



UNITED NATIONS
SECURITY
COUNCIL



Distr.
GENERAL

S/12904
23 October 1978

ORIGINAL: ENGLISH

NOTE VERBALE DATED 5 OCTOBER 1978 FROM THE PERMANENT REPRESENTATIVE OF
THE FEDERAL REPUBLIC OF GERMANY TO THE UNITED NATIONS ADDRESSED TO THE
SECRETARY-GENERAL

The Permanent Representative of the Federal Republic of Germany to the United Nations presents his compliments to the Secretary-General of the United Nations and, with reference to the latter's note PO 230 SOAF (2-2-5) of 18 May 1978 concerning implementation of the provisions of paragraph 3 of Security Council resolution 418 (1977), has the honour to communicate the following:

The Federal Government would like to recall that the Federal Republic of Germany has for many years followed a policy of strict embargo concerning the export of weapons to South Africa.

After the adoption of the Security Council resolutions of 7 August and 4 December 1963, the Federal Republic of Germany, although not yet a member of the United Nations, reaffirmed its embargo policy towards South Africa in an internationally binding statement (S/5658/Add.1 of 21 April 1964).

This embargo policy is based on the Law on the Control of Weapons of 20 April 1961, and the Law on Foreign Trade and Payments of 28 April 1961. According to existing legislation, the export of weapons as well as the export of technology for the production of weapons and other armaments is subject to authorization. In view of the existing embargo, such authorization for exports to South Africa has not been granted.

After the adoption of Security Council resolution 418 (1977) the Federal Government investigated whether any licence for the production of weapons or other armaments had been granted to South Africa. It has satisfied itself that, to the best of its knowledge, no such licence has been issued. In pursuance of Security Council resolution 418 (1977) the Federal Government has issued an additional regulation which subjects to authorization the granting of licences and patents and the transfer of restricted knowledge for the production or maintenance of weapons or other armament goods to persons or companies residing in the Republic of South Africa.

Since the Federal Government is determined to abide faithfully by its obligations, it will apply this regulation by not authorizing such licences or the transfer of any knowledge relating to the manufacture and maintenance of

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arms, ammunition of all types and military equipment and vehicles to the Republic of South Africa.

The Permanent Representative of the Federal Republic of Germany has the honour to request that this note be circulated as a document of the Security Council.
