United Nations Nations Unies

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OLA
Amnesty International

REFERENCE:

9 July 2008

Dear Ms. Terlingen,

On behalf of the Secretary-General, I wish to thank you for your letter of 5 June 2008, by which you have provided the Secretary-General, for his information, with a copy of your open letter to all members of the Security Council containing, as stated in this letter, "proposals to strengthen safeguards in respect of listing and de-listing procedures under the Al-Qaida and Taliban sanctions regime established under Security Council resolution 1267 and subsequent resolutions".

As you note, the previous Secretary-General, further to the request made in the 2005 World Summit Outcome and following discussions initiated in the framework of a Security Council Retreat in early June 2006, conveyed his views on the minimum standards required to ensure fair and clear procedures for listing and de-listing to the members of the Council. The Security Council reacted to the request in the 2005 World Summit Outcome by adopting a series of resolutions in late December of 2006 establishing, inter alia, a focal point in the Secretariat to receive de-listing requests, which has since been established.

By its resolution 1822 (2008) adopted on 30 June 2008, the Council has further developed its listing and de-listing mechanism, encouraged the so-called 1267 Committee "to continue to ensure that fair and clear procedures exist for placing individuals and entities on the Consolidated List and for removing them as well as for granting humanitarian exemptions," and directed the Committee "to keep its guidelines under active review in support of these objectives".

Ms. Yvonne Terlingen
Head of the Amnesty International Office
at the United Nations
New York

28-08172.

The Secretary-General is providing continued support to the Security Council Sanctions Committees in the implementation of resolution 1730 (2006) and stands ready to provide further support to the Council in the process of establishing fair and clear procedures for listing and de-listing, upon the Council's request.

We continue to follow this important matter with great interest and wish to thank you for keeping us informed about Amnesty International's activities and views on the matter.

Yours sincerely,

N. Michel

Nicolas Michel
Under-Secretary-General for Legal Affairs
The Legal Counsel

United Nations Nations Unies

INTEROFFICE MEMORANDUM MEMORANDUM INTERIEUR

JUL 10
28-08172

TO: Mr. B. Lynn Pascoe
A: Under-Secretary-General for Political Affairs

DATE: 9 July 2008

REFERENCE:

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THROUGH:
S/C DE:

FROM: Nicolas Michel
DE: Under-Secretary-General for Legal Affairs
The Legal Counsel

SUBJECT: **Letter dated 5 June 2008 from Amnesty International, addressed to the**
OBJET: **Secretary-General** 28-06654

1. I refer to your memorandum of 24 June 2008, by which you request us to respond to a letter of 5 June 2008 from Ms. Terlingen, the Head of the Amnesty International Office at the UN, to the Secretary-General.

2. Please find attached a copy of the response for your information. You will note that we have largely included the elements that you had kindly provided.

3. Please also note that we are closely following the activities of the Court of Justice of the European Communities in Luxembourg which is currently considering the "Yusuf" and "Kadi" cases on appeals. As soon as the Court renders a decision we will brief the Secretary-General accordingly.

cc: Mr. Nambiar

JUL 11 2008