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**COUNCIL REGULATION (EC) No 2465/96
of 17 December 1996**

concerning the interruption of economic and financial relations between the European Community and Iraq

(OJ L 337, 27.12.1996, p. 1)

Amended by:

	Official Journal		
	No	page	date
► <u>M1</u> Council Regulation (EC) No 1346/2002 of 25 July 2002	L 197	1	26.7.2002
► <u>M2</u> Commission Regulation (EC) No 208/2003 of 3 February 2003	L 28	26	4.2.2003

▼B**COUNCIL REGULATION (EC) No 2465/96****of 17 December 1996****concerning the interruption of economic and financial relations
between the European Community and Iraq**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Articles 73g and 228a thereof,

Having regard to the common position of 17 December 1996 defined by the Council on the basis of Article J.2 of the Treaty on European Union concerning the derogations from the embargo with regard to Iraq⁽¹⁾, with regard to the implementation of resolutions 660, 661, 666, 670 (1990), 687 (1991) and 986 (1995) of the United Nations Security Council,

Having regard to the proposal from the Commission,

Whereas the United Nations Security Council, acting under Chapter VII of the Charter of the United Nations, decided in its resolutions 660, 661, 666, 670 (1990) and 687 (1991) that all States should take the necessary measures with regard to the interruption of their economic and financial relations with Iraq as provided for in those resolutions;

Whereas, furthermore, the United Nations Security Council, acting under Chapter VII of the Charter of the United Nations, decided in its resolution 986 (1995), to allow, as a temporary measure for humanitarian needs and under appropriate conditions, the import of petroleum and petroleum products originating in Iraq in order to create the funds necessary *inter alia* for the payment for the import of certain goods into Iraq and certain commercial activities related thereto;

Whereas the conditions under which the transactions and payments relating to the operations authorized under this Regulation may be effected must be determined in a uniform manner by means of directly applicable Community rules;

Whereas, for reasons of transparency and in the light of developments since the introduction of the embargo, the Community legislation implementing certain aspects of the abovementioned United Nations Security Council Resolutions should be incorporated in a comprehensive Community instrument, including *inter alia* the products falling under the Treaty establishing the European Coal and Steel Community (ECSC), and therefore Council Regulations (EEC) No 2340/90⁽²⁾ and (EEC) No 3155/90⁽³⁾ preventing trade by the Community as regards Iraq and Kuwait should be repealed. Whereas, to this effect, by Decision 96/740/ECSC⁽⁴⁾ the Member States of the European Coal and Steel Community have repealed Decision 90/414/ECSC⁽⁵⁾ as of the date of entry into force of this Regulation;

Whereas the measures adopted to implement Security Council resolutions 660, 661, 666, 670 (1990) and 687 (1991) in areas not covered by the provisions of this Regulation continue to be applicable;

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Whereas this Regulation is only intended to implement the relevant resolutions of the UN Security Council,

⁽¹⁾ See page 5 of this edition of the Official Journal.

⁽²⁾ OJ No L 213, 9. 8. 1990, p. 1. Regulation as last amended by Regulation (EEC) No 1194/91 (OJ No L 115, 8. 5. 1991, p. 37).

⁽³⁾ OJ No L 304, 1. 11. 1990, p. 1. Regulation as last amended by Regulation (EEC) No 1194/91 (OJ No L 115, 8. 5. 1991, p. 37).

⁽⁴⁾ See page 4 of this edition of the Official Journal.

⁽⁵⁾ OJ No L 213, 9. 8. 1990, p. 3. Decision as last amended by Decision 91/265/ECSC (OJ No L 127, 23. 5. 1991, p. 27).

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HAS ADOPTED THIS REGULATION:

Article 1

The following shall be prohibited:

1. the introduction into the territory of the Community of all commodities and products originating in or coming from Iraq;
2. the export to Iraq of all commodities and products originating in, coming from, or in transit through the Community;
3. the provision of non-financial services which promote the economy of Iraq, and in particular are:
 - (i) for the purposes of any economic activity carried out in or from Iraq; or
 - (ii) to any natural person in Iraq, any legal person so constituted or incorporated under Iraqi law or any organization exercising an economic activity (whether in Iraq or not) controlled by persons resident in Iraq or by organizations constituted or incorporated under the law of Iraq;
4. the permission to any aircraft to take off from, land in, or overfly, the territory of the Community if the aircraft carries any cargo to or from Iraq or if it is destined to land in, or has taken off from, the territory of Iraq;
5. any activity the object or effect of which is to promote the activities mentioned under this Article.

▼M1*Article 2*

1. The prohibitions in points 1 and 5 of Article 1 shall not apply to the introduction into the territory of the Community of:
 - (a) commodities or products which originate in, or come from, Iraq and were exported before 7 August 1990;
 - (b) petroleum and petroleum products originating in Iraq, on condition that there is evidence in writing that the Committee established by Resolution 661(1990) of the Security Council of the United Nations (hereinafter referred to as the 'Committee') has given its approval for the purchase of the commodities or products concerned, and provided that payment of the full price is made to the escrow account established by the Secretary-General of the United Nations pursuant to Resolution 986(1995).
2. The prohibitions in points 2 and 5 of Article 1 shall not apply to the export from, or transit through, the Community to Iraq of:
 - (a) products intended strictly for medical purposes, on condition that a competent authority listed in Annex I has given an authorisation in writing;
 - (b) foodstuffs, on condition that a competent authority listed in Annex I has confirmed in writing that the export or transit has been notified to the Committee;
 - (c) materials and supplies for essential civilian needs, on condition that a competent authority listed in Annex I has confirmed in writing that the export or transit has been approved by the Committee;
 - (d) parts and equipment which are essential for the safe operation of the Kirkuk-Yumurtalik pipeline system in Iraq, on condition that a competent authority listed in Annex I has confirmed in writing that the export or transit has been approved by the Committee, and provided that the conditions for payment determined by the Committee are fulfilled;
 - (e) any other commodity or product, on condition that a competent authority listed in Annex I has confirmed in writing that the Office of the Iraq Programme (OIP) of the Secretariat-General of the United Nations has notified in written form that the export of that commodity or product may proceed without prior approval of the Committee and is eligible for payment from the escrow account

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upon verification by UN agents that the products have been delivered to Iraq;

- (f) any other commodity or product on the condition that a competent authority listed in Annex I has confirmed in writing that the export has been approved by the Committee.

3. The prohibitions in points 3, 4 and 5 of Article 1 shall not apply to:

- (a) the provision of either postal and telecommunications services, medical services necessary for the operation of existing hospitals, or of non-financial services resulting from contracts or amendments to contracts concluded before 7 August 1990, where their execution began before that date;
- (b) flights approved by the Committee or destined for activities of the United Nations in Iraq, on condition that a competent authority listed in Annex I has confirmed in writing that the flight either has been approved by the Committee or is destined for activities of the United Nations in Iraq;
- (c) services, including financial transactions, which are ancillary or directly related to the activities referred to in paragraphs 1, 2 and 3.

4. Except for notifications and applications made by international organisations which are accredited to the United Nations, all notifications to the Committee, applications for approval by that Committee and applications for payment addressed to the OIP shall be made through the competent authority of the Member State in which the person, entity or body concerned is resident or established, as listed in Annex I. As regards notifications, applications and requests for payments concerning exports to Iraq, the request shall be accompanied by the completed form entitled 'Notification or Request to Ship Goods to Iraq' given in Annex II.

5. A confirmation in writing by a competent authority listed in Annex I, as referred to in this Article, shall be valid throughout the Community.

Upon receipt of an authorisation from the Committee or a notification from the OIP that an export does not need approval from the Committee, the competent authorities listed in Annex I shall promptly give such written confirmation to the person, entity or body concerned.

The competent authorities shall remind the person, entity or body concerned that, where an export authorisation is required in accordance with paragraph 2(a) or under other applicable Community legislation, the confirmation does not exempt that person, entity or body from the requirement to make an application for an export authorisation before the export takes place.

The competent authorities shall give confirmation in writing of a notification to the Committee as soon as such notification is made.

6. A confirmation of an authorisation concerning export or transit to Iraq or of a notification referred to in paragraph 5 shall be made out on a form corresponding to the model given in Annex IV and shall be issued free of charge. Member States shall be responsible for having this form printed.

The exporter shall present this confirmation to the customs authorities together with the customs declaration.

A translation of this authorisation into an official language of the Member State where the export declaration is presented may be required of the exporter.

7. If an authorisation in writing referred to in paragraph 2(a) is issued by a competent authority listed in Annex I, it shall be valid throughout the Community. It shall be made out on a form corresponding to the model given in Annex V and shall be issued free of charge. Member States shall be responsible for having this form printed.

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The exporter shall present this authorisation to the customs authorities together with the customs declaration.

A translation of this authorisation into an official language of the Member State where the export declaration is presented may be required of the exporter.

8. The forms referred to in paragraphs 6 and 7 shall be printed in accordance with Article 12(9) of Council Regulation (EC) No 3285/94 of 22 December 1994 on the common rules for imports (*). In particular, the layout of the forms shall be followed precisely and the forms shall have a yellow printed guilloche pattern background so as to reveal any falsification by mechanical or chemical means.

▼B*Article 3*

Petroleum or petroleum products exported by Iraq in accordance with Security Council resolution 986 (1995), and still being under Iraqi title, or any payment related to those exports, shall be immune from legal proceedings and not be subject to any form of attachment, garnishment or execution.

▼M1*Article 4*

Any direct or indirect payment from the escrow account established by the Secretary-General of the United Nations pursuant to Resolution 986(1995) shall be destined only for the purposes indicated in paragraph 8 of that Resolution as contained in Annex III, and shall not be diverted to any other purpose.

▼B*Article 5*

Articles 1 to 4 shall apply notwithstanding any rights or obligations conferred or imposed by any international agreement or any contract entered into, or any licence granted, before the entry into force of this Regulation.

Article 6

The Commission shall publish in the *Official Journal of the European Communities* the relevant information regarding applicable procedures for notifying to or obtaining the necessary approval by the said Committee of transactions or activities referred to in Article 2, and in particular those for obtaining payment from the Iraqi account in accordance with the conditions established by the said Committee, as well as other relevant information in connection with the implementation of this Regulation.

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The Commission shall be empowered to amend Annex II in order to bring it into line with changes that may be made by the Committee.

▼B*Article 7*

1. The Commission and the Member States shall take the necessary measures to ensure the implementation of this Regulation.

2. They shall inform each other of the measures taken regarding the embargo against Iraq and other relevant information at their disposal in connection with this Regulation, such as the list of oil companies allowed to deal directly with the Committee established under Security Council resolution 661 (1990), violations and other enforcement problems, and judgments made by national courts.

(*) OJ L 349, 31.12.1994, p. 53. Regulation as last amended by Regulation (EC) No 2474/2000 (OJ L 286, 11.11.2000, p. 1).

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3. Each Member State shall determine the sanctions to be imposed where the provisions of this Regulation are infringed.

Article 8

Regulation (EEC) No 2340/90 and Regulation (EEC) No 3155/90 are hereby repealed.

Article 9

This Regulation shall apply within the territory of the European Community including its air space and on any aircraft or any vessel under the jurisdiction of a Member State and to any person elsewhere who is a national of a Member State and any body which is incorporated or constituted under the law of a Member State.

Article 10

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

It shall apply from 10 December 1996.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

▼ **M1***ANNEX I***List of competent authorities referred to in Article 2**

BELGIUM

Ministère des affaires économiques
Administration des relations économiques
Politique d'accès aux marchés
Service: Licences
60, Rue Général Leman
B-1040 Bruxelles
Tél. 32 2 206 58 11
Fax 32 2 230 83 22

Ministerie van Economische Zaken
Bestuur economische betrekkingen
Marktordening
Dienst: vergunningen
60, Generaal Lemanstraat
B-1040 Brussel
Tel.: 32 2 206 58 11
Fax: 32 2 230 83 22

DENMARK

Erhvervs- og Boligstyrelsen
Dahlerups Pakhus
Langelinie Allé 17
DK-2100 København Ø
Tel.: 45 35 46 60 00
Fax: 45 35 46 60 01

GERMANY

Generaldirektor für Luft- und Raumfahrt
Bundesministerium für Verkehr, Bau- und Wohnungswesen
Postfach 20 01 00
D-53170 Bonn
Tel. 49 228 300 45 00
Fax 49 228 300 45 99

Bundesamt für Wirtschaft und Ausfuhrkontrolle
Referat 214
Postfach 5160
D-65726 Eschborn
Tel. 49 6196 908 0
Fax 49 6196 908 905

Bundesanstalt für Landwirtschaft und Ernährung
Referat 412
Postfach 18 02 03
D-60322 Frankfurt a.M.
Tel. 49 69 1564 0
Fax 49 69 1564 444

GREECE

Υπουργείο Εθνικής Οικονομίας και Οικονομικών
Γενική Γραμματεία Διεθνών Σχέσεων
Γενική Διεύθυνση Πολιτικού Προγραμματισμού και Εφαρμογής
Διεύθυνση Διεθνών Οικονομικών Θεμάτων
Τηλ.: 301 03286021, 03286051
Φαξ: 301 03286094, 03286059
E-mail: e3c@dos.gr

Ministry of Economy and Economics
General Secretariat of International Relations
General Directorate for Policy Planning and Implementation
Directory for International Economy Issues
Tel.: 301 03286021, 03286051
Fax: 301 03286094, 03286059
E-mail: e3c@dos.gr

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SPAIN

Ministerio de Economía
Secretaría General de Comercio Exterior
Paseo de la Castellana 162
E-28046 Madrid
Tel.: 34 91 3493904
Fax: 34 91 3493802

Ministerio de Fomento
Dirección General de Aviación Civil
Paseo de la Castellana 67
E-28071 Madrid
Tel.: 34 91 5977000
Fax: 34 91 5975357

FRANCE

Ministère de l'économie, des finances et de l'industrie
Direction générale des douanes et droits indirects (DGDDI)
Sous-direction du commerce international
Bureau E/2 — Prohibitions, agriculture et protection du consommateur
Cellule embargo
23 bis, rue de l'Université
F-75700 Paris 07 SP
Tél. 33 1 44 74 48 93 (ou 96)
Fax 33 1 44 74 48 97

IRELAND

Licensing Unit
Department of Enterprise, Trade and Employment
Block C
Earlsfort Centre
Hatch Street
Dublin 2
Ireland
Tel.: 353 1-6312534
Fax: 353 1-6312562

ITALY

Ministero delle Attività Produttive
D. G. per la Politica Commerciale e per la Gestione del Regime degli Scambi
Divisione IV — UOPAT
Viale Boston, 35
I-00144 Roma
Dirigente:
Tel. 39 06 59647534
Fax 39 06 59647506
Collaboratori:
Tel. 39 06 59933295
Fax 39 06 59932430

LUXEMBOURG

Ministère des affaires étrangères, du commerce extérieur, de la coopération, de
l'action humanitaire et de la défense
Direction des relations économiques internationales
Office des licences
BP 113
L-2011 Luxembourg
Tél. 352 478 23 70
Fax 352 46 61 38

NETHERLANDS

For agricultural products

Ministerie van Landbouw
Directie Juridische Zaken
Postbus 204012500 EK Den Haag
Nederland
tel.: 31 70 378 4481
fax: 31 70 378 6127

▼ **M1***For other exports*

Belastingdienst/Douane centrale dienst voor in- en uitvoer
Postbus 300039700 RD Groningen
Nederland
tel.: 31 50 5239111
fax: 31 50 5260698
e-mailadres: cdiusgs@bart.nl

For flights to Iraq

Ministerie van Verkeer en Waterstaat
Directoraat Generaal Luchtvaart
Postbus 907712509 LT Den Haag
Nederland
tel.: 31 70 351 7526
fax: 31 70 356 3450

AUSTRIA

Bundesministerium für Wirtschaft und Arbeit
Abteilung C/2/2
Außenwirtschaftsadministration
Landstraßer Hauptstrasse 55-57
A-1030 Wien
Tel. 43 1 71100/8327
Fax 43 1 71100/8386

PORTUGAL

Ministério dos Negócios Estrangeiros
Direcção Geral dos Assuntos Multilaterais
Serviços das Organizações Políticas Internacionais
Largo do Rilvas,
P-1399-030 Lisboa
e-mail: mne_dgam_spm@hotmail.com
Tel.: 351 21 3946702
Fax: 351 21 3946073

FINLAND

Ulkoasiainministeriö/Utrikesministeriet
PL/PB 176
FIN-00161 Helsinki/Helsingfors
Tel.: 358 9 16 05 59 00
Fax: 358 9 16 05 57 07

SWEDEN

Utrikesdepartementet
Rättssekretariatet för EU-frågor
S-103 39 Stockholm
Tel.: 46 8 405 1000
Fax: 46 8 723 1176

UNITED KINGDOM

Sanctions Licensing Unit
Department for Trade and Industry (DTI)
Bay 310
4 Abbey Orchard Street
London SW1P 2HT
United Kingdom
Tel.: 44 20 7215 0594
Fax: 44 20 7215 0593

EUROPEAN COMMUNITY

Commission of the European Communities
Directorate-general for External Relations
Directorate CFSP
Unit A.2/Mr A. de Vries
Rue de la Loi/Wetstraat 200
B-1049 Bruxelles/Brussel
Tel.: 32 2 295 68 80
Fax: 32 2 296 75 63
E-mail: anthonius.de-vries@cec.eu.int

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ANNEX II

Form to be filled out for notification of exports to Iraq, application for approval of such exports or application for payment for such exports from the UN escrow account, as referred to in Article 2(4) of Regulation (EC) No 2465/1996

December 2002 REVISED

SECURITY COUNCIL COMMITTEE ESTABLISHED BY RESOLUTION 661 (1990) CONCERNING THE SITUATION BETWEEN IRAQ AND KUWAIT NOTIFICATION OR REQUEST TO SHIP GOODS TO IRAQ For further guidance regarding completion of application please consult OIP web site (www.un.org/Depts/oip)			
(TO BE COMPLETED BY THE SECRETARIAT)			
COMM. No.	REGISTRATION DATE	DATE RECEIVED BY UNMOVIC (if applicable, for 986) DEADLINE DATE (for 661)	DATE SENT TO THE COMMITTEE (if applicable)
(TO BE COMPLETED BY PROSPECTIVE EXPORTING COUNTRY or INTERNATIONAL ORGANIZATION)			
1. MISSION OR INTERNATIONAL ORGANISATION		2. CERTIFYING SIGNATURE AND OFFICIAL SEAL	
3. DATE OF SUBMISSION		4. MISSION REFERENCE No.	
5. GOODS TO BE SHIPPED (General description of the goods)	6. NUMBER OF LINE ITEMS ON THE EXCEL FORM ATTACHMENT	7. TOTAL VALUE	8. CURRENCY ISO CODE
9. EXPORTER Name: Address: Country: Phone/Fax/E-mail:		10. ORIGIN of GOODS (if different from applicant State)	
11. RECEIVING COMPANY/ORG. Name: Address: Phone/Fax/E-mail:		12. SHIPPING ARRANGEMENTS: Select ONE Point of Entry into Iraq <input type="checkbox"/> Trebil <input type="checkbox"/> Al Waleed <input type="checkbox"/> Zakho <input type="checkbox"/> Umm Qasr <input type="checkbox"/> Ar'ar	
13. END USER entity (if different from receiving company/org.) Name: Address: Phone/Fax/E-mail:		14. END USE Provide details of intended end-use (attach additional sheets if necessary)	
15. METHOD OF PAYMENT <input type="checkbox"/> From the Iraq Account in accordance with SC resolution 986 (1995) In this case, please fill out PAGES 2 and 3 (Relevant documentation including contract(s) must be attached)			
<input type="checkbox"/> By other arrangement: Provide as much detail as possible (in this case, disregard Pages 2 and 3)			
16. ADDITIONAL INFORMATION: (Attach additional sheet if necessary)			

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**IF THIS NOTIFICATION OR REQUEST TO SHIP GOODS TO IRAQ
IS TO BE PAID FROM THE IRAQ ACCOUNT
IN ACCORDANCE WITH SC RESOLUTION 986 (1995)
PLEASE FILL OUT THESE ADDITIONAL BOXES
(see box 15 on Page 1)**

MISSION REFERENCE No.:

17. IDENTICAL GOODS PREVIOUSLY SUBMITTED:

Indicate whether or not you have previously submitted an application(s) for IDENTICAL goods.

YES **NO** **UNABLE TO DETERMINE**

If **YES** provide Comm. number reference(s) with respective item number(s).

18. DETAILED LIST OF GOODS:

Indicate whether or not the scope of supply includes any spare parts, accessories, sets, kits, tool boxes, tools, equipment, special tools, lots or consumables.

YES **NO**

If **YES** indicate whether or not all components of the spare parts, accessories, sets, kits, tool boxes, tools, equipment, special tools, lots or consumables have been listed as separate line items with the relevant description, quantity and price on the attached Excel format application.

YES **NO** (in this case, the document will not be registered by the Secretariat)

19. TECHNICAL INFORMATION:

Indicate whether or not the scope of the supply includes (separately or as part of larger item) any of the goods and/or technology specified on the OIP web site (www.un.org/Depts/oip)

YES **NO**

If **YES** indicate whether or not the relevant technical specification form for each item has been completed and attached to the application.

YES **NO** (in this case, the document will not be registered by the Secretariat)

20. GRL RELATED ITEM(S) AND/OR TECHNOLOGY:

Indicate whether or not the scope of the supply includes any item included in the Goods Review List (GRL). The GRL may be accessed via the OIP website (www.un.org/Depts/oip).

YES **NO** **UNABLE TO DETERMINE**

If **YES** indicate below the line number and description as in the Excel sheet of these goods considered to be included on the GRL.

Line Item No.	Description	GRL Ref. No.
.....
.....

(attach additional sheets if necessary)

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**IF THIS NOTIFICATION OR REQUEST TO SHIP GOODS TO IRAQ
IS TO BE PAID FROM THE IRAQ ACCOUNT
IN ACCORDANCE WITH SC RESOLUTION 986 (1995)
PLEASE FILL OUT THESE ADDITIONAL BOXES
(see box 15 on Page 1)**

MISSION REFERENCE No.:

Note: Boxes 21 to 24 refer to questions frequently asked by U.N. experts during the review of applications. To avoid processing delays, you are strongly advised to complete the following boxes and, if applicable, provide the relevant information when submitting the application. If these questions do not appear to relate to any of the goods in your application, please select "Not Applicable" box

<p>21.</p> <p>Are any goods originally designed for military use?</p> <p><input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> Not Applicable</p> <p>If YES please attach the relevant information.</p>
<p>22.</p> <p>Are any goods designed or modified to withstand the effects of electromagnetic pulse?</p> <p><input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> Not Applicable</p> <p>If YES please attach the relevant information.</p>
<p>23.</p> <p>Are fiber optic cable or optical terminals to be supplied?</p> <p><input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> Not Applicable</p> <p>If YES please attach the relevant information.</p>
<p>24.</p> <p>If the goods contain any bearings (as spare parts or as included in the equipment), are the bearings manufacture to a tolerance of ABEC 7 or 9 (or national equivalent).</p> <p><input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> Not Applicable</p> <p>If YES please attach the relevant information.</p>

IMPORTANT NOTICE

The following attachments are compulsory:

- 1) Excel form application listing IN DETAIL all goods (including all spare parts, accessories) + diskette
- 2) Contract signed by both parties with all attachments, enclosures and annexes
- 3) All relevant documentations and/or technical specifications of the goods (e.g. brochures, pictures, diagrams, chemical composition, material composition, etc.)

For further guidance regarding completion of application please consult OIP website (www.un.org/Depts/oip)

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ANNEX III

Paragraph 8 of Resolution 986(1995)**as referred to in Article 4 of Regulation (EC) No 2465/96**

8. Decides that the funds in the escrow account shall be used to meet the humanitarian needs of the Iraqi population and for the following other purposes, and requests the Secretary-General to use the funds deposited in the escrow account:
- (a) To finance the export to Iraq, in accordance with the procedures of the Committee established by resolution 661(1990), of medicine, health supplies, foodstuffs, and materials and supplies for essential civilian needs, as referred to in paragraph 20 of resolution 687(1991) provided that:
 - (i) Each export of goods is at the request of the Government of Iraq;
 - (ii) Iraq effectively guarantees their equitable distribution, on the basis of a plan submitted to and approved by the Secretary-General, including a description of the goods to be purchased;
 - (iii) The Secretary-General receives authenticated confirmation that the exported goods concerned have arrived in Iraq;
 - (b) To complement, in view of the exceptional circumstances prevailing in the three Governorates mentioned below, the distribution by the Government of Iraq of goods imported under this resolution, in order to ensure an equitable distribution of humanitarian relief to all segments of the Iraqi population throughout the country, by providing between 130 million and 150 million United States dollars every 90 days to the United Nations Inter-Agency Humanitarian Programme operating within the sovereign territory of Iraq in the three northern Governorates of Dihouk, Arbil and Suleimaniyeh, except that if less than one billion United States dollars worth of petroleum or petroleum products is sold during any 90 day period, the Secretary-General may provide a proportionately smaller amount for this purpose;
 - (c) To transfer to the Compensation Fund the same percentage of the funds deposited in the escrow account as that decided by the Council in paragraph 2 of resolution 705(1991) of 15 August 1991;
 - (d) To meet the costs to the United Nations of the independent inspection agents and the certified public accountants and the activities associated with implementation of this resolution;
 - (e) To meet the current operating costs of the Special Commission, pending subsequent payment in full of the costs of carrying out the tasks authorised by section C of resolution 687(1991);
 - (f) To meet any reasonable expenses, other than expenses payable in Iraq, which are determined by the Committee established by resolution 661(1990) to be directly related to the export by Iraq of petroleum and petroleum products permitted under paragraph 1 above or to the export to Iraq, and activities directly necessary therefor, of the parts and equipment permitted under paragraph 9 below;
 - (g) To make available up to 10 million United States dollars every 90 days from the funds deposited in the escrow account for the payments envisaged under paragraph 6 of resolution 778(1992) of 2 October 1992.

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ANNEX IV

Model of confirmation referred to in Article 2(6) of Regulation (EC) No 2465/96 ⁽¹⁾**EUROPEAN COMMUNITY
EXPORTS TO IRAQ**

CONFIRMATION PURSUANT TO ARTICLE 2(5) OF REGULATION (EC) No 2465/96

1. Date and reference no. of request or notification to UN	2. Competent authority (name, full address) ⁽²⁾
3. Date and reference no. of reply from UN	4. Confirms information given by <input type="checkbox"/> Office of Iraq Programme (OIP) <input type="checkbox"/> Committee established by Resolution 661
5. General description of the goods ⁽³⁾	6. Exporter (name, full address)
7. Point of Entry into Iraq <input type="checkbox"/> Trebil <input type="checkbox"/> Al Waleed <input type="checkbox"/> Zakho <input type="checkbox"/> Umm Qasr <input type="checkbox"/> Other	8. Receiving company/organisation (name, full address)
9. On behalf of the competent authority at 2 the undersigned confirms that the OIP has notified that the export of the commodities or products described at 5 may proceed without prior approval by the Committee established by Resolution 661(1990) of the Security Council of the UN. If a request for payment from the UN escrow account was made, the exports will be paid from that account under the conditions set out in paragraph 8(a) of Resolution 986(1995). This confirmation shall be valid until (date ⁽⁴⁾) Done at (place, date) Name (in block letters) Stamp ⁽⁵⁾ (signature)	
10. On behalf of the competent authority at 2 the undersigned confirms that the Committee established by Resolution 661(1990) of the Security Council of the UN has approved the exportation to Iraq of the commodities or products described at 5, under the terms and conditions described in the request. The approval is/is not ⁽⁶⁾ subject to additional conditions, which are summarised/reproduced ⁽⁶⁾ overleaf. This confirmation shall be valid until (date ⁽⁴⁾) Done at (place, date) Name (in block letters) Stamp ⁽⁵⁾ (signature)	
11. On behalf of the competent authority at 2 the undersigned confirms that that competent authority has notified to the Committee established by Resolution 661(1990) of the Security Council of the UN the exportation to Iraq of the foodstuffs described at 5, pursuant to Article 2(2)(b) of Regulation (EC) No 2465/96. Done at (place, date) Name (in block letters) Stamp ⁽⁵⁾ (signature)	
12. Remarks: none/see overleaf ⁽⁶⁾	
THIS CONFIRMATION IS NOT AN EXPORT AUTHORISATION AS REFERRED TO IN COUNCIL REGULATION (EC) No 1334/2000 AND OTHER RELEVANT EC REGULATIONS.	

▼ **M1****EUROPEAN COMMUNITY
EXPORTS TO IRAQ**

CONFIRMATION PURSUANT TO ARTICLE 2(5) OF REGULATION (EC) No 2465/96

(additional information)

1. Date and reference no. of request or notification to UN	
5. General description of the goods (continued)	
Done at (place, date)	
Name (in block letters)	Stamp ⁽⁵⁾
(signature)	
10. Additional conditions	
Done at (place, date)	
Name (in block letters)	Stamp ⁽⁵⁾
(signature)	
12. Remarks	
	Stamp ⁽⁵⁾

⁽¹⁾ Do not use this form to confirm that a request for authorisation has been rejected by the UN.⁽²⁾ Competent authority of the Member State that has presented the request to the UN.⁽³⁾ The description must be identical to the answer to question 5 in the form "Notification or request to ship goods to Iraq", unless only some of the goods referred to in that answer, are concerned, and to the data in the customs declaration. Use box overleaf, if necessary.⁽⁴⁾ The date must be identical to the date of validity of the reply referred to at 3.⁽⁵⁾ Stamp of the competent authority at 2. Do not put any stamp, if the box is not filled out.⁽⁶⁾ Delete what is not appropriate.

▼ **M1**

ANNEX V

Model of authorisation referred to in Article 2(7) of Regulation (EC) No 2465/96

EUROPEAN COMMUNITY

**PRIOR AUTHORISATION
MEDICAL EXPORTS TO IRAQ**

AUTHORISATION TO EXPORT TO IRAQ PURSUANT TO ARTICLE 2(2)(a) OF REGULATION (EC) No 2465/96 (1)

Not valid for exports other than products intended strictly for medical purposes	ORIGINAL
1. Applicant (name, full address, country)	2. Competent authority (name, full address)
3. General description of the goods (2) CN code	4. Authorisation no. Date Period of validity
5. Place and date of shipment Means of transport	6. End-user/Final destination (name, full address, country)
7. Point of Entry into Iraq <input type="checkbox"/> Trebil <input type="checkbox"/> Al Waleed <input type="checkbox"/> Zakho <input type="checkbox"/> Umm Qasr <input type="checkbox"/> Other	8. Request for payment from escrow account under Oil for Food Programme <input type="checkbox"/> No <input type="checkbox"/> Yes, but not accepted <input type="checkbox"/> Yes, confirmation of acceptance issued by on (date)
9. Detailed description of the goods (information on number of packages, nature of packaging, distinctive features, weight, value)(3)	
10. Additional conditions (3)	
11. The undersigned certifies that, pursuant to Article 2(2)(a) of Regulation (EC) No 2465/96 and subject to the conditions and modalities set out in this form, the competent authority at 2 has authorised the export from/transit through the Community (5) to Iraq of the products intended strictly for medical purposes, as described at 3 and 9. Done at (place, date) Name (in block letters) (signature) Stamp (4)	
12. Remarks: none/see overleaf (5)	

▼ M1

EUROPEAN COMMUNITY

**PRIOR AUTHORISATION
MEDICAL EXPORTS TO IRAQ**

AUTHORISATION TO EXPORT TO IRAQ PURSUANT TO ARTICLE 2(2)(a) OF REGULATION (EC) No 2465/96

(additional information)

Not valid for exports other than products intended strictly for medical purposes	ORIGINAL
<p>4. Authorisation no. Date</p>	
<p>9. Detailed description of the goods (continued)</p> <p>Done at (place, date)</p> <p>Name (in block letters) Stamp ⁽⁴⁾ (signature)</p>	
<p>10. Additional conditions (continued)</p> <p>Done at (place, date)</p> <p>Name (in block letters) Stamp ⁽⁴⁾ (signature)</p>	
<p>12. Remarks</p> <p>Stamp ⁽⁴⁾</p>	

(¹) Do not use this form to notify that a request for authorisation has been rejected.
 (²) The description must be identical to the answer to question 5 in the form "Notification or request to ship goods to Iraq" if payment from escrow account under the Oil for Food Programme is requested.
 (³) Use box overleaf where necessary.
 (⁴) Stamp of the competent authority at 2. Do not put any stamp, if the box is not filled out.
 (⁵) Delete what is not appropriate.