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**APRIL 06, 2015** 

CIRCULAR NO. 20/15

TO MEMBERS OF THE ASSOCIATION

**Dear Member:** 

US ECONOMIC SANCTIONS UPDATE: GUIDANCE RELATING TO THE APRIL 2, 2015 ANNOUNCEMENT OF PARAMETERS FOR A JOINT COMPREHENSIVE PLAN OF ACTION REGARDING THE ISLAMIC REPUBLIC OF IRAN'S NUCLEAR PROGRAM

Reference is made to previous Circulars in regard to recent negotiations between the P5+1 (United States, United Kingdom, Germany, France, Russia and China, coordinated by the EU High Representative) and Iran concerning the latter's nuclear program.

Members will have seen from recent news reports that, on April 2, 2015, there was an announcement of parameters for a joint comprehensive plan of action regarding the that program. The purpose of this Circular is to update Members in respect of these developments.

A recent bulletin from the US Department of the Treasury's Office of Foreign Assets Control (OFAC) in regard to the above is attached hereto. Its contents are believed to speak for themselves.

Specifically, the parameters announced on April 2, 2015 for a joint comprehensive plan of action (JCPOA) by the P5+1 and Iran do not immediately relieve, suspend or terminate any sanctions on Iran. The only sanctions relief in force is the relief provided pursuant to the Joint Plan of Action (JPOA) reached on November 24, 2013 and extended through June 30, 2015.

The parameters announced on April 2, 2015 provide a path for sanctions on Iran to be suspended and eventually terminated in exchange for IAEA verified implementation by Iran of its key nuclear commitments.

At present, and until a JCPOA is concluded, other than the sanctions relief provided under the JPOA, all US sanctions remain in place and will continue to be vigorously enforced. In this context, the sanctions relief provided under the JPOA reached on November 24, 2013 remains in effect. Please see:

http://www.treasury.gov/resource-center/sanctions/Programs/Documents/guidance\_ext\_11252004.pdf

Members are requested to note their records accordingly. For any questions regarding any aspect of the foregoing, and sanctions in general, Members are asked to contact Charles J. Cuccia, Senior Vice President at +1 212 847 4539 or by e-mail at charles.cuccia@american-club.com.

Yours faithfully,

Joseph E.M. Hughes, Chairman & CEO Shipowners Claims Bureau, Inc., Managers for

THE AMERICAN CLUB

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#### **Iran Sanctions**

Sign up for Iran Sanctions e-mail updates.

Guidance Relating to the April 2, 2015 Announcement of Parameters for a Joint Comprehensive Plan of Action Regarding the Islamic Republic of Iran's Nuclear **Program** 

- The parameters announced on April 2, 2015 for a Joint Comprehensive Plan of Action (JCPOA) by the P5+1 and Iran do not immediately relieve, suspend or terminate any sanctions on Iran. The only sanctions relief in force is the relief provided pursuant to the Joint Plan of Action (JPOA) reached on November 24, 2013 and extended through June 30, 2015.
- The parameters announced on April 2, 2015 provide a path for sanctions on Iran to be suspended and eventually terminated in exchange for IAEA verified implementation by Iran of its key nuclear commitments.
- · As of today and until a JCPOA is concluded, other than the sanctions relief provided under the JPOA, all U.S. sanctions remain in place and will continue to be vigorously enforced.
- The sanctions relief provided for under the JPOA reached on November 24, 2013 remains in effect, as described in published Guidance and Frequently Asked Questions .

Information relating to the extension of the sanctions relief provided for in the Joint Plan of Action between the P5+1 and the Islamic Republic of Iran

On November 24, 2013, the United States and its partners in the P5 + 1 (China, France, Germany, Russia, the United Kingdom, and the United States, coordinated by the European Union's High Representative) reached an initial understanding with Iran, outlined in a Joint Plan of Action (JPOA), that halts progress on Iran's nuclear program and rolls it back in key respects. In return for Iran's commitment to place meaningful limits on its nuclear program, the P5+1 committed to provide Iran with limited, targeted, and reversible sanctions relief. In furtherance of the U.S. Government's (USG) commitments under the JPOA, the U.S. Department of State and the U.S. Department of the Treasury implemented sanctions relief relating to certain activities and associated services taking place exclusively during the sixmonth period beginning on January 20, 2014, and ending July 20, 2014. The following documents are key components of the implementation of the JPOA as extended.

- Guidance Relating to the Provision Of Certain Temporary Sanctions Relief in Order to Implement the Joint Plan of Action Reached On November 24, 2013 Between The P5+1 and The Islamic Republic Of Iran, as Extended Through June 30,
- Frequently Asked Questions Relating to the Extension of Temporary Sanctions Relief through June 30, 2015, to Implement the Joint Plan of Action between the P5 + 1 and the Islamic Republic of Iran  $\mathbb{A}$
- · Second Amended Statement of Licensing Policy on Activities Related to the Safety Of Iran's Civil Aviation Industry | N
- Joint Plan of Action between the P5 + 1 and the Islamic Republic of Iran

Archived Previous Joint Plan of Action (JPOA) Materials

### **OFAC QUICK LINKS**

- Specially Designated Nationals (SDN) and **Blocked Persons List**
- Search OFAC's Sanctions Lists

**Careers** 

- OFAC News and Recent Actions
- Frequently Asked Questions on Sanctions
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#### PRESS CENTER

#### **Press Releases**

04/03/2015

Statement from a Treasury Spokesperson on Forms 1095-A

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### **Featured Photo**



April 14, 2014 - Secretary Lew and Ukrainian Finance Minister O...

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### **Daily Press Guidance**

04/03/2015

Daily Treasury Guidance for Friday, April 3, 2015

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#### Sanctions Brochures

Sanctions Brochures are an overview of OFAC's regulations with regard to Iran. They are useful quick reference tools.

- Overview of Sanctions
- Overview of Sanctions (text)

### Important Advisories

OFAC issues advisories to the public on important issues related to the Iran sanctions, while these documents may focus on specific industries and activities they should be reviewed by any party interested in OFAC compliance.

- Global Advisory to the Maritime Industry Regarding the Islamic Republic of Iran Shipping Lines
- Advisory on the Presentation of Fraudulent Shipping Documents
- Advisory on the Use of Exchange Houses and Trading Companies to Evade U.S.
   Economic Sanctions Against Iran

#### **Frequently Asked Questions**

OFAC has compiled hundreds of frequently asked questions (FAQs) about its sanctions programs and related policies. The links below send the user to Iran sanctions-related frequently asked questions. There is also a link to the entire list of OFAC's FAQs.

- Questions Regarding Executive Order 13599 (Blocking Property of the Government of Iran and Iranian Financial Institutions)
- Questions Regarding the NDAA (Section 1245 of the National Defense Authorization Act for Fiscal Year 2012)
- Questions Regarding the Executive Order 13606 (Blocking the Property and Suspending Entry Into the United States of Certain Persons With Respect to Grave Human Rights Abuses by the Governments of Iran and Syria via Information Technology)
- Questions Regarding the Executive Order 13622 (Authorizing Additional Sanctions With Respect to Iran)
- Questions Related to Treasury CISADA Findings Against Bank of Kunlun
- Questions Related to Determination Pursuant to Section 312 of the Iran Threat Reduction and Syria Human Rights Act
- Questions Regarding Section 4 of Executive Order 13628 (Authorizing the Implementation of Certain Sanctions Set Forth in the Iran Threat Reduction and Syria Human Rights Act of 2012 and Additional Sanctions with Respect to Iran)
- Questions Related to the Iranian Transactions and Sanctions Regulations and the Statement of Licensing Procedure on Support Of Human Rights, Humanitarian, and Democracy-Related Activities With Respect to Iran
- Questions relating to key provisions of the Iran Threat Reduction and Syria Human Rights Act of 2012 (expands the scope of sanctionable transactions with the Central Bank of Iran and designated Iranian financial institutions)
- Questions Regarding the Executive Order 13645 (Authorizing the Implementation of Certain Sanctions Set Forth in the Iran Freedom and Counter-Proliferation Act of 2012 and Additional Sanctions With Respect To Iran)
- Questions Regarding the General License for the Export of Basic Medical Supplies to Iran
- Questions related to Iran General License D-1
- OFAC Frequently Asked Questions (Full Question List)

### List of Foreign Sanctions Evaders (FSE)

On May 1, 2012, the President signed Executive Order 13608, "Prohibiting Certain Transactions With and Suspending Entry Into the United States of Foreign Sanctions Evaders With Respect to Iran and Syria." This Executive Order strengthens Treasury's ability to address behavior by foreign individuals and entities determined to have violated, attempted to violate, conspired to violate, or caused a violation of U.S. sanctions on Syria or Iran.

• Foreign Sanctions Evaders List Page

## List of CISADA and NDAA Prohibitions or Conditions

In order to implement certain provisions of the Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010 (CISADA), the National Defense Authorization Act of Fiscal Year 2012 (NDAA), the Iran Freedom and Counter-Proliferation Act of 2012 (IFCA) and certain executive orders, OFAC has developed a list of foreign financial

Institutions that are subject to sanctions under these laws and orders. This list can be found below in multiple formats.

- The List of Foreign Financial Institutions Subject to Part 561 (the "Part 561 List")
   (PDF)
- The List of Foreign Financial Institutions Subject to Part 561 (the "Part 561 List") (text)
- Changes to the Part 561 List (PDF)
- Changes to the Part 561 List (Text)

#### Non-SDN Iranian Sanctions Act (NS-ISA) List

On May 23, 2011, the President signed Executive Order ("E.O.") 13574, "Authorizing the Implementation of Certain Sanctions Set Forth in the Iran Sanctions Act of 1996, as Amended." E.O. 13574 states that the Secretary of the Treasury, pursuant to authority under the International Emergency Economic Powers Act ("IEEPA"), shall implement certain sanctions that the Secretary of State imposes and selects under the pre-existing authority of the Iran Sanctions Act of 1996 ("ISA") as amended by the Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010 ("CISADA")

- Non-SDN Iranian Sanctions Act (NS-ISA) List (PDF)
- Non-SDN Iranian Sanctions Act (NS-ISA) List (Text)
- Changes to the Non-SDN Iranian Sanctions Act List (PDF)
- Changes to the Non-SDN Iranian Sanctions Act List (Text) 🗐 (2013)
- · Archive of Changes to the NS-ISA List

#### Specific Guidance on the Iran Sanctions

OFAC offers guidance on a variety of subjects related to the Iran sanctions. Most of this guidance is specific in nature. General guidance on the Iran sanctions can be found in the Sanctions Brochures section at the top of this page.

- Guidance on the Sale of Food, Agricultural Commodities, Medicine, and Medical Devices by Non-U.S. Persons to Iran
- Industry Guidance on Shah Deniz Consortium 🔎
- Clarifying Guidance on Humanitarian Assistance and Related Exports to the Iranian People
- Clarifying Guidance on Humanitarian Assistance and Related Exports to the Iranian People (translated into several languages by the U.S. State Department)
- Interpretive Guidance And Statement of Licensing Policy on Internet Freedom in Iran
- CISADA: The New U.S. Sanctions on Iran
- French translated version of CISADA: The New Sanctions on Iran Resume analytique de la Loi sur la responsabilite, le desengagement et les sanctions generales contre l'Iran
- Spanish translated version of CISADA: The New Sanctions on Iran Hoja de datos:
   Ley Integral de Sanciones, Rendición de Cuentas y Desinversión contra Iran
- Russian translated version of CISADA: The New Sanctions on Iran Справка: Закон о всеобъемлющих санкциях в отношении Ирана, привлечении к ответственности и дивестировании
- Arabic translated version of CISADA: The New Sanctions on Iran -
- Guidance on the Donations of Food and Medicine to Iran and the Non-Specified Areas of Sudan
- List of Designated IRGC Affiliates and Designated Iran-Linked Financial Institutions (for CISADA compliance)
- Guidance on Sponsorship of Conference by the Government of Iran or Iranian persons
- Guidance on Transshipments to Iran
- · Are U-Turn payments for Iran still permitted?

## Interpretive Guidance

OFAC issues interpretive guidance on specific issues related to the sanctions programs it administers. These interpretations of OFAC policy are sometimes published in response to a public request for guidance or may be released proactively by OFAC in order to address a complex topic.

- Interpretive Guidance And Statement of Licensing Policy on Internet Freedom in Iran
- Substantive Enhancement of Information (Iran)

   P
- Guidance on Internet Connectivity (Iran)

- Exports/Aircraft Safety (Iran)
- Equipment to manufacture goods which may be sold to Iran
- Internet Access to Informational Materials (Iran)
- Export of Services Surveys & Interviews (Iran)
- Exports de minimis U.S. content (Iran)
- Guidance Concerning Informational Materials (Iran)

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- Iran: Travel Exemption
- Posting of Information from Iran on Website
- Professional Membership Association Guidance (Iran)

   Professional Membership Association Guidance (Iran)
- · Index of All Published Interpretative Guidance

#### Applying for a Specific OFAC License

It may be in your and the U.S. government's interest to authorize particular economic activity related to Iran. Certain activities related to Iran may be allowed if they are licensed by OFAC. Visit the link below to apply for an OFAC license.

- Apply for an OFAC License Online Authorization from OFAC to engage in a transaction that otherwise would be prohibited.
- Trade Sanctions Reform and Export Enhancement Act of 2000 (TSRA) Program Information and TSRA License Application Process - Guidance and licensing information for exports of agricultural commodities, medicine, and medical devices

### **Guidance on OFAC Licensing Policy**

Certain activities related to Iran may be allowed if they are licensed by OFAC. Below OFAC has issued guidance and statements on specific licensing policies as they relate to Iran.

- Entities Owned By Blocked Persons
   — Guidance On Entities Owned By
  Persons Whose Property And Interests In Property Are Blocked
- Statement of Licensing Policy P- related to the support of democracy and human rights in Iran and academic and cultural exchange programs
- Statement Of Licensing Procedure on support of human rights-, humanitarian-, and democracy related activities with respect to Iran

### **General Licenses**

OFAC issues general licenses in order to authorize activities that would otherwise be prohibited with regard to Iran. General licenses allow all US persons to engage in the activity described in the general license without needing to apply for a specific license.

- Iran General License (Contains List of Medical Equipment and Supplies)
   Authorizing the exportation or reexportation of medicine and basic medical supplies to Iran (Updated: 7/25/2013)
- Iran General License (Contains List of Medical Equipment and Supplies)
   Authorizing the exportation or reexportation of medicine and basic medical supplies to Iran (Issued: 10/22/2012)

- Iran General License Related to Personal Communication Services
   Exportation of certain services and software over the internet
- Iran General License (No. D) Iranian General License D (GL D) has been removed following the publication of Iranian General License D-1 (GL D-1), which clarified certain aspects of GL D and added certain new authorizations. GL D-1 replaced and superseded in its entirety GL D (effective February 7, 2014).
- Iran General License (No. D-1) P- General License with Respect to Certain Services, Software, and Hardware Incident to Personal Communications.
- Iran General License (No. E) Authorizing Certain Services in Support of Nongovernmental Organizations' Activities in Iran
- Iran General License (No. G)
   Lertain Academic Exchanges and the

### Executive Orders, Statutes, Rules and Regulations Relating to Iran

The Iran sanctions program represents the implementation of multiple legal authorities. Some of these authorities are in the form of executive orders issued by the President. Other authorities are public laws (statutes) passed by The Congress. These authorities are further codified by OFAC in its regulations which are published the Code of Federal Regulations (CFR). Modifications to these regulations are posted in the Federal Register. In addition to all of these authorities, OFAC may also implement United Nations Security Council Resolutions (UNSCRs) with regard to Iran.

### **Executive Orders**

- 13645 Authorizing the Implementation of Certain Sanctions Set Forth in the Iran Freedom and Counter-Proliferation Act of 2012 and Additional Sanctions With Respect To Iran (Effective Date - July 1, 2013)
- 13628 Authorizing the Implementation of Certain Sanctions Set Forth in the Iran Threat Reduction and Syria Human Rights Act of 2012 and Additional Sanctions with Respect to Iran (Effective Date - October 9, 2012)
- 13622 Authorizing Additional Sanctions With Respect to Iran (Effective Date -July 30, 2012)
- 13608 Prohibiting Certain Transactions With and Suspending Entry Into the United States of Foreign Sanctions Evaders With Respect to Iran and Syria (Effective Date - May 1, 2012)
- 13606 Blocking the Property and Suspending Entry Into the United States of Certain Persons With Respect to Grave Human Rights Abuses by the Governments of Iran and Syria via Information Technology (Effective Date - April 23, 2012)
- 13599 Blocking Property of the Government of Iran and Iranian Financial Institutions (Effective Date - February 6, 2012)
- 13590 Authorizing the Imposition of Certain Sanctions With Respect to the Provision of Goods, Services, Technology, or Support for Iran's Energy and Petrochemical Sectors (Effective Date - November 20, 2011)
- 13574 Authorizing the Implementation of Certain Sanctions Set Forth in the Iran Sanctions Act of 1996, as Amended (Effective Date May 23, 2011)
- 13553 Blocking Property of Certain Persons With Respect to Serious Human Rights Abuses By The Government of Iran and Taking Certain Other Actions (Effective Date - September 29, 2010)
- 13059 Prohibiting Certain Transactions With Respect to Iran (Effective Date -August 20, 1997)
- 12959 Prohibiting Certain Transactions With Respect to Iran (Effective Date -May 7, 1995)
- 12957 Prohibiting Certain Transactions With Respect to the Development of Iranian Petroleum Resources (Effective Date - March 16, 1995)
- 12613 Prohibiting Imports From Iran (Effective Date October 29, 1987)
- 12294 Suspension of Litigation Against Iran (Effective Date February 26, 1981)
- 12284 Pestrictions on the Transfer of Property of the Former Shah of Iran (Effective Date - January 23, 1981)
- 12283 Non-Prosecution of Claims of Hostages and for Actions at the United States Embassy and Elsewhere (Effective Date - January 23, 1981)
- 12282 Prevocation of Prohibitions Against Transactions Involving Iran (Effective Date - January 23, 1981)

- 12279 Direction To Transfer Iranian Govt. Assets Held By Domestic Banks (Effective Date - January 23, 1981)
- 12278 Direction To Transfer Iranian Government Assets Overseas (Effective Date - January 23, 1981)
- 12276 Direction Relating to Establishment of Escrow Accounts (Effective Date
   – January 23, 1981)
- 12211 Prohibiting Certain Transactions With Iran (Effective Date April 17, 1980)
- 12205 Prohibiting Certain Transactions With Iran (Effective Date April 17, 1980)

#### Statutes

- Antiterrorism and Effective Death Penalty Act of 1996 (AEDPA), 18 U.S.C. § 2332d
- Comprehensive Iran Sanctions, Accountability, and Divestment Act of 2010 (CISADA). PL 111-195
- Iran Freedom and Counter-Proliferation Act of 2012 (IFCA) (PL 112-239)
- International Emergency Economic Powers Act (IEEPA), 50 U.S.C. §§ 1701-1706
- Iran Sanctions Act of 1996, as Amended, 50 U.S.C. § 1701 note
- International Security and Development Cooperation Act of 1985 (ISDCA), 22
   U.S.C. § 2349aa-9
- Iran Threat Reduction and Syria Human Rights Act of 2012 H.R. 1905 (PL 112-158)
- National Defense Authorization Act For Fiscal Year 2012 PL 112-81
- National Emergencies Act (NEA), 50 U.S.C. §§ 1601-1651
- Trade Sanctions Reform and Export Enhancement Act of 2000 (TSRA), 22 U.S.C. §§ 7201-7211

### **Code of Federal Regulations**

- 31 CFR Part 535 Iranian Assets Control Regulations
- 31 CFR Part 560 Iranian Transactions and Sanctions Regulations
- 31 CFR Part 561 Iranian Financial Sanctions Regulations
- 31 CFR Part 562 Iranian Human Rights Abuses Sanctions Regulations

### **Federal Register Notices**

- 78 FR 16403-13 Amendement to the Iranian Financial Sanctions Regulations, 31 C.F.R. part 561 (the "IFSR"), to implement sections 503 and 504 of the Iran Threat Reduction and Syria Human Rights Act of 2012 (the "TRA") and certain provisions of Executive Order 13622

- 77 FR 64666-12 -31 CFR Part 560 Iranian Transactions Regulations; Final Rule
- 77 FR 16170-12 — Amendement to the Iranian Transactions Regulations to redefine the term "entity owned or controlled by the Government of Iran" to substantially conform to the definition in the amended Iranian Financial Sanctions Regulations

- 75 FR 59611-10 — Iranian Transactions Regulations Amendment to remove general licenses authorizing the importation of, and dealings in, certain foodstuffs and carpets of Iranian origin and related services
- 75 FR 34630-10 P-amendment to the Iranian Transactions Regulations in the Code of Federal Regulations to expand the scope of Appendix A to Part 560 to encompass any person determined by OFAC to be the Government of Iran
- 75 FR 10997-10 🔎 Amendments to authorize certain types of exportation
- 74 FR 61030-09 an interim final rule which makes technical changes to certain sections of the Sudanese Sanctions Regulations and the Iranian Transactions Regulations, 31 CFR parts 538 and 560
- 74 FR 36397-09 allows U.S. banks to continue operating the accounts of U.S. persons who are temporarily in Iran

expand the scope of Appendix A

- 73 FR 66541-08 P-Revoking an authorization previously granted to U.S. depository institutions to process U-turn transfers
- to the movement of specific goods via diplomatic pouch
- Certain TSRA Licenses
- System
- 71 FR 48795-06 P- Official Activities of Certain U.S. Organizations
- 71 FR 29251-06 Previsions to IEEPA made by the Combating Terrorism Financing Act of 2005
- 70 FR 15761-05 P- Administrative Collection of Civil Penalties
- 70 FR 15583-05 Proker-dealer amendment to ITR.
- 69 FR 75468-04 P- General License for Publishing Activities
- Nongovernmental Organizations in Iraq and Iran
- 66 FR 36683-01 Products, Medicines, and Medical Devices to Cuba, Sudan, Libya, and Iran; Cuba Travel-Related Transactions

### **United Nations Security Council Resolutions**

- 1929 N- Reaffirming its commitment to the Treaty on the Non-Proliferation of Nuclear Weapons. (9 June 2010)
- 1803 P- Reaffirming its commitment to the Treaty on the Non-Proliferation of Nuclear Weapons. (3 March 2008)
- 1747 — Reaffirming its commitment to the Treaty on the Non-Proliferation of Nuclear Weapons. (24 March 2008)
- Nuclear Weapons. (23 December 2006)
- Nuclear Weapons. (31 July 2006)



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### **Bureaus**

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Bureau of Engraving & Printing

Bureau of the Fiscal Service

Community Development Financial

Institutions Fund

Financial Crimes Enforcement Network (FinCEN)

Internal Revenue Service

Office of The Comptroller of The Currency

U.S. Mint

### Inspector General Sites

Office of Inspector General (OIG)

Treasury Inspector General for Tax Administration (TIGTA)

Special Inspector General, Troubled Asset Relief Program (SIGTARP)

Report, Fraud Waste & Abuse

### Additional Resources

Privacy Act

Plain Writing

Small Business Contacts

Budget and Performance

TreasuryDirect.gov Securities/Bonds

Freedom of Information Act (FOIA)

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### **U.S. Government Shared Services**

HR Connect Program Office

Administrative Resource Center (ARC) -

Bureau of the Fiscal Service

TreasuryDirect Services for Governments

### **Other Government Sites**

USA.gov

USAJOBS.gov

USASpending.gov

OPM.gov

MyMoney.gov

Data.gov Forms.gov

Regulations.gov

PaymentAccuracy.gov

Business.USA.gov

