

II

(Non-legislative acts)

REGULATIONS

COUNCIL REGULATION (EU) 2023/1593

of 28 July 2023

amending Regulation (EU) No 377/2012 concerning restrictive measures in view of the situation in Guinea-Bissau

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 215 thereof,

Having regard to Council Decision (CFSP) 2023/1598 of 28 July 2023 amending Decision 2012/285/CFSP concerning restrictive measures in view of the situation in Guinea-Bissau ⁽¹⁾,

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

Whereas:

- (1) In May 2012, the Council adopted Decision 2012/285/CFSP ⁽²⁾ and Regulation (EU) No 377/2012 ⁽³⁾.
- (2) Pursuant to Article 5(2) of Decision 2012/285/CFSP and Article 11(4) of Regulation (EU) No 377/2012, the Council reviewed the restrictive measures in view of the situation in Guinea-Bissau and concluded that a provision on a humanitarian exemption applicable to certain actors, as listed in the United Nations Security Council Resolution 2664 (2022), should be inserted in relation to the Union's complementary measures concerning the freezing of funds and economic resources.
- (3) Regulation (EU) No 377/2012 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 2 of Regulation (EU) No 377/2012, the following paragraph is added:

- '4. Paragraphs 1 and 2 shall not apply to the making available of funds or economic resources necessary to ensure the timely delivery of humanitarian assistance or to support other activities that support basic human needs where such assistance and other activities are carried out by:
 - (a) the United Nations, including its programmes, funds and other entities and bodies, as well as its specialised agencies and related organisations;
 - (b) international organisations;

⁽¹⁾ See page 23 of this Official Journal.

⁽²⁾ Council Decision 2012/285/CFSP of 31 May 2012 concerning restrictive measures in view of the situation in Guinea-Bissau and repealing Decision 2012/237/CFSP (OJ L 142, 1.6.2012, p. 36).

⁽³⁾ Council Regulation (EU) No 377/2012 of 3 May 2012 concerning restrictive measures in view of the situation in Guinea-Bissau (OJ L 119, 4.5.2012, p. 1).

- (c) humanitarian organisations having observer status with the United Nations General Assembly and members of those humanitarian organisations;
- (d) bilaterally or multilaterally funded non-governmental organisations participating in the United Nations Humanitarian Response Plans, Refugee Response Plans, other United Nations appeals or humanitarian clusters coordinated by the United Nations Office for the Coordination of Humanitarian Affairs (OCHA);
- (e) the employees, grantees, subsidiaries, or implementing partners of the entities mentioned in points (a) to (d) while and to the extent that they are acting in those capacities.’

Article 2

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

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

Done at Brussels, 28 July 2023.

For the Council
The President
P. NAVARRO RÍOS
