第 327/2011 號行政長官批示

行政長官行使《澳門特別行政區基本法》第五十條賦予的 職權,並根據八月十一日第85/84/M號法令第三條的規定,作 出本批示。

授予行政長官辦公室主任譚俊榮或其法定代任人一切所需權限,代表澳門特別行政區作為立約人,與"台北金融大樓股份有限公司"簽署「台北101大樓56樓A及E座」之租賃合同。

二零一一年十月二十日

 $N^{\circ}43 - 26-10-2011$

行政長官 崔世安

Despacho do Chefe do Executivo n.º 327/2011

Usando da faculdade conferida pelo artigo 50.º da Lei Básica da Região Administrativa Especial de Macau e nos termos do artigo 3.º do Decreto-Lei n.º 85/84/M, de 11 de Agosto, o Chefe do Executivo manda:

São delegados no chefe do meu Gabinete, Tam Chon Weng, ou no seu substituto legal, todos os poderes necessários para representar a Região Administrativa Especial de Macau, como outorgante, no contrato de arrendamento das fracções A e E do 56.º andar do Edifício *Taipei101*, a celebrar com «*Taipei Financial Center Corporation*».

20 de Outubro de 2011.

O Chefe do Executivo, Chui Sai On.

第 74/2011 號行政長官公告

按照中央人民政府的命令,行政長官根據澳門特別行政區第3/1999號法律第六條第一款的規定,命令公佈聯合國安全理事會於二零一一年六月十七日通過的關於恐怖行為對國際和平與安全造成的威脅的第1989(2011)號決議的中文及英文正式文本。

二零一一年十月十八日發佈。

行政長官 崔世安

Aviso do Chefe do Executivo n.º 74/2011

O Chefe do Executivo manda publicar, nos termos do n.º 1 do artigo 6.º da Lei n.º 3/1999 da Região Administrativa Especial de Macau, por ordem do Governo Popular Central, a Resolução n.º 1989 (2011), adoptada pelo Conselho de Segurança das Nações Unidas, em 17 de Junho de 2011, relativa às ameaças à paz e segurança internacionais causadas por actos terroristas, nos seus textos autênticos em línguas chinesa e inglesa.

Promulgado em 18 de Outubro de 2011.

O Chefe do Executivo, Chui Sai On.

第 1989 (2011) 號決議 2011 年 6 月 17 日安全理事會第 6557 次會議通過

安全理事會,

回顧其第1267(1999)號、第1333(2000)號、第1363 (2001)號、第1373(2001)號、第1390(2002)號、第1452 (2002)號、第1455(2003)號、第1526(2004)號、第1566 (2004)號、第1617(2005)號、第1624(2005)號、第1699 (2006)號、第1730(2006)號、第1735(2006)號、第1822 (2008)號、第1904(2009)號和第1988(2011)號決議,以 及有關的安理會主席聲明,

重申一切形式和表現的恐怖主義都是對和平與安全的最嚴重威脅之一,任何恐怖主義行為,不論其動機為何,在何時發生,何人所為,都是不可開脫的犯罪行為,再次斷然譴責基地組織以及與之有關聯的其他個人、團體、企業和實體不斷多次犯下恐怖主義罪行,其目的是造成無辜平民和其他受害者死亡,財產損毀,嚴重破壞穩定,

Resolution 1989 (2011)

Adopted by the Security Council at its 6557th meeting, on 17 June 2011

The Security Council,

Recalling its resolutions 1267 (1999), 1333 (2000), 1363 (2001), 1373 (2001), 1390 (2002), 1452 (2002), 1455 (2003), 1526 (2004), 1566 (2004), 1617 (2005), 1624 (2005), 1699 (2006), 1730 (2006), 1735 (2006), 1822 (2008), 1904 (2009) and 1988 (2011), and the relevant statements of its President,

Reaffirming that terrorism in all its forms and manifestations constitutes one of the most serious threats to peace and security and that any acts of terrorism are criminal and unjustifiable regardless of their motivations, whenever and by whomsoever committed, and reiterating its unequivocal condemnation of Al-Qaida and other individuals, groups, undertakings and entities associated with it, for ongoing and multiple criminal terrorist acts aimed at causing the deaths of innocent civilians and other victims, destruction of property and greatly undermining stability,

重申不能也不應將恐怖主義與任何宗教、國籍或文明聯繫 起來,

回顧2011年5月2日的安全理事會主席聲明(S/PRST/2011/9),其中指出,烏薩馬·本·拉丹再也無法實施恐怖主義行徑,

重申需要根據《聯合國憲章》和國際法,包括適用的國際 人權法、難民法和人道主義法,採取一切手段抗擊恐怖行為對 國際和平與安全造成的威脅,並為此強調聯合國在領導和協調 這項努力方面的重大作用,

表示關切恐怖主義團體為籌集資金或贏得政治讓步,製造 了更多的綁架和劫持人質事件,並表示需要解決這一問題,

強調只有採取持久、全面的對策,有所有國家、國際組織 和區域組織的積極參與和協作,以遏止、削弱、孤立恐怖主義 威脅並使其失去能力,才能戰勝恐怖主義,

強調制裁是《聯合國憲章》規定的維護和恢復國際和平與安全的重要手段之一,在這方面強調,需要大力執行本決議第 1段所述措施,將其作為打擊恐怖活動的重要工具,

敦促所有會員國積極參與維持和更新根據第1267(1999) 號和第1333(2000)號決議編制的名單("綜合名單"),提 供關於現有列名的補充資料,酌情提出除名請求,查明應受本 決議第1段所述措施制裁的其他個人、團體、企業和實體並提 出名字供列入名單,

提醒第1267(1999)號決議所設委員會("委員會")通 過逐案方式,將不再符合本決議所述列名標準的個人和實體迅 速除名,

認識到會員國在根據本決議第1段採取的措施面臨的法律及 其他挑戰,歡迎委員會的程序和綜合名單的質量得到改進,表 示打算繼續努力,確保這些程序公正而明確,

特別歡迎根據第1822(2008)號決議第25段成功完成對綜 合名單上所有名字的審查,並在加強綜合名單的健全性方面取 得重大進展,

歡迎根據第1904(2009)號決議設立監察員辦公室及其自 設立以來發揮的作用,**注意到**監察員在加強公平性和透明度方 面的重要作用,**回顧**安全理事會堅定承諾,將確保監察員辦公 *Reaffirming* that terrorism cannot and should not be associated with any religion, nationality or civilization,

Recalling the Presidential Statement of the Security Council (S/PRST/2011/9) of 2 May 2011 which notes that Usama bin Laden will no longer be able to perpetrate acts of terrorism,

Reaffirming the need to combat by all means, in accordance with the Charter of the United Nations and international law, including applicable international human rights, refugee and humanitarian law, threats to international peace and security caused by terrorist acts, stressing in this regard the important role the United Nations plays in leading and coordinating this effort,

Expressing concern at the increase in incidents of kidnapping and hostage-taking by terrorist groups with the aim of raising funds, or gaining political concessions, and expressing the need for this issue to be addressed,

Stressing that terrorism can only be defeated by a sustained and comprehensive approach involving the active participation and collaboration of all States, and international and regional organizations to impede, impair, isolate and incapacitate the terrorist threat,

Emphasizing that sanctions are an important tool under the Charter of the United Nations in the maintenance and restoration of international peace and security, and stressing in this regard the need for robust implementation of the measures in paragraph 1 of this resolution as a significant tool in combating terrorist activity,

Urging all Member States to participate actively in maintaining and updating the list created pursuant to resolutions 1267 (1999) and 1333 (2000) ("the Consolidated List") by contributing additional information pertinent to current listings, submitting delisting requests when appropriate, and by identifying and nominating for listing additional individuals, groups, undertakings and entities which should be subject to the measures referred to in paragraph 1 of this resolution,

Reminding the Committee established pursuant to resolution 1267 (1999) ("the Committee") to remove expeditiously and on a case-by-case basis individuals and entities that no longer meet the criteria for listing outlined in this resolution,

Recognizing the challenges, both legal and otherwise, to the measures implemented by Member States under paragraph 1 of this resolution, welcoming improvements to the Committee's procedures and the quality of the Consolidated List, and expressing its intent to continue efforts to ensure that procedures are fair and clear,

Welcoming in particular the successful completion of the review of all names on the Consolidated List pursuant to paragraph 25 of resolution 1822 (2008) and the significant progress made to enhance the integrity of the Consolidated List,

Welcoming the establishment of the Office of the Ombudsperson pursuant to resolution 1904 (2009) and the role it has performed since its establishment, noting the Ombudsperson's important role in improving fairness and transparency, recalling the Security Council's firm commitment to ensuring that the Office of the Ombudsperson is able to continue to carry 室能夠繼續根據其任務規定有效履行職務,**又回顧**2011年2月 28日安全理事會主席聲明(S/PRST/2011/5),

重申本決議第1段所述措施屬預防性質,並非以國家法律所 定刑事標準為依據,

歡迎聯合國大會在2010年9月對2006年9月8日的"全球反恐 戰略"(A/RES/60/288)進行第二次審查,並歡迎設立反恐執 行工作隊,以確保聯合國系統反恐工作的總體協調一致,

歡迎委員會與國際刑警組織、聯合國毒品和犯罪問題辦公室(尤其是在技術援助和能力建設方面)以及所有其他聯合國機構持續開展合作,鼓勵進一步與反恐執行工作隊進行互動,以確保聯合國系統反恐工作的總體協調一致,

認識到需要採取措施防止和制止向恐怖主義和恐怖組織提供資助,包括來自有組織犯罪,特別是來自非法生產和販運毒品及其化學前體所得收入的資助,並認識到必須繼續為此目的開展國際合作,

關切地注意到基地組織以及與之有關聯的其他個人、團體、企業和實體繼續對國際和平與安全構成威脅,**重申**安理會決心從這一威脅的所有方面入手解決問題,並考慮到1267委員會對1267監察組提交該委員會的第十一次報告所載建議進行的審議,這個建議是,會員國應該對列入名單的塔利班與列入名單的基地組織個人和實體及其下屬予以區別對待,

注意到,在一些情況下,符合本決議第4段所述列名標準的 某些個人、團體、企業和實體也可能符合第1988(2011)號決 議第3段規定的列名標準,

根據《聯合國憲章》第七章**採取行動**,

措施

- 1. 決定,對基地組織以及與之有關聯的其他個人、團體、企業和實體,包括列入依照第1267(1999)號和第1333(2000)號決議編制的綜合名單C部分("與基地組織有關聯的個人")和D部分("與基地組織有關聯的實體和其他團體及企業")者和在本決議通過之後被指認者(以下簡稱"基地組織制裁名單"),所有國家均應採取第1333(2000)號決議第8(c)段和第1390(2002)號決議第1和第2段早先規定的措施:
- (a)毫不拖延地凍結這些個人、團體、企業和實體的資 金和其他金融資產或經濟資源,包括他們、代表其行事的人或 按照其指示行事的人直接或間接擁有或控制的財產所衍生的資

out its role effectively, in accordance with its mandate, and *recalling* also the Presidential Statement of the Security Council (S/PRST/2011/5) of 28 February 2011,

Reiterating that the measures referred to in paragraph 1 of this resolution are preventative in nature and are not reliant upon criminal standards set out under national law,

Welcoming the second review in September 2010 by the General Assembly of the United Nations Global Counter-Terrorism Strategy (A/RES/60/28B) of 8 September 2006 and the creation of the Counter-Terrorism Implementation Task Force (CTITF) to ensure overall coordination and coherence in the counter-terrorism efforts of the United Nations system,

Welcoming the continuing cooperation between the Committee and INTERPOL, the United Nations Office on Drugs and Crime, in particular on technical assistance and capacity building, and all other UN bodies, and encouraging further engagement with the CTITF to ensure overall coordination and coherence in the counter-terrorism efforts of the UN system,

Recognizing the need to take measures to prevent and suppress the financing of terrorism and terrorist organizations, including from the proceeds of organized crime, inter alia, the illicit production and trafficking of drugs and their chemical precursors, and the importance of continued international cooperation to that aim,

Noting with concern the continued threat posed to international peace and security by Al-Qaida and other individuals, groups, undertakings and entities associated with it, reaffirming its resolve to address all aspects of that threat, and considering the 1267 Committee's deliberations on the recommendation of the 1267 Monitoring Team in its Eleventh Report to the 1267 Committee that Member States treat listed Taliban and listed individuals and entities of Al-Qaida and its affiliates differently,

Noting that, in some instances, certain individuals, groups, undertakings and entities that meet the criteria for listing set forth in paragraph 3 of resolution 1988 (2011) may also meet the criteria for listing set forth in paragraph 4 of this resolution,

Acting under Chapter VII of the Charter of the United Nations,

Measures

- 1. Decides that all States shall take the measures as previously imposed by paragraph 8 (c) of resolution 1333 (2000), and paragraphs 1 and 2 of resolution 1390 (2002), with respect to Al-Qaida and other individuals, groups, undertakings and entities associated with them, including those referred to in section C ("Individuals associated with Al-Qaida") and section D ("Entities and other groups and undertakings associated with Al-Qaida") of the Consolidated List established pursuant to resolutions 1267 (1999) and 1333 (2000), as well as those designated after the date of adoption of this resolution, which shall henceforth be known as the Al-Qaida Sanctions List"):
- (a) Freeze without delay the funds and other financial assets or economic resources of these individuals, groups, undertakings and entities, including funds derived from property owned or controlled directly or indirectly, by them or by persons acting on their behalf or at their direction, and ensure that neither these

- 金,並確保本國國民或本國境內的人不直接或間接為這些人的 利益提供此種或任何其他資金、金融資產或經濟資源;
- (b)阻止這些個人入境或過境,但本段的規定絕不強制任何國家拒絕本國國民入境或要求本國國民離境,本段也不適用 於為履行司法程序而必須入境或過境的情況,或委員會經逐案 審查認定有正當理由入境或過境的情況;
- (c)阻止從本國境內、或境外本國國民、或使用懸掛本國國旗的船隻或飛機向這些個人、團體、企業和實體直接或問接供應、銷售或轉讓軍火和各種有關物資,包括武器和彈藥、軍用車輛和裝備、準軍事裝備及上述物資的備件,以及與軍事活動有關的技術諮詢、援助或培訓;
- 2. 指出,根據第1988(2011)號決議,依照第1267(1999) 號和第1333(2000)號決議編制的綜合名單A部分("與塔利班 有關聯的個人")和B部分("與塔利班有關聯的實體和其他團 體及企業")以前所列塔利班以及與之有關聯的其他個人、團 體、企業和實體不受本決議制約,並決定此後基地組織制裁名 單將僅載列與基地組織有關聯的個人、團體、企業和實體的名字;
- 3. 指示委員會向第1988號決議所設委員會轉交截至本決議通 過之日委員會尚未解決的與綜合名單A部分("與塔利班有關聯 的個人")和B部分("與塔利班有關聯的實體和其他團體及企 業")有關的所有列名提案、除名請求和現有資料更新提議, 以便第1988號決議所設委員會能夠根據第1988號決議審議上述事 項;
- 4. **重申**,表明個人、團體、企業或實體與基地組織有關聯的 行為或活動包括:
- (a)參與資助、籌劃、協助、籌備或實施基地組織或其任何基層組織、下屬機構、從中分裂或衍生出來的團體實施、夥同其實施、以其名義實施、代表其實施或為向其提供支持而實施的行動或活動;
 - (b) 為其供應、銷售或轉讓軍火和有關物資;
- (c)為其招募人員;或以其他方式支持基地組織或其任何 基層組織、下屬機構、從中分裂或衍生出來的團體的行為或活 動;
- 5. **又重申**,由與基地組織有關聯的個人、團體、企業和實體 直接或間接擁有或控制、或以其他方式向其提供支持的任何企業 或實體均可列入名單;
- 6. 確認上文第1段(a)的規定適用於所有類別的金融和經濟資源,其中包括但不限於用來提供因特網託管服務或相關服

- nor any other funds, financial assets or economic resources are made available, directly or indirectly for such persons' benefit, by their nationals or by persons within their territory;
- (b) Prevent the entry into or transit through their territories of these individuals, provided that nothing in this paragraph shall oblige any State to deny entry or require the departure from its territories of its own nationals and this paragraph shall not apply where entry or transit is necessary for the fulfilment of a judicial process or the Committee determines on a case-by-case basis only that entry or transit is justified;
- (c) Prevent the direct or indirect supply, sale, or transfer to these individuals, groups, undertakings and entities from their territories or by their nationals outside their territories, or using their flag vessels or aircraft, of arms and related materiel of all types including weapons and ammunition, military vehicles and equipment, paramilitary equipment, and spare parts for the aforementioned, and technical advice, assistance or training related to military activities;
- 2. Notes that, pursuant to resolution 1988 (2011), the Taliban, and other individuals, groups, undertakings and entities associated with them, as previously included in section A ("Individuals associated with the Taliban") and section B ("Entities and other groups and undertaking associated with the Taliban") of the Consolidated List established pursuant to resolutions 1267 (1999) and 1333 (2000) are not governed by this resolution and decides that henceforth the Al-Qaida Sanctions List shall include only the names of those individuals, groups, undertakings and entities associated with Al-Qaida;
- 3. Directs the Committee to transmit to the Committee established pursuant to resolution 1988 (2011) all listing submissions, delisting requests and proposed updates to the existing information relevant to section A ("Individuals associated with the Taliban") and section B ("entities and other groups and undertakings associated with the Taliban") of the Consolidated List that were pending before the Committee as of the date of adoption of this resolution, so that the Committee established pursuant to resolution 1988 (2011) can consider those matters in accordance with resolution 1988 (2011);
- 4. *Reaffirms* that acts or activities indicating that an individual, group, undertaking or entity is associated with Al-Qaida include:
- (a) participating in the financing, planning, facilitating, preparing, or perpetrating of acts or activities by, in conjunction with, under the name of, on behalf of, or in support of;
- (b) supplying, selling or transferring arms and related materiel to;
- (c) recruiting for; or otherwise supporting acts or activities of Al-Qaida or any cell, affiliate, splinter group or derivative thereof;
- 5. Further reaffirms that any undertaking or entity owned or controlled, directly or indirectly, by, or otherwise supporting, such an individual, group, undertaking or entity associated with Al-Qaida shall be eligible for designation;
- 6. Confirms that the requirements in paragraph 1 (a) above apply to financial and economic resources of every kind, including but no limited to those used for the provision of Internet

- 務,以支持基地組織以及其他與之有關聯的個人、團體、企業或實體的資源;
- 7. **注意到**此種資助或支持手段包括但不限於使用包括非法 種植、生產及販運毒品及其前體在內的犯罪行為所得收入;
- 8. **還確認**上文第1段(a)的規定還應適用於向基地組織制 裁名單所列個人、團體、企業或實體支付的贖金;
- 9. **決定**會員國可允許在已依照上文第1段的規定予以凍結的 賬戶中存入任何以被列名的個人、團體、企業或實體為受益人 的付款,但任何此種付款仍受上文第1段的規定制約並應被凍 結;
- 10. 鼓勵會員國利用第1452(2002)號決議第1和第2段所列,經第1735(2006)號決議修正的關於對上文第1段(a)所述措施的可用豁免的規定,並指示委員會審查委員會準則所列豁免程序,以便於會員國使用,並繼續確保迅速、透明地准予豁免;
- 11. **指示**委員會與安全理事會其他有關制裁委員會、特別是 第1988(2011)號決議所設委員會合作;

列名

- 12. 鼓勵所有會員國向委員會提交第1617(2005)號決議第2段所述、經上文第4段重申的無論以任何手段參與資助或支持基地組織的行為或活動的個人、團體、企業和實體以及與基地組織有關聯的其他個人、團體、企業和實體的名字,供委員會列入基地組織制裁名單;
- 13. **重申**會員國在向委員會提名以供列入基地組織制裁名單時,應根據第1735(2006)號決議第5段和第1822(2008)號決議第12段的規定行事,並提供詳細的案情說明,**還決定**該案情說明除會員國向委員會指明應予保密的部分外,應可根據請求予以公開,並可用於編寫下文第16段所述關於列名理由的敍述性簡要說明;
- 14. 決定提出新指認的會員國以及在本決議通過之前提名 以供列入基地組織制裁名單的會員國應說明,委員會或代表委 員會的監察員、秘書處或監察組可否公開該會員國的指認國身 份;並**大力鼓勵**指認國對此類請求作出肯定的答覆;
- 15. **決定**會員國在向委員會提名以供列入基地組織制裁名 單時,應使用標準列名表格,儘可能向委員會提供關於提名的

- hosting or related services, used for the support of Al-Qaida and other individuals, groups, undertakings or entities associated with it:
- 7. *Notes* that such means of financing or support include but are not limited to the use of proceeds derived from crime, including the illicit cultivation, production and trafficking of narcotic drugs and their precursors;
- 8. Confirms further that the requirements in paragraph 1 (a) above shall also apply to the payment of ransoms to individuals, groups, undertakings or entities on the Al-Qaida Sanctions List;
- 9. Decides that Member States may permit the addition to accounts frozen pursuant to the provisions of paragraph 1 above of any payment in favour of listed individuals, groups, undertakings or entities, provided that any such payments continue to be subject to the provisions in paragraph 1 above and are frozen;
- 10. Encourages Member States to make use of the provisions regarding available exemptions to the measures in paragraph 1 (a) above, set out in paragraphs 1 and 2 of resolution 1452 (2002), as amended by resolution 1735 (2006), and directs the Committee to review the procedures for exemptions as set out in the Committee's guidelines to facilitate their use by Member States and to continue to ensure that exemptions are granted expeditiously and transparently;
- 11. *Directs* the Committee to cooperate with other relevant Security Council Sanctions Committees, in particular that established pursuant to resolution 1988 (2011);

Listing

- 12. Encourages all Member States to submit to the Committee for inclusion on the Al-Qaida Sanctions List names of individuals, groups, undertakings and entities participating, by any means, in the financing or support of acts or activities of Al-Qaida, and other individuals, groups, undertakings and entities associated with it, as described in paragraph 2 of resolution 1617 (2005) and reaffirmed in paragraph 4 above;
- 13. Reaffirms that, when proposing names to the Committee for inclusion on the Al-Qaida Sanctions List, Member States shall act in accordance with paragraph 5 of resolution 1735 (2006) and paragraph 12 of resolution 1822 (2008), and provide a detailed statement of case, and decides further that the statement of case shall be releasable, upon request, except for the parts a Member State identifies as being confidential to the Committee, and may be used to develop the narrative summary of reasons for listing described in paragraph 16 below;
- 14. Decides that Member States proposing a new designation, as well as Member States that have proposed names for inclusion on the Al-Qaida Sanctions List before the adoption of this resolution, shall specify whether the Committee, or the Ombudsperson, or the Secretariat or Monitoring Team on the Committee's behalf, may make known the Member State's status as a designating State; and *strongly encourages* designating States to respond positively to such a request;
- 15. Decides that Member States, when proposing names to the Committee for inclusion on the Al-Qaida Sanctions List shall use the standard form for listing, and provide the Committee with as much relevant information as possible on the proposed name, in particular sufficient identifying information

信息,特別是充分的識別信息,以便準確和肯定地識別有關個人、團體、企業和實體,並儘量提供國際刑警組織為發出特別通告所需信息,並**指示**委員會根據本決議的規定,在必要時更新標準列名表格;**還指示**監察組向委員會報告為改進識別信息可以進一步採取的措施;

- 16. **歡迎**委員會在基地組織制裁名單中增列一個名字的同時,在監察組的協助下並與相關指認國協調,在委員會網站上就相應條目登載關於列名理由的敍述性簡要說明,**指示**委員會在監察組協助下並與相關指認國協調,繼續努力在委員會網站上就所有列名的理由提供敍述性簡要說明;
- 17. **鼓勵**會員國及相關國際組織和機構將任何相關法院裁定 和訴訟程序告知委員會,以便委員會能夠在審查相應列名或更 新關於列名理由的敍述性簡要說明時將其考慮在內;
- 18. **呼籲**委員會和監察組所有成員向委員會提供其可能掌握 的任何關於會員國的列名請求的資料,以便這些資料有助於委 員會就有關指認作出知情決定,並為第16段所述關於列名理由 的敍述性簡要說明提供更多材料;
- 19. **重申**,秘書處應根據第1735(2006)號決議第10段的規定,在進行公佈後、但在把某個名字列入基地組織制裁名單後三個工作日內,通知有關個人或實體據信所在國家的常駐代表團,如為個人,還應通知此人的國籍國(如已掌握此信息),要求秘書處在把某個名字列入基地組織制裁名單後,立即在委員會網站發表所有可公開發表的有關資料,包括關於列名理由的敘述性簡要說明,並**着重指出**以聯合國所有正式語文及時發表關於列名理由的敘述性簡要說明的重要性;
- 20. **還重申**第1822(2008)號決議第17段的規定,即要求會 員國根據本國法律和慣例,採取一切可能措施,將列名一事及 時通知或告知被列名的個人或實體,並在通知中附上關於列名 理由的敍述性簡要說明、對相關決議規定的列名後果的說明、 委員會審議除名請求的程序,包括根據本決議第21段和附件二 向監察員提出這一請求的可能性,以及第1452(2002)號決議 關於可用豁免的規定;

除名/監察員

21. 決定將本決議附件二所列程序中規定的、第1904 (2009)號決議所設監察員辦公室的任務自本決議通過之日起延 to allow for the accurate and positive identification of individuals, groups, undertakings and entities, and to the extent possible, the information required by Interpol to issue a Special Notice, and *directs* the Committee to update, as necessary, the standard form for listing in accordance with the provisions of this resolution; and *further directs* the Monitoring Team to report to the Committee on further steps that could be taken to improve identifying information;

- 16. Welcomes efforts by the Committee, with the assistance of the Monitoring Team and in coordination with the relevant designating States, to make accessible on the Committee's website, at the same time a name is added to the Al-Qaida Sanctions List, a narrative summary of reasons for listing for the corresponding entry, and directs the Committee, with the assistance of the Monitoring Team and in coordination with the relevant designating States, to continue its efforts to make accessible on the Committee's website narrative summaries of reasons for all listings;
- 17. Encourages Member States and relevant international organizations and bodies to inform the Committee of any relevant court decisions and proceedings so that the Committee can consider them when it reviews a corresponding listing or updates a narrative summary of reasons for listing;
- 18. Calls upon all members of the Committee and the Monitoring Team to share with the Committee any information they may have available regarding a listing request from a Member State so that this information may help inform the Committee's decision on designation and provide additional material for the narrative summary of reasons for listing described in paragraph 16:
- 19. Reaffirms that the Secretariat shall, after publication but within 3 working days after a name is added to the Al-Qaida Sanctions List, notify the Permanent Mission of the country or countries where the individual or entity is believed to be located and, in the case of individuals, the country of which the person is a national (to the extent this information is known), in accordance with paragraph 10 of resolution 1735 (2006), requests the Secretariat to publish on the Committee's website all relevant publicly releasable information, including the narrative summary of reasons for listing, immediately after a name is added to the Al-Qaida Sanctions List, and highlights the importance of making the narrative summary of reasons for listing available in all official languages of the United Nations in a timely manner;
- 20. Reaffirms further the provisions in paragraph 17 of resolution 1822 (2008) regarding the requirement that Member States take all possible measures, in accordance with their domestic laws and practices, to notify or inform in a timely manner the listed individual or entity of the designation and to include with this notification the narrative summary of reasons for listing, a description of the effects of designation, as provided in the relevant resolutions, the Committee's procedures for considering delisting requests, including the possibility of submitting such a request to the Ombudsperson in accordance with paragraph 21 and Annex II of this resolution, and the provisions of resolution 1452 (2002) regarding available exemptions;

Delisting/Ombudsperson

21. Decides to extend the mandate of the Office of the Ombudsperson, established by resolution 1904 (2009); as reflected in the procedures outlined in Annex II of this resolution, for a

長18個月,決定監察員應繼續獨立、公正地收取個人、團體、企業或實體提出的基地組織制裁名單除名請求,不得尋求或接受任何政府的指示,並決定監察員應就個人、團體、企業或實體通過監察員辦公室提出的基地組織制裁名單除名請求向委員會提交意見和建議,或建議保留列名,或建議委員會考慮除名;

- 22. 決定如監察員根據附件二就一項除名請求提出的監察員 綜合報告建議保留列名,要求各國對有關個人、團體、企業或 實體採取本決議第1段所述措施的規定仍然有效;
- 23. 決定如監察員建議委員會考慮除名,在委員會完成對監察員根據本決議附件二,包括其中第6段(h)項,所提交綜合報告的審議60天後,要求各國對有關個人、團體、企業或實體採取本決議第1段所述措施的規定即行終止,除非委員會在60天期限結束前以協商一致方式決定,這一規定對有關個人、團體、企業或實體仍然有效;規定如無法達成協商一致,主席應在委員會一名成員提出請求時把是否將有關個人、團體、企業或實體除名的問題提交安全理事會,以供在60天內作出決定;又規定,如有成員提出這樣的請求,要求各國採取本決議第1段所述措施的規定在這一期間內仍對有關個人、團體、企業或實體有效,直至安全理事會就此問題做出決定;
- 24. 請秘書長加強監察員辦公室的能力,以確保它能夠繼續 有效和及時地執行任務;
- 25. **強烈敦促**會員國向監察員提供所有相關資料,包括酌情 提供任何有關的保密資料,並**確認**監察員必須遵守提供資料的 會員國對這種資料規定的任何保密限制;
- 26. 請各會員國和相關國際組織及機構鼓勵正考慮對其列名 提出異議或已開始通過國家和區域法院對其列名提出異議的個 人和實體向監察員辦公室提交除名申請,以尋求從基地組織制 裁名單上除名;
- 27. 決定如指認國提交除名請求,要求各國對有關個人、團體、企業或實體採取本決議第1段所述措施的規定將在60天後終止,除非委員會在60天期限結束前以協商一致方式決定,這一規定對有關個人、團體、企業或實體仍然有效;規定如無法

- period of 18 months from the date of adoption of this resolution, *decides* that the Ombudsperson shall continue to receive requests from individuals, groups, undertakings or entities seeking to be removed from the Al-Qaida Sanctions List in an independent and impartial manner and shall neither seek nor receive instructions from any government, and *decides* that the Ombudsperson shall present to the Committee observations and a recommendation on the delisting of those individuals, groups, undertakings or entities that have requested removal from the Al-Qaida Sanctions List through the Office of the Ombudsperson, either a recommendation to retain the listing or a recommendation that the Committee consider delisting;
- 22. Decides that the requirement for States to take the measures described in paragraph 1 of this resolution shall remain in place with respect to that individual, group, undertaking or entity, where the Ombudsperson recommends retaining the listing in the Comprehensive Report of the Ombudsperson on a delisting request pursuant to annex II;
- 23. Decides that the requirement for States to take the measures described in paragraph 1 of this resolution shall terminate with respect to that individual, group, undertaking or entity 60 days after the Committee completes consideration of a Comprehensive Report of the Ombudsperson, in accordance with annex II of this resolution, including paragraph 6 (h) thereof, where the Ombudsperson recommends that the Committee consider delisting, unless the Committee decides by consensus before the end of that 60 day period that the requirement shall remain in place with respect to that individual, group, undertaking or entity; provided that, in cases where consensus does not exist, the Chair shall, on the request of a Committee Member, submit the question of whether to delist that individual, group, undertaking or entity to the Security Council for a decision within a period of 60 days; and provided further that, in the event of such a request, the requirement for States to take the measures described in paragraph 1 of this resolution shall remain in force for that period with respect to that individual, group, undertaking or entity until the question is decided by the Security Council;
- 24. *Requests* the Secretary General to strengthen the capacity of the Office of the Ombudsperson to ensure its continued ability to carry out its mandate in an effective and timely manner;
- 25. Strongly urges Member States to provide all relevant information to the Ombudsperson, including providing any relevant confidential information, where appropriate, and confirms that the Ombudsperson must comply with any confidentiality restrictions that are placed on such information by Member States providing it;
- 26. Requests that Member States and relevant international organizations and bodies encourage individuals and entities that are considering challenging or are already in the process of challenging their listing through national and regional courts to seek removal from the Al-Qaida Sanctions List by submitting delisting petitions to the Office of the Ombudsperson;
- 27. Decides that when the designating State submits a delisting request, the requirement for States to take the measures described in paragraph 1 of this resolution shall terminate with respect to that individual, group, undertaking or entity after 60 days unless the Committee decides by consensus before the end of that 60 day period that the measures shall remain in place

達成協商一致,主席應在委員會一名成員提出請求時把是否將有關個人、團體、企業或實體除名的問題提交安全理事會,以供在60天內作出決定;**又規定**,如果有成員提出這樣的請求,要求各國採取本決議第1段所述措施的規定在這一期間內仍對有關個人、團體、企業或實體有效,直至安全理事會就此問題做出決定;

- 28. 決定,在有多個指認國的情況下,為提出第27段所述除 名請求,所有指認國之間須達成協商一致;又決定,為第27段 之目的,列名請求的共同提案國不應被認為指認國;
- 29. **強烈敦促**各指認國允許監察員對向監察員提交了除名申 請的被列名個人和實體披露這些國家作為指認國的身份;
- 30. 指示委員會繼續根據其準則開展工作,審議會員國提出的關於把據稱不再符合相關決議以及本決議第4段所規定標準的個人、團體、企業和實體從基地組織制裁名單上除名的請求,在委員會一名成員提出要求時,應將這些除名請求應列入委員會議程,並鼓勵各會員國為其提交的除名請求提出理由;
- 31. 鼓勵各國為那些已被正式確認死亡的個人提交除名請求,特別是在未查出任何資產的情況下這樣做,並為那些據報告或經證實已不復存在的實體提出除名請求,同時採取一切合理措施,確保曾屬於這些個人或實體的資產沒有或不會被轉移或分發給基地組織制裁名單上的其他個人、團體、企業和實體;
- 32. **鼓勵**會員國在因除名而解凍已死亡個人或據報告或經確認已不復存在的實體的資產時,回顧第1373(2001)號決議所規定的義務,特別要防止解凍資產被用於恐怖主義目的;
- 33. 呼籲委員會在審議除名請求時適當考慮指認國、居住國、國籍國、所在國或公司註冊國以及委員會確定的其他相關國家的意見,指示委員會成員在對除名請求表示反對時提出反對理由,並要求委員會酌情將這些理由告知有關會員國、國家和區域法院及機構;
- 34. 鼓勵包括指認國、居住國和國籍國在內的所有會員國向委員會提供與委員會審查除名申請有關的所有信息,並在收到請求時與委員會進行會晤,以表達對除名請求的意見,又鼓勵委員會酌情會見掌握了與除名申請有關信息的國家或區域組織和機構的代表;

with respect to that individual, group, undertaking or entity; provided that, in cases where consensus does not exist, the Chair shall, on the request of a Committee Member, submit the question of whether to delist that individual, group, undertaking or entity to the Security Council for a decision within a period of 60 days; and provided further that, in the event of such a request, the requirement for States to take the measures described in paragraph 1 of this resolution shall remain in force for that period with respect to that individual, group, undertaking or entity until the question is decided by the Security Council;

- 28. Decides that, for purposes of submitting a delisting request in paragraph 27, consensus must exist between or among all designating States in cases where there are multiple designating States; and decides further that co-sponsors of listing requests shall not be considered designating States for purposes of paragraph 27;
- 29. Strongly urges designating States to allow the Ombudsperson to reveal their identities as designating States, to those listed individuals and entities that have submitted delisting petitions to the Ombudsperson;
- 30. Directs the Committee to continue to work, in accordance with its guidelines, to consider delisting requests of Member States for the removal from the Al-Qaida Sanctions List of individuals, groups, undertakings and entities that are alleged to no longer meet the criteria established in the relevant resolutions, and set out in paragraph 4 of the present resolution, which shall be placed on the Committee's agenda upon request of a member of the Committee, and encourages Member States to provide reasons for submitting their delisting requests;
- 31. Encourages States to submit delisting requests for individuals that are officially confirmed to be dead, particularly where no assets are identified, and for entities reported or confirmed to have ceased to exist, while at the same time taking all reasonable measures to ensure that the assets that had belonged to these individuals or entities have not been or will not be transferred or distributed to other individuals, groups, undertakings and entities on the Al-Qaida Sanctions List;
- 32. Encourages Member States, when unfreezing the assets of a deceased individual or an entity that is reported or confirmed to have ceased to exist as a result of a delisting, to recall the obligations set forth in resolution 1373 (2001) and, particularly, to prevent unfrozen assets from being used for terrorist purposes;
- 33. Calls upon the Committee when considering delisting requests to give due consideration to the opinions of designating State(s), State(s) of residence, nationallty, location or incorporation, and other relevant States as determined by the Committee, directs Committee members to provide their reasons for objecting to delisting requests at the time the request is objected to, and calls upon the Committee to share its reasons with relevant Member States and national and regional courts and bodies, where appropriate;
- 34. Encourages all Member States, including designating States and States of residence and nationality, to provide all information to the Committee relevant to the Committee's review of delisting petitions, and to meet with the Committee, if requested, to convey their views on delisting requests, and further encourages the Committee, where appropriate, to meet with representatives of national or regional organizations and bodies that have relevant information on delisting petitions;

35. 確認秘書處應在把一個名字從基地組織制裁名單上刪除 後3天內(根據已知信息)通知居住國、國籍國、所在國或公 司註冊國的常駐代表團,並決定收到這種通知的國家應根據本 國法律和慣例採取措施,及時將除名之事通知或告知有關個人 或實體;

審查和維持基地組織制裁名單

- 36. 鼓勵所有會員國,特別是指認國和居住國或國籍國,向 委員會提交剛剛獲得的有關被列名個人、團體、企業或實體的 更多識別信息和其他信息及證明文件,包括關於被列名實體、 團體和企業的運作情況以及被列名個人遷徙、入獄或死亡和其 他重要事件的最新信息;
- 37. **請**監察組每六個月向委員會分發一次基地組織制裁名單上缺少必需的識別信息,以致無法確保有效執行對其所規定措施的個人和實體的名單,並**指示**委員會審查這些列名以決定其是否仍然適當;
- 38. **重申**監察組應每六個月向委員會分發一次基地組織制裁 名單上據報告已死亡個人的名單,同時附上對死亡證書等相關 資料的評估意見,並儘可能附上被凍結資產的狀況和地點以及 將有資格接收任何解凍資產的個人或實體的名字,指示委員會 審查這些列名,以決定其是否仍然適當,並**呼籲**委員會在獲得 有關死亡的可信資料時將已死亡個人除名;
- 39. **重申**監察組應每六個月向委員會分發一次基地組織制 裁名單上據報告或經確認已不復存在的實體的名單,同時附上 對任何相關資料的評估意見,**指示**委員會審查這些列名以決定 其是否仍然適當,並呼籲委員會在獲得可信資料時刪除這類列 名;
- 40. 又指示委員會,鑒於第1822(2008)號決議第25段所述審查已經完成,對基地組織制裁名單上所有三年或超過三年未審查("三年期審查")的名字進行一次年度審查,把審查中的相關名字根據委員會準則規定的程序分發給各指認國和已知居住國、國籍國、所在國或公司註冊國,以通過查明不再適當的列名和確認仍然適當的列名,確保基地組織制裁名單儘可能跟上情況變化和儘可能準確,並指出,自本決議通過之日起,委員會依照第1904(2009)號決議附件二規定的程序對除名請求的審議應被視為等同於依照第1822(2008)號決議第26段進行的審查;

35. Confirms that the Secretariat shall, within 3 days after a name is removed from the Al-Qaida Sanctions List, notify the Permanent Mission of the State(s) of residence, nationality, location or incorporation (to the extent this information is known), and decides that States receiving such notification shall take measures, in accordance with their domestic laws and practices, to notify or inform the concerned individual or entity of the delisting in a timely manner;

Review and maintenance of the Al-Qaida Sanctions List

- 36. Encourages all Member States, in particular designating States and States of residence or nationality, to submit to the Committee additional identifying and other information, along with supporting documentation, on listed individuals, groups, undertakings and entities, including updates on the operating status of listed entities, groups and undertakings, the movement, incarceration or death of listed individuals and other significant events, as such information becomes available;
- 37. Requests the Monitoring Team to circulate to the Committee every six months a list of individuals and entities on the Al-Qaida Sanctions List whose entries lack identifiers necessary to ensure effective implementation of the measures imposed upon them, and directs the Committee to review these listings to decide whether they remain appropriate;
- 38. Reaffirms that the Monitoring Team should circulate to the Committee every six months a list of individuals on the Al-Qaida Sanctions List who are reportedly deceased, along with an assessment of relevant information such as the certification of death, and to the extent possible, the status and location of frozen assets and the names of any individuals or entities who would be in a position to receive any unfrozen assets, directs the Committee to review these listings to decide whether they remain appropriate, and calls upon the Committee to remove listings of deceased individuals, where credible information regarding death is available;
- 39. Reaffirms that the Monitoring Team should circulate to the Committee every six months a list of entities on the Al-Qaida Sanctions List that are reported or confirmed to have ceased to exist, along with an assessment of any relevant information, directs the Committee to review these listings to decide whether they remain appropriate, and calls upon the Committee to remove such listings where credible information is available;
- 40. Further directs the Committee, in light of the completion of the review described in paragraph 25 of resolution 1822 (2008), to conduct an annual review of all names on the Al-Qaida Sanctions List that have not been reviewed in three or more years ("the triennial review"), in which the relevant names are circulated to the designating States and States of residence, nationality, location or incorporation, where known, pursuant to the procedures set forth in the Committee guidelines, to ensure the Al-Qaida Sanctions List is as updated and accurate as possible through identifying listings that no longer remain appropriate and confirming listings that remain appropriate, and notes that the Committee's consideration of a delisting request after the date of adoption of this resolution, pursuant to the procedures set out in Annex II of this resolution, should be considered equivalent to a review conducted pursuant to paragraph 26 of resolution 1822 (2008);

措施的執行

- 41. **重申**所有國家都必須確定和在必要時制定適當程序, 以充分執行上文第1段所述措施的各方面規定;並回顧第1617 (2005)號決議第7段,強烈**敦促**所有會員國執行金融行動任 務組關於洗錢問題的四十項建議和該任務組關於資助恐怖主義 問題的九項特別建議中體現的綜合國際標準,並**鼓勵**會員國利 用特別建議三提供的指導,有效執行定向反恐制裁措施;
- 42. 指示委員會繼續確保按照公正和明確的程序將個人和實體列入基地組織制裁名單,將其除名以及根據第1452(2002)號決議給予豁免,並指示委員會為支持這些目標不斷積極審查其準則;
- 43. **指示**委員會優先審查與本決議的規定有關的準則,特別 是與第10、12、14、15、17、21、23、27、28、30、33、37和 40段有關的準則;
- 44. **鼓勵**各會員國(包括通過其常駐代表團)及有關國際組織與委員會舉行會議,就任何相關問題進行深入討論;
- 45. **請**委員會向安理會報告其關於會員國執行工作的調查結果,並為改善執行情況確定和建議必要步驟;
- 46. **指示**委員會查明可能未遵守上文第1段所述措施的情況,就每起個案確定適當的行動方針,並**請**主席在根據下文第55段向安理會提交的定期報告中匯報委員會在這個問題上的工作進展情況;
- 47. **敦促**所有會員國在執行上文第1段所述措施時,確保根 據國內法律和慣例儘快註銷假冒、偽造、被盜和遺失的護照和 其他旅行證件,使其不再流通,並通過國際刑警組織數據庫與 其他會員國分享關於這些文件的信息;
- 48. 鼓勵各會員國根據其國內法律和慣例與私營部門分享其國家數據庫中與假冒、偽造、被盜和遺失的歸本國管轄的身份證件或旅行證件有關的信息,並在發現有被列名者使用虛假身份(包括為了取得信貸)或假造旅行證件時,向委員會提供這方面的信息;
- 49. **確認**委員會任何待審事項都不應超過六個月仍懸而未 決,除非委員會通過逐案方式,根據委員會的準則確定因特殊 情況需要更多時間進行審議;

Measures implementation

- 41. Reiterates the importance of all States identifying, and if necessary introducing, adequate procedures to implement fully all aspects of the measures described in paragraph 1 above; and recalling paragraph 7 of resolution 1617 (2005), strongly *urges* all Member States to implement the comprehensive international standards embodied in the Financial Action Task Force's (FATF) Forty Recommendations on Money Laundering and the FATF Nine Special Recommendations on Terrorist Financing, and *encourages* Member States to utilize the guidance provided by Special Recommendation III for effective implementation of targeted counter-terrorism sanctions;
- 42. Directs the Committee to continue to ensure that fair and clear procedures exist for placing individuals and entities on the Al-Qaida List and for removing them as well as for granting exemptions per resolution 1452 (2002), and directs the Committee to keep its guidelines under active review in support of these objectives;
- 43. *Directs* the Committee, as a matter of priority, to review its guidelines with respect to the provisions of this resolution, in particular paragraphs 10, 12, 14, 15, 17, 21, 23, 27, 28, 30, 33, 37, and 40:
- 44. *Encourages* Member States, including through their permanent missions, and relevant international organizations to meet the Committee for in-depth discussion on any relevant issues:
- 45. Requests the Committee to report to the Council on its findings regarding Member States' implementation efforts, and identify and recommend steps necessary to improve implementation:
- 46. *Directs* the Committee to identify possible cases of non-compliance with the measures pursuant to paragraph 1 above and to determine the appropriate course of action on each case, and *requests* the Chair, in periodic reports to the Council pursuant to paragraph 55 below, to provide progress reports on the Committee's work on this issue;
- 47. *Urges* all Member States, in their implementation of the measures set out in paragraph 1 above, to ensure that fraudulent, counterfeit, stolen and lost passports and other travel documents are invalidated and removed from circulation, in accordance with domestic laws and practices, as soon as possible, and to share information on those documents with other Member States through the INTERPOL database;
- 48. Encourages Member States to share, in accordance with their domestic laws and practices, with the private sector information in their national databases related to fraudulent, counterfeit, stolen and lost identity or travel documents pertaining to their own jurisdictions, and, if a listed party is found to be using a false identity including to secure credit or fraudulent travel documents, to provide the Committee with information in this regard;
- 49. Confirms that no matter should be left pending before the Committee for a period longer than six months, unless the Committee determines on a case-by-case basis that extraordinary circumstances require additional time for consideration, in accordance with the Committee's guidelines;

- 50. **鼓勵**指認國通知監察組是否已有國內法院或其他司法主管部門審查了某一個人的案件,是否已經啟動任何司法程序,並在提交其標準列名表格時附上任何其他相關資料;
- 51. **請**委員會在收到會員國請求時,通過監察組或聯合國專 門機構協助提供能力建設援助,以加強對各項措施的執行;

協調和外聯

- 52. **重申**有必要加強委員會、反恐怖主義委員會(反恐委員會)、安全理事會第1540(2004)號決議所設委員會及其各自專家組之間正在開展的合作,包括酌情加強信息共享和以下方面的協調:在各自任務範圍內對各國的訪問、技術援助的促進和監測、與國際和區域組織及機構的關係以及涉及所有三個委員會的其他問題,表示打算就共同感興趣的領域向這些委員會提供指導,以更好地協調它們的努力和促進這種合作,並請秘書長作出必要安排,使這些機構能儘快在同一地點辦公;
- 53. **鼓勵**監察組和聯合國毒品和犯罪問題辦公室繼續與反恐執行局和1540委員會的專家合作開展聯合活動,通過舉辦區域和次區域講習班等辦法協助會員國努力履行相關決議規定的義務;
- 54. 請委員會考慮在適當的時候由主席和(或)委員會成員訪問選定國家,以加強對上文第1段所述措施的充分和有效執行,從而鼓勵各國全面遵守本決議和第1267(1999)號、第1333(2000)號、第1390(2002)號、第1455(2003)號、第1526(2004)號、第1617(2005)號、第1735(2006)號、第1822(2008)號和第1904(2009)號決議;
- 55. **請**委員會通過其主席至少每180天向安理會口頭報告一次委員會和監察組的全面工作情況,酌情與反恐委員會主席和第1540(2004)號決議所設委員會主席的報告相結合,又**請**主席定期為有關會員國舉行情況通報會;

監察組

- 56. 決定,為協助委員會執行其任務和支持監察員開展工作,把依照第1526(2004)號決議第7段在紐約設立的本屆監察組及其成員的任務期限再延長18個月,由委員會指導履行附件一所述職責,並請秘書長為此作出必要安排;
- 57. **指示**監察組審查委員會依照第1452(2002)號決議給予 豁免的程序,並就委員會可以通過何種方式改進給予這種豁免 的進程提出建議;

- 50. Encourages designating States to inform the Monitoring Team whether a national court or other legal authority has reviewed an individual's case and whether any judicial proceedings have begun, and to include any other relevant information when it submits its standard form for listing;
- 51. Requests the Committee to facilitate, through the Monitoring Team or specialized UN agencies, assistance on capacity building for enhancing implementation of the measures, upon request by Member States;

Coordination and outreach

- 52. Reiterates the need to enhance ongoing cooperation among the Committee, the Counter-Terrorism Committee (CTC) and the Committee established pursuant to resolution 1540 (2004), as well as their respective groups of experts, including through, as appropriate, enhanced information-sharing, coordination on visits to countries within their respective mandates, on facilitating and monitoring technical assistance, on relations with international and regional organizations and agencies and on other issues of relevance to all three committees, expresses its intention to provide guidance to the committees on areas of common interest in order better to coordinate their efforts and facilitate such cooperation, and requests the Secretary-General to make the necessary arrangements for the groups to be co-located as soon as possible;
- 53. Encourages the Monitoring Team and the United Nations Office on Drugs and Crime, to continue their joint activities, in cooperation with CTED and 1540 Committee experts to assist Member States in their efforts to comply with their obligations under the relevant resolutions, including through organizing regional and subregional workshops;
- 54. Requests the Committee to consider, where and when appropriate, visits to selected countries by the Chair and/or Committee members to enhance the full and effective implementation of the measures referred to in paragraph 1 above, with a view to encouraging States to comply fully with this resolution and resolutions 1267 (1999), 1333 (2000), 1390 (2002), 1455 (2003), 1526 (2004), 1617 (2005), 1735 (2006); 1822 (2008) and 1904 (2009);
- 55. Requests the Committee to report orally, through its Chair, at least every 180 days to the Council on the state of the overall work of the Committee and the Monitoring Team, and, as appropriate, in conjunction with the reports by the Chairs of CTC and the Committee established pursuant to resolution 1540 (2004), and further requests the Chair to hold periodic briefings for all interested Member States:

Monitoring Team

- 56. *Decides*, in arder to assist the Committee in fulfilling its mandate, as well as to support the Ombudsperson, to extend the mandate of the current New York-based Monitoring Team and its members, established pursuant to paragraph 7 of resolution 1526 (2004), for a further period of 18 months, under the direction of the Committee with the responsibilities outlined in annex 1, and requests the Secretary-General to make the necessary arrangements to this effect;
- 57. Directs the Monitoring Team to review the Committee's procedures for granting exemptions pursuant to resolution 1452 (2002), and to provide recommendations for how the Committee can improve the process for granting such exemptions;

58. **指示**監察組隨時向委員會通報不遵守本決議所規定措施的情況,又指示監察組就採取行動處理違規行為的問題向委員會提出建議;

審查

- 59. **決定**在18個月內,或必要時在更短時間內,審查上文第 1段所述措施,以視可能進一步加強這些措施;
 - 60. 決定繼續積極處理此案。

附件一

按照本決議第56段,監察組應在委員會的指導下開展工作,並有下列職責:

- (a)以書面形式向委員會提交兩份全面的獨立報告,第一份最遲在2012年3月31日提交,第二份最遲在2012年10月31日提交,說明各會員國執行本決議第1段所述措施的情況,包括就更好執行這些措施和可能採取的新措施提出具體建議;
 - (b)協助監察員執行本決議附件二為其規定的任務;
- (c)協助委員會定期審查基地組織制裁名單上的名字,包括旅行和與會員國聯繫,以編制委員會關於某項列名的事實和情況記錄;
- (d)分析根據第1455(2003)號決議第6段提交的報告、 根據第1617(2005)號決議第10段提交的核對表以及會員國按 委員會的指示向後者提供的其他資料;
- (e)協助委員會促使會員國按要求提供信息,包括關於本 決議第1段所述措施執行情況的信息;
- (f)向委員會提交一份綜合工作方案,供委員會視必要予以審查與核准。監察組應在其中詳細說明為履行職責設想開展的活動,包括擬議的旅行,應就此同反恐執行局和1540委員會專家組密切協調,以避免工作重疊和加強配合;
- (g) 同反恐執行局和1540委員會專家組密切合作和交流信息,以確定共同關注和重疊的工作領域,協助三個委員會進行 具體協調,包括在提交報告方面進行協調;
- (h) 積極參加並支持根據《聯合國全球反恐戰略》開展的 所有相關活動,包括在為確保全面協調和統一聯合國系統反恐 工作而設立的反恐執行工作隊內進行參與和提供支持,特別是 通過其有關工作組這樣做;

58. *Directs* the Monitoring Team to keep the Committee informed of instances of non-compliance with the measures imposed in this resolution, and further *directs* the Monitoring Team to provide recommendations to the Committee on actions taken to respond to non-compliance;

Reviews

- 59. *Decides* to review the measures described in paragraph 1 above with a view to their possible further strengthening in 18 months, or sooner if necessary;
 - 60. Decides to remain actively seized of the matter.

Annex I

In accordance with paragraph 56 of this resolution, the Monitoring Team shall operare under the direction of the Committee and shall have the following responsibilities:

- (a) To submit, in writing, two comprehensive, independent reports to the Committee, one by 31 March 2012, and the second by 31 October 2012, on implementation by Member States of the measures referred to in paragraph 1 of this resolution, including specific recommendations for improved implementation of the measures and possible new measures;
- (b) To assist the Ombudsperson in carrying out his or her mandate as specified in Annex II of this resolution;
- (c) To assist the Committee in regularly reviewing names on the Al-Qaida Sanctions List, including by undertaking travel and contact with Member States, with a view to developing the Committee's record of the facts and circumstances relating to a listing;
- (d) To analyse reports submitted pursuant to paragraph 6 of resolution 1455 (2003), the checklists submitted pursuant to paragraph 10 of resolution 1617 (2005), and other information submitted by Member States to the Committee, as instructed by the Committee;
- (e) To assist the Committee in following up on requests to Member States for information, including with respect to implementation of the measures referred to in paragraph 1 of this resolution:
- (f) To submit a comprehensive program of work to the Committee for its review and approval, as necessary, in which the Monitoring Team should detail the activities envisaged in order to fulfil its responsibilities, including proposed travel, based on close coordination with CTED and the 1540 Committee's group of experts to avoid duplication and reinforce synergies;
- (g) To work closely and share information with CTED and the 1540 Committee's group of experts to identify areas of convergence and overlap and to help facilitate concrete coordination, including in the area of reporting, among the three Committees;
- (h) To participate actively in and support all relevant activities under the United Nations Global Counter-Terrorism Strategy including within the Counter-Terrorism Implementation Task Force, established to ensure overall coordination and coherence in the counter-terrorism efforts of the United Nations system, in particular through its relevant working groups;

- (i)協助委員會對不遵守本決議第1段所述措施的情況進行分析,為此核對從會員國收集的信息,並主動或應委員會的要求將個案研究結果提交委員會審查;
- (j)向委員會提出可供會員國採用的建議,以幫助會員國 執行本決議第1段所述措施和準備擬議在基地組織制裁名單中 增加的列名;
- (k)協助委員會審議列名提議,包括彙編與提議的列名有關的資料,在委員會分發,並編寫第16段提到的敍述性簡要說明;
- (1)提請委員會注意可能成為除名理由的新情況或值得注 意的情況,例如公開報導的關於某人死亡的信息;
- (m)根據經委員會核准的監察組工作方案,在前往選定國家訪問之前同會員國進行協商;
- (n)酌情與所訪問國家的全國反恐協調機構或同類協調機構進行協調與合作;
- (o) 鼓勵會員國按委員會的指示提名和提交更多用於識別的信息,以供列入基地組織制裁名單;
- (p)向委員會提交更多的識別信息和其他信息,以協助委員會努力使名單儘可能跟上情況變化,儘可能準確;
- (q)研究基地組織的威脅的不斷變化性質和最佳對策,並 就此向委員會提出報告,包括同委員會協商,與有關學者和學 術機構開展對話;
- (r)核對、評估、監測和報告各項措施的實施情況,包括本決議第1段(a)所述防止基地組織和與之有關聯的其他個人、集團、企業和實體利用因特網犯罪的各項措施的執行情況,並就此提出建議;酌情進行個案研究;按照委員會的指示深入探討任何其他有關問題;
- (s)與會員國和其他相關組織協商,包括定期在紐約及各國首都同各國代表進行對話,同時考慮到他們的意見,尤其是他們對本附件(a)段所述監察組報告中可能述及的任何問題提出的意見;
- (t)與會員國情報和安全機構協商,包括通過區域論壇進 行協商,以便促進信息交流,並加強各項措施的執行工作;
- (u)與包括金融機構在內的私營部門相關代表協商,了解 資產凍結措施的實際執行情況,並提出旨在加強凍結措施的建 議;

- (i) To assist the Committee with its analysis of non-compliance with the measures referred to in paragraph 1 of this resolution by collating information collected from Member States and submitting case studies, both on its own initiative and upon the Committee's request, to the Committee for its review;
- j) To present to the Committee recommendations, which could be used by Member States to assist them with the implementation of the measures referred to in paragraph 1 of this resolution and in preparing proposed additions to the Al-Qaida Sanctions list;
- (k) To assist the Committee in its consideration of proposals for listing, including by compiling and circulating to the Committee information relevant to the proposed listing, and preparing a draft narrative summary referred to in paragraph 16;
- (l) To bring to the Committee's attention new or noteworthy circumstances that may warrant a delisting, such as publicly-reported information on a deceased individual;
- (m) To consult with Member States in advance of travel to selected Member States, based on its program of work as approved by the Committee;
- (n) To coordinate and cooperate with the national counterterrorism focal point or similar coordinating body in the country of visit, where appropriate;
- (o) To encourage Member States to submit names and additional identifying information for inclusion on the Al-Qaida Sanctions List, as instructed by the Committee;
- (p) To present to the Committee additional identifying and other information to assist the Committee in its efforts to keep the Al-Qaida Sanctions List as updated and accurate as possible;
- (q) To study and report to the Committee on the changing nature of the threat of Al-Qaida and the best measures to confront it, including by developing a dialogue with relevant scholars and academic bodies, in consultation with the Committee;
- (r) To collate, assess, monitor and report on and make recommendations regarding implementation of the measures, including implementation of the measure in paragraph 1 (a) of this resolution as it pertains to preventing the criminal misuse of the Internet by Al-Qaida, and other individuals, groups, undertakings and entities associated with it; to pursue case studies, as appropriate; and to explore in depth any other relevant issues as directed by the Committee;
- (s) To consult with Member States and other relevant organizations, including regular dialogue with representatives in New York and in capitals, taking into account their comments, especially regarding any issues that might be contained in the Monitoring Team's reports referred to in paragraph (a) of this annex;
- (t) To consult with Member States' intelligence and security services, including through regional forums, in order to facilitate the sharing of information and to strengthen enforcement of the measures:
- (u) To consult with relevant representatives of the private sector, including financial institutions, to team about the practical implementation of the assets freeze and to develop recommendations for the strengthening of that measure;

- (v)與相關國際和區域組織合作,以提高對各項措施的認識,推動對這些措施的遵守;
- (w)協助委員會應會員國的請求幫助提供能力建設援助,以加強各項措施的實施;
- (x)與國際刑警組織和會員國合作,獲得名單所列個人的 照片,以視可能列入國際刑警組織的特別通告;
- (y)在接到請求時協助安全理事會其他附屬機關及其專家 組加強第1699(2006)號決議所述與國際刑警組織的合作;
- (z)以口頭和(或)書面情況介紹的形式,定期或應委員會要求,向委員會報告監察組的工作情況,包括報告對會員國的訪問和監察組的活動;
- (aa)在90天內就基地組織與根據第1988(2011)號決議第1段符合被指認標準的個人、團體、企業和實體之間的聯繫向委員會提交一份書面報告並提出建議,特別側重於同時被列入基地組織制裁名單和1988名單者,此後定期提交這樣的報告和建議;
 - (bb)委員會確定的任何其他職責。

附件二

按照本決議第21段的規定,監察員辦公室在收到由基地組織制裁名單所列個人、團體、企業或實體("申請人")提出或其法律代表或代理人為其提出的除名請求後,有權執行以下任務。

安理會回顧,不允許會員國代表個人、團體、企業或實體向監察員辦公室提出除名請求。

收集信息(四個月)

- 1. 在收到除名請求後,監察員應:
- (a) 向申請人確認收到除名請求;
- (b) 告知申請人處理除名請求的一般程序;
- (c) 答覆申請人關於委員會程序的具體提問;
- (d)如所提申請中沒有適當觸及本決議第4段規定的最初 列名標準,則將此情況告知申請人,並將所提申請退還申請 人,供其考慮;
- (e)核實所提請求是新的請求還是再次提出的請求,若為 再次向監察員提出的請求,且其中不含任何補充資料,應將所 提請求退還申請人,供其考慮。

- (v) To work with relevant international and regional organizations in order to promote awareness of, and compliance with, the measures:
- (w) To assist the Committee in facilitating assistance on capacity building for enhancing implementation of the measures, upon request by Member States;
- (x) To work with INTERPOL and Member States to obtain photographs of listed individuals for possible inclusion in INTERPOL Special Notices;
- (y) To assist other subsidiary bodies of the Security Council, and their expert panels, upon request, with enhancing their cooperation with INTERPOL, referred to in resolution 1699 (2006);
- (z) To report to the Committee, on a regular basis or when the Committee so requests, through oral and/or written briefings on the work of the Monitoring Team, including its visits to Member States and its activities:
- (aa) To submit to the Committee within 90 days a written report and recommendations on linkages between Al-Qaida and those individuals, groups, undertakings or entities eligible for designation under paragraph 1 of resolution 1988 (2011), with a particular focus on entries that appear on both the Al-Qaida Sanctions List and the 1988 List, and thereafter submit such a report and recommendations periodically; and
 - (bb) Any other responsibility identified by the Committee.

Annex II

In accordance with paragraph 21 of this resolution, the Office of the Ombudsperson shall be authorized to carry out the following tasks upon receipt of a delisting request submitted by, or on behalf of, an individual, group, undertaking or entity on the Al-Qaida Sanctions List or by the legal representative or estate of such individual, group, undertaking or entity ("the petitioner").

The Council recalls that Member States are not permitted to submit delisting petitions on behalf of an individual, group, undertaking or entity to the Office of the Ombudsperson,

Information gathering (four months)

- 1. Upon receipt of a delisting request, the Ombudsperson shall:
- (a) Acknowledge to the petitioner the receipt of the delisting request;
- (b) Inform the petitioner of the general procedure for processing delisting requests;
- (c) Answer specific questions from the petitioner about Committee procedures;
- (d) Inform the petitioner in case the petition fails to properly address the original designation criteria, as set forth in paragraph 4 of this resolution, and return it to the petitioner for his or her consideration; and,
- (e) Verify if the request is a new request or a repeated request and, if it is a repeated request to the Ombudsperson and it does not contain any additional information, return it to the petitioner for his or her consideration.

- 2. 對於沒有退還申請人的除名申請,監察員應立即將除名請求轉遞委員會成員、指認國、居住國、國籍國或公司註冊國、相關聯合國機構及監察員認為相關的任何其他國家。監察員應要求這些國家或相關聯合國機構在四個月內提供一切與除名請求有關的適當補充資料。監察員可與這些國家進行對話,以確定:
 - (a) 這些國家對是否應批准除名請求的意見;
- (b)這些國家希望向申請人轉達的關於除名請求的資料、問題或澄清要求,包括申請人可為澄清除名請求而提供的資料或採取的步驟。
- 3.監察員也應立即向監察組轉遞除名請求,監察組則應在 四個月內向監察員提供:
- (a)監察組掌握的與除名請求有關的全部資料,包括法院 裁決和訴訟情況、新聞報導以及各國或相關國際組織以前向委 員會或監察組提供的資料;
- (b) 依據事實對申請人提供的與除名請求有關的資料作出 的評估;
- (c)監察組希望就除名請求向申請人提出的問題或要求其 作出的澄清。
- 4. 在這四個月資料收集期間結束時,監察員應以書面形式 向委員會說明當時最新進展情況,包括各國已提供資料予以說 明的詳細情況。監察員如經過評估,認為需要更多時間收集資 料,可適當考慮會員國關於延長提供資料時間的請求,將這一 期間延長一次,至多延長兩個月。

對話(兩個月)

5. 在資料收集期結束後,監察員應為兩個月的接觸期提供便利,這可包括與申請人進行對話。在適當考慮關於延長時間的請求情況下,監察員如經評估認為,需要更多時間開展接觸和起草下文第7段所述綜合報告,可將接觸期延長一次,最多延長兩個月。監察員如經評估認為不需要那麼長時間,則可縮短接觸期。

6. 在接觸期內,監察員:

(a)可向申請人提出問題,或要求其提供有助於委員會審議所提請求的補充資料或澄清,其中包括從相關國家、委員會和監察組收到的任何問題或索取資料的要求;

- 2. For delisting petitions not returned to the petitioner, the Ombudsperson shall immediately forward the delisting request to the members of the Committee, designating State(s), State(s) of residence and nationality or incorporation, relevant UN bodies, and any other States deemed relevant by the Ombudsperson. The Ombudsperson shall ask these States or relevant UN bodies to provide, within four months, any appropriate additional information relevant to the delisting request. The Ombudsperson may engage in dialogue with these States to determine:
- (a) These States' opinions on whether the delisting request should be granted; and
- (b) Information, questions or requests for clarifications that these States would like to be communicated to the petitioner regarding the delisting request, including any information or steps that might be taken by a petitioner to clarify the delisting request.
- 3. The Ombudsperson shall also immediately forward the delisting request to the Monitoring Team, which shall provide to the Ombudsperson, within four months:
- (a) All information available to the Monitoring Team that is relevant to the delisting request, including court decisions and proceedings, news reports, and information that States or relevant international organizations have previously shared with the Committee or the Monitoring Team;
- (b) Fact-based assessments of the information provided by the petitioner that is relevant to the delisting request; and
- (c) Questions or requests for clarifications that the Monitoring Team would like asked of the petitioner regarding the delisting request.
- 4. At the end of this four-month period of information gathering, the Ombudsperson shall present a written update to the Committee on progress to date, including details regarding which States have supplied information. The Ombudsperson may extend this period once for up to two months if he or she assesses that more time is required for information gathering, giving due consideration to requests by Member States for additional time to provide information.

Dialogue (two months)

- 5. Upon completion of the information gathering period, the Ombudsperson shall facilitate a two-month period of engagement, which may include dialogue with the petitioner. Giving due consideration to requests for additional time, the Ombudsperson may extend this period once for up to two months if he or she assesses that more time is required for engagement and the drafting of the Comprehensive Report described in paragraph 7 below. The Ombudsperson may shorten this time period if he or she assesses less time is required.
 - 6. During this period of engagement, the Ombudsperson:
- (a) May ask the petitioner questions or request additional information or clarifications that may help the Committee's consideration of the request, including any questions or information requests received from relevant States, the Committee and the Monitoring Team;

- (b)應當要求申請人提供一份簽名的聲明,在其中宣佈申請人當前與基地組織及其任何基層組織、下屬機構、從中分裂或衍生出來的團體沒有任何聯繫,並承諾將來不與基地組織建立聯繫;
 - (c)應儘可能與申請人會面;
- (d)應將申請人的答覆反饋相關國家、委員會和監察組, 並就申請人提出的不完整答覆與申請人進行後續聯繫;
- (e)應與各國、委員會和監察組協調處理申請人的任何進一步查詢或向申請人作出的答覆;
- (f)在收集資料或對話階段,如果資料提供國同意,監察 員可與有關國家分享該國提供的資料,包括該國關於除名請求 的立場;
- (g)在收集資料和對話階段以及在編寫報告的過程中,監察員不得披露國家在保密的基礎上提供的任何資料,除非該國以書面形式明確表示同意;
- (h)在對話階段,監察員應認真考慮指認國家的意見,以 及提供有關資料的其他會員國的意見,特別是那些由於最初導 致指認的行為或聯繫而受影響最嚴重的會員國的意見。
- 7. 在上述接觸期結束時,監察員應在監察組協助下起草綜 合報告並向委員會分發,該報告將全部集中於:
- (a) 概括監察員所掌握的與除名請求有關的全部資料,並 酌情說明資料來源。報告應尊重會員國與監察員來往信函的保 密內容;
- (b)說明監察員就這項除名請求開展的活動,包括與申請 人進行的對話;
- (c)根據對監察員所掌握全部資料作出的分析和監察員的 建議,為委員會列述與除名請求有關的主要論點。

委員會的討論

- 8. 在委員會結束對以所有聯合國正式語文提供的綜合報告 的15天審查後,委員會主席應將除名請求列入委員會議程,以 供審議。
- 9. 在委員會審議除名請求時,監察員應酌情在監察組協助下,親自提出綜合報告,並回答委員會成員就除名請求提出的問題。

- (b) Should request from the petitioner a signed statement in which the petitioner declares that they have no ongoing association with Al-Qaida, or any cell, affiliate, splinter group, or derivative thereof, and undertakes not to associate with Al-Qaida in the future:
 - (c) Should meet with the petitioner, to the extent possible;
- (d) Shall forward replies from the petitioner back to relevant States, the Committee and the Monitoring Team and follow up with the petitioner in connection with incomplete responses by the petitioner;
- (e) Shall coordinate with States, the Committee and the Monitoring Team regarding any further inquiries of, or response to, the petitioner;
- (f) During the information gathering or dialogue phase, the Ombudsperson may share with relevant States information provided by a State, including that State's position on the delisting request, if the State which provided the information consents;
- (g) In the course of the information gathering and dialogue phases and in the preparation of the report, the Ombudsperson shall not disclose any information shared by a state on a confidential basis, without the express written consent of that state; and,
- (h) During the dialogue phase, the Ombudsperson shall give serious consideration to the opinions of designating states, as well as other Member States that come forward with relevant information, in particular those Member States most affected by acts or associations that led to the original designation.
- 7. Upon completion of the period of engagement described above, the Ombudsperson, with the help of the Monitoring Team, shall draft and circulate to the Committee a Comprehensive Report that will exclusively:
- (a) Summarize and, as appropriate, specify the sources of, all information available to the Ombudsperson that is relevant to the delisting request. The report shall respect confidential elements of Member States' communications with the Ombudsperson;
- (b) Describe the Ombudsperson's activities with respect to this delisting request, including dialogue with the petitioner; and
- (c) Based on an analysis of all the information available to the Ombudsperson and the Ombudsperson's recommendation, lay out for the Committee the principal arguments concerning the delisting request.

Committee discussion

- 8. After the Committee has had 15 days to review the Comprehensive Report in all official languages of the United Nations, the Chair of the Committee shall place the delisting request on the Committee's agenda for consideration.
- 9. When the Committee considers the delisting request, the Ombudsperson, aided by the Monitoring Team, as appropriate, shall present the Comprehensive Report in person and answer Committee members' questions regarding the request.

- 10. 委員會最遲應在把該綜合報告提交其審查之日起30天內 完成對綜合報告的審議。
- 11. 如果監察員建議保留列名,要求各國採取本決議第1段 所述措施的規定對有關個人、團體、企業或實體依然有效,除 非委員會某一成員提出除名請求,委員會應根據其正常的協商 一致程序審議該請求。
- 12. 如果監察員建議委員會考慮除名,在委員會完成對監察員根據本決議附件二,包括其中第6段(h)項,所提交綜合報告的審議60天後,要求各國對有關個人、團體、企業或實體採取本決議第1段所述措施的規定即行終止,除非委員會在60天期限結束前以協商一致方式決定,這一規定對有關個人、團體、企業或實體仍然有效;規定如無法達成協商一致,主席應在委員會一名成員提出請求時把是否將有關個人、團體、企業或實體除名的問題提交安全理事會,以供在60天內作出決定;又規定,如果有成員提出這樣的請求,要求各國採取本決議第1段所述措施的規定在這一期間內仍對有關個人、團體、企業或實體有效,直至安全理事會就此問題做出決定;
- 13. 委員會如決定駁回除名請求,應向監察員轉達這一決定,闡明其理由,並提供關於委員會所作決定的任何其他相關 資料以及最新的關於列名理由的敍述性簡要說明。
- 14. 在委員會把其駁回除名請求的決定告知監察員後,監察員應隨即在15天內向申請人發信,並須向委員會送交預發件,信中應:
 - (a)轉達委員會關於繼續列名的決定;
- (b) 根據監察員的綜合報告,儘可能說明有關程序和監察 員收集到的可公開的事實資料;
- (c)轉遞委員會根據上文第13段向監察員提供的關於委員會決定的全部資料。
- 15. 監察員在與申請人的所有通信中均應尊重委員會審議過程以及監察員與會員國之間保密通信的保密性。

監察員辦公室的其他任務

- 16. 除上述規定的任務外,監察員應:
- (a)散發可公開的關於委員會程序的資料,包括委員會的 準則、概況介紹和委員會編寫的其他文件;

- 10. Committee consideration of the Comprehensive Report shall be completed no later than 30 days from the date the Comprehensive Report is submitted to the Committee for its review.
- 11. In cases where the Ombudsperson recommends retaining the listing, the requirement for States to take the measures in paragraph 1 of this resolution shall remain in place with respect to that individual, group, undertaking or entity, unless a Committee member submits a delisting request, which the Committee shall consider under its normal consensus procedures.
- 12. In cases where the Ombudsperson recommends that the Committee consider delisting, the requirement for States to take the measures described in paragraph 1 of this resolution shall terminate with respect to that individual, group, undertaking or entity 60 days after the Committee completes consideration of a Comprehensive Report of the Ombudsperson, in accordance with this annex II, including paragraph 6 (h), unless the Committee decides by consensus before the end of that 60 day period that the requirement shall remain in place with respect to that individual, group, undertaking or entity; provided that, in cases where consensus does not exist, the Chair shall, on the request of a Committee Member, submit the question of whether to delist that individual, group, undertaking or entity to the Security Council for a decision within a period of 60 days; and provided further that, in the event of such a request, the requirement for States to take the measures described in paragraph 1 of this resolution shall remain in force for that period with respect to that individual, group, undertaking or entity until the question is decided by the Security Council.
- 13. If the Committee decides to reject the delisting request, then the Committee shall convey to the Ombudsperson its decision, setting out its reasons, and including any further relevant information about the Committee's decision, and an updated narrative summary of reasons for listing.
- 14. After the Committee has informed the Ombudsperson that the Committee has rejected a delisting request, then the Ombudsperson shall send to the petitioner, with an advance copy sent to the Committee, within fifteen days a letter that:
- (a) Communicates the Committee's decision for continued listing;
- (b) Describes, to the extent possible and drawing upon the Ombudsperson's Comprehensive Report, the process and publicly releasable factual information gathered by the Ombudsperson; and
- (c) Forwards from the Committee all information about the decision provided to the Ombudsperson pursuant to paragraph 13 above.
- 15. In all communications with the petitioner, the Ombudsperson shall respect the confidentiality of Committee deliberations and confidential communications between the Ombudsperson and Member States.

Other Office of the Ombudsperson Tasks

- 16. In addition to the tasks specified above, the Ombudsperson shall:
- (a) Distribute publicly releasable information about Committee procedures, including Committee Guidelines, fact sheets and other Committee-prepared documents;

- (b)如已知道地址,則在秘書處已按照本決議第19段規定,正式通知有關國家的常駐代表團後,向有關個人或實體告知其列名情況;
- (c) 一年兩次向安全理事會提交報告,概述監察員的活動。

第 75/2011 號行政長官公告

按照中央人民政府的命令,行政長官根據澳門特別行政區第3/1999號法律第六條第一款的規定,命令公佈聯合國安全理事會於二零一一年六月十七日通過的關於恐怖行為對國際和平與安全造成的威脅的第1988(2011)號決議的中文及英文正式文本。

二零一一年十月十八日發佈。

行政長官 崔世安

第 1988 (2011) 號決議 2011 年 6 月 17 日安全理事會第 6557 次會議通過

安全理事會,

回顧其以往關於國際恐怖主義及其對阿富汗所構成威脅的 決議,特別是第1267(1999)號、第1333(2000)號、第1363 (2001)號、第1373(2001)號、第1390(2002)號、第1452 (2002)號、第1455(2003)號、第1526(2004)號、第1566 (2004)號、第1617(2005)號、第1624(2005)號、第1699 (2006)號、第1730(2006)號、第1735(2006)號、第1822 (2008)號和第1904(2009)號決議,以及有關的主席聲明,

回顧其以往把第1974(2011)號決議規定的聯合國阿富 汗援助團(聯阿援助團)的任務延至2012年3月22日的各項決 議,

重申阿富汗局勢仍對國際和平與安全構成威脅,**表示**強烈 關注阿富汗的安全局勢,**尤其關注**塔利班、基地組織、非法武 裝團體、犯罪分子和從事毒品貿易者的暴力和恐怖活動持續不 斷,而且恐怖活動與非法毒品之間關係密切,致使包括兒童在 內的當地民眾、國家安全部隊以及國際軍事人員和文職人員受 到威脅,

重申對阿富汗主權、獨立、領土完整和國家統一的堅定承 諾,

- (b) Where address is known, notify individuals or entities about the status of their listing, after the Secretariat has officially notified the Permanent Mission of the State or States, pursuant to paragraph 19 of this resolution; and
- (c) Submit biannual reports summarizing the activities of the Ombudsperson to the Security Council.

Aviso do Chefe do Executivo n.º 75/2011

O Chefe do Executivo manda publicar, nos termos do n.º 1 do artigo 6.º da Lei n.º 3/1999 da Região Administrativa Especial de Macau, por ordem do Governo Popular Central, a Resolução n.º 1988 (2011), adoptada pelo Conselho de Segurança das Nações Unidas, em 17 de Junho de 2011, relativa às ameaças à paz e segurança internacionais causadas por actos terroristas, nos seus textos autênticos em línguas chinesa e inglesa.

Promulgado em 18 de Outubro de 2011.

O Chefe do Executivo, Chui Sai On.

Resolution 1988 (2011)

Adopted by the Security Council at its 6557th meeting, on 17 June 2011

The Security Council,

Recalling its previous resolutions on international terrorism and the threat it poses to Afghanistan, in particular its resolutions 1267 (1999), 1333 (2000), 1363 (2001), 1373 (2001), 1390 (2002), 1452 (2002), 1455 (2003), 1526 (2004), 1566 (2004), 1617 (2005), 1624 (2005), 1699 (2006), 1730 (2006), 1735 (2006), 1822 (2008), 1904 (2009) and the relevant statements of its President,

Recalling its previous resolutions extending through March 22, 2012 the mandate of the United Nations Assistance Mission in Afghanistan (UNAMA) as established by resolution 1974 (2011),

Reaffirming that the situation in Afghanistan still constitutes a threat to international peace and security, and expressing its strong concern about the security situation in Afghanistan, in particular the ongoing violent and terrorist activities by the Taliban, Al-Qaida, illegal armed groups, criminals and those involved in the narcotics trade, and the strong links between terrorism activities and illicit drugs, resulting in threats to the local population, including children, national security forces and international military and civilian personnel,

Reaffirming its strong commitment to the sovereignty, independence, territorial integrity and national unity of Afghanistan,