

Council Decision 2012/739/CFSP of 29 November 2012 concerning restrictive measures against Syria and repealing Decision 2011/782/CFSP

## CHAPTER II

### RESTRICTIONS ON FINANCING OF CERTAIN ENTERPRISES

#### *Article 13*

The following shall be prohibited:

- (a) the granting of any financial loan or credit to enterprises in Syria that are engaged in the Syrian oil industry sectors of exploration, production or refining, or to Syrian or Syrian-owned enterprises engaged in those sectors outside Syria;
- (b) the granting of any financial loan or credit to enterprises in Syria that are engaged in the construction of new power plants for the production of electricity in Syria;
- (c) the acquisition or extension of a participation in enterprises in Syria that are engaged in the Syrian oil industry sectors of exploration, production or refining, or in Syrian or Syrian-owned enterprises engaged in those sectors outside Syria, including the acquisition in full of such enterprises and the acquisition of shares or securities of a participating nature;
- (d) the acquisition or extension of a participation in enterprises in Syria that are engaged in the construction of new power plants for the production of electricity in Syria, including the acquisition in full of such enterprises and the acquisition of shares or securities of a participating nature;
- (e) the creation of any joint venture with enterprises in Syria that are engaged in the Syrian oil industry sectors of exploration, production or refining and with any subsidiary or affiliate under their control;
- (f) the creation of any joint venture with enterprises in Syria that are engaged in the construction of new power plants for the production of electricity in Syria and with any subsidiary or affiliate under their control.

#### *Article 14*

- 1 The prohibitions set out in points (a) and (c) of Article 13:
  - (i) shall be without prejudice to the execution of an obligation arising from contracts or agreements concluded before 23 September 2011;
  - (ii) shall not prevent the extension of a participation, if such extension is an obligation under an agreement concluded before 23 September 2011.
- 2 The prohibitions set out in points (b) and (d) of Article 13:
  - (i) shall be without prejudice to the execution of an obligation arising from contracts or agreements concluded before 1 December 2011;
  - (ii) shall not prevent the extension of a participation, if such extension is an obligation under an agreement concluded before 1 December 2011.

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**Changes to legislation:** There are currently no known outstanding effects for the  
Council Decision 2012/739/CFSP, CHAPTER II. (See end of Document for details)

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### *F1* Article 14a

With a view to helping the Syrian civilian population, in particular to meeting humanitarian concerns, restoring normal life, upholding basic services, reconstruction, and restoring normal economic activity or other civilian purposes and by way of derogation from points (a), (c) and (e) of Article 13, the competent authorities of a Member State may authorise the granting of any financial loan or credit to or the acquisition or extension of a participation in enterprises in Syria that are engaged in the Syrian oil industry sectors of exploration, production or refining, or Syrian or Syrian-owned enterprises engaged in those sectors outside Syria, or the creation of any joint venture with enterprises in Syria that are engaged in the Syrian oil industry sectors of exploration, production or refining and with any subsidiary or affiliate under their control, provided that the following conditions are met:

- (a) the Syrian National Coalition for Opposition and Revolutionary Forces has been consulted in advance by the Member State concerned;
- (b) the activities concerned are not directly or indirectly for the benefit of a person or entity referred to in Article 25(1); and
- (c) the activities concerned do not breach any of the prohibitions laid down in this Decision.

The relevant Member State shall inform the other Member States of any authorisation granted under this Article.]

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#### **Textual Amendments**

- F1** Inserted by [Council Decision 2013/186/CFSP of 22 April 2013 amending Decision 2012/739/CFSP concerning restrictive measures against Syria](#).

**Changes to legislation:**

There are currently no known outstanding effects for the Council Decision 2012/739/CFSP, CHAPTER II.