

DECISIONS

COUNCIL IMPLEMENTING DECISION (CFSP) 2020/190

of 12 February 2020

implementing Decision 2010/788/CFSP concerning restrictive measures against the Democratic Republic of the Congo

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 31(2) thereof,

Having regard to Council Decision 2010/788/CFSP of 20 December 2010 concerning restrictive measures against the Democratic Republic of the Congo and repealing Common Position 2008/369/CFSP⁽¹⁾, and in particular Article 6 thereof,

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

Whereas:

- (1) On 20 December 2010, the Council adopted Decision 2010/788/CFSP.
- (2) On 6 February 2020, the United Nations Security Council Committee, established pursuant to United Nations Security Council Resolution 1533 (2004), added one person to the list of persons and entities subject to restrictive measures. This person should therefore be added to Annex I to Decision 2010/788/CFSP.
- (3) Annex I to Decision 2010/788/CFSP should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Annex I to Decision 2010/788/CFSP is hereby amended as set out in the Annex to this Decision.

Article 2

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

Done at Brussels, 12 February 2020.

For the Council
The President
A. METELKO-ZGOMBIĆ

⁽¹⁾ OJ L 336, 21.12.2010, p. 30.

ANNEX

The following person is added to the list set out in Annex I to Decision 2010/788/CFSP

‘36. Seka BALUKU (low quality a.k.a.: a) Mzee Kajaju, b) Musa, c) Lumu, d) Lumonde)

Designation: Overall leader of the Allied Democratic Forces (ADF)

Date of birth: approximately 1977

Nationality: Uganda

Address: Last known location is Kajaju camp of Medina II, Beni territory, North Kivu, Democratic Republic of the Congo

Date of UN designation: 6 Feb. 2020

Other information: Longtime member of the ADF, Baluku used to be the second in command to ADF founder Jamil Mukulu until he took over after FARDC military operation Sukola I in 2014.

Additional information from the narrative summary of reasons for listing provided by the Sanctions Committee:

Reason for listing:

Seka Baluku was listed on 6 February 2020 pursuant to paragraph 7 of resolution 2293 (2016) for engaging in or providing support for acts that undermine the peace, stability and security of the DRC.

Additional Information:

Overall leader of the ADF. As highlighted in several reports from the Group of Experts on the DRC (S/2015/19, S/2015/797, S/2016/1102, S/2017/672, S/2018/531, S/2019/469, S/2019/974), Seka Baluku has committed, planned and/or directed the repeated targeting, killing and maiming, rape and other sexual violence, abduction of civilians, including children, as well as attacks on health facilities, in particular in Mamove, Beni territory, on 12 and 24 February 2019, as well as the continuous recruitment and use of children during attacks and for forced labour in Beni territory in the DRC since at least 2015.’
