

# **SECURITY COUNCIL COMMITTEE ESTABLISHED PURSUANT TO RESOLUTION 1636 (2005)**

8 March 2006

## **GUIDELINES OF THE COMMITTEE ESTABLISHED PURSUANT TO RESOLUTION 1636 (2005)**

### **The 1636 Committee**

The Committee was established pursuant to paragraph 3 of resolution 1636 (2005) to undertake the tasks described in paragraph 3 and the Annex to the same resolution. To facilitate the work of the Committee in that regard, the following procedural guidelines are hereby adopted:

#### **1. Decision-making**

The Committee shall make decisions by consensus of its members. If consensus cannot be reached on a particular issue, the Chairman should undertake such further consultations as may facilitate agreement. If after these consultations, consensus still cannot be reached, the matter may be submitted to the Security Council. The Chairman may encourage bilateral exchanges between interested Member States in order to clarify the issue prior to a decision. Communications submitted to the Committee pursuant to resolution 1636 (2005) shall be considered in accordance with the procedure determined by that resolution;

#### **2. Registration of individuals referred to in paragraph 3(a) of the resolution**

Notification to the Committee of an individual designated as suspect by the Commission or by the Government of Lebanon should, to the greatest extent possible, contain the following relevant information:

(a) The name, date of birth, place of birth, nationality, aliases, residence, professional or functional title and passport or travel document number of that individual;

(b) Any other information relevant to facilitate the application of the measures in paragraph 3(a), including the bank account number(s) of that individual;

(c) Description of the grounds on which that individual is designated as suspect;

### **3. Exceptions to the travel restrictions established in paragraph 3(a) of the resolution**

#### **(a) Requests from the Member States**

- (i) Each request for exceptions to the travel restrictions imposed under paragraph 3(a) of resolution 1636 (2005) shall be submitted in writing to the Chairman of the Committee through the Permanent Mission to the United Nations of the State of which the individual is a national or resident for consideration on the basis of paragraph 2(i) of the Annex to the resolution.
- (ii) Except in cases of emergency, to be determined by the Committee, all requests shall be received by the Chairman no less than five working days before the commencement date of the proposed travel;
- (iii) All requests should include the following information, with accompanying documents:
  - i. the name, designation, nationality and passport number(s) of the person(s) undertaking the proposed travel.
  - ii. the purpose(s) for the proposed travel, with copies of supporting documents furnishing details connected to the request such as specific dates and times of meetings or appointments.
  - iii. the proposed dates and times of departure from and return to the country from which the travel commenced.
  - iv. the complete itinerary for such travel including the ports of departure and return and all transit stops.
  - v. details of the mode of transport to be used, including where applicable, record locator, flight numbers and names of vessels.
  - vi. a statement of specific justification for the exception consistent with paragraph 2(i) of the Annex to the resolution.
- (iv) Any request for extension(s) of exceptions approved by the Committee under paragraph 2(i) of the Annex to the resolution shall also be subject to the provisions above, and shall be received by the Committee Chair in writing,

attaching the revised itinerary, no less than four working days before the expiration of the approved exception period, and circulated to Committee members;

- (v) The Committee shall receive written confirmation from the Government in whose territory the designated individual resides, with supporting documents, confirming the itinerary and date on which the individual traveling under an exception granted by the Committee returned to the country of residence;
- (vi) Any changes to the required travel information previously submitted to the Committee, including the points of transit, shall require the prior approval of the Committee and shall be received by the Committee Chair and circulated to Committee members no less than two working days prior to the commencement of the travel, except in cases of emergency;
- (vii) The Committee Chair shall be informed in writing immediately in the event of advancement or postponement of travel for which the Committee has already issued an exception. Submission to the Committee Chair of written notification will be sufficient in cases where the time of departure is advanced or postponed no more than 48 hours and the previously submitted itinerary remains otherwise unchanged. If travel is to be advanced or postponed more than 48 hours before or after the date previously approved by the Committee, then a new exception request must be submitted, and should be received by the Chair and circulated to Committee members in conformity with subparagraphs 3(a)(i), (ii), (iii), (iv), (v), (vi) and (vii);

**(b) Notifications from the Commission or the Government of Lebanon for the purpose of the investigation**

- (i) The Commission or the Government of Lebanon, for the purpose of its investigation, shall submit a written notification for exceptions to the travel restrictions imposed under paragraph 3(a) of resolution 1636 (2005) to the Chairman of the Committee for consideration on the basis of paragraph 2(i) of the Annex to the resolution;
- (ii) All such notifications should include the name of the person(s) undertaking the proposed travel, the destination of the travel and the duration of the travel;

- (iii) The Committee shall receive written confirmation from the Government in whose territory the designated individual resides, with supporting documents, confirming the date on which the individual traveling under an exception granted by the Committee returned to the country of residence;

**4. Exceptions to the freezing of funds and other economic resources pursuant to paragraph 3(a) of the resolution**

(a) Pursuant to resolution 1636 (2005), the Committee shall receive requests from Member States to authorize, as appropriate, access to frozen funds or other economic resources necessary to cover basic expenses, professional fees or other fees or service charges, as provided for in paragraph 2(ii) of the Annex to the resolution. The Committee will inform the submitting State of receipt of the request and the Committee's position with respect to that request within two working days after the Committee receives the request;

(b) Requests should, as appropriate, include the following information:

- i. Recipient (name and address)
- ii. Recipient's bank information (name and address of bank, account number)
- iii. Purpose of payment
- iv. Amount of installment
- v. Number of installments
- vi. Payment starting date
- vii. Bank transfer or direct debit
- viii. Interests
- ix. Specific funds being unfrozen
- x. Other information

**5. Registration of removal pursuant to paragraph 3 of the Annex to the resolution**

Consistent with paragraph 3 of the Annex to the resolution, the Committee intends to consider establishing additional guidelines concerning registration of removal of an individual from the scope of the measures in paragraph 3(a) of the resolution. The Committee intends to establish such additional guidelines following the adoption of these guidelines;

**6. Termination of the Committee and any measures still in force under paragraph 3 of the resolution**

The Committee and any measures still in force under paragraph 3(a) of the resolution will terminate when the Committee reports to the Security Council that all investigative and judicial proceedings relating to this terrorist attack have been completed, unless otherwise decided by the Security Council;

\* \* \* \* \*