدورها وبشكل متكرر بمحاولة التواصل للحصول على الاذن المطلوب ، إلا ان مندوبنا لدى الامم المتحدة السيد / ابراهيم الدباشي ، وللأسف الشديد لم يقم بدوره بإخطار لجننتكم الموقرة بطلباتنا ، بل وقام بتقديم

After the Istanbul agreement was signed on 2 July 2016, the eastern NOC board of directors seems to remain operational at some level, issuing sporadic statements, such as the following, signed on 25 July 2016. It shows some resistance to dissolving:



المؤسسة الوطنية للنفط
NATIONAL OIL CORPORATION

National Oil Corporation
Declaration (No. 10/2016)

The National Oil Corporation acting on behalf of the legitimate and internationally recognized interim Government of the State of Libya formed under the Libyan House of Representatives. Accordingly the National Oil Corporation is seeking the unity of its corporation and to preserve the fortune of the Libyan People according to the Legal procedures, guidelines and the existing legislations as for most the prime minister resolution (No .247/2013) that states the reestablishment of the National Oil Corporation in Benghazi.


The National Oil Corporation confirms that the lift of the *force majeure* on the Oil fields and the Oil ports is the obligation of the National Oil Corporation and will not be executed only under the formed procedures.

The National Oil Corporation denies the activities that is carried out by any institution foreign or domestic by far the visit of Mr. Cobbler to Mr. El Jadran, as they are not legally liable, this conflicts with the guidelines and the existing legislations towards the oil sector.





The National Oil Corporation confirms its responsibility and commitment to the contractual agreements, and this responsibility is only ensured under the rules, regulations and legal legislations that are governed to solve such matters.

The National Oil Corporation determinedly seeks the institutions associated recommence exporting of the crude oil, increasing the productivity and lifting the *force majeure* that will guarantee the Libyan human rights, and the welfare of the country.

The Board of Directors of NOC



COPY FOR:
CHAIRMAN OF THE NOC
VICE CHAIRMAN OF THE NOC
ARCHIVE
EJHADQAD

 (00218)614782560 - (00218)614782561
  بنغازي - البرصة
  info@libya-noc.org
 <https://m.facebook.com/NOCLIBYA/>

Source: Confidential

Annex 55 Repeal of the Vienna Agreement



المؤسسة الوطنية للنفط
NATIONAL OIL CORPORATION

بيان رقم (4) لسنة 2017م
بشأن حل اتفاق توحيد المؤسسة الوطنية للنفط

بناء على اجتماع مجلس إدارة المؤسسة الوطنية للنفط بنغازي يوم الخميس الموافق 2017/2/23م لمناقشته أسباب عدم تفعيل بنود الاتفاق المبرم بشأن توحيد المؤسسة الوطنية للنفط .

و بناء على جلسة مجلس النواب للاستماع إلى الدكتور : ناجي حسين المغربي رئيس المؤسسة الوطنية للنفط لتوضيح أعمال المؤسسة وأنشطتها.

و بناء على غياب السيد: مصطفى صنع الله عن جلسة مجلس النواب بشأن تفعيل بنود الاتفاق المبرم بشأن توحيد المؤسسة الوطنية للنفط. وأهم هذه البنود تنفيذ قرار مجلس الوزراء رقم (247) لسنة 2013م بشأن عودة المؤسسة الوطنية للنفط إلى مقرها الرئيسي في بنغازي.

فإن المؤسسة الوطنية للنفط التابعة للحكومة الليبية المؤقتة المنبثقة عن مجلس النواب تعلن عن عدم التزامها ببنود الاتفاق المبرم في 2016/7/3م بشأن توحيد المؤسسة الوطنية للنفط ؛ لعدم التزام السيد : مصطفى صنع الله بالاتفاق ، واستيفاء بنوده؛ فضلا عن عدم تنفيذ قرار مجلس الوزراء رقم (247) لسنة 2013م بشأن عودة المؤسسة الوطنية للنفط إلى مقرها الرئيسي في بنغازي.


 الدكتور ناجي حسين المغربي
 رئيس مجلس إدارة المؤسسة الوطنية للنفط

صدر في بنغازي يوم الاثنين الموافق 2017/3/13

بنغازي - البرصة (00218)614782560 - (00218)614782561
 info@libya-noc.org https://m.facebook.com/NOCL.LIBYA/

Source: Social media

Annex 56 Eastern vs. western banknotes

1. This Annex contains a simplified summary of a comparative analysis provided by a banknote printing specialist of samples collected by the Panel. The analysis shows that significant efforts were made to make a copy of the LYD 20 banknote that stays as true as possible to the original note. However, some printer specific features were changed.
2. The CBL in Tripoli has refused to distribute the eastern sourced cash. It reported to the Panel that the new notes were not safe enough because 40% of the security features were sacrificed. This appears to be only partially true. Whereas the original LYD 20 note is assessed by experts to be indeed superior in terms of security features, as reflected in the analysis below, the difference is not great. The cash ordered by the eastern CBL is in fact considered to have good counterfeit resistance as well.
3. It would therefore appear that the CBL in Tripoli's decision to block the distribution of the alternative cash is motivated by other reasons. On the one hand, the distribution of different banknotes is generally considered to be undesirable. On the other hand, the CBL in Tripoli has systematically refused to make any concessions to its eastern rival.

Specialist comparison and analysis

4. The analysis below focuses on the differences between the banknotes. Security features that are very similar, such as the watermarks, are not discussed.



Photograph 1: Front view of banknotes –alternative banknote (top) and original banknote (bottom)

5. Both banknotes are very similar in appearance. The quality of the ‘paper’ (ia cotton-based substrate) is also the same. The printing of both notes is generally of a very high quality and includes intaglio printed features.

6. However, the level 1 and level 2 security features are clearly different:

- The original note has a more secure demetallised holographic stripe (removal of part of diffractive foil on both edges of the stripe).
- The original note uses expanding numbering, whereas the new note does not.
- Around the crescent symbol, the original note uses De La Rue’s SPARK technology, a high security, overt (public) verification feature using magnetic colour shift ink. In the same area

the new note features a latent image that can only be viewed in bright light at an acute angle. This is probably the most significant difference between the two notes.



Photograph 2: front side, oblique angle - alternative banknote (top) and original banknote (bottom)

- On the reverse side, the thread in the original note is a colour shift thread, while the thread on the alternative note is Goznak's Mobile thread in which the alternate '20' numerals, move from right to left and left to right when the note is tilted. Both threads offer good security but the thread in the original note does not have the uniqueness of the new one.



Photo 4: Reverse side of notes showing threads - alternative (top) and original (bottom)

- Under UV light a few differences show. The new note shows an additional orange fluorescent feature whereas on the original note the red UV fibres shine more brightly. However, overall, the UV features offer similar security on the two notes.

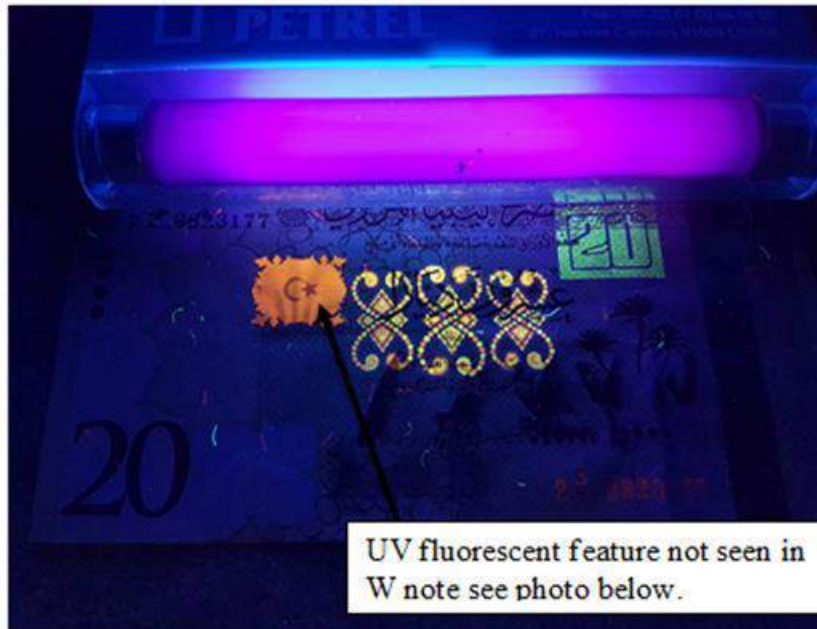


Photo 5: UV features on front of alternative banknote

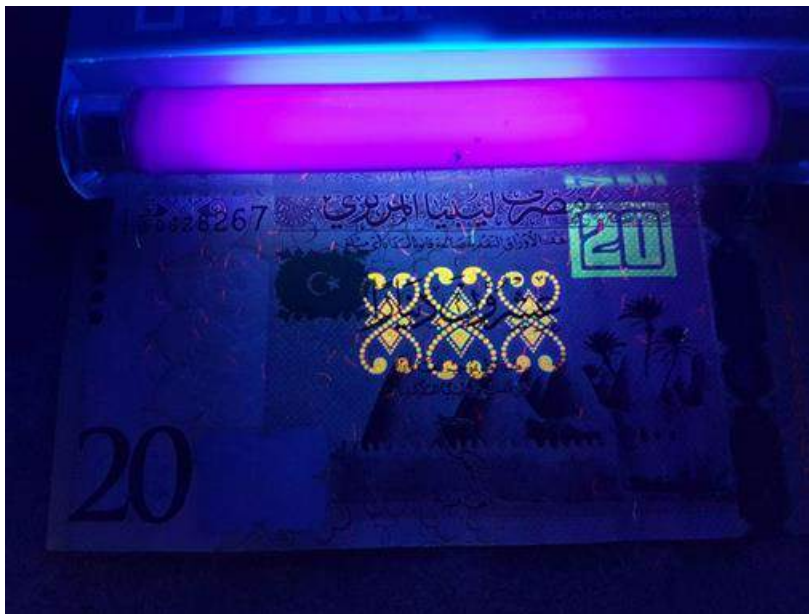
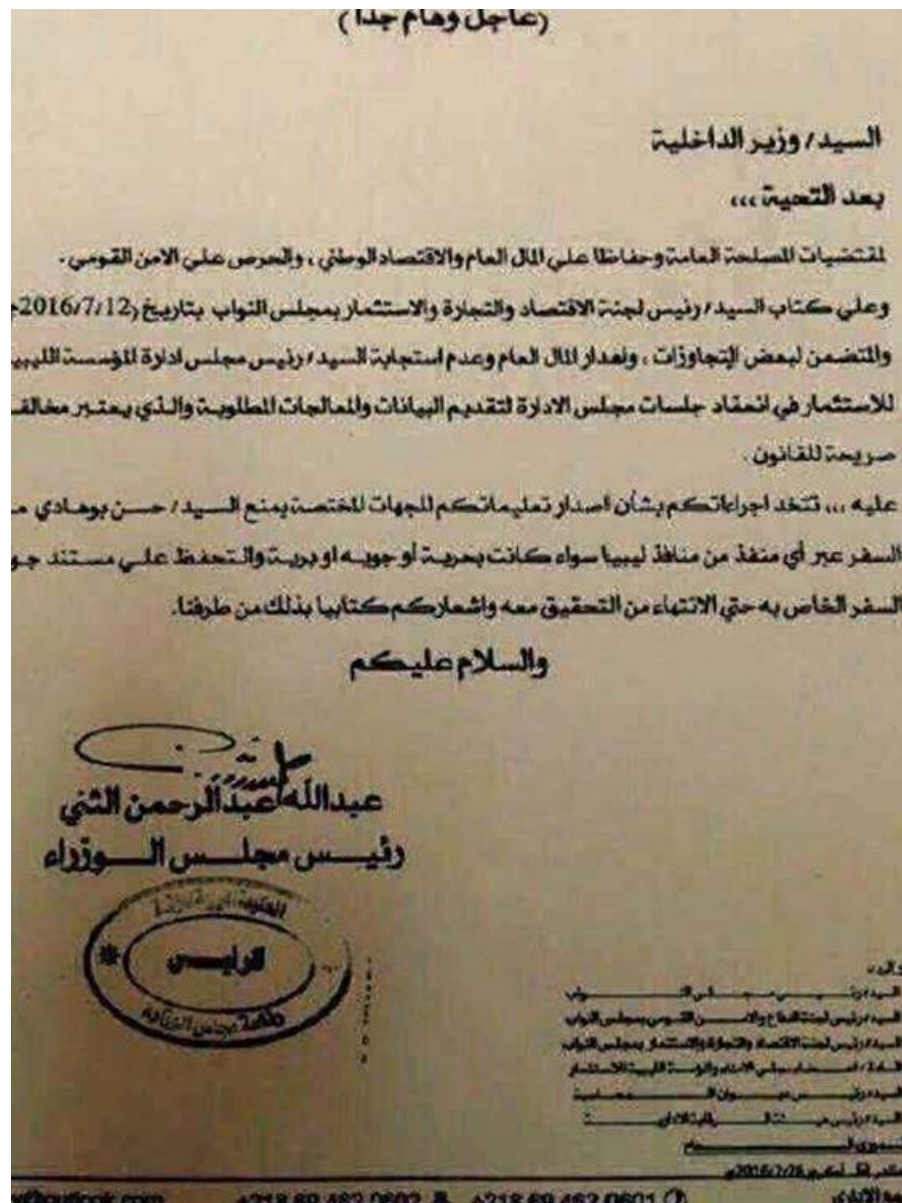


Photo 6: Covert features on front of original banknote

- An infrared analysis of both notes did not immediately reveal significant differences.
- The level 3 security features were not tested. The method of authentication for these features is usually exclusive to Central Banks.

Annex 57 Letter from Abdallah al-Thinni to his 'Minister of Interior'

Al-Thinni asks to restrict the movements of Hassan Bouhadi and seize his passport.



Source: LIA, Malta office

Annex 58 Letter by al-Qatrani

The letter states that the current board of trustees, composed of ministers from the al-Thinni government, appointed after the signing of the LPA, is the only legitimate authority to supervise the LIA while GNA approval by the HoR is awaited.

The Presidential Council of The Government of National Accord

المجلس الرئاسي
لحكومة الوفاق الوطني

التاريخ: 4 / 7 / 2016

الرقم الإشاري: ن.ر.م.أ. 22.0/6

ثالثاً: إن انعقاد اجتماعات مجالس الأمناء والجمعيات العمومية هي استحقاقات قانونية يترتب علي تعطيل انعقادها في مواعيدهما المحددة عواقب قانونية ومالية خصوصاً تلك الشركات والجهات المسجلة والعاملة بالخارج، وبالتالي لا يجوز ولأسباب لا نعتقد أنه من المناسب الآن الخوض فيها أن يتم تعطيل انعقاد اجتماعات مجالس الأمناء والجمعيات.

رابعاً: نطالبكم بضرورة الالتزام الكامل بقرارات ومطالبات مجالس إدارة المؤسسة الليبية للاستثمار والاستجابة لما يحدث عليه مجلس الأمناء لكم وللمجلس الادارة بضرورة عقد اجتماع لمجلس الادارة لتناول ومعالجة مواضيع وقضايا هامة وعاجلة محددة تم إحالتها لكم وفي الختام إن محاولات تعطيل دور واختصاصات مجلس الأمناء ومجلس إدارة المؤسسة الليبية للاستثمار وما لذلك من تبعات مالية وقانونية يعد جريمة يعاقب عليها القانون وعليه فإننا نندعو مجلسي أمناء وإدارة المؤسسة الليبية للاستثمار الي ممارسة مهامهم المسندة إليهم قانوناً واتخاذ ما يلزم من اجراءات للحفاظ علي المؤسسة والجهات التابعة لها وصد المحاولات التي تستهدف نهب استثمارات وأموال المؤسسة وعدم الاعتماد بأية مكاتبات او اجراءات من جهات غير ذات اختصاص وعدم المراهنة علي خيارات خاسرة ومصالح شخصية تعارض مع المصالح الوطنية والقسم والاخلاق المهنية.

لأهمية يطلب التقيد والتنفيذ والالتزام بما جاء في كتابنا هذا.

والسلام عليكم

علي القطراني

نائب رئيس المجلس الرئاسي

ورئيس لجنة الاقتصاد والتجارة والاستثمار بمجلس النواب

صورة إلى

- رئيس مجلس أمناء المؤسسة الليبية للاستثمار

- الدوري العام للحفاظ + الصادر

101

Source: LIA, Malta office

Annex 59 PC letter to LPTIC subsidiaries concerning position of CEO

The Presidency Council Of The Government Of National Accord

المجلس الرئاسي
لحكومة الوفاق الوطني

الموضوع:

اشاري: 3/834

التاريخ: 3-13-2019م

السيد / رؤساء مجالس الادارات للشركات التابعة للشركة الليبية
للبريد والاتصالات وتقنية المعلومات القابضة

تحية طيبة وبعد،،،

حرصا على استقرار المؤسسات العامة بما يمكنها من القيام بمهامها خدمة
للمصلحة العامة، ونظرا لأهمية الشركة الليبية للبريد والاتصالات وتقنية المعلومات
القابضة.

عليه،،، يقتصر التعامل باسم الشركة الليبية للبريد والاتصالات وتقنية
المعلومات القابضة مع الممثل القانوني الوحيد للشركة السيد / د. فيصل قرقاب - رئيس
مجلس الادارة وفقا للسجل التجاري، وعدم التعامل مع أية جهة أخرى تقديراً للصالح العام.

والسلام عليكم،،،

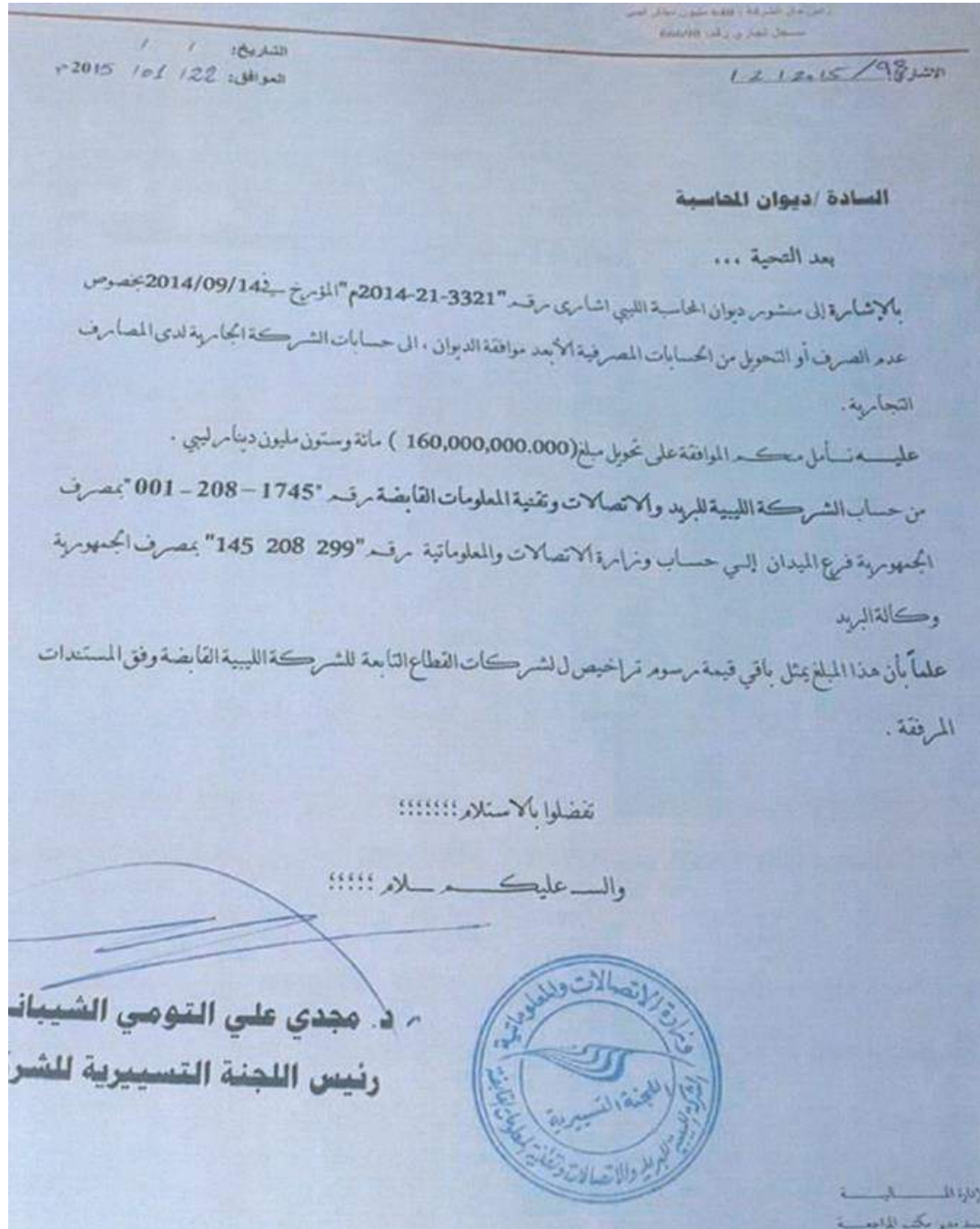
المجلس الرئاسي لحكومة الوفاق الوطني

صورته إلى :-
أعضاء المجلس الرئاسي .
الدوري العام

Source: LPTIC

Annex 60 Documentation indicating that LPTIC company funds were transferred to the Ministry of Telecommunication

One of the documents received appears to be a January 2015 request by al-Fantazi to the Audit Bureau to transfer LYD 160 million from a LPTIC account directly into an account of the Ministry of Telecommunication, thereby bypassing the Ministry of Finance.



Source: LPTIC

Another document from September 2016 shows that the Almadar Aljadeded company, a mobile phone operator and subsidiary of LPTIC, was requested by LPTIC to pay USD 70 million directly into the account of the Ministry of Telecommunication for the use of electromagnetic spectrum.

رقم الاشارة 1.1.3.2.2.16/1.0.6
 التاريخ: 1 / 1 / 2016
 الموافق: 12 / 09 / 2016

السيد / مدير الإدارة المالية

بعد التحية

بالإشارة الى العقود المبرمة بين شركة المدامر الجديد وبين الهيئة العامة للاتصالات بخصوص مرسوم تراخيص استخدام الفضاء وبالإشارة الى المبلغ الذي تم تحويله من شركة المدامر لصالح الشركة القابضة مقابل تراخيص الفضاء عن الجيل الثاني لسنة 2015م والبالغ "70,000,000.000 د.ل" فقط سبعون مليون دينار لا غير .

عليه .. يطلب منكم اتخاذ اجراءات تحويل القيمة لصالح الهيئة العامة للاتصالات " حساب الايراد العام رقمه "145208299" بمصرف الجمهورية وكالة البريد .

تفضلوا بالاستلام
 والسلام عليكم

أ. عادل رجب مركاتوس
 رئيس مجلس الإدارة بالشركة

صورة السيد
 السيد مدير مكتب المراجعة المتكامل
 المهندس الدكتور المهندس
 محمد عادل كمال ونداء



Source: LPTIC

Annex 61 Armed group interference at the LAIP

1. In November and December 2014, the ‘Desert brigade’ from Misrata, led by Wesam Shagloof, reportedly assisted a rival Chairman of the LAIP, Abd al-Rahman Ayad, and his CEO Mohsen Derregia, to take control of the LAIP office in Tripoli. They were subsequently rewarded with contracts and salaries.

Picture showing Shagloof in a Desert brigade vehicle



Source: Social media

Request by the Third force to LAIP subsidiary (Oilibya) to provide armed group members, including Shagloof, with keys, subsistence and salaries for securing their offices.

الموضوع: شركة ليبيا للنفط

التاريخ: 1 / 1 / 14

الموافق: 2014/12/29

إشاري: 751 / 167

الجيش الليبي
رئاسة الأركان العامة
قوات درع ليبيا
القوة الثالثة

النصر أو الإستشهاد

إلى / مدير شركة ليبيا للنفط

بناء على التكليف الصادر من رئيس الأركان العامة إلى القوة الثالثة رقم (ر.أ.ع. 1462/59) والخاص بتأمين الجنوب الليبي بالتعاون والتنسيق مع أمر المنطقة العسكرية سبها .

وبالإشادة على التكليف الصادر من القائد الأعلى للجيش الليبي المشار إليه بالرقم (308/167) بتاريخ 2014/11/6 م والخاص بتأمين حقل الشراة النفطي وباقي الحقول المجاورة بمنطقة أوباري والتنسيق مع المجلس الأعلى لثوار أوباري .




عليه فقد تم تكليف عدد (36) فرد بالحراسة والتأمين بالشركة ابتداء من 2014/12/1 والكشف يبدأ من السيد /وسام احمد شقلوف وينتهي بالسيد/ سالم مفتاح القنيدي على أن يتم التنسيق مع اللجنة المكلفة بخصوص الإعاشة والتجهيز وكل ما يخص إجراءات التأمين والحراسة

وفق الله الجميع لما فيه خير الوطن والمواطن
والسلام عليكم ورحمة الله وبركاته

مقدم /
جمال علي صالح التريكي
أمر القوة الثالثة لقوات درع ليبيا

لا مانع من تكليف السيد /وسام احمد شقلوف
بمهمة تأمين حقل الشراة النفطي
بمناطق أوباري بالتنسيق
مع المجلس الأعلى لثوار أوباري
12/30
2014

صورة منه :
القوة الثالثة لدرع ليبيا
خالد

الموضوع: مركز اعداد الجيوش
التاريخ: 1 / 1 / 14 هـ
الموافق: 20 / 12 / 2014 م
إشاري: 167 / 751



الجيش الليبي
رئاسة الأركان العامة
قوات درع ليبيا
القوة الثالثة

الصراف والإستعداد

ملاحظات	الاسم	ر.ب.
	وسام أحمد شقوف	1
	محمد ابراهيم الحشاش	2
	شقوف عبدالله شقوف	3
	ابراهيم محمد قرقوم	4
	بشير حسين البوسيفي	5
	حافظ احمد شقوف	6
	محمد سالم غربية	7
	عبدالله ابراهيم شقوف	8
	محمد عبدالله شقوف	9
	محمد كمال السنوسي	10
	حسين محمد قرقوم	11
	محمد عبدالحكيم الفلاني	12
	عبدالفتاح عبدالله شقوف	13
	شقوف احمد شقوف	14
	عبد الحميد عبدالله مراد	15
	محمد عبدالله شقوف	16
	شقوف محمد شقوف	17
	خالد عبدالله مسعود	18
	مختار علي الجهيمي	19
	يوسف عبدالقادر الجهيمي	20
	أسامة ميلاد الشيباني	21
	عبدالزوف ابراهيم الحشاش	22
	عبدالمالك عبدالحكيم فلاح	23
	ابراهيم محمد الحشاش	24
	محمد بشير امروص	25
	محمد ابراهيم شقوف	26
	محمد عبدالله صفار	27
	بلقاسم عمر احمد البركي	28
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	وليد عمران علي	35
	سالم مفتاح القنيدى	36



Source: confidential

2. In 2016, it was reported that Ayad tried to appoint Libyan political dialogue member Muhammad Ibrahim al-Darrat as CEO of LAIP. He relied on support by armed group leader Abd al-Gadir Rweyati aka 'Asfoor' from the Bab al Aziziya/Hay Andalus area, who would later 'host' the Steering Committee of the LIA under Ali Mahmoud.

3. In 2017, Ayad appointed himself as CEO of LAIP. Several sources reported that Ayad, who is originally from the Suq al-Juma area, is well-connected to the SDF, the armed group to date in control of Tripoli tower. He reportedly employed several SDF members at the LAIP.

4. Around the same time, the PC-appointed Steering Committee of the LIA appointed a new board for the LAIP, which allegedly included individuals affiliated to Rweyati and the Nawasi armed group. That decision was later revoked and Rweyati withdrew from the area.

Appointment of associate Rweyati on LIA board and cancellation thereof

Libyan Investment Authority  المؤسسة الليبية للاستثمار

قرار لجنة الإدارة المؤقتة للمؤسسة الليبية للاستثمار رقم (3) لسنة 2017م
بشأن إعادة تشكيل مجلس إدارة محافظة ليبيا أفريقيا للاستثمار

لجنة الإدارة

- بعد الاطلاع على الإعلان الدستوري الصادر بتاريخ 3 أغسطس 2011م. وتعديلاته.
- وعلى الاتفاق السياسي الذي الموقع بتاريخ 17 ديسمبر 2015م.
- وعلى القانون رقم (13) لسنة 2010م بشأن التنظيم الإداري للمؤسسة الليبية للاستثمار.
- وعلى القانون رقم (12) لسنة 2010م بشأن علاقات العمل ولوائحته التنفيذية.
- وعلى قرار اللجنة الشعبية العامة سابقاً رقم (197)م، باعتماد النظام الأساسي لمحافظة ليبيا أفريقيا للاستثمار.
- وعلى قرار المجلس الرئاسي لحكومة الوفاق الوطني رقم (29) لسنة 2017. بشأن تشكيل لجنة إدارة مؤقتة وتكليف مهام.
- وعلى قرار مجلس إدارة المؤسسة الليبية للاستثمار رقم (08) لسنة 2014م. بإعادة تشكيل اللجنة التسييرية لمحافظة ليبيا أفريقيا للاستثمار.
- وعلى قرار مجلس إدارة المؤسسة الليبية للاستثمار رقم (2) لسنة 2015م. بشأن تشكيل مجلس إدارة محافظة ليبيا أفريقيا للاستثمار.
- وعلى كتاب رئيس اللجنة التسييرية للمؤسسة رقم (م/ 28) لسنة 2016م الموجه إلى رئيس المجلس الرئاسي لحكومة الوفاق الوطني.
- وعلى ما خلصت إليه لجنة الإدارة المؤقتة للمؤسسة الليبية للاستثمار في اجتماعها الأول لسنة 2017م المنعقد بتاريخ 21 يناير 2017م.

قـرـر

مادة (1)

يعاد تشكيل مجلس إدارة محافظة ليبيا أفريقيا للاستثمار على النحو التالي :

1. السيد / إيهـمـد إبراهيم إيهـمـد جـورـة	رئيساً للمجلس
2. السيد / عيسى المهدي خير فله السنوسي	عضواً / المدير العام
3. السيد / د. أحمد بالقاسم التواتي	عضواً
4. السيد / د. حسين عبد الحميد حمد عبد ربه	عضواً
5. السيد / د. عبد المنصف محمود صالح	عضواً
6. السيد / إبراهيم سالم تاكنه	عضواً
7. السيد / خليفة عبد الله الشيباني	عضواً

مادة (2)

يعمل بهذا القرار من تاريخ صدوره، وعلى كل حكم يخالف أحكامه. وعلى الجهات المعنية تنفيذه حسب الاختصاص.


لجنة الإدارة المؤقتة للمؤسسة الليبية للاستثمار



صدر بتاريخ : 09 / 03 / 2017م

برج طرابلس - Tripoli Tower - Floor 10
+218 21 336 2089 / 336 2213 - 14 ☎ +218 21 336 2212 - 336 2215 / 336 2085 - 8 ☎
موقع إلكتروني : www.lia.ly ☎ 93099 طرابلس - ليبيا

Libyan Investment Authority  المؤسسة الليبية للاستثمار

قرار لجنة الإدارة المؤقتة للمؤسسة الليبية للاستثمار رقم (4) لسنة 2017م
بشأن سحب قرار رقم (3) لسنة 2017م

لجنة الإدارة

- بعد الإطلاع على الإعلان الدستوري الصادر بتاريخ 3 أغسطس 2011م و«الوثيقة»
- وحتى الإتفاق السياسي الليبي الموقع بتاريخ 17 ديسمبر 2015م
- وحتى القانون رقم (13) لسنة 2010م بشأن التنظيم الإداري للمؤسسة الليبية للاستثمار .
- وحتى القانون رقم (12) لسنة 2010م بشأن علاقات العمل و لائحته التنفيذية .
- وحتى قرار اللجنة التنفيذية العامة سابقاً رقم (197)م ، بإعادة التنظيم الأساسي لمنطقة ليبيا أفريقيا للاستثمار .
- وحتى قرار المجلس الرئاسي لحكومة الوفاق الوطني رقم (29) لسنة 2017م، بشأن تشكيل لجنة إدارة صيانة وتكليف بسماني .
- وحتى قرار مجلس إدارة المؤسسة الليبية للاستثمار رقم (08) لسنة 2014م بإعادة تشكيل اللجنة التنفيذية لمنطقة ليبيا أفريقيا للاستثمار .
- وحتى قرار مجلس إدارة المؤسسة الليبية للاستثمار رقم (2) لسنة 2015م ، بشأن تشكيل مجلس إدارة منطقة ليبيا أفريقيا للاستثمار .
- وحتى كتاب رئيس اللجنة التنفيذية للمؤسسة رقم (28/م) لسنة 2016م الموجه إلى رئيس المجلس الرئاسي لحكومة الوفاق الوطني .
- وحتى ما تضمنت إليه لجنة الإدارة مؤقتة للمؤسسة الليبية للاستثمار في اجتماعها الثاني لسنة 2017م المنعقد بتاريخ 16 مارس 2017م .

السرد

مسألة (1)

سحب قرار لجنة الإدارة المؤقتة للمؤسسة الليبية للاستثمار رقم (3) لسنة 2017م بشأن إعادة تشكيل مجلس إدارة منطقة ليبيا أفريقيا للاستثمار .

مسألة (2)

مخاطبة المجلس الرئاسي لحكومة الوفاق بالاسماح للجنة إدارة المؤسسة بممارسة صلاحياته المقررة بموجب المادة (11) من القانون رقم (13) لسنة 2010م بشأن التنظيم الإداري للمؤسسة الليبية للاستثمار .

مسألة (3)

يعمل بهذا القرار من تاريخ صدوره ، وبغلي كل حكم يتلحق بأحكامه . وعلى الجهات المعنية بالتقيد حسب الإختصاص .


لجنة الإدارة المؤقتة للمؤسسة الليبية للاستثمار



صدر بتاريخ : 16 / 03 / 2017م

برج طرابلس - الدور 22 - Tripoli Tower - Floor 22
☎ +218 21 336 2212 - 336 2215 / 336 2085 - 8
☎ +21821 336 2089 / 336 2213 - 14

Source: Confidential

5. The Panel also received an allegation that Kashadah has been trying to increase his control over a LAIP subsidiary through another armed group.

Annex 62 PC letter to high-ranking civil servants on the management of the LIA




Source: LIA

Annex 63 Impounded vessels




A. Captain Khayyam

1. The vessel was impounded on 13 February 2016 by the Libyan coast guard and taken to Tripoli. One million litres of fuel were loaded on board. Details of the vessel are:

IMO number :	8927814	
Name of ship :	CAPTAIN KHAYYAM	(since 01/07/2014)
Call Sign :	9LU2023	
MMSI :	667001220	
Gross tonnage :	893	(during 2000)
DWT :	599	
Type of ship :	Bunkering Tanker	(during 1975)
Year of build :	1975	
Flag :	Sierra leone 	(since 01/07/2014)
Status of ship :	In Service/Commission	(during 09/2014)
Last update :	16/12/2015	

Source: Equasis

Details regarding the ownership of the ship:

IMO number	Role	Name of company	Address	Date of effect	Details
5471610	Ship manager/Commercial manager	REGARD SHIPPING SA	Majuro MH Marshall Islands.	during 07/2014	
5471623	Beneficial Owner	SAYGI DENIZCILIK VE ELEKTRIK	Tersanefer Bolgesi, Gemdok Sanayi Sitesi, G-50 Sokak 11, Aydintepe Mah, Tuzla, Istanbul, Turkey.	during 07/2014	
5471610	Registered owner	REGARD SHIPPING SA	Majuro MH Marshall Islands.	during 07/2014	
9991001	ISM Manager	UNKNOWN		since 01/11/1997	

Source: Equasis

2. The owner, Saygi Denizcilik Ve Elektrik, constructs and mounts electric and electronic equipment on board vessels. The company admitted that the vessel had been transporting marine gasoil but the company stated that it was backed by a bill of lading and a cargo manifest issued by a legitimate company (although none of those documents were shared with the Panel). The following is an excerpt of the e-mail received from the owner:

“It is correct that our vessel was in that area Libya territorial waters and as you know, our vessel all time cooperated by giving you all the information necessary, even helping you giving assistance in rescuing people from sea. All our cargo that we transport (Marine Gasoil 0.1 mx sulphur) is backed by a bill of lading and manifest that is from a legitimate company.”

3. The company condemned the action taken by the Libyan coast guard because the vessel had been in international waters at the time of the impounding. It also condemned the way the impounding had taken place because, according to the company, it had been violent and had prevented the crew from reporting to the owners.

4. The crew was made up of citizens from Ukraine (5), Azerbaijan (3) and Turkey (1).
5. According to the NOC, an analysis of the fuel showed that it had been refined outside of Libya (imported fuel).
6. According to AIS data, the vessel approached Zwara on the following dates since December 2015: 13 December 2015, 1 January, 12 January and 12 February 2016. In addition, the Panel has seen a document found on board which stated the following loadings:

DATE	AMOUNT
31/10/2015	1.631.499 l.
12/02/2016	1.661.499 l.

B. San Gwann

7. The vessel was impounded on 10 May 2016 by the Libyan coast guard at 4.3 nautical miles from Abu Kamash. It was seized with 85,000 litres of fuel. The vessel was taken to Tripoli. Details of the vessel are:

IMO number :	8987515	
Name of ship :	SAN GWANN	(since 01/04/2015)
Call Sign :	5VDJE	
MMSI :	671600000	
Gross tonnage :	282	(before 2004)
DWT :	340	
Type of ship :	Bunkering Tanker	(during 1963)
Year of build :	1963	
Flag :	Togo 	(since 01/04/2015)
Status of ship :	In Service/Commission	(during 1963)
Last update :	12/01/2016	

Source: Equasis

8. The vessel turned off its AIS tracking on 5 May 2016. Since the beginning of 2015, one approach to Zwara was detected on 30 March 2016, heading to Malta where it appeared again on 1 May 2016.



Source: IHS Seaweb

9. The owners remain unknown, according to databases. The crew was made up of citizens from Syria (1) and Egypt (2).

IMO number	Role	Name of company	Address	Date of effect	Details
9991942	Ship manager/Commercial manager	RPTD SOLD UNDISCLOSED INTEREST	Unknown.	during 04/2015	
9991942	Registered owner	RPTD SOLD UNDISCLOSED INTEREST	Unknown.	during 04/2015	
9991001	Beneficial Owner	UNKNOWN		since 16/03/2005	
9991001	ISM Manager	UNKNOWN		since 01/11/1997	

Source: Equasis

C. Temeteron

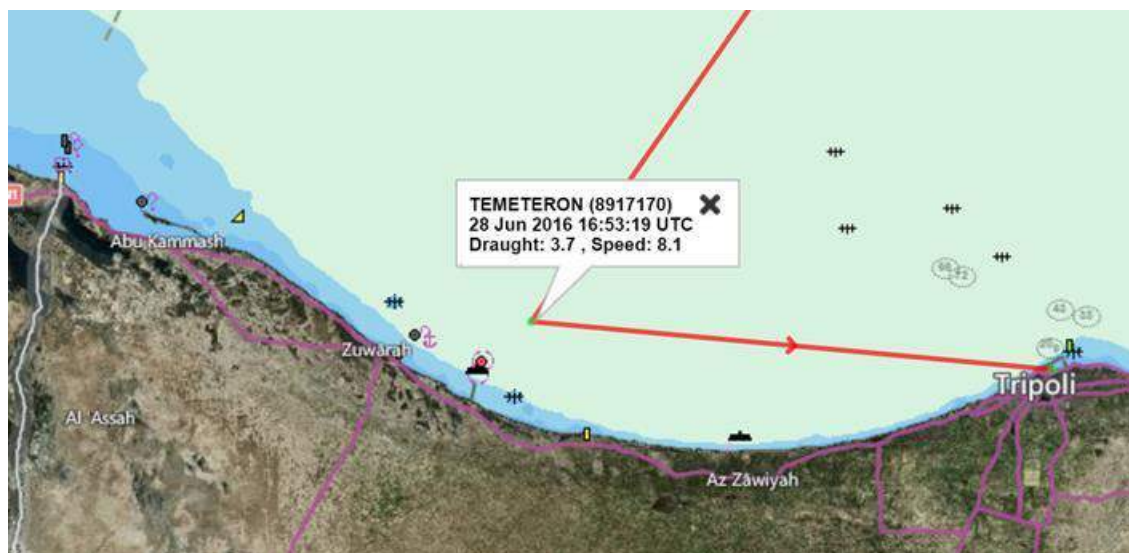
10. The vessel was impounded on 28 June 2016 by the Libyan coast guard in the vicinity of Zwara. It was taken to Tripoli where it was moored on 29 June 2016. Nine persons were found on board: Three Russians, five Ukrainians and one Greek. It was transporting 5,227 Mts of fuel. The details of the vessel are as follows:

IMO number :	8917170	
Name of ship :	TEMETERON	(since 01/09/2014)
Call Sign :	V3TI7	
MMSI :	312275000	
Gross tonnage :	2544	(since 01/06/2014)
DWT :	4686	
Type of ship :	Chemical/Oil Products Tanker	(during 1991)
Year of build :	1991	
Flag :	Belize	(since 01/09/2014)
Status of ship :	In Service/Commission	(since 06/12/1997)
Last update :	12/01/2016	

Source: Equasis

11. The vessel had been sailing near Malta since February 2016, showing suspicious behaviour due to its erratic AIS signal.

Movement of the Temeteron before and after the impounding



Source: IHS Seaweb

12. The ultimate beneficiary of the loading is hidden behind several other companies with contractual links. The official owners are:

IMO number	Role	Name of company	Address	Date of effect	Details
5813783	Ship manager/Commercial manager	THALASSA SHIPTRADE LTD	14, Oniru Street, Apapa, Lagos, Nigeria.	since 29/09/2014	
5803402	Registered owner	CONTRASTO SHIPPING LTD	Care of Thalassa Shiptrade Ltd , 14, Oniru Street, Apapa, Lagos, Nigeria.	since 29/09/2014	
5667639	ISM Manager	PANOMAR SHIPMANAGEMENT SA	31, Filosofon Street, Kifisia, 145 64 Athens, Greece.	since 29/09/2014	
9991001	Beneficial Owner	UNKNOWN		during 09/2012	

Source: equasis

13. According to the information provided by Panomar Ship Management, the Nigerian company, Thalassa Ship Trade Ltd., had subcontracted the vessel to a charterer. Panomar never disclosed the name of the charterer.

14. However, a Greek inspection³⁵ prior to the vessel being impounded in Libya, showed that the beneficial owner of the vessel was the company Petro Plus Limited, registered in Malta. This company was already mentioned in a previous report by the Panel (see S/2016/209, paragraphs 6-13 of Annex 44).

³⁵ It took place in Thessaloniki (Greece) on 1 April 2016.

Port state control info	
PSC Organisation	Paris MoU
Authority	Greece
Port of inspection	Thessaloniki
Type of inspection	Expanded inspection
Date of report	01/04/2016
Detention	No
Number of deficiencies	9

Charterers		
Charterer	Type of charterer	Address
PETROPLUS Ltd	Voyage charterer	Valley Road Msida Malta Malta

Source: Equasis

15. Petro Plus Limited has been involved on several occasions in fuel smuggling with the following vessels:

MV RUTA	2014
MECHANIK CHEBOTAREV	2015
TEMETERON	2016

16. The 'Ruta' was investigated by the Panel in 2014 due to its involvement in fuel smuggling from Zwara.³⁶ Its links to another impounded vessel in 2015, the 'Mechanik Chebotarev' (IMO 8858697) and to the 'Inzhener Valchuk' (IMO 8711825), also involved in fuel smuggling, were highlighted in the Panel's 2016 report S/2016/209, in Annex 44.

17. The crew of the vessel was released on 2 March 2017,³⁷ while al-Serraj was visiting the Russian Federation.

³⁶ The Libyan focal point reported to the Panel on 6 August 2014 that an oil tanker, the Ruta, (IMO 8711899), sailing under a Ukrainian flag, had been apprehended near Malta for smuggling crude oil from Libya. The vessel had not been carrying crude oil but fuel. Maltese authorities denied that the vessel had been apprehended by them.

³⁷ "Russian and Ukrainian sailors accused of smuggling released in Tripoli", Libya Herald, 3 March 2017, <https://www.libyaherald.com/2017/03/03/russian-and-ukrainian-sailors-accused-of-smuggling-released-in-tripoli>.

Annex 64 Vessels of interest

A. Sukran C

1. Selay Group³⁸ owns the 'Sukran-C' (IMO 9280196):

IMO number :	9280196	
Name of ship :	SUKRAN-C	(since 01/03/2004)
Call Sign :	TCCS7	
MMSI :	271000746	
Gross tonnage :	2798	(during 2003)
DWT :	3900	
Type of ship :	Chemical/Oil Products Tanker	(during 2003)
Year of build :	2004	
Flag :	Turkey 	(during 2003)
Status of ship :	In Service/Commission	(since 30/11/2015)
Last update :	31/05/2016	

Source: Equasis

IMO number	Role	Name of company	Address	Date of effect
5156509	ISM Manager	SELAY ULUSLARARASI DENIZ	Billur Sokak 27, Aydıntepe Mah, Tuzla, 34947 Istanbul, Turkey.	since 07/01/2016
1573892	Beneficial Owner	SELAY DENIZCILIK SANAYI	Billur Sokak 27, Aydıntepe Mah, Tuzla, 34947 Istanbul, Turkey.	since 01/03/2004
1573892	Ship manager/Commercial manager	SELAY DENIZCILIK SANAYI	Billur Sokak 27, Aydıntepe Mah, Tuzla, 34947 Istanbul, Turkey.	since 01/03/2004
5156509	Registered owner	SELAY ULUSLARARASI DENIZ	Billur Sokak 27, Aydıntepe Mah, Tuzla, 34947 Istanbul, Turkey.	since 01/03/2004

Source: Equasis

LRNO	Ship Name	Flag	Formula Dwt	Ship Type	Built	P&I Club	Class	Hull Type	Casualty
9449235	KADRIYE ANA	Belize	2,208	Chemical/Products Tanker	2010-01	American C...	BV	Double Hul...	
Mediterranean, UK - Continent - Baltic, West Africa, East Coast South America									
9489584	REKON	Malta	6,338	Chemical/Products Tanker	2013-06	SKULD - Oslo	BV	Double Hul...	
Mediterranean, Australasia, Gulf - Red Sea - India, Far East, South East Asia									
8870865	SELAY	Turkey	2,372	Products Tanker	1993-04	Standard S...	BV		
Mediterranean									
9280196	SUKRAN-C	Turkey	4,444	Chemical/Products Tanker	2004-03	Standard S...	BV	Double Hul...	Y
Mediterranean, UK - Continent - Baltic									

Source: IHS Seaweb

³⁸ see <http://www.selaydenizcilik.com>.

2. The 'Sukran-C' remained in an undisclosed location during the period between 24 April and 10 May 2016. Between those dates, the vessel approached Zwara to load fuel. The loading took place on 8 May 2016, as indicated in the following document:



Al.Fadeel Company
Services & Commitments Ration



شركة الفضيل
للخدمات والتعهدات التموينية

Date: 08/05/2016
No: FC.225

التاريخ : 2016/05/08
رقم : FC.225

Certificate of Origin
شهادة المنشأ

Al.Fadeel Company declares that the entire quantity of Gasoil 0.1 loaded on **MT SUKRAN C** is the product of Zawiya Oil Refinery Laboratory location : Tank No.320

شركة الفضيل
تعلن ان كمية كاملة من زيت الغاز 0.1 تحميلها على المنتج الزاوية مصفاة النفط مختبر الموقع : 320

Metric Tons	3985.541	طن متري
Litres	4701.377	لتر

Secretary General & Chief Executive





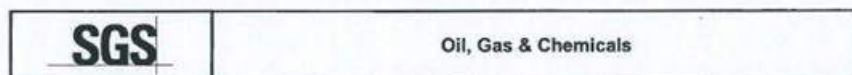
الزاوية – ليبيا نقال : 00218.91.1029999 Mobile (Libya) Zawiya

Source: Confidential

3. The owner of the company Al Fadeel has been mentioned by several sources as the business partner of Rodrick Grech, a Maltese citizen who is related to the company Petro Plus Limited (see S/2016/209, paragraphs 6-13 of Annex 44). Therefore, the charterer of the Sukran C (IMO 9280196)

appears to be Petro Plus. Moreover, Petro Plus is also involved in the impounded vessel Temeteron (IMO 8917170) (see Annex 63).

4. The fuel was analysed on 10 May 2016 in Malta and the results were delivered on 15 May 2016:



CERTIFICATE of QUANTITY

SGS Reference : OGC 0510/16
 Subject : **M/T 'SUKRAN C'**
 Designated Product : Gasoil
 Location : Malta/ Off Port Limits
 Date : 10/05/2016

This is to certify that we have calculated the following parcel loaded on board the above mentioned vessel :

Metric Tons Air : **3,939.284**
 Metric Tons Vac : **3,944.455**
 Cubic Meters at 15°C : **4,701.377**
 US Barrels at 60°F : **29,585.27**
 Long Tons : **3,877.067**
 Cargo Density at 15°C : **0.8390 kg/l**

The above mentioned quantity was ascertained on basis :
 - quantity measured and quantified on board upon arrival (refer to Ullage Report)
 - stated density tested at SGS laboratory on volumetric ship's tanks composite sample.

The present inspection has been carried out to the best of our knowledge and ability, and our responsibility is limited to the exercise of reasonable care.


Jesmar Pace 
 SGS Italia S.p.A. - Malta Branch

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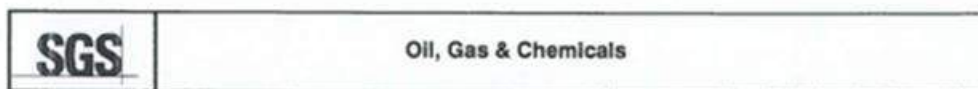
SGS Italia S.p.A. Malta Branch - Andre Escave Industrial Park, Birzebqia BGG 3047 Malta t +356 21660600 f +356 21650650 www.sgs.com

Member of the SGS Group (Società controllate di SGS)

Sede Legale Milano via D. Ghisla, 1/A, Cap. Soc. € 2.900.000 i.v. C.F. n. 04719070967 Reg. Imp. D. Milano 04112860379 P. IVA n. 01210520154

RSA MI n. 146306 Div. Merc. N. 0222913 Società unipersonale soggetta a direzione e coordinamento di SGS SpA con sede in

Source: Confidential



CERTIFICATE of QUALITY

SGS Ref. : OGC 0532/16
 Sample of : Gasoil
 Customer : SMEC Trading S.A.
 Operation : **SUKRAN C**
 Drawn on : 10/05/2016
 Completed on : 15/05/2016
 Test Report : **366/16**

Date: 15/05/2016

Sample Conditions : Contained in glass bottle labelled SGS Italia S.p.A.
 Label Description : **Sukran C volumetric composite sample representing cargo stowed in cargo tanks 1, 2, 3, 4, 5, 6 P/S drawn upon arrival.**

Test	Method	Unit	Result	Specification	
				Min	Max
Density at 15°C	ISO 12185	kg/m3	839.0		
Viscosity at 40°C	ISO 3104	mm2/s	3.017		
Cetane Index (Procedure A)	ISO 4264		54.4		
Sulphur	ISO 8754	% wt	0.061		
Flash point (closed cup) procedure A	ISO 2719	°C	67.0		
Hydrogen Sulphide	IP 570	ppm	Below 0.40 (below detection limits)		
Acid number	ASTM D664	mgKOH/g	0.02		
Oxidation Stability	ISO 12205	g/m3	9		
Carbon Residue on 10% bottoms	ISO 10370	mass %	Below 0.10 (0.01)		
Pour Point	ISO 3016	°C	-18		
Appearance	Visual		Clear & Bright (*)		
Ash	ISO 6245	mass %	Below 0.001		
Lubricity	ISO 12155-1	µm	370		

Remark:

(*) Clear & bright, free from impurities & free water at 20°C

The result reported in () is outside the scope of the test method and cited at the client's request / reference.

With respect to the UOP methods listed in the report above the user is referred to the method and the statement within it that the precision statements were determined using UOP Method 999.


 Author: **SGS Italia S.p.A. - Malta Branch**

The results shown in this test report specifically refer to the sample(s) tested as received unless otherwise stated.
 All tests have been performed using the latest revision of the methods indicated, unless specifically marked otherwise on the report.
 Precision parameters apply in the determination of the above results. Users of the data shown on this report should refer to the latest published revisions of ASTM D3244, IP 367 and ISO 4259 and when utilising the test data to determine conformance with any specification or process requirement.
 This Test Report is issued under the Company's General Conditions of Service (copy available upon request or on the company website at http://www.sgs.com/terms_and_conditions.htm).
 Attention is drawn to the limitations of liability, indemnification and jurisdictional issues defined therein.
 This report shall not be reproduced except in full, without the written approval of the laboratory.

Source: Confidential

B. Selay

1. Selay Group also owns the 'Selay' (IMO 8870865):

IMO number :	8870865	
Name of ship :	SELAY	(during 1993)
Call Sign :	TCBG6	
MMSI :	271002100	
Gross tonnage :	1584	(during 1993)
DWT :	2878	
Type of ship :	Oil Products Tanker	(during 1993)
Year of build :	1993	
Flag :	Turkey 	(during 1993)
Status of ship :	In Service/Commission	(during 1993)
Last update :	02/03/2016	

Source: Equasis

LRNO	Ship Name	Flag	Formula Dwt	Ship Type	Built	P&I Club	Class	Hull Type	Casualty
9449235	KADRIYE ANA	Belize	2,208	Chemical/Products Tanker	2010-01	American C...	BV	Double Hul...	
Mediterranean, UK - Continent - Baltic, West Africa, East Coast South America									
9489584	REKON	Malta	6,338	Chemical/Products Tanker	2013-06	SKULD - Oslo	BV	Double Hul...	
Mediterranean, Australasia, Gulf - Red Sea - India, Far East, South East Asia									
8870865	SELAY	Turkey	2,372	Products Tanker	1993-04	Standard S...	BV		
Mediterranean									
9280196	SUKRAN-C	Turkey	4,444	Chemical/Products Tanker	2004-03	Standard S...	BV	Double Hul...	Y
Mediterranean, UK - Continent - Baltic									

Source: IHS Seaweb

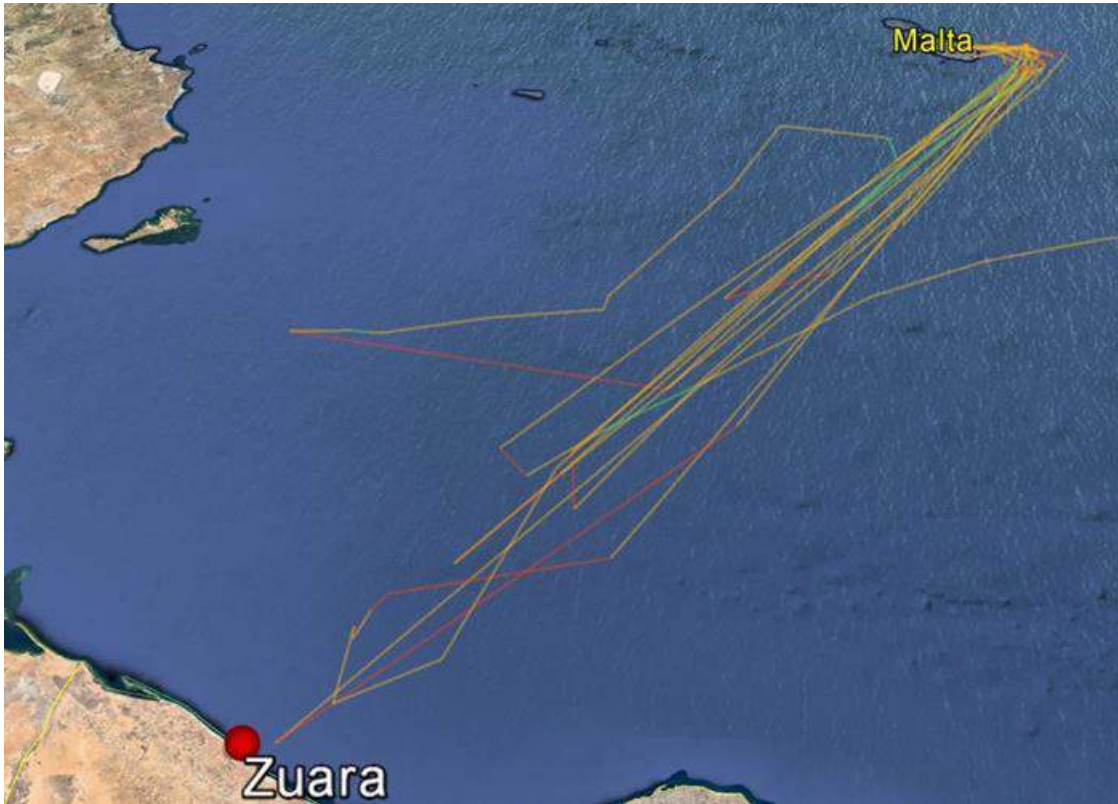
2. The 'Selay' is located on a regular basis alongside vessels mentioned in the Panel's last report (S/2016/209, paragraphs 9,10 and 13 of Annex 44) related to fuel smuggling, such as the 'Ruta':

FROM	TO	LAT	LONG	NAM E	DISTANCE (meters)
12/02/2016 9:59	12/02/2016 11:27	35,85111	14,84	Ruta	
12/02/2016 9:59	12/02/2016 12:56	35,85083	14,83944	Selay	59,2623886
19/02/2016 16:29	20/02/2016 6:39	35,85528	14,84889	Selay	
19/02/2016 17:59	19/02/2016 23:01	35,85528	14,84833	Ruta	50,4350873

3. The table above shows that both vessels were alongside (at a distance less than the sum of their lengths) on 12 February and 19 February 2016.

4. The vessel has been travelling between Malta and Zwara at least since 2015. The following image depicts the movements of the vessel from January to September 2015. The red lines show

periods of time when the AIS was shut down. However, the captain of the vessel did not always turn it off:



Source: AIS (Lloyd's)

5. The principals of the Selay Group, owners of the 'Selay' and the 'Sukran-C' are:

PRINCIPALS	
Ahmet Bilgin	company manager Representative Of Bilgin Gemi Insaat Nakliyat Yatirim Anonim Sirketi
Suphi Colak	company manager
Fuat Colak	company manager

Source: E-Infirma

6. The charterer of the Selay is Petro Plus Limited (see paragraph 3 under above section A), also involved in the vessel Ruta (see S/2016/209, paragraphs 9-13 of Annex 44).

7. Petro Plus Ltd (C50905) was registered on 15 October 2010. The shareholders of Petro Plus are Gordon Debono and a company, The Business Centre Ltd (C17918), of which Debono is the sole shareholder.

Company Registration Number	C 50905
Company Name	PETROPLUS LTD
Registration Date	Oct 15, 2010
Registered Office	THE BUSINESS CENTRE VALLEY ROAD,
City/Locality	MSIDA MSD 9060
Country	MALTA

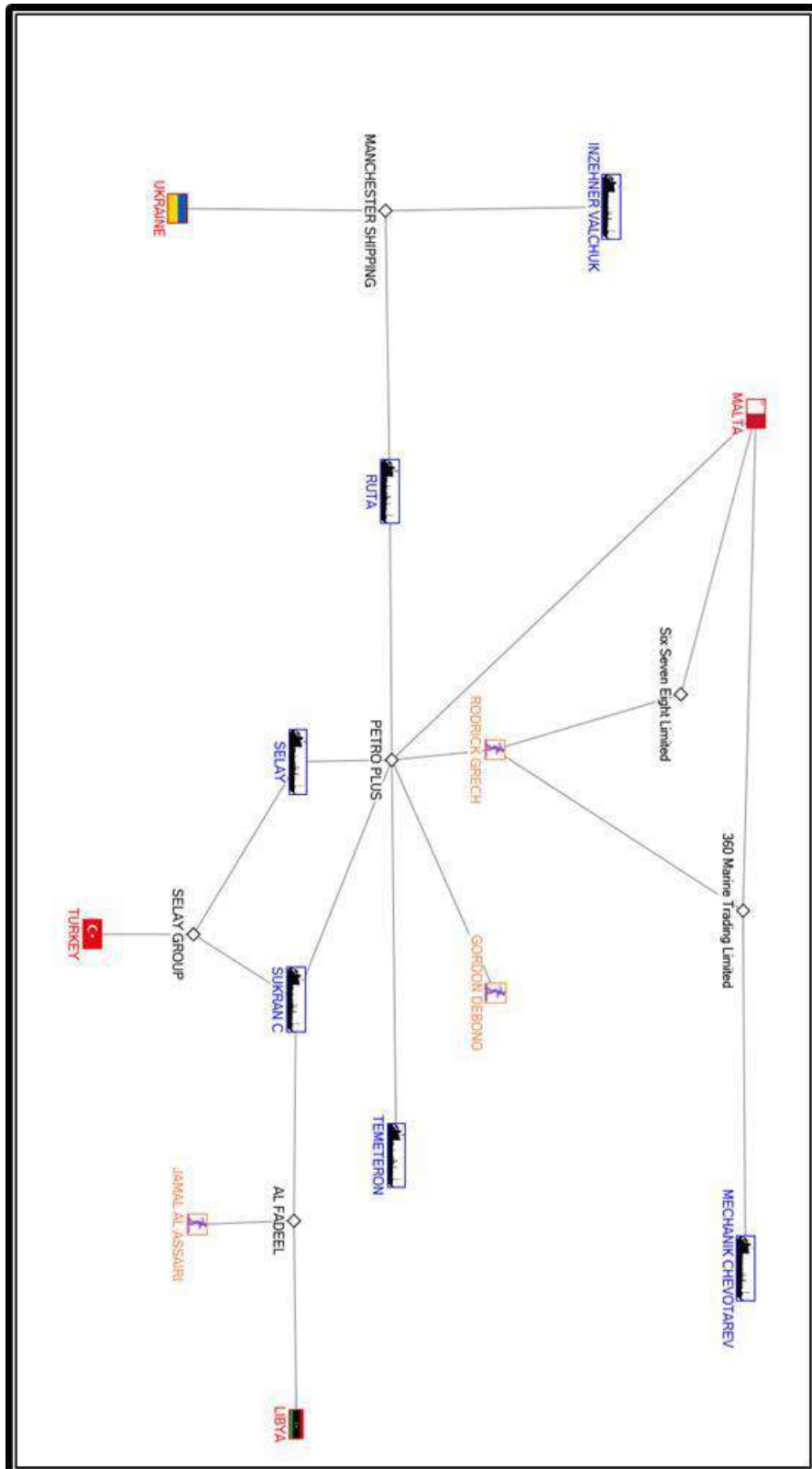
Directors(1)		
Involved Party	Address	Nationality
GORDON DEBONO 234574M	18, DRIVE 41, TUMAS GALEA STREET, TA' PARIS, BIRKIRKARA MALTA	MALTESE

Company Registration Number	C 17918
Company Name	THE BUSINESS CENTRE LTD
Registration Date	Mar 02, 1995
Registered Office	THE BUSINESS CENTRE, VALLEY ROAD,
City/Locality	MSIDA MSD 9060
Country	MALTA

Directors(1)		
Involved Party	Address	Nationality

<p>GORDON DEBONO 234574M</p>	<p>18, DRIVE 14, TUMAS GALEA STREET, TA' PARIS, BIRKIRKARA MALTA</p>	<p>MALTESE</p>
----------------------------------	--	----------------

8. Taking into account the data gathered during the Panel’s last two mandates, the following graphic describes the fuel smuggling network:



C. Hacı Telli

1. This vessel has also been located while alongside the 'Selay' (IMO 8870865), for instance on 28 March 2016 in the vicinity of Malta:



1. Its details are:

IMO number :	9353163	
Name of ship :	HACI TELLI	(since 01/05/2006)
Call Sign :	TCPL4	
MMSI :	271000879	
Gross tonnage :	1949	(since 01/05/2010)
DWT :	2818	
Type of ship :	Oil Products Tanker	(since 01/05/2006)
Year of build :	2006	
Flag :	Turkey 	(since 01/05/2006)
Status of ship :	In Service/Commission	(since 01/05/2006)
Last update :	27/01/2016	

Source: Equasis

The vessel is part of the fleet of Transpasifik Denizcilik Turizm ve Ticaret AS³⁹. According to their webpage, the registered owner, Pasifik Deniz Nakliyat Ltd Sti, is also part of the Transpasifik Company group.


The vessel was seen in Zwara on 24 February 2017, when it was boarded by armed men, allegedly because the charterers of the vessel owed money to local smugglers.⁴⁰ The owner was contacted by the Panel but has not replied.

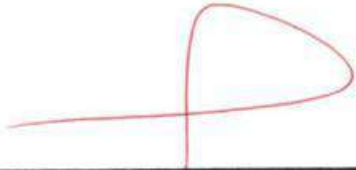
³⁹ <http://transpasifik.com/index.html>

⁴⁰ "Turkish oil tanker seized in western Libya while buying smuggled fuel", Libya Observer, 2 March 2017, <https://www.libyaobserver.ly/news/turkish-oil-tanker-seized-western-libya-while-buying-smuggled-fuel>.

D. Hulin

1. The vessel was officially accused by the NOC of being involved in smuggling operations from Zwara, as stated in the following letter, addressed to various Libyan authorities, such as the PC or the Attorney General.





دولة ليبيا
المؤسسة الوطنية للنفط

التاريخ: ١٢ أغسطس ٢٠١٦ م
الموافق: ١٣ - ١٥ - ٢٠١٦ م

التسجيل: 2966
الملف: 25-2016-2

السيد/ النائب العام المحترم

بعد التحية...

إحفاً لمراسلتنا السابقة بشأن الطرق التي تتبع في تهريب الوقود إلى خارج ليبيا منها ما هو مرفق بالصور التي توضح عمليات التهريب على متن نواقل مختلفة منتهكة بذلك السيادة الليبية . وقد تم إبلاغ عنها لدى الأجهزة الأمنية بمختلف تخصصاتها التي لم تعالج هذه الظاهرة السلبية إلى غاية الآن ولا تزال محاولات التهريب متواصلة ، حيث وردت إلينا صورة من مراسلة السيد / رئيس مصلحة الموانئ والنقل البحري التي تعيد بإبلاغ السيد / مدير عام ميناء زوارة البحري بتاريخ 2016.9.29م بعدم السماح بدخول سفينة إلا بعد أخذ موافقة المؤسسة الوطنية للنفط بعد أن وردت معلومات حول وصول سفينة وكذلك برفية وصول للناقلة المسماة (هولان _HULIN) أحرف النداء (9HRW9) جنسيتها (مالطية) IMO (9447043) الواصلة لمنطقة المخطاف بتاريخ 2016.9.25م ووكيلها الملاحي شركة صلامبو طرابلس للتوكيلات الملاحية والقادمة لغرض شحن (10250 طن وقود).

بالتالي ... فإن مثل هذا التصرفات تنعكس سلباً على الإقتصاد الوطني نظراً لأن التهريب من العوامل السلبية التي لها تأثير على الدخل القومي والعبث بمقدرات الدولة خاصة وأن الوقود من السلع المدعومة من خزينة الدولة وأن الإتجار فيه أو تهريبه يعد من الجرائم التي يعاقب عليها

م



دولة ليبيا

المؤسسة الوطنية للمقطا

التسجيل : التاريخ :

المسلف : الموقع :

القانون، الأمر الذي يتحتم معه معرفة الأطراف المتعاونة في ذلك والعمل على معالجة هذه الظاهرة التي تهدد الاقتصاد الوطني والقضاء عليها بالتعاون مع الجهات الأمنية والقضائية في الدولة.

وإذ تقرر جهودكم المبدولة فإننا نحيل إليكم هذا البلاغ لمتخا الإجراءات القانونية في هذا الشأن ومعالجة الجهات المختصة من أجل القبض على اللقامين بهذا العمل وتقديمهم إلى القضاء لمحاكمتهم، وبحث سبل القضاء على ظاهرة التهريب وإتخا الإجراءات العاجلة التي تكفل عدم تكرار مثل هذه الأحصاا مستقبلاً بما يكفل تحقيق الأمن والإستقرار والحفاظ على مقدرات الشعب الليبي (مرفق صورة من المراسلة الواردة بهذا الخصوص).

والسلام عليكم 111

11.10.2016

مصطفى عبدالله صنع لله
رئيس مجلس الإدارة

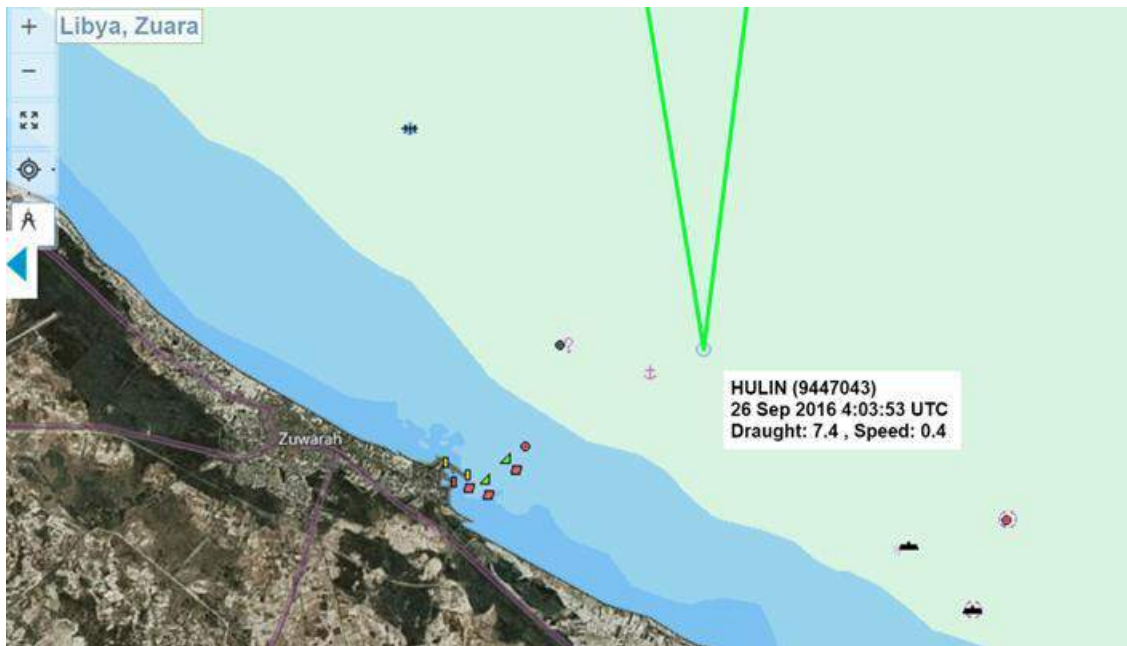


سيرة السنداء لصناء مجلس الإدارة
السيد / مصطفى عبدالله صنع لله
رئيس مجلس الإدارة

شعار بشرى السعداوى (ميدان جنة العريف) طرابلس - ليبيا - ص.ب: 2666 - 5836 - هاتف: 709 - 218.21.3348700 - 44 / + 218.21.3337141

Source: Confidential

2. According to AIS data, the 'Hulin' (IMO 9447043) approached Zwara on 26 September 2016. It was detected less than 3.5 nautical miles from the port of the town.



Source: IHS

Its details are:

IMO number :	9447043	
Name of ship :	HULIN	(since 01/09/2008)
Call Sign :	9HRW9	
MMSI :	249437000	
Gross tonnage :	7260	(since 01/09/2008)
DWT :	10745	
Type of ship :	Chemical/Oil Products Tanker	(since 01/09/2008)
Year of build :	2008	
Flag :	Malta 	(since 01/09/2008)
Status of ship :	In Service/Commission	(since 12/09/2008)
Last update :	20/12/2016	

Source: Equasis

Ownership

	Unknown	Address Location	
Group Owner	Unknown	Address Location	
Shipmanager	Tune Chemical Tankers BV	Address Location	Netherlands
Operator	Tune Chemical Tankers BV	Address Location	Netherlands
DOC Company	Tersan Deniz Isletmeciligi	Address Location	Turkey
Registered Owner	Hulin Shipping Ltd	Address Location	Netherlands
Technical Manager	Tersan Deniz Isletmeciligi	Address Location	Turkey

Source: HIS

3. Before heading to Turkey, the vessel remained in front of the Libyan coast (70 nm off) until 22 October 2017.



Source: HIS

E. Transnav Hazel

1. On 29 May 2016 the vessel ‘Yamuna’ (IMO 9452268), subsequently named ‘Transnav Hazel’, and to date ‘Stena’, was detected in the coastal waters in front of Zwara.



Source: IHS Seaweb

2. According to sources, this shipment was carried out by the Maltese company Patron Group Limited (see S/2016/209, paragraphs 4-6 of Annex 44). This seems accurate, given that one of its officially owned vessels, the ‘Sea Patron’, accompanied the Transnav Hazel all the way to Malta, sailing less than six nautical miles apart from each other. On 9 June 2016, both vessels remained alongside each other.



Source: IHS

F. Aqasia

1. In November 2016 the vessel 'Aqasia' (IMO 9556753) approached Zwara to load fuel. It headed to Cyprus, calling at Limassol on 12 December 2016. The details of the vessel are:

Ship Detail

Ship Name	AQASIA	Shiptype	Chemical/Products Tanker
LR/IMO No.	9556753	Gross	2,141
Call Sign	9HA2634	Deadweight	2,845
MMSI No.	215085000	Year of Build	2011
Flag	Malta	Status	In Service/Commission
Operator	Burtrans Denizcilik	Shipbuilder	Umo Gemi

Ownership ?

Group Owner	Burtrans Denizcilik	Address Location	Turkey
Shipmanager	Burtrans Denizcilik	Address Location	Turkey
Operator	Burtrans Denizcilik	Address Location	Turkey
DOC Company	Kelebek Denizcilik Insaat	Address Location	Turkey
Registered Owner	SGB Shipping	Address Location	Turkey
Technical Manager	Kelebek Denizcilik Insaat	Address Location	Turkey
Bareboat Owner		Address Location	

Source: IHS Seaweb

2. Between 11 and 18 November 2016 the vessel switched its AIS off.

G. Bukhara

1. The western NOC received information from its sources in Zwara about an important loading of fuel on board the vessel 'Bukhara' (IMO 9015345) on 2 February 2017. Sources reported to the NOC that a group of armed men were on board, securing the loading.

2. The vessel Bukhara has remained for long periods of time with its AIS tracking switched off. Before its approach to Zwara the vessel had remained out of reach for the previous 13 days, remaining missing until 21 February 2017, when it was located off the southern coast of Crete. Afterwards, its AIS was switched off:

IMO number :	9015345	
Name of ship :	BUKHARA	(since 01/10/2015)
Call Sign :	T8A2197	
MMSI :	511238000	
Gross tonnage :	25880	(since 01/06/2011)
DWT :	45691	
Type of ship :	Crude Oil Tanker	(during 1992)
Year of build :	1992	
Flag :	Palau (Republic of) 	(since 01/10/2015)
Status of ship :	In Service/Commission	(since 14/04/1992)
Last update :	20/12/2016	

Source: Equasis

Company Detail

Short Name	Delta Ships Ltd	Company No.	5882215
Full Company Name	Delta Ships Ltd		
Nationality of Registration	Liberia	Nationality of Control	
Status	Existing	Company Type	Manager
Founded	2015		

Relationships

Terra Shipping SA Has an Address care of & Has a 3rd Party Manager--Delta Ships Ltd

Addresses

No.	01
Address	PO Box 49822, Sharjah, United Arab Emirates.

Source: IHS Seaweb

3. The Panel gathered the following documents regarding some of the individuals behind the company Delta Ships Ltd.:

	<h1>The Republic of Palau</h1>	
DECLARATION OF COMPANY SECURITY OFFICER (ISPS)		
Among the provisions of Chapter XI-2 of SOLAS 1974, which incorporates the special measures to enhance maritime security, owners of ship to which the provisions of Chapter XI-2 of SOLAS 1974 applies, are required to designate a Company Security Officer(s) (CSO) for one or more ships managed by them. A person designated as the CSO may act as the CSO for one or more ships and the Company may designate more than one CSO for its ships provided it is clearly identified for which ships the CSO(s) are responsible for. The undersigned affirms that		
Name of the Company Security Officer STELIOS STAFANIDIS Mobile or 24hr Phone Number: +306975563275 Name of Alternative Company Security Officer STELIOS STAFANIDIS Mobile or 24hr Phone Number: +306975563275		
Has/have been assigned pursuant to Chapter XI-2, Regulation 4, of SOLAS, 1974, as amended, and the ISPS Code as the CSO(s) for the following vessel(s) registered under the Republic of Palau Flag.		
Ship Name: BUKHARA Call Sign: T8A2197	IMO No: 9015345	
Ship Name: Call Sign:	IMO No:	
Full Address of the Company Security Officer to which correspondence (including in the event of a ship security Alert) may be sent:		
Company Name: DELTA SHIPS LTD Address: 14, FYROGENI STREET, 14123, LIKOVRSI, ATHENS, GREECE Telephone: +306975563527 Mobile Phone: +306975563527 Facsimile: Email: stelios@deltaships.net		
The undersigned further understands that any change in "Designated Person(s)" must be made in writing by electronic mail or by e-mail to the Administration within three working days.		
 Name and Signature of CSO Date: 2/10/2015		 Name and Signature of Director of the "Company" Date: 2/10/2015

Source: Confidential

- 4. The Panel contacted Mr. Stefanidis, the company security officer, but has not received a reply. The domain deltaships.net is only used for e-mail purposes and has no website. Mr. Stefanidis also appears as the owner of the domain.
- 5. The following document demonstrates that the main activity carried out by the 'Bukhara' is related to the shipment of gasoline and gas oil:



Source: Confidential

6. According to the sources of the NOC, the alleged destination of the cargo was either Malta or Turkey. However, the erratic operation of the AIS of the vessel hindered the Panel from confirming this information.

7. Finally, on 7 March 2017, the vessel switched on its AIS, while located off the southern coast of Crete.

Movements of the 'Bukhara' between 7 -9 March 2017



Source: IHS

H. Sichem Singapore

1. The Panel received an alert on 25 February 2017 of an alleged illicit shipment of heavy oil from Marsa al-Hariga. This alert was provided by the western NOC and Abdallah Ateiga.
2. The vessel 'Sichem Singapore' (IMO 9322061) was loading heavy oil in Marsa al-Hariga (Brega berth) on 25 February 2017. The tanker was expected to call at Marsa al-Hariga on 23 February 2017, according to the port records.
3. Details of the tanker 'Sichem Singapore' (IMO 9322061):

Ship Name	SICHEM SINGAPORE	Shiptype	Chemical/Products Tanker
LR/IMO No.	9322061	Gross	8,562
Call Sign	9HA4414	Deadweight	13,141
MMSI No.	249880000	Year of Build	2006
Flag	Malta	Status	In Service/Commission

Source: IHS Seaweb

4. The vessel is owned by the group Team Tankers International Ltd (registered in Bermuda) and managed by one of its subsidiaries, Team Tankers Management A/S (Third floor, Strandvejen 58, 2900 Hellerup, Denmark).
5. The Danish company has always cooperated with the western NOC. Since the company was aware of the problematic shipment, it complied with the instructions given by the Maltese authorities.

6. According to the information gathered, the buyer of the heavy oil is the company Vadoil Holdings S.A., registered in Panama. In the following document it is stated that the seller is the Libyan company Al Shera Company, Services and Commitments Ration which is a catering company. In the document it is clearly stated that the heavy oil was sold by the eastern NOC and that two shipments were expected to carry the amount of 20,000 metric tons of heavy oil. The shipment on board the 'Sichem Singapore' amounts to 11,500 metric tons of heavy oil:





التاريخ : 2017 / 02 / 22 م
الإيصاري : 2017 / 102

To whom it may concern

We hereby confirm that Vadoil Holdings S.A. - Panama - is the exclusive carrier of the first shipment (20,000) twenty thousand tons of heavy oil purchased from National Oil Corporation which will be loaded from El Hariga Terminal (Brega berth) on 22nd February 2017.

The vessel nominated is my SICHEM SINGAPORE (IMO 9322061) and has been fully accepted to load the part of the first cargo of about 11,500 tons.



Email: tobr طبرق . ليبيا

Source: Confidential

7. In order to demonstrate a clear implication of the eastern NOC in this shipment, the Panel shows the following e-mail, sent by the General Manager for International Marketing, Almabruk Sultan, to a Greek broker, on 18 February 2017, referring to a contract allegedly signed in 2016:

From: Al Mabruk Sultan [mailto:almabruk@gmail.com]
Sent: Σάββατο, 18 Φεβρουαρίου 2017 13:18
To: Panos Doukas
Subject: Re: 20,000mts HFO NOC/Al Hariga Terminal

Dear Panos,
West African Marines S. A.

With regard to the attached letter dated 29.07.2016, the cargo approved, and would be loaded by Brega Marketing Company to El Shera'a for service and catering company provided that all regulations and rules are applied.

Thank you.

Source: Confidential

8. The western NOC contacted Ateiga, the owners of the tanker and the Maltese authorities in order to prevent the shipment from happening. The owners of the vessel explained that they always believed that the supplier of the heavy oil was the NOC.

9. The loading was finalised in the late hours of 25 February 2017.

10. The captain of the vessel was instructed by the Maltese authorities to remain in port until further notice. Later, the NOC decided that the ship should head to Zawiya to unload the heavy oil. Finally, the captain was given the green light to set sail and on 26 February 2017 the tanker headed to Zawiya where it was expected to proceed to unload.

11. The following document, addressed to the owners of the vessel, includes the instruction to sail to Zawiya and unload there.



المؤسسة الوطنية للنفط
NATIONAL OIL CORPORATION

26th of Feb/2017
Ref No: 124

TEAM TANKERS- THE OWNERS OF MT SICHEM SINGAPORE,

Dear Sir/Ma'am,

With reference to the series of clear resolutions and statements of the United Nations, including UN Security Council Resolution 2278, regarding the prevention of illicit oil exports, and UNSCR 2259, and UNSCR 2213 which implement sanctions against individuals or entities that support criminal networks through the illicit exploitation of crude oil or any other natural resources in Libya.

We hereby inform you that National Oil Corporation of Libya (NOC), with its official headquarter at Bashir Sadawi St. – Tripoli, is the sole owner of title related to all Libyan hydrocarbons and we're solely entitled to sell all crude oil, petroleum products and petrochemicals in Libya.

Moreover, we hereby confirm that the quantity on board of your vessel "Sichem Singapore (9322061)" is owned by NOC, this quantity is contractually committed to be exported to VITOL - (VITOL Bahrain 27th floor west tower flat 271 building 1b Isa al kabeer avenue Manama centre 316 Bahrain).

Therefore, to avoid further complications, please proceed to **Zawia terminal**, to be added to a larger cargo and be given to the rightful contractual party.

Yours sincerely


SOUAD ELSANOUSI

Petroleum & Petrochemicals Products Marketing Department Acting Manager.


MILUD ELHALAL

Manager of Marine Department.


S. A. BAIYOU

Financial Department Acting Manager.

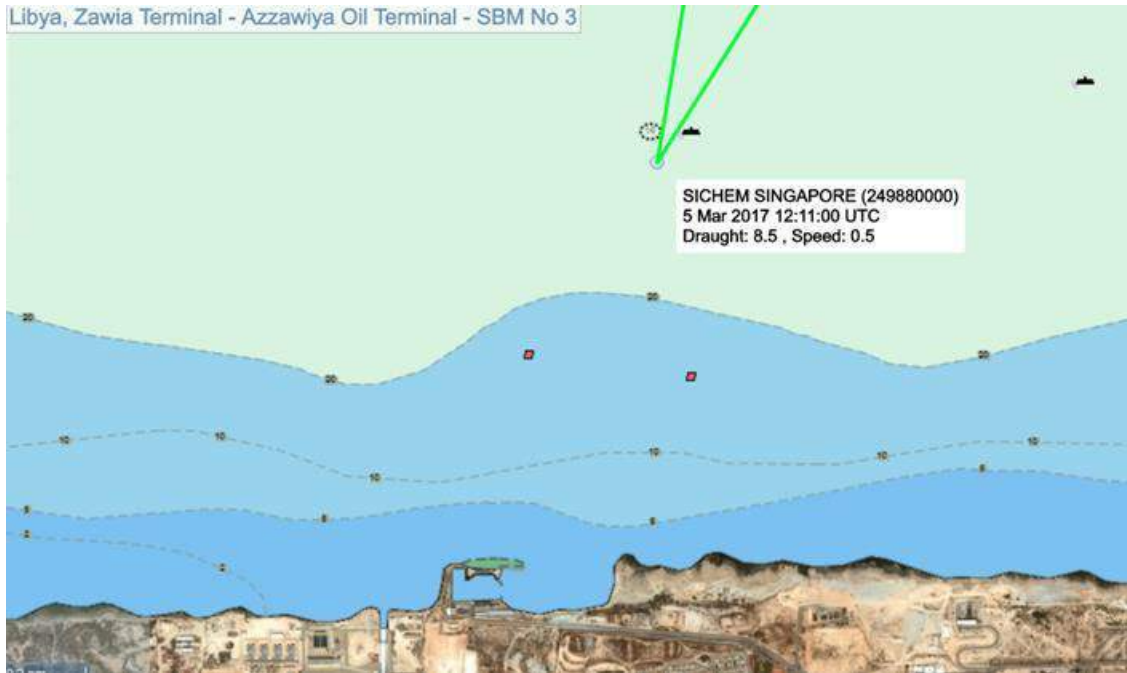
CC: Mustafa Ghalib, Chairman of the Board of Directors- NOC

شارع بشير المسطوي _ ص. ب : 2655 - 5335 طرابلس - ليبيا - هاتف : +218.21.4446180 - 90 / +218.21.3337141 - 45
BASHIR SADWI STR - P.O BOX: 2655 - 5335 - TRIPOLI - LIBYA - TEL : + 218.21.444 61 80 - 90 / + 218.21.3337141 - 45

Source: Western NOC

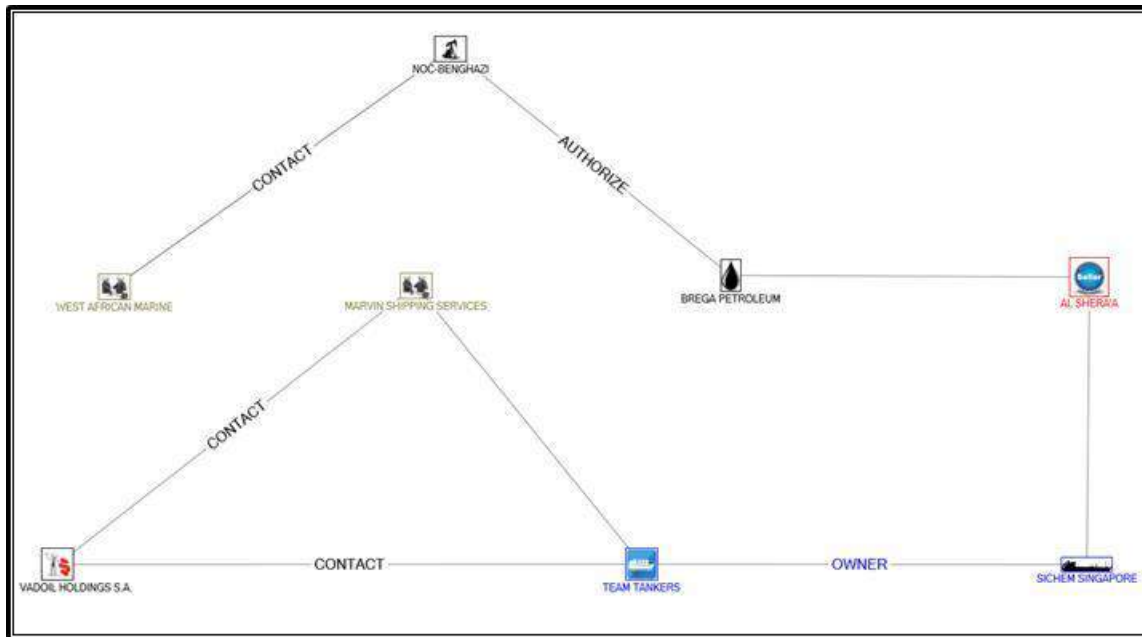
12. The Panel contacted the eastern NOC in order to request information on the shipment. The contacted individuals included Almabruk Sultan, General Manager for International Marketing of the eastern NOC. All of them denied any involvement or knowledge of the shipment.

13. The tanker, after receiving instructions from Malta and after resolving some differences with the charterer, Vadoil Holdings S.A., discharged the fuel in Zawiya on 5 March 2017, heading to Malta on 6 March 2017.



Sichem Singapore unloading in Zawiya (Source: IHS)

14. The following graph explains the relations between the entities involved in the sale of the heavy oil:



Source: Panel research

Annex 65 HoR statement

On 17 July 2016, the Economy, Trade and Investment Committee at the House of Representatives reiterated to the Maltese authorities that subsidized products cannot be exported:

State Of Libya
Libyan House of Representatives
House of Representatives Diwan

دولة ليبيا
مجلس النواب الليبي
ديوان مجلس النواب

Date 2016.7.17
Ref 0/6-1-1

السيد المحترم / سفير دولة ليبيا لدي جمهورية مالطا

بعد التحية ،،
بالإشارة الي بعض الأنشطة التي تمتهنها بعض الشركات المحلية بتهريب
الوقود ومشتقاته الي مالطا وتستخدم في ذلك تراخيص مزاوله مهنة الخدمات
النفطية .
عليه .. ونظرا لاختصاص لجنة الاقتصاد والتجارة والاستثمار في مجلس
النواب نود التأكيد علي ان هذه الأنشطة مخالفة للقانون ومضرة بالاقتصاد
الوطني ، ناهيك عن أثر استبدال هذه السلع بالمخدرات والخمور من قبل
المهربين الي بلادنا في أمر يمس ويؤثر علي الأمن والنظام العام .
وكون أن استيراد الوقود ومشتقاته محدد قانوناً علي سبيل الحصر للمؤسسة
الليبية للنفط ، وكذلك تسويقه في السوق المحلي كونها سلعه مدعومة
ومخصص لها بند بالميزانية العامة سنوياً .
لذلك ... نطلب منكم احالة مذكرتنا هذه للسلطات المالطية لإيضاح الصورة
وكبح جماح المهربين في استخدام مستندات او أدونات عمل وتراخيص
محلية في محاولة الإيحاء بقانونية وسلامة وصحة عمليات التهريب التي
تحدث ، ومدنا بما يفيد بذلك .

وتفضلوا بقبول فائق تقديرنا واحترامنا
و السلام عليكم

علي الفطراحي
رئيس لجنة الاقتصاد و التجارة
و الاستثمار بمجلس النواب

صورة إلى:
رئيس مجلس النواب
رئيس ديوان المحاسبة
رئيس ديوان الرقابة الادارية
التوري العام + الصائر

Source: Confidential

Annex 66 NOC letter to the Libyan Ministry of Foreign Affairs

1. The NOC addressed a letter to the Libyan Ministry of Foreign Affairs requesting it to send reminders to its counterparts in the neighbouring countries that the National Oil Company is the sole entity that is authorized by law to import or export crude oil, petroleum products, petrochemical products and plastics.



دولة ليبيا
المؤسسة الوطنية للنفط

التاريخ: ٢٠١٧/٠٨/٢٤
الموافق: ٢٥-١٥-٢٠١٦

تسجيل: ٣٥٧١
ملف: ١١-١-٢٥

السيد/ وزير الخارجية والتعاون الدولي

بعد التحية ...

فسي ظل غياب مظاهر الامن في الدولة فقد تشكلت عصابات منظمة و مدعومة من ميليشيات مسلحة تقوم بتهريب الوقود المدعوم عبر المنافذ البرية و البحرية قرب الحدود متخذة من خزانات الوقود بمنطقة مصفاة الزاوية مصدر أساسي للتزود ليتم شحنه عبر ميناء الصيد بمدينة زوارة أو تهريبه بالشاحنات عبر المنافذ البرية مستخدمة أنابيب نقل وطرق تهريب غاية في الخطورة .

وقد تأكد لنا من مصادر موثوقة أن هذه العصابات تقوم بدراسة الشحن من موانئ أخرى وتوسيع نشاطها غير المشروع على حساب مصلحة الوطن والمواطن البسيط.

وفى هذا الإطار بذلت المؤسسة الوطنية للنفط وشركة البريقة لتسويق النفط جهوداً لمنع هذه الظاهرة وأبلغت كافة الجهات ذات العلاقة بما فيها مكتب النائب العام.

أيضاً تواصلت المؤسسة الوطنية للنفط مع لجنة العقوبات بالأمم المتحدة في السابق ولازالت المساعي مستمرة بالرغم من أن ظاهرة التهريب من مسؤوليات جهات الاختصاص في الدولة إلا أننا نرى أن محاربة هذه الظاهرة مسؤولية وطنية أكثر منها مهنية وبالتالي فأنا مستمرين دون كلل أو ملل.

وفى هذا الإطار فأنا رأينا أهمية إبلاغكم بهذا الأمر حفاظاً على مقدرات البلاد النفطية وبالتالي نأمل منكم اتخاذ كافة الترتيبات والإجراءات بمخاطبة السفارات الليبية بدول الجوار وخاصة مالطا، تونس، إيطاليا، تركيا ، السودان ، تشاد ، النيجر من ان المؤسسة الوطنية للنفط للجهة الوحيدة المخولة قانوناً بتصدير أو توريد النفط الخام، المنتجات النفطية، المنتجات البتروكيماوية واللدائن وخلاف ذلك فإنه يُحظر على كافة الأطراف والجهات العامة والخاصة تصدير أو توريد النفط والغاز ومشتقاته .

/١٢




دولة ليبيا المؤسسة الوطنية للنفط

التسجيل :
التاريخ :
الملف :
توافقي :

بمعنى آخر أن أي عمليات شحن أو تصدير تقوم بها شركات محلية أو خارجية تُعد مخالفة للقانون وجريمة يُعاقب عليها القانون الليبي لاعتبارات أن المنتجات النفطية مدعومة لصالح المواطنين الليبيين في الداخل. وفي الوقت الذي نُعول فيه على جهودكم في إبلاغ كافة حكومات دول الجوار بالتصدي الى هذه الظاهرة، نفيديكم بأن المؤسسة الوطنية للنفط مستمرة في بذل جهودها للتصدي لهذه وتدرس من خلال شركة البريقة اتخاذ مجموعة من الترتيبات والضوابط من ضمنها إدراج سفن في القائمة السوداء وخاصة تلك السفن التي تم ضبطها وهي تقوم بالتهريب من ميناء زوارة أو المياه الإقليمية الليبية والمؤسسة لن تألوا جهداً في مكافحة هذه الظاهرة بشتى الطرق و الوسائل القانونية.

وتفضلوا بقبول فائق التقدير والاحترام

والسلام عليكم ورحمة الله وبركاته ...


25.10.2016

مصطفى عبد الله صنع الله
رئيس مجلس الإدارة



صورة/ تسديد رئيس المجلس الرئاسي
صورة/ تسديد مكتب النائب العام
صورة/ تسديد رئيس ديوان المحاسبة
صورة/ تسديد رئيس هيئة الرقابة الإدارية
صورة/ تسديد أعضاء مجلس أمناء الإدارة
صورة/ تسديد مدير عام الإدارة للقانونية
صورة/ تسديد مدير عام الإدارة للتشغيل
م ع ع ل ع ن ع

Annex 67 Brokering companies

1. The following are examples of messages of brokering companies seeking vessels to carry shipments of fuel from Libya:

- a) From: BAT bat@paco.net
 Sent: 14/07/2016 17:25:58
 Subject: 7/10000 mt Gasoil Libya/Yemen-Spot
 PLS YR BOFFER FOR FOLLFIRM CGO
 7/10000 MT GASOIL IN BULK
 ZUWARAH, LIBYA/HODEIDA, YEMEN
 L/C: SPOT
 LOAD/DISCH RATE 3 DAYS/ 2 DAYS
 COMMI 3,25% TTL
 BRGDS
 Bogdan

2. Explanation of the above: the company BAT (Ukraine) is looking for the best offer to ship an amount of gasoil (7,000-10,000 Metric Tons) from Zwara to Hodeida (Yemen). The loading would be in Zwara and would require three days, while the off-loading in Hodeida would necessitate two days. The company (BAT) takes a share of 3.25% of the offer agreed.

- b) Cargo : 5.000/6.500 mts Gasoil 0,1% Sulphur
 Load Port : Zuwara, Libya (12-15nm north abeam Zwara Port, Libya)
 Discharge Port : Will be nominated for each shipment as follows
 Opt. 1 - Trieste Port / Venice Port
 Opt. 2 - Genoa Port
 Opt. 3 - Napoli Port
 Opt. 4 - Mersin, Turkey
 L/can : Vsl's dates, even this week can load
 Load : 5 ttl wwdays
 Loading STS
 need 3" and 6" hoses to connect
 Minimum 6 measuring meters hoses capable of measuring qty in liters
 Fenders for STS ops
 Discharge : 36 hrs + 6hrs
 No any age / flag restriction.
 Charterer's agent both ends. (Free d/a at loading port)
 2.5pct pus

3. Explanation of the above: in this case the amount of gasoil is 5,000-6,500 Metric Tons and specifies that the loading will take place at sea, 12 or 15 nautical miles off the port of Zwara. The destination ports are Trieste or Venice, Genoa and Napoli in Italy and Mersin in Turkey.

4. The NOC (Tripoli) sends warnings to the brokering companies they detect and identify, as the following, including non-existent resolution references and a baseless reference to Interpol:



المؤسسة الوطنية للنفط
NATIONAL OIL CORPORATION

DATE: 31/01/2016
REF NO: 49

VOLONT SHIPPING AND TRADING SA.
Greetings Sir/Ma'am,,,

It came to our attention that you're quoting a cargo of 5.000/6.500 MTs Gasoil 0,1% Sulphur, to load from Zuwara region during the upcoming period.

With reference to the United Nations resolution NO 4238Y594 and related recent statements by UN's international Security Council permanent members.

We hereby inform you that knowingly smuggling of Libyan product will endanger the vessel to be confiscated by Interpol, and will expose your whole company to appropriate legal and criminalizing actions against all involved people to prevent those kind of illegal businesses.

Therefore, you're requested to refrain from quoting any cargo from Zuwara or elsewhere in Libya unless you have a prior permission from NOC.

Yours Sincerely

Ahmed Shawki
General Manager of International Marketing Department- NOC

CC: Mustafa Sanallah – Chairman of the Board of Directors.

شارع بشير السعداوي _ (ميدان جنة العريف) طرابلس / ليبيا - هاتف : 09 - 218 21 334 5700 / 44 - 218 21 333 7141 +

Bashir Sadawi str. P.o Box :2655 - 5335 Tripoli - Libya Tel : + 218 21 334 5700 - 709 / + 218 21 333 7141 _ 44

Source: Confidential

5. One of the official fuel distributing companies is Oil Libya. On 7 August 2016, its branch in the United Arab Emirates received a disturbing request from a fuel trading company. The latter wanted Oil Libya to verify some documents it had received on behalf of Oil Libya. The papers were fake. Zwara is mentioned as the loading point.



www.oilibya.com

COMMITMENT TO SUPPLY

ب ل ل ل ل د بوزت عوض وم لا: باطخ مازت

Date: 27th of July 2016

Ref: Gsol1622/-08/16-PMG-ST52

We 'OilLibya' hereby confirm and issue this official letter as confirmation, to our client

We 'OilLibya' confirm that we intend to supply [REDACTED] with Gas Oil of a quantity of 40,000 MT per month (40K MT) split over weekly shipments up to 10K Mt.

Contract term will be **40,000MT x 12 month(s)**, Contract total 12mths = **480,000 MT**.
(With possible rolls and extensions, to be negotiated)

Contract will commence from **1st August 2016**, and shipment will begin first calendar week of August.

This letter hereby serves as legal confirmation of an agreement to supply; between 'OilLibya' To [REDACTED] and is governed under British law.

Yours Sincerely

Abdulbari Abdirahman

Regional Export Sales Manager

www.oilibya.com



OilLibya, Libya Plaza, Muthaiga Road P.O. BOX 64900 0620 Nairobi, Kenya

Source: Confidential

CONTRACT NO.

1. BUYER

.....

2. SELLER

.....

3. PRODUCT

GASOIL 0.1 PCT OF LIBYAN ORIGIN WITH SULPHUR MAX 0.1 PCT MEETING THE FOLLOWING GUARANTEED SPECIFICATIONS:

.....

4. QUANTITY

..... METRIC TON MONTHLY PER 1 YEAR.

5. DELIVERY

SHIP TO SHIP LIBYAN WATERS NEAR .ZUWARA ABOUT 5 MILES FROM THE LIBYAN COST IN TWO OR MORE CARGOES IN SELLER'S OPTION. THE FIRST TRANSSHIPMENT TO TAKE PLACE BY LATEST 20 DAYS AFTER CONTRACT'S SIGNATURE DATE.

6. PRICE

IN US DOLLARS PER METRIC TON ON LOADED QUANTITY TO BE THE MEAN QUOTATION PUBLISHED ON B/L DATE FOR GASOIL 0.1 PCT BY PLATT'S EUROPEAN MARKETSCAN UNDER THE HEADING "FOB MED BASIS ITALY" LESS A DISCOUNT OF %. IF NO QUOTATION ON B/L DATE, THEN THE IMMEDIATELY FOLLOWING PUBLISHED QUOTATION TO APPLY.

7. PAYMENT

THE PAYMENT WILL TAKE PLACE CAD (CASH AGAINST DOCUMENTS) WITHIN 5 WORKING DAYS FROM COMPLETION OF EACH CARGO BY SWIFT BANK TRANSFER AGAINST PRESENTATION "ON COLLECTION BASIS" TO THE BUYER'S BANK OF FOLLOWING ORIGINAL DULY SIGNED SHIPPING DOCUMENTS:

- COMMERCIAL INVOICE.
- FULL SET (3/3) NEGOTIABLE CLEAN OCEAN B/L ISSUED TO ORDER AND BLANK ENDORSED MARKED 'FREIGHT PAYABLE AS PER CHARTER PARTY'.
- CERTIFICATE OF ORIGIN ISSUED BY THE COMPETENT CHAMBER OF COMMERCE.
- REFINERY'S QUALITY CERTIFICATE.
- OWNERSHIP CERTIFICATE.

8. QUALITY/QUANTITY DETERMINATION

THE QUALITY OF THE PRODUCT TO BE ASCERTAINED BY BUYER ON BORD OF THE SELLER'S VESSEL BEFORE EACH TRANSSHIPMENT AND THE QUANTITY TO BE ASCERTAINED BY BOTH PARTIES AFTER TRANSSHIPMENT COMPLETION.

9. FORCE MAJEURE

AS PER ICC PARIS RULES AND REGULATIONS

10. GENERAL PROVISIONS

INCOTERMS 2010 FOR FOB DELIVERIES WITH LATEST AMENDMENTS TO APPLY.
CONTRACT TO BE RULED BY ENGLISH LAW UNDER THE EXCLUSIVE JURISDICTION OF THE LONDON ARBITRATION COURT.

DATE:

SIGNATURES: _____

Source: Confidential

Annex 68 Fuel smuggling by land

1. This is a translation of the report drafted by the Oil and Oil Derivatives Oversight Committee (Brega Petroleum) after a field visit to Ras Ajdir:

Translated from Arabic

State of Libya

National Oil Corporation

Record: 2369

Date: 14 Dhu'lqa'dah A.H. 1437

File: 25-1-3

17 August A.D. 2016

Sir,

With this letter, we hereby inform you that we have received a report from the Chairman of the Board of Directors of the Brega Petroleum Marketing Company (No. 476/2016) dated 9 August 2016 regarding the field visit by members of the Oil and Oil Derivatives Oversight Committee to the Ra's Ajdir border post and the port of Zuwarah on 24 July 2016. The report sheds light on some of the ways that oil is smuggled out of Libya, and includes photographs showing tanker trucks in the port of Zuwarah smuggling oil in full view of everyone who works there, including the various security agencies.

Such activities have a negative impact on the national economy. Smuggling is one of the factors that adversely affects national income and wastes State resources. Oil is a commodity subsidized by the State budget, and trafficking and smuggling therein are crimes punishable by law. Anyone taking part in those crimes must therefore be identified. This trend poses a threat to the national economy and must be tackled and eliminated in cooperation with State security and judicial authorities.

We value your efforts and are forwarding this report to you for appropriate measures to be taken and the appropriate parties to be contacted with a view to apprehending and bringing to justice those who engage in this activity, finding ways to put an end to it, and taking urgent measures to prevent its recurrence in order to maintain security and stability and safeguard the resources of the Libyan people. (Please find photocopies of supporting documents attached.)

May peace be upon you.

(Signed on behalf of) Mustafa Abdullah **Sanalla**
Chairman of the Board of Directors
16 August 2016

[SEAL: State of Libya
National Oil Corporation]

Cc: Members of the Board of Directors
Khalid Mazughi, Director of Legal Affairs

[Illegible signatures]

President of the Presidency Council
Government of National Accord

[SEAL: State of Libya

[STAMP: National Oil Corporation

Government of National Accord]

Department of Legal Affairs

Incoming: 11 August 2016, No. 610]

State of Libya
Government of National Accord

Record: 154

Date: 5 June 2016

File: _____

Sir,

We value your efforts in the service of our beloved country during these trying times.

We hereby submit to you our report in the hope that it will be taken in the spirit of diligence and devotion to the national interest that unites us all.

The increase in oil smuggling that we found during our investigation – notably in the western and southern regions, but also elsewhere – is shocking and forces us to wonder about who is responsible for combating that trend.

In our capacity as a committee invested by the Ministry of Oil and Gas, we have monitored smuggling cases closely in conjunction with some of the security brigades. Some of the smuggled oil has been interdicted, seized and confiscated and some smugglers have been remanded to the judicial authorities.

However, the unfortunate fact is that smuggling continues unabated despite oversight at border points and occasional prosecutions. Smuggling has moved from land to sea. Trawlers and launches are always waiting just off the port of Zuwarah to be loaded with smuggled oil for transport to Malta, Italy, Greece, Turkey and elsewhere.

The following are some of the vessels seized in the act of smuggling oil from the port of Zuwarah:

1. *Mekhanik Chebotarev*

The vessel was seized 14 miles from the port of Zuwarah. The vessel was not flying a flag to identify itself. When they realized that they had been caught by the Libyan Coast Guard, they raised the Russian flag, according to the testimony of Umar Balras Ali, commander of the Libyan Coast Guard vessel. The name of the company that owns the Russian ship, which we believe is a government company, is Oil Marin Group. It had aboard a cargo of 4,250 tons of oil (4,250,000 litres). Its crew consisted of 10 men and one woman, all of them Russian nationals.

2. *Levante*

The vessel was seized on 4 April 2014 off the port of Zuwarah with a cargo of 400 tons. Its crew consisted of seven Egyptians and a Maltese. It is based in Malta but flies a Panamanian flag.

3. *Sun Oil 1*

The vessel was seized on 5 January 2015 off the coast of Zuwarah. It was flying a Maltese flag. Its crew consisted of five persons: two Bulgarians, two Ukrainians and a Romanian. It has been seized more than once.

4. *Santa Cruz*

The vessel was seized in August 2015 off the port of Zuwarah. Its crew consisted of four persons. Its owner is Maltese national, and it was flying a Tanzanian flag. It was escorted to the port of Misratah.

5. *Sovereign*

The vessel was seized on 24 August 2015 eight miles from the Mellitah area with a cargo of 600 tons of oil. Its crew consisted of two Egyptians, one Ukrainian, one Croatian and one Syrian. It flies a Togolese flag and belongs to the Maltese company Golden Group.

6. *Saint Jean*

The vessel was carrying a cargo of approximately 600,000 litres of diesel oil. It flies a Togolese flag.

7. *Captain Khayyam*

The vessel flies a Sierra Leonean flag. It was carrying a cargo of approximately 1,600,000 litres of diesel oil.

A number of vessels are still floating off the coast of Libya waiting to be loaded with oil for sale to neighbouring States and European States.

We offer you the following proposals for combating and eliminating smuggling:

1. The General Staff and the Ministry of the Interior should be charged with combating and eliminating smuggling.
2. Cooperation and consultation should be solicited from the National Oil Corporation, the Ministry of the Economy, the Brega Petroleum Marketing Company and all other relevant parties to find effective ways of combating smuggling.
3. The media should be used to raise citizen awareness of the dangers of this trend, given that these smuggled resources are Libyans' primary source of livelihood.

Please find annexed photographs from some of the smuggling cases that have been pursued. We look forward to taking part in finding solutions and deterrents to help put a final end to this trend, which has the potential to bring down the Libyan economy if it persists.

We trust that you will give this memorandum due consideration and take such steps as you deem appropriate.

Together for Libya! May God grant success.

May the peace, mercy and blessings of God be upon you.

(Signed) [Illegible]

Oil and Oil Derivative Distribution Oversight Committee

[SEAL: Government of National Accord
Ministry of Oil and Gas]

cc.

The Presidency Council
The Public Prosecutor
The Minister of Oil and Gas
The Ministry of the Interior
The Ministry of Defence
The Brega Petroleum Marketing Company
The Security and Safety Office
General Archive

[STAMP: National Oil Corporation
Office of Board of Directors Affairs
Incoming: 9 August 2016
Record: _____
Signature: _____]

Brega Petroleum Marketing Company
A company of the National Oil Corporation

Record: 476/2016

Date: _____

File: _____

9 August A.D. 2016

Sir,

We hereby submit to you a report on the field visit by members of the Oil and Oil Derivatives Oversight Committee to the Ra's Ajdir border post and the port of Zuwarah on 24 July 2016, with annexed photographs, that sheds light on some of the ways that oil is smuggled out of Libya. It is noteworthy that the photograph showing tanker trucks in the port of Zuwarah smuggling oil in full view of everyone who works there, including the various security agencies.

Oil smuggling is one of the destructive factors that are doing damage to the national economy, and consolidated and cooperative action by all agencies is needed to combat it. Oil is a commodity subsidized by the State budget, and trafficking or smuggling therein is a crime punishable under the laws in force in the State of Libya.

We therefore hope that you will give due consideration and coordinate with the relevant agencies to establish a mechanism to combat this phenomenon.

May peace be upon you.

(Signed) Faraj Albahlul **Shaban**

Chairman of the Board of Directors

[STAMP: National Oil Corporation
Petroleum Marketing

[STAMP: National Oil Corporation

[SEAL: Brega

Department of Legal Affairs

Office of Board of Directors Affairs

Company

11 August 2016

10 August 2016

Board of Directors]

Incoming No. 609]

Record No. 2168]

cc. The Members of the Board of Directors
The Director of the Follow-up Office
[Illegible]

Chairman of the Board of Directors
National Oil Corporation

[HANDWRITTEN: Forwarded to National Oil Corporation 9 August 2016 (*illegible signature*)]

State of Libya
Government of National Accord

Record: 107

Date: 24 July 2016

File: _____

Sir,

On Sunday, 24 July 2016, members of the Office of Security and Safety and members of the Oil and Oil Derivatives Oversight Committee conducted a field visit to the Ra's Ajdir border post to investigate the smuggling situation there.

The members visited the Jamal al-Gha'ib Brigade, which has been charged by the Ministry of the Interior with combating smuggling and other activities that have a negative impact on the Libyan economy.

In the course of the visit, it became clear that enormous efforts are being made to combat smuggling. On the very first day that the Brigade assumed its tasks at the post, some 60 vehicles were seized in the act of smuggling oil or oil derivatives, and fines have been imposed to curb the rampant smuggling of such products. (Please find annexed to this report several photographs that show the methods used by oil smugglers.) Their men are managing to be on the spot despite limited resources. In that connection, we thank the Brega Oil Marketing Company for providing a 40,000 litre tanker to retrieve the smuggled oil that was seized.

The members who took part in the visit are as follows:

1. Nuri Umar Abu'isa Chairman of the Oil and Oil Derivatives Oversight Committee
2. Abdullah al-Nufathi Member of the Oil and Oil Derivatives Oversight Committee
3. Sami Ammar al-Shabshubi Member of the Oil and Oil Derivatives Oversight Committee

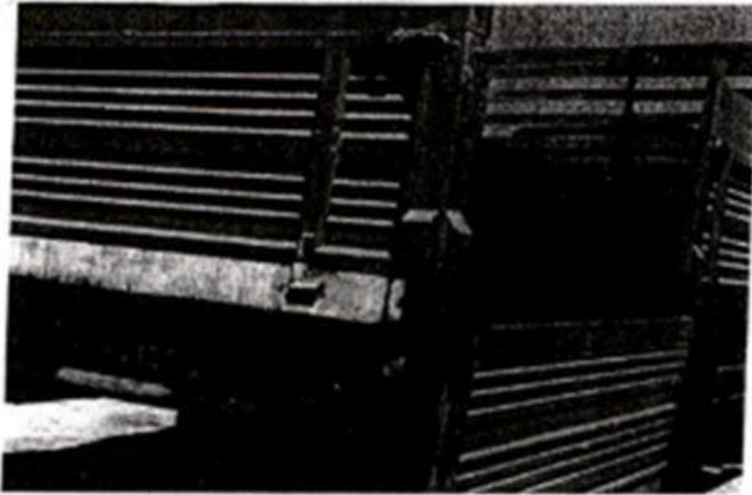
(*Signed*) [*Illegible*]

Oil and Oil Derivatives Oversight Committee

[SEAL: State of Libya
Government of National Accord
Ministry of Oil and Gas
Oil and Oil Derivatives Oversight Committee]

Chairman of the Board of Directors
Brega Oil Marketing Company

[PAGES 8-10 OF ORIGINAL CONSIST ENTIRELY OF PHOTOGRAPHS]







State of Libya
Government of National Accord

Record: 108

Date: 24 July 2016

File: _____

Sir,

On Sunday, 24 July 2016, members of the Office of Security and Safety and members of the Oil and Oil Derivatives Oversight Committee conducted a field visit to the western region to investigate how oil and oil derivatives are being distributed and how smuggling is being countered.

The members visited the port of Zuwarah. Here is a photograph from in front of the port that demonstrates the enormity of the oil-related economic disaster. It shows trucks carrying approximately 40,000 litres of diesel oil waiting to be smuggled via sea to European States.

[PHOTOGRAPH]



(Signed) [Illegible]

Oil and Oil Derivatives Oversight Committee

[SEAL: State of Libya
Government of National Accord
Ministry of Oil and Gas]

Chairman of the Board of Directors

Brega Oil Marketing Company

Annex 69 Excerpt of a summary of a court case brought against the registered owner of the flat

The plaintiff states that the flat was paid for by Mutassim Qadhafi and that the transaction was an indirect gift from Mutassim to her.



Ufficio Provinciale di ROMA - Territorio
Servizio di Pubblicità Immobiliare di ROMA 1

Ispezione ipotecaria

Data 20/03/2014 Ora 10:01:50

Pag. 3 - Fine

Ispezione richiesta

Protocollo di richiesta n. RM 219478 del 2014

Ispezione n. RM 219483/6 del 2014

Inizio ispezione 20/03/2014 09:59:34

Nota di trascrizione

Registro generale n. 62358

Registro particolare n. 46018

Presentazione n. 239 del 14/06/2012

Contro

Soggetto n. 1 In qualità di -

Cognome BEINEIN

Nome ALI AHMED A

Nato il 28/11/1965 a LIBIA (EE)

Sesso M. Codice fiscale BNN LMD 65528 Z326 L

Relativamente all'unità negoziale n. 1 Per il diritto di PROPRIETA'

Per la quota di -

DEFENDANT

Sezione D - Ulteriori informazioni

Altri aspetti che si ritiene utile indicare ai fini della pubblicità immobiliare

LA PRESENTE TRASCRIZIONE PER: 1) ACCERTATO CHE IL PREZZO NELL'AMBITO DELLE SEGUENTI COMPRAVENDITE: ATTO A ROGITO DEL NOTAIO ALESSANDRO MATTIANGELI REP. 117031 RACC. 46689 DEL 30/4/2010 CON IL QUALE LA SIG.RA DIANA FRANCESCA DE MARCO HA VENDUTO AL SIG. ALI AHMED A BEINEIN, SOCIO DI MAGGIORANZA DELLA DIAMOND VIP SERVICE SRL I SEGUENTI IMMOBILI: - APPARTAMENTO SITO AL PIANO 4 INTERNO 4 SITO IN ROMA VIA ORSINI N. 25BIS-27 IDENTIFICATO AL NCEU AL FG. 405, PART. 120, SUB. 4 -LOCALE CANTINA IDENTIFICATO AL NCEU AL FG. 405, PART. 120, SUB. 18 -APPARTAMENTO SITO AL PIANO 5 INTERNO 5, SCALA C, SITO IN ROMA VIA ORSINI N. 25BIS-27 IDENTIFICATO IN NCEU AL FG. 405, PART. 120, SUB.13,-LOCALE CANTINA IDENTIFICATO AL NCEU AL FG. 405, PART. 120, SUB. 17 ATTO A ROGITO DEL NOTAIO ALESSANDRO MATTIANGELI CON ATTO REP. 117032 RACC. 46690 DEL 30/04/2010 CON IL QUALE IL SIG. GIANCARLO SANTALMASSI HA VENDUTO L'IMMOBILE AL SIG. ALI AHMED A BEINEIN IL SEGUENTE BENE IMMOBILE: - APPARTAMENTO SITO AL PIANO 5 E PIANO 6 INTERNO 5 SITO IN ROMA VIA ORSINI N. 25 BIS-27 INDENTIFICATO AL NCEU AL FG. 405, PART. 119, SUB. 501, STATO PAGATO DAL SIG. MOUTASSIM GHEDDAFI O COMUNQUE A QUEST'ULTIMO RICONDUCIBILE 2) ACCERTATO E DICHIARATO CHE TALE PAGAMENTO HA RAPPRESENTATO DONAZIONE INDIRETTA DEGLI STESSI IMMOBILI DA PARTE DEL SIG. MOUTASSIM GHEDDAFI NEI CONFRONTI DELLA EFFETTIVA BENEFICIARIA E CIOE' A DIRSI LA SIG.RA VANESSA ANNE HESSLER E CHE DUNQUE IL SIG. ALI AHMED A BEINEIN STATO FITTIZIAMENTE INTERPOSTO EX ART. 1414 C.C. NELLA COMPRAVENDITA QUALE ACQUIRENTE 3) PER EFFETTO DICHIARARE CHE LA SIG.RA VANESSA ANNE HESSLER L'EFFETTIVA PROPRIETARIA DEI SEGUENTI BENI IMMOBILI: APPARTAMENTO SITO AL PIANO 4 INTERNO 4 SITO IN ROMA VIA ORSINI N. 25BIS-27 IDENTIFICATO AL NCEU AL FG. 405, PART. 120, SUB. 4 -LOCALE CANTINA IDENTIFICATO AL NCEU AL FG. 405, PART. 120, SUB. 18 -APPARTAMENTO SITO AL PIANO 5 INTERNO 5, SCALA C, SITO IN ROMA VIA ORSINI N. 25BIS-27 IDENTIFICATO IN NCEU AL FG. 405, PART. 120, SUB.13,-LOCALE CANTINA IDENTIFICATO AL NCEU AL FG. 405, PART. 120, SUB. 17 APPARTAMENTO SITO AL PIANO 5 E PIANO 6 INTERNO 5 SITO IN ROMA VIA ORSINI N. 25 BIS-27 INDENTIFICATO AL NCEU AL FG. 405, PART. 119, SUB. 501 4) CONSEGUENTEMENTE ORDINARE AL CONSERVATORE DELL'AGENZIA DEL TERRITORIO DI ROMA LA TRASCRIZIONE DELLA SENTENZA.

Source: Contractor of Libyan litigation department

Annex 70 Excerpt of police report of complaint filed by Saadi Qadhafi

Saadi Qadhafi stated to the Gendarmerie that he had asked for and received large sums of money from acquaintances, but that his associate might have run off with two million USD.

=====EXPOSE DES FAITS=====

Courant mois de Juillet deux mil douze, le fils du défunt président de la révolution du Fatah le sieur Saadi Ghadafi en asile politique au Niger a demandé auprès de sa famille en Algérie une certaine somme d'argent pour surmonter les aléas de la vie. C'est ainsi que de cette sollicitude il reçut la somme de deux millions de dollars américain qu'il confia à son ami Saadou Boubacar qui en abuse de la confiance placée en lui pour dilapider l'argent à ses fins personnel. Désespéré, Monsieur Saadi Ghadafi alerte le commandant de Groupement de Niamey pour porter plainte.

=====TRANSPORT SUR LES LIEUX=====

Au reçu de cette information, nous nous sommes aussitôt rendus sur les lieux sise au quartier Bobiel d'où nous interpellons l'intéressé. Interrogé, il nie en bloque les faits qui lui sont reprochés

=====E N Q U E T E=====

Procédant à l'enquête relative aux faits et conformément à l'article 58 du code de procédure pénal, l'honorable BOUCAR SANI MALAM CHAIBOU député National nous sert d'interprète.

----- : VICTIME .-----

SAADI GHADAFI HOMME POLITIQUE DE LA LYBIE EN ASILE A NIAMEY:

qui nous déclare ce qui suit le 23/07/2012 à 15 heures 55 minutes. Il y a de cela six(06) mois, j'avais demandé à certaines de mes connaissances de m'envoyer de l'argent. A cet effet une première somme de un million six cent milles dollars(1M.600.000\$)m'a été expédiée. J'ai remis cette somme à Mr Saad Baboob pour les garder. Deux(02) mois, j'avais reçu un second envoi d'un montant de quatre cent mille dollars(400.000\$) que je confie une fois de plus à Mr Saad Baboob. Soit un total de deux millions de dollars(2.000.000\$).Ainsi, cela fait près d'un mois que je cours derrière Saad Baboob afin de récupérer cet argent sans suite. Il commande à ne plus décrocher mes appels.

S.I.R: Mr Saad Baboob demeure au Bobiel et change de numéro constamment.

S.I.R: Salal Hajini, ici présent connaît son domicile et est prêt à vous donner des indication.

S.I.R: Les numéros 99929568 et 99929521 sont sur lesquels je l'appelle.

S.I.R: Il est également un réfugié au Niger.

S.I.R: Je ne lui ai donné aucune consigne de défense sur cet argent.


S.I.R: C'est tout ce que j'ai à vous dire.

Le même jour 16 heures 09 minutes.

L'intéressé ne sachant ni lire ni écrire le Français, lecture de sa déclaration ci-dessus lui à été faites par nous en laquelle il persiste n'avoir rien à y changer, à y ajouter ou à y retrancher. A signer sur notre carnet de déclaration.

Source: Gendarmerie, Niamey

Annex 71 Hannibal Qadhafi on the Board of Mariner for Maritime Transport


Mariner for Maritime Transportation Ltd
التاريخ : 2007.01.18
إشارى : M.A:15/07

Head Office (Nicosia - Cyprus)
Evagoros Ave - Evagoros Complex
27 Irini Building - 6th floor Office No. 6
Nicosia - Cyprus
Tel: 00 357 22 44 56 14
Fax: 00 357 22 44 56 12
E-mail: mariner@marinerltd.com

٠١٦٤٥٦٧٧٨٣٤٨

الإخوة/ مصرف شمال أفريقيا الدولي - تونس
إدارة العمليات المصرفية

بعد التحية ، ، ، ،


- نود في البداية أن نشيد بتعاونكم وبما نلقاه منكم من حسن معاملة وخدمات متميزة .
- بهذا الخطاب نرجو منكم العمل على تحويل مبلغ وقدره (S10,000) فقط عشرة آلاف دولار أمريكي شهريا وبصفة مستمرة إلى حين إعلامكم بغير ذلك .
- من حسابنا لديكم رقم : 01 01 1868 001/0
- إلى الحساب رقم : 01 01 2207 001/0 بمصرفكم .
- وذلك بدلا من الحساب التالي :

Beneficiary's Name : Mr. Hanibal Gathafi
Beneficiary's Bank : Danske Bank
BANK ADDRESS : Holmens Kanal Afdeling . Holmens 2 - 1090
Kopenhagen K.
Account No : 4001 - 4001 81 89 88
Swift Code : DABADKKK

- وهذا المبلغ يمثل عضوية الأخ المذكور في مجلس إدارة الشركة .
- عليه يرجى منكم التقيد بذلك وعلى أن يتم إجراء التحويل يوم 27 من كل شهر ودون الحاجة إلى أمر تحويل من قبلنا .
- ولكم جزيل الشكر .

** والسلام عليكم **

طلال عريبي
رئيس مجلس الإدارة



Source: Confidential

Annex 72 Stolen assets under the control of a listed individual and/or at risk of misappropriation

Physical assets in West Africa

1. The Panel is investigating independent reports on the involvement of a listed individual in storing large amounts of physical assets in several locations in West Africa. It is alleged that the operation to hide large amounts of cash and some gold in West African countries was organised by Abdallah al-Senussi (LYi.018) in 2011. Six sources have alerted the Panel that attempts are being made to move some of these assets back to Libya and to possibly make them available to some of Libya's competing political and military stakeholders.
2. In a first case, four independent sources reported to the Panel that USD 560 million, in USD 100 denomination, is kept by a group of Libyans in Ouagadougou, Burkina Faso. This group has attempted to transfer the assets to a third country through a local company: "Societe Transit Transport Convoi International (STTCI)".

Picture of the alleged assets with a Burkinabe daily



Source: Confidential

3. Several sources have explained to the Panel that they have travelled to Burkina Faso and inspected the cash, which is stored in metal chests. It is reported that authorities in Tripoli, al-Bayda and Tobruk have attempted to obtain the USD 560 million. Specifically, the involvement of NSG's prime minister al-Ghweil, Libyan 'Interim government' prime minister al-Thinni, HoR speaker Saleh and intelligence head Mustafa Nuh has been reported. Although the transfer of these assets has failed for now, the Panel has seen documentation showing that the logistical preparations were well-advanced. Groups involved in the negotiations expect to receive a commission of 10 or even 35 per cent.

Export license in preparation of the alleged transfer

BURKINA FASO

Nom et adresse du déclarant :
STTCI BURKINA 01 BP. 1418 OUAGA C1
Marchandises facturées ou expédiées en consignation à :
(Nom et adresse complète)
DIETRAGEO KARL THOMAS SA
BOUMA DE LA GUYANE INF 31 JESS
10 SALA AL JADIDA HAÏM DEM
CF 20 55 5
MAROC

TITRE D'EXPORTATION

N° de code de l'exportateur : CAE
Pays de destination : MAROC
REF.C.C.012
012 / 014283 *

I. DESIGNATION DES MARCHANDISES

Numéro du tarif des douanes	Spécification de la marchandise telle qu'elle figure sur la déclaration d'exportation	Quantité exportée (Pois net)	Valeur déclarée en douane en (E.C.F.A.)
912	26 CAISSES METALLIQUES CRYSTAL	3 2.500	560 000 000 USD

II. REGLEMENT FINANCIER DE L'EXPORTATION

Le produit de l'exportation des marchandises désignées ci-dessus, d'une valeur facturée de : 560 000 000 \$ USD

En Fcs CFA dans tous les cas : VISA DOUANE
EN DEVISES : le montant est en devises

Facture N° 420
FRAIS DOUANE + MAGASINAGE : 86 000 EURO
Sur la base d'un contrat (départ usine, FOB, CFA etc...)

doit être rapatrié sous les peines de droit et dans les conditions fixées par la réglementation des changes par (1)

Elément de la facturation (en Fcs CFA) : Valeur des marchandises (départ usine) : CRYSTAL
Frais accessoires pris en charge par l'exportateur : à l'étranger : MAROC

Nature de l'exportation (2) : CRYSTAL
Numéro du titre d'exportation : 912 FOLL EURO

(1) Nom et adresse complète l'exportateur responsable du rapatriement des devises : STTCI

(2) Indiquez, selon le cas : exportation en vente ferme sans titre d'exportation, exportation en vente ferme avec titre d'exportation, exportation en consignation ou exportation temporaire

LIBRE A LA SORTIE DU TERRITOIRE BURKINA FASO

Je soussigné certifie, sincères et véritables les mentions portées sur la présente formulaire.
OUAGA DOUTOUMI le 24/04/2015
Signature du déclarant

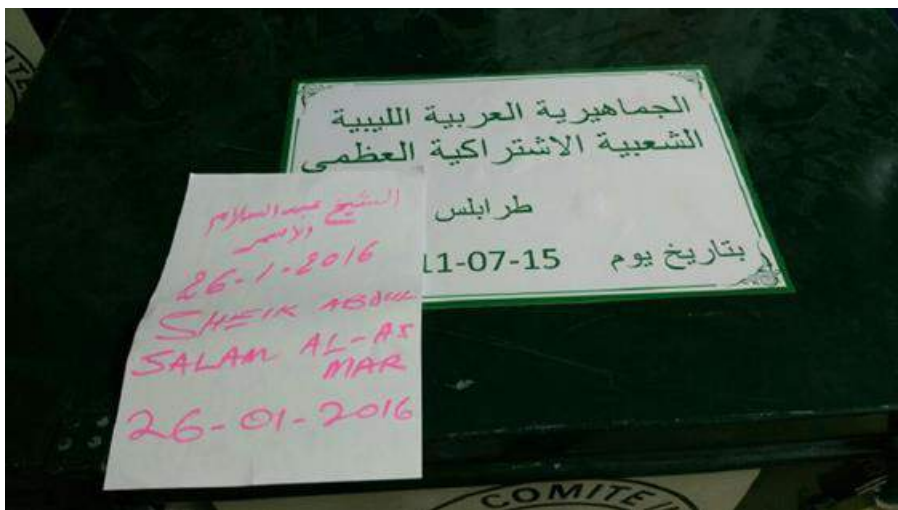
Source: Confidential

4. However, the Burkinabe authorities have reported to the Panel that no company by the name of STTCI is known at the company register or holds any bank accounts in Burkina Faso. They confirmed that the alleged STTCI post office box in Ouagadougou listed on the documents exists, but that it is owned by an individual. In addition, the box frequently receives mail for addressees unknown to the owner. These include a businessman with well-known links to Libya.⁴¹

5. In a second case, sources told the Panel that physical assets are being kept in Accra, Ghana. At least until February 2016, they were allegedly stored in boxes with an ICRC logo at the premises of an 'international human rights organization', Le Comité International pour la Protection des Droits de l'Homme (CIPDH). The Panel has contacted France where the organization has its headquarters. The Panel has seen a report on the matter filed with the Ghanaian police and has subsequently contacted Ghana to ask for clarification. The Panel's letter, and another reminder, have remained unanswered.

⁴¹ <http://www.ecodufaso.com/portrait-mahamadi-sawadogo-dit-kadhafi-pdg-du-groupe-smaf-international/>

Pictures of alleged assets at CIPDH office in Accra, Ghana



Source: Confidential

6. The Libyan in charge of the assets in Ghana is reported to be Mohamed Saleh al-Mahmoudi. It appears that agents reporting to the LNA have tried to ‘recover’ the assets. Unrelated to the LNA attempts, some of the assets were allegedly moved to another country.

7. Additional countries in the region have been mentioned in conversations with the Panel but no documentation or details were provided.

Assets in South Africa

8. Previously, the Panel investigated several pieces of documentation alleging that a large quantity of physical assets, potentially belonging to a listed individual, was stored in South Africa (see S/2015/128, Annex 36). However, at that time, the documentation was considered to be unreliable and the investigations could not confirm the allegations.

9. In 2016, the Panel received new information, including documentation. According to this documentation, an attempt was made in 2013 to use the alleged assets as payment for a multi-billion

dollar arms deal between several South African defence industry companies and the “Libyan Air Force” and “Air Territory Defense Forces”. The volumes and types of the materiel requested by the Libyan party suggest that a large amount of money was indeed readily available and the negotiations appeared to be relatively advanced. The Panel has interviewed, separately, two people directly involved in the attempted deal. Both claim that the materiel was to be paid for by ‘hidden’ assets from the Qadhafi regime already present in South Africa.

10. In 2013, agents claiming to represent the Libyan government visited South Africa to discuss the delivery of a wide range of materiel including tanks and attack helicopters. Correspondence seen by the Panel shows frequent contacts between the brokers and managers from the Denel company and its subsidiaries.

Request by the Libyan Air Force and Air Territory Defense Forces

DENEL LIBYAN FIRST REQUEST AIR FORCE & THE AIR TERRITORY DEFENSE FORCES Feb-13					
		Initial Order	Final Order	Years to complete	Notes
1	Command centers				Study to be made
2	Ground Air Defense Systems				Study to be made
3	Roovalk	14	84	4	
4	Oryx	10	40	4	If ZA product
5	A109	2	6	4	If ZA product
6	SA 330 Puma	20	30	4	
7	C130 upgrade	3			
8	Denel Aviation Academy				
	Military Students (per year)	400			
	Technicians (per year)	500			
9	UAV	15	?	4	
10	Ingwe launchers	500			Munitions 30.000
11	SS 5.56x45	2000	15000	4	Munitions 5 millions
12	SS 77 7.62x51	1000	3000	4	Munitions 1 millions
13	SS 77 Mk1 7.62x51	3500	15000	4	Munitions 4 millions
14	20 mm Rapid fire auto	1000	5000	4	Munitions 5 millions
15	NTW 20 20x82	4000	8000	4	Munitions 4 millions
16	NTW 20 20x110	500	3500	4	Munitions 800.000
17	Mortar M6 60	500	1800	4	Munitions 30.000
18	Mortar M8 81	500	1800	4	Munitions 30.000
19	Commando Mortar M4	500	2500	4	
20	AGL 40	600	2200	4	Munitions 600.000
21	Rooikat 76	150			Munitions 5.000
22	Rooikat 105	300			Munitions 18.000
23	Towed 105	120			
24	LAV III/T7 105	64			
25	T5 52 155	18	36	4	Munitions 30.000
26	G6 45 155	18	72	4	
27	G6 52 155	36	108	4	
28	Casspir MK5	75	180	4	
29	Munition 5.56	4 Millions			
30	Munition 9	10 Millions			
31	Munition 14.5	6 Millions			
32	Munition 23	3 Millions			

Source: Broker involved in the negotiations

11. It also appears that officials from the South African Ministry of Defence were informed of the ongoing negotiations. One of the brokers, Mohamed Belgacem Tag reportedly met with a senior military official, to discuss the Libyan military needs. The South African Ministry of Defence also expressed its support to the negotiations in writing on 13 March 2013.

Letter of support from Ministry of Defence

RESTRICTED



DS/R/311/1

MINISTRY OF DEFENCE & MILITARY VETERANS
REPUBLIC OF SOUTH AFRICA
Private Bag X 910, Pretoria, 0001, Tel: (012) 385 5521

13 March 2013

Mr. Mohamed Aboul Kacem Tag
General Manager: Sidi Belal Company
Of International Trade
Tunisia

Dear Sir

**DENEL REQUEST OF THE 02-02-13: LIBYAN AIR FORCE & AIR
TERRITORY DEFENSE FORCES.**

Reference is hereby made to the meeting held in Johannesburg (South Africa) on
the 05 March 2013.

Firstly it is my greatest pleasure to present my warmest compliments to you and
wish you successes in the discharge of your noble duties.

I want to take this opportunity to acknowledge receipt of your request: DENEL
REQUEST OF THE 02-02-13: LIBYAN AIR FORCE & AIR TERRITORY
DEFENSE FORCES, presented in Arabic with an English translated version and
also wish to reiterate that South African Government is commitment towards the
stabilisation and reconstruction of Libya.

I sincerely wish to honour your request given the long standing relations that exist
and continue to mature between our countries

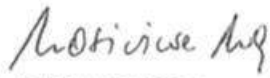
RESTRICTED

RESTRICTED

DENEL REQUEST OF THE 02-02-13: LIBYAN AIR FORCE & AIR TERRITORY
DEFENSE FORCES.

Please accept the assurance of my highest consideration and personal esteem.

Regards



N.N. MAPISA-NQAKULA
MINISTER OF DEFENCE AND MILITARY VETERANS

DATE: 17/03/2013

RESTRICTED

Source: Broker involved in the negotiations

12. The Panel wrote to South Africa to request further information regarding these negotiations and particularly details about the financial sources that would have allowed for such a large transaction. However, no reply was received.

13. The Panel has viewed additional documentation allegedly confirming the presence of Libyan assets in South Africa. None of these documents were convincing. For some documents, the Panel was not allowed to take copies for further investigation. Other documents that were shared contained insufficient information to verify their contents and did not prove the amount, origin or location of the alleged assets.

14. The Panel has reached out to South African officials mentioned in the new documentation to verify their contents. To date, none has responded to the Panel's outreach or requests for information.

15. The Panel has spoken to numerous Libyan politicians and civil servants who confirm that several 'official' delegations have travelled to South Africa to meet with the ANC leadership and discuss the issue of the return of Libyan assets.

Funds in Kenya

16. The Panel has obtained documentation indicating that two large transfers were possibly made in the second half of 2011 on behalf of the Libyan Africa Investment Portfolio (LYe.002, listed since 17 March 2011), between bank accounts in South Africa and Kenya. The total amount transferred to an account at a branch of the CFC Stanbic Bank branch in Kenya was USD 800,000,000. Documentation received by the Panel shows payment authorisation by Bashir Saleh al-Shrkawi from a branch of the Standard Bank South Africa.

17. The management of LAIP has explained to the Panel that it has no knowledge of the beneficiary account. It had received a similar report and conducted its own investigation in 2013, but could not confirm that such a transaction had taken place.

18. If the information in the documents is accurate, these transfers would show that hidden Libyan funds are indeed accessible to members of the former regime in South Africa. Bashir al-Shrkawi currently resides in, or at least frequents South Africa. He has been named by numerous public and private sources as the person who manages funds from the former regime hidden in South Africa and throughout the rest of the continent.⁴² Although he used to head the LAIP until 2009, he had no formal relationship with the fund in 2011.

19. The Panel has interviewed Bashir Saleh al-Shrkawi who denies any knowledge of any assets of the former regime in Africa, other than the ones officially on record at the LIA. He described reports on 'hidden Libyan assets' in Africa as "mirages".

20. The Panel has requested information from Kenya but its letter has remained unanswered.

⁴² see, for example, "Gaddafi aide holds key to missing Libya funds", Financial Times, 8 April 2012, <https://www.ft.com/content/d446ad68-816f-11e1-b39c-00144feab49a>.

Groups tracing 'stolen assets'

21. The Panel has met with two competing groups of brokers that try to recover 'stolen assets' in exchange for a fee or a percentage. Because they are profit-driven, they have not been forthcoming with information. Furthermore, both groups had previously provided the Panel with unreliable or false documentation.
 22. Bearing in mind the current political division in Libya, and the need of both the PC and competing governments to obtain access to funds, such secrecy creates a risk for misappropriation. Clearly, the brokers report to various authorities, regardless of whether they support the PC, hoping they can further their case. Therefore, the Panel has urged both groups to share information that would allow it to monitor the issue.
 23. Following the Panel's letters, information sharing by both groups has improved but still more transparency is needed. Furthermore, they have tried to increase their national and international legitimacy through interacting with the Panel. However, it is not in the Panel's mandate to confirm the mandate of any broker and certainly not at this stage of the political process.
 24. Finally, it is possible that at least some of these cases are, in fact, scams. The Panel has received reports that some individuals have lost money while trying to obtain the alleged assets. Nevertheless, several other cases documented by the Panel show that former regime members still have access to relatively large amounts of funds, including cash.
-