



## Security Council

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### Security Council Committee established pursuant to resolution [1718 \(2006\)](#)

#### **Note verbale dated 22 March 2019 from the United States Mission to the United Nations addressed to the Chair of the Committee**

The United States Mission to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution [1718 \(2006\)](#) and has the honour to submit to the Committee the report of the United States with respect to paragraph 8 of Security Council resolution [2397 \(2017\)](#) (see annex).



**Annex to the note verbale dated 22 March 2019 from the United States Mission to the United Nations addressed to the Chair of the Committee**

**Report of the United States of America on the implementation of Security Council resolution [2397 \(2017\)](#)**

The Security Council acknowledged in its resolution [2397 \(2017\)](#) that the revenue generated by workers of the Democratic People's Republic of Korea overseas contributes to the country's prohibited nuclear weapons and ballistic missile programmes. The Council expressed concern that nationals of the Democratic People's Republic of Korea continue to work in other States for the purpose of generating foreign export earnings that the country uses to support these programmes, despite the previous adoption of paragraph 17 of resolution [2375 \(2017\)](#).

Therefore, the Security Council decided that Member States shall repatriate to the Democratic People's Republic of Korea all nationals of the Democratic People's Republic of Korea earning income in that Member State's jurisdiction and all government safety oversight attachés of the Democratic People's Republic of Korea monitoring its workers abroad immediately but no later than 24 months from the date of adoption of the resolution, unless the Member State determines that a national of the Democratic People's Republic of Korea is a national of that Member State or a national whose repatriation is prohibited, subject to applicable national and international law, including international refugee law and international human rights law, and the United Nations Headquarters Agreement and the Convention on the Privileges and Immunities of the United Nations.

The Security Council further decided that Member States shall provide:

- (a) A midterm report by 15 months from the date of adoption of resolution [2397 \(2017\)](#) of all nationals of the Democratic People's Republic of Korea earning income in that Member State's jurisdiction who were repatriated over the 12-month period starting from the date of adoption of the resolution, including an explanation of why less than half of such nationals were repatriated by the end of that 12-month period, if applicable; and
- (b) Final reports by 27 months from the date of adoption of resolution [2397 \(2017\)](#).

All nationals of the Democratic People's Republic of Korea seeking to enter the United States for employment purposes are required to apply for a visa in advance. The United States has examined its visa records and determined that no national of the Democratic People's Republic of Korea has been issued a work-authorized visa covered under the present report and valid on 22 December 2017 or later.

In addition, since 22 December 2017, there have been no nationals of the Democratic People's Republic of Korea present in the United States who: (a) were granted work-authorized visas prior to 22 December 2017 but stayed later than that date; (b) switched visa categories after entering the United States on a visa that was not work-authorized; (c) were paroled in without a visa but later acquired work-authorized status; or (d) would fall under any other category that would qualify for repatriation under paragraph 8 of Security Council resolution [2397 \(2017\)](#).

Accordingly, the United States has no repatriation obligation under paragraph 8 of Security Council resolution [2397 \(2017\)](#). Its national authorities will continue to ensure that the United States remains in compliance with paragraph 8 of the resolution throughout 2019.

The United States will continue to meet all of its obligations under Security Council resolutions related to the Democratic People's Republic of Korea. The repatriation requirement for overseas workers of the Democratic People's Republic of Korea under paragraph 8 of resolution [2397 \(2017\)](#) is applicable to all Member States. It stands ready to work, both nationally and through the Committee, with States in need of assistance in meeting their obligations.

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