

Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID-AFRIKA

Vol. 537

Pretoria, 5 March 2010
Maart

No. 33000

IMPORTANT NOTICE

The Government Printing Works will not be held responsible for faxed documents not received due to errors on the fax machine or faxes received which are unclear or incomplete. Please be advised that an "OK" slip, received from a fax machine, will not be accepted as proof that documents were received by the GPW for printing. If documents are faxed to the GPW it will be the sender's responsibility to phone and confirm that the documents were received in good order.

Furthermore the Government Printing Works will also not be held responsible for cancellations and amendments which have not been done on original documents received from clients.

CONTENTS

| <i>No.</i> | <i>Page No.</i> | <i>Gazette No.</i> |
|---|---------------------|------------------------|
| PROCLAMATIONS | | |
| 4 Protection of Constitutional Democracy against Terrorist and Related Activities Act (33/2004): Notice in terms of section 25 | 3 | 33000 |
| 5 do.: do | 9 | 33000 |

INHOUD

| <i>No.</i> | <i>Bladsy No.</i> | <i>Koerant No.</i> |
|---|-----------------------|------------------------|
| PROKLAMASIES | | |
| 4 Wet op die Beskerming van Konstitusionele Demokrasie Teen Terroriste- en Verwante Aktiwiteite (33/2004): Kennisgewing ingevolge artikel 25..... | 5 | 33000 |
| 5 do.: do | 11 | 33000 |

PROCLAMATION

by the

President of the Republic of South Africa

No. 4, 2010

NOTIFICATION BY PRESIDENT IN RESPECT OF ENTITIES IDENTIFIED BY THE UNITED NATIONS SECURITY COUNCIL: SECTION 25 OF THE PROTECTION OF CONSTITUTIONAL DEMOCRACY AGAINST TERRORIST AND RELATED ACTIVITIES ACT, 2004

I, Jacob Gedleyihlekisa Zuma, President of the Republic of South Africa, hereby, in terms of section 25 of the Protection of Constitutional Democracy against Terrorist and Related Activities Act, 2004 (Act No. 33 of 2004), give notice that the Security Council of the United Nations, under Chapter VII of the Charter of the United Nations, has amended the information reflected in the Annexure in respect of entities which have been identified as being -

- (a) entities who commit, or attempt to commit, any terrorist and related activity or participate in or facilitate the commission of any terrorist and related activity; or
- (b) entities against whom Member States of the United Nations must take the actions specified in the Resolutions of the said Security Council, in order to combat or prevent terrorist and related activities.

This Proclamation and the Annexure thereto, shall also be published on the South African Police Service Internet website:

<http://www.saps.gov.za>

The United Nations Security Council regularly updates the consolidated list in respect of additions and deletions. The updated consolidated list and key thereto are electronically available on the following websites on the Internet:

<http://www.un.org/Docs/sc/committees/1267/1267ListEng>

<http://www.un.org/Docs/sc/committees/1267/tablelist>

<http://www.saps.gov.za> (link to above website)

Future deletions or additions to the lists will be published as and when information to that effect is received from the United Nations Security Council.

Signed at Cape Town on this Eighteenth day of February, Two Thousand and ten.



PRESIDENT

By Order of the President -in -Cabinet



GEN MTHETHWA
MINISTER OF THE CABINET

PROKLAMASIE*van die**President van die Republiek van Suid-Afrika***No. 4, 2010****KENNISGEWING DEUR PRESIDENT TEN OPSIGTE VAN ENTITEITE DEUR VEILIGHEIDSRAAD VAN VERENIGDE NASIES GEÏDENTIFISEER: ARTIKEL 25 VAN DIE WET OP DIE BESKERMING VAN KONSTITUSIONELE DEMOKRASIE TEEN TERRORISTE-EN VERWANTE AKTIWITEITE, 2004**

Hiermee gee ek, Jacob Gedleyihlekisa Zuma, President van die Republiek van Suid-Afrika, ingevolge artikel 25 van die Wet op die Beskerming van Konstitusionele Demokrasie teen Terroriste-en verwante Aktiwiteite, 2004 (Wet No. 33 van 2004), kennis dat die Veiligheidsraad van die Verenigde Nasies, ingevolge Hoofstuk VII van die Handves van die Verenigde Nasies die inligting soos vervat in die Aanhangsel gewysig het ten opsigte van entiteite wat geïdentifiseer is as synde -

- (a) entiteite wat terroriste- of verwante aktiwiteite pleeg of poog om dit te pleeg, of daaraan deelneem of die pleging van terroriste- of verwante aktiwiteite fasiliteer; of
- (b) entiteite teen wie Ledestate van die Verenigde Nasies die stappe moet doen wat in Resolusies van die bedoelde Veiligheidsraad bepaal is, ten einde terroriste- en verwante aktiwiteite te voorkom of te bekamp.

Hierdie Proklamasie, sowel as die Aanhangsel daartoe, moet ook op die Suid-Afrikaanse Polisie se Internet webwerf gepubliseer word:

<http://www.saps.gov.za>

Die Veiligheidsraad van die Verenigde Nasies dateer gereeld die gekonsolideerde lys op ten opsigte van byvoegings en weglatings. Die lys en die sleutel daartoe is beskikbaar op die volgende webwerwe op die Internet:

<http://www.un.org/Docs/sc/committees/1267/1267ListEng>.

<http://www.un.org/Docs/sc/committees/1267/tablelist>

<http://www.saps.gov.za> (skakel met bovermelde webwerwe)

Toekomstige invoegings by of weglatings uit die lys, sal in die *Staatskoerant* gepubliseer word soos en wanneer inligting daarvoor van die Veiligheidsraad van die Verenigde Nasies ontvang word.

Geteken te Kaapstad, op hierdie Agtiende dag van Februarie Tweeduisend-en-tien.



PRESIDENT

Op las van die President-in-Kabinet



MINISTER VAN DIE KABINET

ANNEXURE A

**SECURITY COUNCIL AL-QAIDA AND TALIBAN SANCTIONS COMMITTEE ADDS
NAMES OF TWO INDIVIDUALS, ONE ENTITY TO CONSOLIDATED LIST**

On 19 January 2010, the Security Council Al-Qaida and Taliban Sanctions Committee approved the addition of the three entries specified below to its Consolidated List of individuals and entities subject to the assets freeze, travel ban and arms embargo set out in paragraph 1 of Security Council resolution 1904 (2009) adopted under Chapter VII of the Charter of the United Nations.

These listings demonstrate the Committee's intent to keep the Consolidated List up-to-date, and to ensure that this tool, to be employed by all States in implementing the mandatory measures referred to above, continues to be aligned with the evolving threat posed by Al-Qaida, the Taliban and those individuals and entities associated with them.

C. Individuals associated with Al-Qaida

QI.A.274.10. Name: 1: NASIR 2: 'ABD-AL-KARIM 3: 'ABDULLAH 4: AL-WAHISHI
Name (original script): يشي حول اطل اذبع ميري لفل اذبع رصان
Title: na **Designation:** na **DOB:** a) 1 Oct. 1976 b) 08/10/1396 (Hijri Calendar) **POB:** Yemen **Good quality a.k.a.:** a) Nasir al-Wahishi b) Abu Basir Nasir al-Wahishi c) Naser Abdel Karim al-Wahishi d) Nasir Abd al-Karim al-Wuhayshi e) Abu Basir Nasir Al-Wuhayshi f) Nasser Abdul-karim Abdullah al-Wouhichi g) Abu Baseer al-Wehaishi h) Abu Basir Nasser al-Wuhishi i) Abdul Kareem Abdullah Al-Woohaishi j) Nasser Abdelkarim Saleh Al Wahichi **Low quality a.k.a.:** a) Abu Basir b) Abu Bashir **Nationality:** Yemeni **Passport no.:** Yemeni passport number 40483, issued on 5 Jan. 1997 **National identification no.:** na **Address:** na **Listed on:** 19 Jan. 2010 **Other information:** Since 2007, leader of Al-Qaida in Yemen (AQY). Since Jan. 2009, leader of Al-Qaida in the Arabian Peninsula (QE.A.129.10.) operating in Yemen and Saudi Arabia. His deputy is Said Ali al-Shihri (QI.A.275.10.). Associated with senior Al-Qaida (QE.A.4.01.) leadership, claims he was secretary to Usama Bin Laden (QI.B.8.01.) prior to 2003. Arrested in Iran and extradited to Yemen in 2003, where he escaped from prison in 2006 and remains fugitive as at Jan. 2010. INTERPOL Orange Notice (file #2009/52/OS/CCC, #75) has been issued for him.

QI.A.275.10. Name: 1: SAID 2: ALI 3: AL-SHIHRI 4: na
Name (original script): يرشردا يدع دي عس
Title: na **Designation:** na **DOB:** 12 Sep. 1973 **POB:** Riyadh, Saudi Arabia **Good quality a.k.a.:** a) Sa'id Ali Jabir al-Kathim al-Shihri b) Said Ali Al Shahri c) Said Ali Jaber Al Khasaam Al Shahri d) Said Ali Jaber Al Khassam **Low quality a.k.a.:** a) Abu-Sayyaf b) Abu-Sufyan al-Azidi c) Abu-Sayyaf al-Shihri d) Abu Sufian Kadhdhaab Matrook e) Salah f) Salah Abu Sufyan g) Salah al-Din h) Abu Osama i) Abu Sulaiman j) Nur al-Din Afghani Azibk k) Alahhaddm l) Akhdam m) Abu Sufian Al Azadi n) Abu Asmaa **Nationality:** Saudi Arabian **Passport no.:** Saudi Arabian passport number C102432, issued on 22 Apr. 2000, expired on 26 Feb. 2005. Issue date in Hijri Calendar 17/01/1421. Expiry date in Hijri Calendar 17/01/1426. **National identification no.:** Saudi Arabian national identification number 1008168450 **Address:** na **Listed on:** 19 Jan. 2010 **Other information:** Since Jan. 2009, deputy to Nasir 'abd-al-Karim 'Abdullah al-

Wahishi (QI.A.274.10.), leader of Al-Qaida in the Arabian Peninsula (QE.A.129.10.) operating in Yemen and Saudi Arabia. Associated with senior Al-Qaida (QE.A.4.01.) leadership. Was in custody of the United States of America between 2001-2007, detainee number 372. Fugitive in Saudi Arabia among the 85 most wanted persons. Located in Yemen as at Jan. 2010.

D. Entities associated with Al-Qaida

QE.A.129.10. Name: AL-QAIDA IN THE ARABIAN PENINSULA (AQAP)

Name (original script): برعلا قريزج يف قدعاقلا

A.k.a.: a) Al-Qaida of Jihad Organization in the Arabian Peninsula b) Tanzim Qa'idat al-Jihad fi Jazirat al-Arab c) Al-Qaida Organization in the Arabian Peninsula (AQAP) d) Al-Qaida in the South Arabian Peninsula **F.k.a.:** Al-Qaida in Yemen (AQY) **Address:** na **Listed on:** 19 Jan. 2010 **Other information:** AQAP is a regional affiliate of Al-Qaida (QE.A.4.01) and an armed group operating primarily in Arabian Peninsula. Location: Yemen. Alternative location: Saudi Arabia (2004 – 2006). Formed in Jan. 2009 when Al-Qaida in Yemen combined with Saudi Arabian Al-Qaida operatives. Leader of AQAP is Nasir 'abd-al-Karim 'Abdullah Al-Wahishi (QI.A.274.10.) and his deputy is Said Ali Al-Shihri (QI.A.275.10.).

In accordance with paragraph 14 of resolution 1904 (2009), the Committee has made accessible on its website narrative summaries of reasons for listing of the above names, at the following URL: <http://www.un.org/sc/committees/1267/narrative.shtml>.

Pursuant to paragraph 25 of Security Council resolution 1822 (2008), the Committee is conducting a review of names on the Consolidated List, with a view to ensure that the List is as updated and as accurate as possible, and to confirm that listing remains appropriate. Since the last update of the Consolidated List (3 December 2009), the Committee has concluded its review of the following name:

- Abdelhalim Hafed Abdelfattah Remadna (QI.R.75.02) – review concluded on 8 December 2009.

The Committee's List is updated regularly on the basis of relevant information provided by Member States and regional organizations. This is the first update of the List in 2010. An updated List is accessible on the Committee's website at the following URL: <http://www.un.org/sc/committees/1267/consolist.shtml>.

PROCLAMATION*by the**President of the Republic of South Africa***No. 5, 2010****NOTIFICATION BY PRESIDENT IN RESPECT OF ENTITIES IDENTIFIED BY THE UNITED NATIONS SECURITY COUNCIL: SECTION 25 OF THE PROTECTION OF CONSTITUTIONAL DEMOCRACY AGAINST TERRORIST AND RELATED ACTIVITIES ACT, 2004**

I, Jacob Gedleyihlekisa Zuma, President of the Republic of South Africa, hereby, in terms of section 25 of the Protection of Constitutional Democracy against Terrorist and Related Activities Act, 2004 (Act No. 33 of 2004), give notice that the Security Council of the United Nations, under Chapter VII of the Charter of the United Nations, has amended the information reflected in the Annexure in respect of an entity which has been identified as being -

- (a) an entity who commits, or attempts to commit, any terrorist and related activity or participates in or facilitates the commission of any terrorist and related activity; or
- (b) an entity against whom Member States of the United Nations must take the actions specified in the Resolutions of the said Security Council, in order to combat or prevent terrorist and related activities.

This Proclamation and the Annexure thereto, shall also be published on the South African Police Service Internet website:

<http://www.saps.gov.za>

The United Nations Security Council regularly updates the consolidated list in respect of additions and deletions. The updated consolidated list and key thereto are electronically available on the following websites on the Internet:

<http://www.un.org/Docs/sc/committees/1267/1267ListEng>

<http://www.un.org/Docs/sc/committees/1267/tablelist>

<http://www.saps.gov.za> (link to above website)

Future deletions or additions to the lists will be published as and when information to that effect is received from the United Nations Security Council.

Signed at Cape Town on this Eighteenth day of February, Two Thousand and ten.



PRESIDENT

By Order of the President -in -Cabinet



GEN MTHETHWA
MINISTER OF THE CABINET

PROKLAMASIE*van die**President van die Republiek van Suid-Afrika***No. 5, 2010****KENNISGEWING DEUR PRESIDENT TEN OPSIGTE VAN ENTITEITE DEUR VEILIGHEIDSRAAD VAN VERENIGDE NASIES GEÏDENTIFISEER: ARTIKEL 25 VAN DIE WET OP DIE BESKERMING VAN KONSTITUSIONELE DEMOKRASIE TEEN TERRORISTE-EN VERWANTE AKTIWITEITE, 2004**

Hiermee gee ek, Jacob Gedleyihlekisa Zuma, President van die Republiek van Suid-Afrika, ingevolge artikel 25 van die Wet op die Beskerming van Konstitusionele Demokrasie teen Terroriste-en verwante Aktiwiteite, 2004 (Wet No. 33 van 2004), kennis dat die Veiligheidsraad van die Verenigde Nasies, ingevolge Hoofstuk VII van die Handves van die Verenigde Nasies die inligting soos vervat in die Aanhangsel gewysig het ten opsigte van 'n entiteit wat geïdentifiseer is as synde -

- (a) 'n entiteit wat terroriste- of verwante aktiwiteite pleeg of poog om dit te pleeg, of daaraan deelneem of die pleging van terroriste- of verwante aktiwiteite fasiliteer; of
- (b) 'n entiteit teen wie Ledestate van die Verenigde Nasies die stappe moet doen wat in Resolusies van die bedoelde Veiligheidsraad bepaal is, ten einde terroriste- en verwante aktiwiteite te voorkom of te bekamp.

Hierdie Proklamasie, sowel as die Aanhangsel daartoe, moet ook op die Suid-Afrikaanse Polisie se Internet webwerf gepubliseer word:

<http://www.saps.gov.za>

Die Veiligheidsraad van die Verenigde Nasies dateer gereeld die gekonsolideerde lys op ten opsigte van byvoegings en weglatings. Die lys en die sleutel daartoe is beskikbaar op die volgende webwerwe op die Internet:

<http://www.un.org/Docs/sc/committees/1267/1267ListEng>.

<http://www.un.org/Docs/sc/committees/1267/tablelist>

<http://www.saps.gov.za> (skakel met bovermelde webwerwe)

Toekomstige invoegings by of weglatings uit die lys, sal in die *Staatskoerant* gepubliseer word soos en wanneer inligting daarvoor van die Veiligheidsraad van die Verenigde Nasies ontvang word.

Geteken te Kaapstad, op hierdie Agtiende dag van Februarie Tweeduisend-en-tien.



PRESIDENT

Op las van die President-in-Kabinet



MINISTER VAN DIE KABINET

ANNEXURE A

**SECURITY COUNCIL AL-QAIDA AND TALIBAN SANCTIONS COMMITTEE
APPROVES DELETION OF ONE ENTRY FROM CONSOLIDATED LIST**

On 3 December 2009, the Security Council Al-Qaida and Taliban Sanctions Committee approved the deletion (de-listing) of the entry specified below from its Consolidated List. The Committee approved this de-listing following its review of the name, as called for in paragraph 25 of Security Council resolution 1822 (2008). The assets freeze, travel ban and arms embargo set out in paragraph 1 of Security Council resolution 1822 (2008) therefore no longer apply to the following individual:

Removed from Al-Qaida individuals Section C

QI.M.32.01. Name: 1: ZIA 2: MOHAMMAD 3: na 4: na
Title: na **Designation:** na **DOB:** na **POB:** na **Good quality a.k.a.:** Zia, Ahmad
Low quality a.k.a.: na **Nationality:** na **Passport no.:** na **National identification no.:** na **Address:** a) C/O Ahmed Shah C/O Painsa Mohammad Al-Karim Set, Peshawar, Pakistan b) C/O Alam General Store Shop 17, Awami Market, Peshawar, Pakistan c) C/O Zahir Sha S/ **Listed on:** 17 Oct. 2001 **Other information:** na

A List of the individuals, groups, undertakings and entities that have been removed from the Consolidated List pursuant to a decision by the Committee is available on the Committee's website at the following URL:

<http://www.un.org/sc/committees/1267/removed.shtml>.

The above-mentioned review pursuant to paragraph 25 of resolution 1822 (2008) is conducted with a view to ensure that the List is as updated and as accurate as possible, and to confirm that listing remains appropriate. Since the last update of the Consolidated List (17 November 2009), the Committee has concluded its review of the following names:

- Aly Soliman Massoud Abdul Sayed (QI.A.229.07.) – review concluded on 24 November 2009
- Said Youssef Ali Abu Aziza (QI.A.230.07.) – review concluded on 24 November 2009
- Salem Nor Eldin Amohamed al-Dabski (QI.A.231.07.) – review concluded on 24 November 2009
- Yasser Mohamed Ismail Abu Shaweesh (QI.A.201.05.) – review concluded on 24 November 2009

- Ismail Mohamed Ismail Abu Shaweesh (QI.A.224.06.) – review concluded on 24 November 2009

The Committee's Consolidated List is updated regularly on the basis of relevant information provided by Member States and international and regional organizations. This is the twenty-second update of the List in 2009. An updated List is accessible on the Committee's website at the following URL:

<http://www.un.org/sc/committees/1267/consolist.shtml>.