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## OUTGOING FACSIMILE

DATE: 4 June 2014

<b>TO:</b> The Managing Director Hacking Team S.r.l Via della Moscova 13 20121 – Milano Italy	<b>FROM:</b> Davey McNab <i>DWN</i> Secretary Security Council Committee established pursuant to resolution 1591 (2005) concerning the Sudan  Tel: (212) 963-5312 E-mail: <a href="mailto:mcnab@un.org">mcnab@un.org</a> Fax : 212-963-1300/3778
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<b>CC:</b>	<b>TEL.:</b> <b>EMAIL</b> Chi Yuan Yeh Meetings Services Assistant Tel: (917) 367-9632 E-mail: <a href="mailto:yeh@un.org">yeh@un.org</a>
<b>TOTAL NUMBER OF TRANSMITTED PAGES INCLUDING THIS PAGE: 16</b>	

Please find attached S/AC.47/2014/PE/OC.40

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4 June 2014

Dear Sir/Madam,

I have the honour to write to you on behalf of the Panel of Experts on the Sudan established pursuant to Security Council resolution 1591 (2005) and recently extended by resolution 2138 (2014), both of which are attached herewith. Enclosed you will also find the Secretary-General's letter appointing five experts to serve on the Panel under its extended mandate.

As you may be aware, it is the mandate of the Panel to monitor the implementation of the provisions related to the sanctions regime established on Darfur pursuant to the Security Council resolutions 1556 (2004), 1591 (2005), 1945 (2010), 2091 (2013) and most recently 2138 (2014).

By paragraphs 7 and 8 of resolution 1556 (2004), the Security Council imposed an arms embargo, which includes all military equipment, on all non-governmental entities and individuals, including the Janjaweed, operating in the States of Northern Darfur, Southern Darfur and Western Darfur. By paragraph 2 of resolution 2035 (2012), the Council confirmed that all reference to the three states of Darfur should apply to all the territory of Darfur, including the new States of Eastern and Central Darfur, created on 11 January 2012. By paragraph 7 of resolution 1591 (2005), the Council extended the arms embargo, including military equipment, to include all parties to the N'Djamena Ceasefire Agreement and any other belligerents in the aforementioned areas. The enforcement of the arms embargo was further strengthened by resolution 1945 (2010).

Before proceeding further please allow me to underline that the Panel has never had any reason to believe or suggest that your esteemed organization has violated the arms embargo imposed according to the sanctions regime established on Darfur by the Security Council in its resolutions and it wishes to reiterate that in this correspondence. This is a request for information to assist in the Panel's work in accordance with paragraph 18 of Resolution 2138 (2014).

The Managing Director  
Hacking Team S.r.l  
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cc: Permanent Mission of Italy to the United Nations

The Panel is aware of a recent report by a University of Toronto programme , The Citizen Lab, (<https://citizenlab.org/2014/02/mapping-hacking-teams-untraceable-spyware/>), which suggests that the Government of Sudan has procured the Remote Control System, developed by your company. The Panel would be most grateful if you would provide it with any information available to you on any contracts you may have had to supply this software to the Government of Sudan, and copies of these contracts.

Please allow me to underline that the Panel stands ready to comply with the conditions, if any, that your organization deems relevant to apply to the use of the information requested by the Panel.

The Panel would sincerely appreciate if your office would kindly direct its response **by 3 July, 2014** through Mr. Davey McNab, Secretary of the Security Council Committee established pursuant to resolution 1591 (2005) concerning the Sudan: 2 UN Plaza, Fl 8, Room DC2-0868, New York, NY 10017, Tel 212-963-5312, Fax 212-963-1300/3778, Email: [mcnab@un.org](mailto:mcnab@un.org)

Finally, please allow me to thank you in advance for your kind attention and valuable assistance to the Panel.



Lipika Majumdar Roy Choudhury  
Coordinator

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pursuant to resolution 1591 (2005)  
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**Security Council**

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**Letter dated 21 March 2014 from the Secretary-General addressed to the President of the Security Council**

I have the honour to refer to Security Council resolution 2138 (2014) concerning the Sudan, adopted on 13 February 2014, by which the Council decided to extend until 13 March 2015 the mandate of the Panel of Experts originally appointed pursuant to resolution 1591 (2005) and requested me to take the necessary administrative measures.

Accordingly, I wish to inform you that I have appointed the following experts to serve on the Panel of Experts:

Ms. Lipika Majumdar Roy Choudhury (India) — finance  
Ms. Dakshinie Ruwanthika Gunaratne (Sri Lanka) — international humanitarian law  
Mr. Issa Maraut (France) — regional issues  
Mr. Guido Potters (Netherlands) — aviation  
Mr. Adrian Wilkinson (United Kingdom of Great Britain and Northern Ireland) — arms

I have also designated Ms. Choudhury to serve as Coordinator of the Panel of Experts.

I should be grateful if you would bring this information to the attention of the members of the Security Council.

(Signed) **BAN Ki-moon**

