

Decree No. (14) of 2022
on the Implementation of Security Council Resolutions

The President of the State of Palestine

Chairman of the Executive Committee of the Palestinian Liberation Organization

Based on the bylaws of the Palestine Liberation Organization,

The Basic Law of 2003 and amendments thereto,

Upon perusal of Decree Law No. (39) of 2022 on Anti-Money Laundering and Counter-Terrorism Financing,

Decree Law No. (41) of 2020 on Administrative Courts and its amendments,

UN Security Council Resolutions on terrorism financing concerning ISIL (Da'esh), Al-Qaida and associated individuals and entities, and the Taliban and associated individuals and entities,

And UN Security Council Resolutions relating to the prevention, suppression and disruption of proliferation of weapons of mass destruction and its financing issued pursuant to Chapter VII of the UN Charter,

Based on the authorities conferred upon us,

And to serve the public interest,

Hereby issues the following:

Chapter One

Definitions and General Provisions

Article (1)

Definitions

1. For the purposes of implementing the provisions of this Decree, the following terms shall have the meanings assigned to them, unless the context indicates otherwise:

President: The President of the State of Palestine, Chairman of the Executive Committee of the Palestine Liberation Organization.

Law: The Decree Law in force on Anti-Money Laundering and Counter-Terrorism Financing.

The Committee: The Committee for the Implementation of United Nations Security Council Resolutions established in accordance with the Law.

Funds or Other Assets: Assets of any kind, and economic resources, including oil and other natural resources, property of every kind, whether corporeal or incorporeal, tangible or intangible, movable or immovable, however acquired, and virtual assets, legal documents or instruments in any form, including electronic or digital, evidencing title to, a share of, or interest in, such funds, and traded currencies, bank credits, travelers cheques, bank cheques, money orders, money transfers, cash transfers, shares, securities, bonds, drafts, or letters of credit, and any interest, dividends or other income on or value accruing from or generated by such funds, and any other assets which potentially may be used to obtain funds, goods or services.

Person: A natural or legal person.

Entity: Any association, group, organization, partnership or undertaking, and any other person or group of persons that does not have a legal personality.

Basic Expenses: Expenses that the Committee considers necessary to support the designated person or entity or a member of their family, including payments for foodstuff, medicine, medical treatment, rent or mortgage, taxes, insurance

premiums, utility charges or reasonable professional fees, and payment of expenses related exclusively to legal services, fees or service fees related to the normal safekeeping of frozen funds or other assets that are due to the entrusted party or the party managing such funds or other assets in accordance with the legislation in force in the State of Palestine.

Extraordinary Expenses: Expenses that the Committee does not consider part of the basic expenses.

Diplomatic Channels: Methods of communication with the Ministry of Foreign Affairs and Expatriates, such as communication through Palestinian embassies abroad, the Permanent Mission of the State of Palestine to the United Nations, or foreign embassies in the State of Palestine.

Financial or other related services: Any service of a financial nature, including but not limited to:

- 1) Insurance and insurance related services:
 - a) Direct life insurance and other types of insurance - other than life insurance - (including joint or cooperative insurance).
 - b) Reinsurance, reinsurance transfer and reinsurance bonds.
 - c) Insurance brokerage, such as brokers or agencies.
 - d) Insurance support services, such as consultancy and actuarial services, risk assessment services and claims settlement.
 - e) Consulting, brokerage and other supportive financial services for all activities stipulated in clauses (a, b, c, d) of this article, including credit rating, credit analysis, research, investment and portfolio advice, and advice on acquisitions, restructuring and strategies in companies.
- 2) Banking and other financial services:
 - a) Acceptance of deposits and other repayable funds from the public, including private banking services.

- b) Lending in all its forms, including consumer loans, mortgages, and trade finance.
- c) Financial leasing.
- d) All payment and money transfer services, including debit cards, traveler's cheques, bank transfers and money or value transfer services.
- e) Financial guarantees and commitments.
- f) Trading in the following, whether for a private person or its customers, in the official trading market or outside it:
 - (1) money market instruments including cheques, bills, certificates of deposit, derivatives etc.);
 - (2) foreign exchange;
 - (3) transferable securities;
 - (4) other tradable instruments and financial assets including gold bullion.
- g) Participating in the issuance of all types of securities, including acting as an agent for subscription and offering, whether publicly or privately, and providing related services.
- h) Safekeeping and administration of cash or liquid securities on behalf of other persons.
- i) Financial brokerage.
- j) Asset management, such as funds or portfolio management, all types of collective investment management, pension fund management, custody, deposit and trust services, organization and operation on behalf of other persons.
- k) Settlement and clearing services for financial assets, including securities and other negotiable instruments.
- l) Providing and transferring financial information and processing financial data and related software by providers of other financial services.
- m) Consultancy, brokerage and other supporting financial services for all activities stipulated in clauses (a) to (l) of this paragraph, including rating, credit analysis, research, investment and portfolio advice, and advice on

acquisitions, restructuring and strategies in companies.

n) Any other services identified by the Committee.

Listing: Designating a person or entity as being subject to targeted financial sanctions pursuant to Articles (13) and (14) of this Decree, or equivalent articles in the laws of other jurisdictions.

Listing Information: The name of the listed person or entity and all identifying information associated with it.

National List: The list set up in accordance with this Decree.

Proliferation Financing: Financing the proliferation of weapons of mass destruction.

Reasonable Grounds for Suspicion: Reasons that allow the Committee to take clear and timely decisions about whether names proposed for designation on the list of sanctions established pursuant to resolutions 1267 and 1989 or pursuant to resolution 1988, or names to be listed or requested to be listed by other local or foreign authorities on the National List, or the names designated on the National List that the Committee is requesting other countries to designate, meet the designation criteria for those lists. This is to ensure that the information available to the Committee is credible, sufficiently detailed, from multiple sources, and consistent. The data should be consistent and should not contradict any other detailed and credible information available to the Committee.

Relevant Security Council Resolutions: Resolutions issued by the UN Security Council under Chapter VII of the UN Charter on combating and preventing terrorism, terrorist financing or proliferation financing, including but not limited to Resolutions (1267) of 1999, (1373) of 2001, (2253) of 2015, (1718) of 2006, (1874) of 2009, (2087) of 2013, (2094) of 2013, (2231) of 2015, (2270) of 2016,

(2321) of 2016, (2356) of 2017, and all related current, future and subsequent resolutions.

Sanctions Committees: Sanctions Committees established pursuant to Security Council Resolutions (1267) of 1999, (1989) of 2011 and (2253) of 2015 concerning ISIL (Da'esh) Al-Qaida and associated individuals and entities; Sanctions Committee established pursuant to Security Council Resolution (1718) of 2006 on the Democratic People's Republic of Korea; or Sanctions Committee established pursuant to Security Council Resolution (1988) of 2011 on Taliban and associated individuals and entities.

Security Council: The United Nations Security Council.

UN List: A list of all persons and entities subject to financial sanctions pursuant to relevant Security Council resolutions maintained by any Sanctions Committee, and any other person or entity subject to financial sanctions pursuant to Security Council resolutions on the proliferation or financing of weapons of mass destruction, as well as all identification information.

Freezing: Prohibition of the transfer, disposal or movement of funds, other assets, equipment or instrumentalities owned or controlled by persons or entities listed by the Security Council or by the Committee in line with relevant Security Council resolutions; for as long as such procedures and resolutions are in force.

Delisting: Deleting or removing the name of the person or entity from the UN or National List.

Written Notice or Request: A notice or request made in writing, either in hard copy via post, courier or fax, or in soft copy via e-mail, the Internet, or an online portal.

2. The terms used in this Decree and not defined in paragraph (1) of this article shall

have the meanings assigned to them in the Law.

Chapter Two

Committee on the Implementation of Security Council Resolutions

Article (2)

Committee on the Implementation of Security Council Resolutions

1. A committee under the name of the “Committee for the Implementation of Security Council Resolutions” shall be established, and shall include the following:

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|---|-------------|
| a)The Public Prosecutor | Chairperson |
| b)The Undersecretary of the Ministry of Foreign Affairs | Member |
| c)The Undersecretary of the Ministry of Justice | Member |
| d)The Undersecretary of the Ministry of Interior | Member |
| e)The Undersecretary of the Ministry of Finance | Member |
| f) The Company Registrar | Member |
| g)Director of the Financial Follow-Up Unit | Member |
| h)Director of the Banks Supervision Department at the PMA | Member |
| i) General Director of the Capital Market Authority | Member |
| j) Chairman of the Palestinian Land Authority | Member |
| k)Representative of the General Intelligence Service | Member |
| l) Representative of the Preventive Security Force | Member |
| m) Director of the Interpol National Office in Palestine | Member |

2. The members mentioned in clauses (k) and (l) of Paragraph 1 of this Article must

be of a high rank, and chosen by the Head of the relevant body.

3. Any other party may be represented in the Committee if the need arises, following a decision by the President based on a recommendation by the Chairperson of the Committee.

Article (3)

Committee Powers

In order to exercise its functions stipulated in this Decree, the Committee shall have the following powers:

1. Implementing Security Council resolutions relevant to its work.
2. Requesting supervisory authorities, competent authorities, other local authorities, financial institutions, and DNFBPs, in accordance with the law, and foreign authorities through the Ministry of Foreign Affairs, to provide it with the necessary information in order to implement this Decree. Supervisory, competent and other local authorities, financial institutions and DNFBPs must provide such information within the time period indicated by the Committee.
3. Issuing the instructions, rules and guidelines necessary for implementing this Decree.
4. Submitting annual reports on its activities to the President.

Article (4)

Committee Secretariat

1. The Committee shall have a Secretariat to carry out the following tasks:
 - a) Monitor relevant United Nations websites to check for changes introduced to UN lists, so that they are published and circulated by the Committee in line with this Decree.

- b) Maintain a National List and follow up on changes thereto.
 - c) Maintain and update all elements of the Committee's website.
 - d) Prepare the UN and National Lists and amendments thereto for publication in the Official Gazette, in accordance with this Decree.
 - e) Receive communications, including listing requests or requests for information, from local or foreign authorities and the UN through the Ministry of Foreign Affairs.
 - f) Send correspondence, including requests for information, to local authorities, and to foreign authorities and the UN through the Ministry of Foreign Affairs.
 - g) Gather and analyze information about persons or entities whose names have been proposed for listing or who have submitted a delisting request, and submit it to the Committee for consideration in accordance with this Decree.
 - h) Receive and analyze requests submitted in accordance with Articles (16, 17, 18, 19) of this Decree, and submit them to the Committee for consideration.
 - i) Maintain the meeting minutes and records of the Committee.
2. The Secretariat shall be part of the Human Resources Department at the Public Prosecution and shall be provided with the necessary resources to perform its duties.
 3. The Secretariat shall coordinate with all parties represented in the Committee to ensure the implementation of the obligations and duties stipulated in this Decree.

Article (5)

Meetings of the Committee

1. The Committee shall meet periodically every three months and may hold emergency meetings at the invitation of its Chairperson or at the request of at least six members.

2. The meeting of the Committee shall be valid when the majority of its members (half+1) is present, provided the Chairperson is among them.
3. The decisions of the Committee shall be adopted by vote of the majority of members present. If the voting is tied, the Chairperson's vote shall prevail.
4. The Committee's meetings and decisions are documented in writing in official minutes signed by the Chairperson and the members present.
5. The Committee shall issue bylaws to specify the mechanisms for holding and convening meetings, keeping minutes, and all related issues.

Chapter Three

Security Council Resolution 1267 and Subsequent Resolutions on Proliferation

Financing

Article (6)

The Committee's responsibility regarding the UN Sanctions Committees Lists

1. Based on the UN List or amendments thereto, including any addition, removal or modification to the listing information, the Committee shall undertake the following tasks:
 - a) Publish the UN List on its website and circulate it to supervisory and competent authorities, financial institutions and DNFBPs within (16) hours of this Decree's entry into force.
 - b) Publish amendments to the UN List, including any addition, removal or change to the listing information on its website, and circulate them to supervisory and competent authorities, financial institutions and DNFBPs within (16) hours of the publication of such amendments on the relevant UN website.
2. For the purposes of implementing Paragraph (1) of this Article, the following must be taken into account:

- a) The circular mentioned above in paragraph (1) (a, b) shall include instructions or a link to the instructions on the obligations of financial institutions and DNFBPs, and any other person or entity to act and take the necessary measures to implement or lift any freezing or prohibition measures in accordance with this Decree.
- b) The publication and circular mentioned above in paragraph (1) (b) shall include the name of the person or entity that was listed or delisted by the United Nations, and the name of each person or entity listed by the UN and amended, with all listing information and any narrative summary related to that listing.
- c) For persons or entities newly listed by the UN, the publication and circular mentioned above in paragraph (1) (b) shall include instructions or a link to the instructions on submitting a delisting request to the UN Ombudsperson or focal point, as appropriate, in accordance with Article (8) paragraph (1) of this Decree.
- d) The UN List and any amendments thereto shall be published in the Official Gazette.

Article (7)

Power to submit a listing proposal to the UN Sanctions Committee

1. The Committee may, based on its own initiative or at the request of a local authority, propose the listing of a person or entity to the Sanctions Committee established pursuant to resolutions (1267) and (1989) or the Sanctions Committee established pursuant to resolution (1988), if it determines that there are reasonable grounds to suspect or believe that the person or entity fulfills any of

the following listing criteria:

- 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 ISIL or Al-Qaeda or any cell, affiliate, splinter group or derivative thereof.
- b) Supplying, selling or transferring arms and related materiel to ISIL or Al-Qaeda or any cell, affiliate, splinter group or derivative thereof.
- c) Recruiting for, or otherwise supporting acts or activities of, ISIL (Da'esh), Al-Qaida or any cell, affiliate, splinter group or derivative thereof.
- d) Supporting the acts or activities of ISIL or Al-Qaeda or any cell, affiliate, splinter group or derivative thereof.
- e) Any person or entity that is owned or controlled, directly or indirectly, by any person or entity listed under the criteria mentioned above in paragraph (1) (a, b, c, d), or any person acting on behalf of or at the direction of any such person or entity.
- f) 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 Taliban to threaten peace, stability and security in Afghanistan.
- g) Supplying, selling or transferring arms and related materiel to Taliban to threaten peace, stability and security in Afghanistan.
- h) Recruiting for Taliban to threaten peace, stability and security in Afghanistan.
- i) Supporting Taliban in threatening peace, stability and security in Afghanistan in any other way.
- j) Any person or entity that is owned or controlled, directly or indirectly, by any person or entity listed under the criteria mentioned above in paragraph (1) (f, g, h, i), or any person acting on behalf of or at the direction of any such person or

entity.

2. The Committee shall follow the listing procedures and forms approved by the relevant Sanctions Committees.
3. The Committee shall provide as much information as possible about the proposed name in order to accurately identify the person or entity. Such information must include:
 - a) For natural persons: the person's full name and any surname or pseudonym, date of birth, nationality, gender, names of family members if available, information about work or occupation, country or countries of residence, passport number, ID number, current and previous addresses.
 - b) For legal persons or entities: name, trade name, abbreviated name, and any other known names, address of headquarters, branches, subsidiaries, organizational links, ownership, management and control structure, name of the parent company, nature of the business or commercial activity, country/countries of activity, registration or incorporation number, or any other identification number for the entity, and the website. The status of the entity should be determined, for example whether it is under liquidation or dissolution.
4. The listing request must include a statement of case with details on the grounds for proposing this listing to the UN, information on whether the listing criteria have been met, and any supporting information or documents, including any association of the proposed person with any other listed person or entity; with the exception of any parts that the Committee considers confidential and relevant to the Security Council only. The statement of case must be publishable in accordance with the relevant procedures of the Sanctions Committee or the Security Council.

5. The listing request must specify whether the State of Palestine wishes to reveal that it was the country that submitted the request or not.
6. The Committee shall exercise its power contained in paragraph (1) of this Article regardless of whether there is a criminal case or not.
7. The proposal must be submitted ex parte without prior notification to the person or entity concerned.

Article (8)

Delisting by the UN Sanctions Committee

1. Any person or entity that holds the Palestinian citizenship, resides in the State of Palestine, or has a place of business or residence in the State of Palestine, and is listed by a Sanctions Committee, may submit a delisting request directly to the Office of the UN Ombudsperson or to the relevant UN focal point, as appropriate. This may also be done through the Committee following its approval. The Committee may on its own, if it considers its action justified, file a delisting request, whether on behalf of a Palestinian citizen, a person residing in the State of Palestine, a person or entity that has a place of business or residence in the State of Palestine, or any other person or entity that, in the opinion of the Committee, no longer meets the listing criteria.
2. The Committee shall refer the requests it approves or submits under paragraph (1) of this Article to the Ministry of Foreign Affairs, for referral to the Security Council, the relevant Sanctions Committee, the Office of the UN Ombudsperson or the UN Focal point for delisting, as appropriate, in accordance with the procedures of the Security Council or the relevant Sanctions Committee.
3. The Committee shall receive requests for additional information or input regarding the delisting requests submitted by a designated person or entity or by

another State through the Office of the UN Ombudsperson, the UN Focal Point for delisting, the Security Council or the relevant Sanctions Committee.

4. The Committee shall examine the requests within the period specified by the Office of the Ombudsperson, the UN Focal Point for delisting, the Security Council or the relevant Sanctions Committee. It shall then provide that body with its response and indicate, as appropriate, whether, in its opinion, that person or entity may be delisted. For this purpose, it may obtain additional information from any authority, financial institution, or DNFBP in accordance with the Law, within the specified period.
5. The Committee may submit, through the Ministry of Foreign Affairs, a request to delist deceased persons to the Security Council, the relevant Sanctions Committee or the UN Focal Point for delisting, together with the relevant documents. It may submit a similar request with the relevant documents for entities that no longer have a physical presence or activity. Before submitting such request, the Committee shall take the appropriate measures to ensure that the heirs or beneficiaries of the funds or other assets that will be unfrozen as a result of the delisting are not listed and do not meet the listing criteria set out in Articles (7) or (10) of this Decree. The Committee shall inform the Security Council, the relevant Sanctions Committee, the Office of the UN Ombudsperson or the UN Focal Point for delisting of such.
6. In the event that a Palestinian citizen, a person residing in the State of Palestine, or a person or entity that has a place of business or residence in the State of Palestine was delisted, the Committee shall notify the person or entity of their delisting in writing.

Article (9)

Providing information to the Security Council or the relevant Sanctions Committee

The Committee shall inform the Security Council or the Sanctions Committees, as appropriate, of the following information through the Ministry of Foreign Affairs:

1. Any additional or updated information it may have, including any supporting documents relating to persons or entities listed by the United Nations.
2. Any measures taken to enforce the listing of a person, by the UN, or their delisting when it is related to terrorism, TF, the proliferation of WMDs or proliferation financing, including details of any funds or other assets that have been identified, frozen or unfrozen.
3. Any information available to it to respond to any requests by the Security Council or a Sanctions Committee.

Article (10)

National Listing

1. The Committee shall list a person or entity on the National List when there are reasonable grounds to suspect that they meet any of the following criteria:
 - a) If a person or entity commits, attempts to commit, participates in, or facilitates a terrorist act.
 - b) If the entity is owned or controlled, directly or indirectly, by one or more of those mentioned in clause (a) of this paragraph.
 - c) If a person or entity acts on behalf of, or at the direction of one or more of those mentioned in clause (a) of this paragraph.
2. The Committee may consider listing requests received from any local or foreign

authority, provided the competent foreign authorities send their requests through diplomatic channels to the Ministry of Foreign Affairs, which refers them to the Committee.

3. The Committee shall exercise its mandate set out in Paragraph (1) of this Article, whether there is a criminal case or not.
4. The listing proposal must be made ex parte and without prior notice to the person or entity concerned.
5. The Committee shall create and maintain a list of the names of persons and entities listed under this Article. It shall be known as the “National List”.
6. The National List shall be published on the website of the Committee and circulated to supervisory authorities, competent authorities, other local authorities, financial institutions and DNFBPs within (16) hours of the entry into force of this Decree.
7. Amendments to the National List shall be published on the Committee’s website, including any new listing, removal or change to the listing information, and circulated to supervisory authorities, financial institutions and DNFBPs in accordance with the Law, within (16) hours of the Committee making the decision to list or delist a person or entity, or amend the current listing information.
8. The circular mentioned above in paragraphs (6) and (7) of this Article shall include instructions or a link to the instructions on the obligations of financial institutions and DNFBPs in line with the Law, and any other person or entity to act and take the necessary measures to implement or lift any freezing or prohibition measures in accordance with this Decree.
9. The publication and circular mentioned above in paragraph (6) of this Article shall include the name of the person or entity that was listed or delisted on the

National List, and the name of each person or entity listed on the National List and amended, with all listing information and any narrative summary related to that listing.

10. The Committee shall publish the National List and the amendments thereto in the Official Gazette.
11. The Committee shall review the National List at least once every six months, to determine if there is any new information that might lead to a delisting or an amendment of the existing listing information.
12. The Committee shall issue a delisting decision for a person or entity from the National List if it finds that the person or entity no longer meets the criteria set out in paragraph (1) of this Article.

Article (11)

Receiving foreign listing requests

With regard to foreign requests for listing persons or entities on the National List based on Security Council Resolution (1373), the Committee shall undertake the following:

1. The Committee shall take an immediate decision to determine the extent to which there are reasonable grounds to suspect or believe that the person or entity concerned meets the criteria set forth in Article (10) Paragraph (1) of this Decree. In this matter, the Committee may request additional information from any foreign authority and obtain additional information from any local authority.
2. The Committee shall take the decision stipulated in Paragraph (1) of this Article as soon as possible, immediately upon obtaining all necessary information, and no later than (30) days from obtaining such information.
3. The Committee shall inform the requesting country of its decision to implement

or reject the listing request through the Ministry of Foreign Affairs.

4. The Committee may consider a delisting request from the country that originally requested the listing or from the country of nationality or residence of the person or entity concerned.

Article (12)

Submitting external requests

1. The Committee may request other countries, through the Ministry of Foreign Affairs, to list any person or entity designated on the National List in its jurisdiction, in addition to any person or entity regarding which the Committee believes there are reasonable grounds to suspect or believe that they fulfill the criteria stipulated in Article (10) Paragraph (1) of this Decree, before they are officially listed on the National List, based on Security Council Resolution (1373) of 2001 and its subsequent resolutions.
2. When submitting the requests provided for in paragraph (1) of this Article, the Committee shall provide as much information as possible to identify the person and specific information in support of the listing or proposed listing.

Article (13)

Freezing and unfreezing funds or other assets

1. Financial institutions, DNFBPs, and any other person or entity shall freeze all of the following funds or other assets within (8) hours of the publication of the UN or National List on the Committee's website or of any new listing or amendment to existing listings in accordance with the provisions of this Decree and without prior notice to the person or entity concerned with the listing:

- a) Funds or other assets owned or controlled by any listed person or entity, and not only funds or other assets that may be designated for use in an act, conspiracy, or threat related to terrorism or proliferation.
 - b) Funds or other assets owned in full or jointly with others, or controlled by, or under the direct or indirect control of the listed person or entity.
 - c) Funds or other assets acquired or arising from funds or other assets owned, or controlled by, or under the direct or indirect control of, the listed person or entity.
 - d) Funds or other assets owned by the person and entity acting on behalf of or at the direction of the listed person or entity.
2. If the person or entity is delisted from the UN or National List, Financial institutions, DNFBPs, and any other person or entity shall unfreeze all funds or other assets set out in of Paragraph (1) (a, b, c, d) of this Article, within (8) hours of publishing the delisting amendment on the Committee's website in accordance with the provisions of this Decree.
 3. Financial institutions, DNFBPs, and any other person or entity shall submit a written notice to the Committee within (3) days of taking a freezing or unfreezing measure in accordance with the requirements set forth in paragraphs (1, 2) of this Article.
 4. Financial institutions, DNFBPs, and any other person or entity shall submit a written notice to the Committee within (24) hours, in the event that a transaction involving or affecting a listed person or entity, or any frozen funds or other assets is requested, attempted, or performed.
 5. The obligation to freeze the funds or other assets of listed entities and persons shall remain in effect until they are delisted, without prejudice to the exemptions provided for in Articles (17) and (18) of this Decree.

Article (14)

Ongoing prohibition

1. Unless authorized or notified pursuant to a relevant Security Council resolution, and without prejudice to the exemptions provided for in Articles (16), (17) and (18) of this Decree, all financial institutions, DNFBPs and other persons or entities shall not make any funds, other assets, or economic resources available, or provide financial or other related services, directly or indirectly, in full or in partnership, for any listed person or entity or for any entity owned or controlled by them, directly or indirectly, or any person or entity acting on their behalf or at their direction.
2. Financial institutions, DNFBPs and other persons or entities shall send a written notice to the Committee regarding any measure taken under the prohibition requirements set forth in Paragraph (1) of this Article within (3) days of taking such measures.

Article (15)

Bona fide third parties

The rights of third parties acting in good faith shall be taken into account when applying any measures under Articles (13) and (14) of this Decree.

Article (16)

Adding dues to frozen accounts

1. Interests or any other accrued returns or profits shall be added to the frozen account balance, provided that such interests, returns or profits are frozen and

remain frozen pursuant to Article (13) of this Decree.

2. Payments due under contracts, agreements or obligations concluded prior to the date on which the person or entity was listed under Security Council Resolution (1718) of 2006 or (2231) of 2015 shall be added to the frozen account balance after obtaining the approval of the Committee on a written request to add such payments, provided they remain frozen pursuant to Article (13) of this Decree.
3. The Committee agrees to the request to add the payments referred to in paragraph (2) of this Article provided it has sent a prior written notice to the Security Council or the relevant Sanctions Committee of its intention to do so, 10 working days prior to adding such payments. The Committee shall submit this written notice through the Ministry of Foreign Affairs.

Article (17)

Access to frozen funds or other assets

1. Any person or entity whose funds or other assets have been frozen pursuant to Article (13) of this Decree, or any representative or delegate thereof, may submit a written request to the Committee to access all or part of their funds or other assets, for the following purposes:
 - a) Pay the basic expenses of the listed natural person or their dependents, including their family members, or the listed legal person or entity, within reasonable limits.
 - b) Pay any extraordinary expenses to the listed person or entity.
2. The Committee shall examine the request submitted in accordance with Paragraph (1) of this Article, including the reasons behind it, documents related to the expenses and the total amount to which access is requested. If the

Committee decides to accept the request as submitted or after introducing amendments to it, the following must be taken into account:

- a) For those listed on the UN Terrorism or TF List, the Committee may allow access to all or part of the frozen funds or other assets after informing the relevant Sanctions Committee of its intention to do so, in the following cases:
 - 1) For basic expenses: if the relevant Sanctions Committee does not reject the request within (3) working days from the date of reporting.
 - 2) For extraordinary expenses: if the relevant Sanctions Committee approves the request.
 - b) For those listed on the UN List for the Proliferation of Weapons of Mass Destruction or proliferation financing, the Committee may grant access to all or part of the frozen funds or other assets after informing the relevant Sanctions Committee or the Security Council, as appropriate, of its intention to do so, in the following cases:
 - 1) For basic expenses: if the relevant Sanctions Committee or Security Council does not reject the request within (5) working days from the date of reporting.
 - 2) For extraordinary expenses: if the relevant Sanctions Committee or Security Council approves the request.
 - c) For those listed on the National List, the Committee may allow access to all or part of the frozen funds or other assets and impose specific rules and procedures for such access.
3. If the Committee decides to reject a request submitted under this Article, it shall inform the listed person or entity, or a representative or delegate thereof, of its decision in writing within (5) business days and provide reasons for the rejection.

Article (18)

Payments due under a judicial, administrative or arbitral contract or decision

1. If the listing measures were taken pursuant to Security Council Resolution (1737) of 2006 and continued under Security Council Resolution (2231) of 2015, or if they were taken pursuant to Security Council Resolution (2231) of 2015 itself, a listed person or entity whose funds or other assets were frozen under Article (13) of this Decree, or any representative or delegate thereof, may submit a written request to the Committee for access to all or part of the funds or other assets in order to make a payment due under a contract concluded.
2. The Committee shall study requests submitted under Paragraph (1) of this Article, including reasons behind such, documents related to the contract or related contracts, and the total amount requested.
3. The Committee may approve the request submitted under Paragraph (1) of this Article if it fulfills the following conditions:
 - a) If the Committee determines that the contract has entered into force before the person or entity was listed.
 - b) If the Committee determines that the contract is not related to any prohibited materials, supplies, equipment, goods, technologies, assistance, training, financial assistance, investment, brokerage, or any prohibited service referred to in Security Council Resolution (2231) of 2015 and any subsequent future resolutions.
 - c) If it determines that the payment will not be received directly or indirectly by a person or entity subject to the measures set forth in Annex B Paragraph (6) of Security Council Resolution (2231) of 2015.
 - d) When it has given prior notice to the Security Council of its intent to unfreeze

and use the funds or other assets for the purposes mentioned in paragraph (1) of this Article, (10) working days before granting such permission. The notice shall be submitted by the Committee through the Ministry of Foreign Affairs.

4. If the listing measures are taken pursuant to Security Council Resolution (1718) of 2006 and its subsequent resolutions, the party concerned may submit a written request to the Committee to access all or part of the frozen funds or other assets pursuant to Article (13) of this Decree in order to enforce a judicial, administrative or arbitral decision or judgment issued against the person who owns the relevant funds or other assets.
5. The Committee shall examine requests submitted under Paragraph (4) of this Article, including reasons behind such, documents related to the relevant judicial, administrative or arbitral decision or ruling, and the total amount for which access is requested.
6. The Committee may approve the request if it fulfills the following conditions:
 - a) If it determines that the judicial, administrative or arbitral decision or ruling has entered into force before the owner of the relevant funds or other assets was listed.
 - b) If it determines that the decision or ruling will not benefit a person or entity listed under Security Council Resolution (1718) of 2006 or its subsequent resolutions, or any person or entity listed by the Sanctions Committee established pursuant to Security Council Resolution (1718) of 2006.
 - c) When it has given prior notice to the Sanctions Committee established pursuant to Security Council Resolution (1718) of 2006 of its intention to unfreeze and use the funds or other assets for the purposes mentioned in paragraph (4) of this Article, ten (10) working days before granting such a permission. The written notice shall be submitted by the Committee through

the Ministry of Foreign Affairs.

7. If the Committee decides to reject a request submitted under Paragraphs (1) or (4) of this Article, it shall inform the applicant of its decision in writing and explain the reasons for the rejection, within (5) working days.

Article (19)

False positives due to name similarity

1. Any person or entity affected by freezing measures established under Article (13) of this Decree or by prohibition measures pursuant to Article (14) thereof, who believes that they are not the target of the listing procedures, may submit a written request to the Committee to unfreeze funds or other assets or to allow them to make transactions.
2. The Committee shall review and examine any written request submitted under Paragraph (1) of this Article and take a decision to approve or reject it within (5) working days from the date of its submission.
3. If the Committee decides to approve the request, it shall notify the applicant, and any financial institution, DNFBP, and other person or entity implementing the freezing or prohibition measures, as well as any relevant competent authority, of its decision within (2) working days. The financial institution, DNFBP, and other person or entity that is implementing the freezing or prohibition measures shall inform the Committee of the measures taken in response thereto within (3) business days from the date of the notification receipt.
4. If the Committee decides to reject the request submitted under Paragraph (1) of this Article, it shall inform the applicant of its decision in writing and explain the reasons for the rejection, within (5) working days of its decision.

Chapter Four
National Listing (Resolution 1373)

Article (20)

Notification of listing and delisting from the National List

1. In all cases, the publication of a listing on the UN List and the National List, and the publication of the delisting on the Committee's website shall be deemed sufficient notification to the persons and entities listed or delisted, in accordance with applicable laws and regulations.
2. The Committee shall make all reasonable efforts to send a written notice of its decision taken in accordance with Articles (10) and (21) of this Decree, as follows:
 - a. If the person or entity listed or delisted has a registered place of business or residence in the State of Palestine, the Committee shall use all reasonable efforts to send a written notice to them.
 - b. If the person or entity listed or delisted does not have a registered place of business or residence in the State of Palestine, the Committee shall send the written notice through the Ministry of Foreign Affairs to the diplomatic representative of the country in which the person or entity listed or delisted has a registered place of business or residence, if such country is known, and request that such notice be given to them at the first available opportunity.
3. With respect to persons or entities listed, the written notice described in Paragraph (2) (a) & (b) of this Article shall include a reason for the decision taken and an explanation of the rules and procedures for the following:
 - a. Making a delisting request (request to remove the name designated on the

- National List) in accordance with Article (21) of this Decree.
- b. Making an exemption request (access to frozen funds or other assets) in accordance with Article (17) of this Decree.
4. The Committee shall publish the rules and procedures set out in this Article on its website.

Article (21)

Administrative delisting requests from the National List

1. Any person or entity listed by the Committee in accordance with Article (10) of this Decree, or a representative or delegate thereof, may submit a written delisting request to the Committee to be removed from the National List. The written request must include any information available proving that the listed person or entity does not or no longer meets the criteria set out in Article (10) Paragraph (1) of this Decree.
2. Any heir or beneficiary of the funds or other assets of a deceased person may submit a delisting request for the person deceased, provided they submit the relevant documents. A similar request with the relevant documents may be submitted for defunct entities. Before submitting any similar request, the Committee shall take appropriate measures to ensure that the heirs or beneficiaries of funds or other assets that will be unfrozen as a result of the delisting are not listed and do not meet the listing requirements in accordance with Articles (7) or (10) of this Decree.
3. The Committee shall take its decision regarding the request set out in Paragraph (1) of this Article, as soon as possible upon obtaining all necessary information, and within a period not exceeding (30) days from obtaining such information.
4. Without prejudice to Paragraph (2) of this Article, the Committee may postpone

consideration of the request if there are ongoing criminal procedures related to the listed person or entity.

5. If the Committee decides to approve the request submitted under Paragraph (1) of this Article, it shall amend the National List pursuant to Article (10) Paragraphs (6) and (7) of this Decree.
6. If the Committee decides to reject the request submitted under Paragraph (1) of this Article, it shall notify the applicant of its decision within (5) working days of its adoption, stating the reasons that led to the rejection.

Article (22)

Appealing the decisions of the Committee

Any person or entity listed or affected by a listing may submit a request or appeal to the competent administrative courts to review any decision taken by the Committee, including any decision taken in accordance with Articles (10), (11), (16), (17), (18), (19), (21) of this Decree.

Chapter Five

Compliance, Supervision and Sanctions

Article (23)

Internal procedures, provision of information and record keeping

1. Financial institutions and DNFBPs must:
 - a) Adopt and implement internal procedures to ensure compliance with this Decree.

- b) Adopt and implement appropriate controls as part of the internal procedures provided for in paragraph (1) of this Article to screen a person or entity against the UN List and the National List, when conducting a transaction or when entering into a business relationship with them, to decide whether or not Articles (13) and (14) of this Decree shall be applied to such person or entity.
 - c) Keep records of the accounts and transactions of the listed person or entity throughout the period of their listing and for at least (10) years following their delisting, in accordance with the Law.
 - d) Provide the Committee and the relevant supervisory authority with information on the implementation of this Decree upon request, provided that such information is solely used for the purpose for which it was provided or obtained.
 - e) Cooperate with the Committee to confirm the accuracy of the information provided.
2. Financial institutions, DNFBPs, and any other person or entity shall provide the Committee with information about the status, nature and quantity of frozen or unfrozen funds or other assets, any measures taken in their regard, and any other information relevant to or facilitating compliance with the Law, this Decree, and any relevant instructions, pursuant to the provisions set forth in this Decree.

Article (24)

Compliance Supervision

1. According to the Law, supervisory authorities are responsible for verifying the compliance of financial institutions and DNFBPs with the provisions of this Decree.
2. If a supervisory authority finds that a financial institution or DNFBP does not

comply with the measures provided for in this Decree, it shall take appropriate action in accordance with the Law, and immediately inform the Committee in writing.

Article (25)

Exemption from liability

No civil, penal, or administrative measures may be taken against any person or entity that, in good faith, freezes funds or other assets, under the obligations stipulated in Article (13) of this Decree, or that adheres to the prohibition measures stipulated in Article (14) of this Decree.

Article (26)

Publication on the website

This Decree shall be published in its entirety on the Committee's website.

Article (27)

Repeal

1. Decree No. (14) of 2015 on the implementation of UN Security Council resolutions shall be repealed.
2. Any text that conflicts with the provisions of this Decree shall be repealed.

Article (28)

Validity and entry into force

All competent authorities, each within their own purview, shall implement this Decree, and it shall come into force on the date of its publication in the Official Gazette.

Issued in Ramallah on: 08/08/2022

Corresponding to: 10 / Muharram / 1444 AH

Mahmoud Abbas

President of the State of Palestine

Chairman of the Executive Committee of the Palestine Liberation Organization