



General Assembly

Distr.: General
24 December 2019
English
Original: Arabic

Seventy-fourth session

Agenda item 83

The rule of law at the national and international levels

Note verbale dated 23 December 2019 from the Permanent Mission of Egypt to the United Nations addressed to the Secretary-General

With reference to the two memorandums of understanding signed on 27 November 2019 in Istanbul, Turkey, between the Government of the Republic of Turkey and the Government of National Accord in Libya concerning, respectively, the determination of maritime rights in the Mediterranean and military cooperation, we have the honour to communicate the following points:

1. The Government of the Arab Republic of Egypt rejects and does not recognize the two memorandums of understanding. It considers them void and without legal effect on the grounds that:
 - The procedure by which they were concluded is inconsistent with, and violates, the Libyan Political Agreement concluded in Skhirat on 17 December 2015, which was welcomed in Security Council resolution [2259 \(2015\)](#) of 23 December 2015. In article 8, paragraph 2 (f) of the Agreement, it is stated that the prerogatives of the Presidency Council as a whole, as opposed to the President of the Presidency Council acting alone, shall include concluding international agreements and conventions, provided that these are endorsed by the House of Representatives. The President of the Presidency Council, Faiez Serraj, has disregarded that provision, and the House of Representatives has not endorsed the memorandums of understanding.
 - The memorandum of understanding on military cooperation allows various forms of military and security cooperation and the transfer of weapons and ammunition to Mr. Serraj and the western militias. That provision clearly violates the resolutions of the Security Council concerning Libya and, in particular, paragraph 9 of Security Council resolution [1970 \(2011\)](#).
2. The Government of the Arab Republic of Egypt rejects and does not recognize any measures, conduct or legal effects that may arise from the memorandums of understanding.
3. The Government of the Arab Republic of Egypt calls on the Secretariat of the United Nations to reject any request to have the memorandums of understanding published in accordance with Article 102 of the Charter of the United Nations, including any request to have the coordinates that are set out in the memorandum of understanding concerning the determination of maritime rights in the Mediterranean published in any form by the Division for Ocean Affairs and the Law of the Sea.

