

## **Muammar el-Qaddafi (and related entities and individuals) - World Health Organization Recovery case**

**Case ID:**

ARW-140

**Jurisdiction of Origin of Public Official or Entity Allegedly Involved:**

Libya

**Position of Public Official(s) (yrs in office):**

President (1969-2011)

**Jurisdiction of Asset Recovery:**

Netherlands

**Jurisdiction of Asset Recovery ? Description:**

Undertaking Recovery Effort, Location of Recovery Effort, Asset Location / Alleged Asset Location

**Asset Recovery Start:**

2011

**Asset Recovery End:**

2011

**UNCAC Offenses Implicated:**

Art.20

**Money laundering Implicated:**

No

**Legal Basis for Asset Recovery:**

United Nations Security Council sanctions

**Intl.Cooperation: MLAT/Letter of Request?:**

Unknown

**Basis for Intl Cooperation:**

Unspecified

**Contributing Factors in Asset Recovery:**

Approval of the UN Sanctions Committee to unfreeze funds and provide to the World Health Organization (Source: The Netherlands, Ministry of Foreign Affairs, "Netherlands unfreezes Libyan assets for medical supplies," August 15, 2011.)

**Status of Asset Recovery :**

Completed

**Stage in Asset Recovery Chain:**

Other

**Assets Returned (USD) - Description:**

\$143,451,000 in Libyan assets returned; unspecified as to whether any of the assets belonged to Mr. Qaddafi or his family or associates

**Agreement for Returned Assets:**

Yes

**Agreement for Returned Assets - Description:**

The UN Sanctions Committee approved the transfer of funds to the United Nations World Health Organization, for medical supplies to people in Benghazi and other areas of fighting

**Case Summary:**

According to a news release by The Netherlands' Ministry of Foreign Affairs, "The Netherlands is freeing up €100 million of the Libyan regime's assets that are frozen in the Netherlands at the urgent request of the World Health Organization. The WHO will use the funds to distribute medical supplies, of which there is currently an acute shortage in Libya, among the Libyan population. The Netherlands can release the money to the WHO because the UN sanctions committee has given its approval. The medical supplies will go to people in Benghazi and other rebel-held areas, areas where there is fighting, and areas still controlled by the Gaddafi regime. The Netherlands is the first country to provide this kind of financial assistance to Libya's stricken healthcare sector. Minister of Foreign Affairs Uri Rosenthal has described the unfreezing of the assets as a good example of how sanctions should work. "I always say that sanctions should cut off the regime without hurting the population. That is exactly what is happening now, with Gaddafi's frozen funds being used to save Libyan lives," he said." (Source: The Netherlands, Ministry of Foreign Affairs, "Netherlands unfreezes Libyan assets for medical supplies," August 15, 2011.)

**Disposition of Criminal Case(s):**

Mr. Qaddafi passed away on October 20, 2011 (Source: New York Times, "Muammar el Qaddafi"); as of October 31, 2011 cases in investigatory stage as to other individuals and entities.

**Documents:**

Qaddafi\_Netherlands\_Asset\_Unfreeze\_For\_WHO\_Med\_Supplies\_Aug\_15\_2011.pdf

Qaddafi\_NYT\_Topic\_Update\_Oct\_25\_2011.pdf

**Other Sources:**

The Netherlands, Ministry of Foreign Affairs, "Netherlands unfreezes Libyan assets for medical supplies," August 15, 2011, accessed at <http://www.minbuza.nl/en/news/2011/08/netherlands-unfreezes-libyan-asset...> New York Times, "Muammar el-Qaddafi," accessed on October 31, 2011 at [http://topics.nytimes.com/top/reference/timestopics/people/q/muammar\\_el\\_...](http://topics.nytimes.com/top/reference/timestopics/people/q/muammar_el_...)