

CAYMAN ISLANDS



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NOTICE

**THE IRAN (RESTRICTIVE MEASURES) (OVERSEAS TERRITORIES)
(AMENDMENT) ORDER 2012, S.I. 2012 NO. 1389**

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THE IRAN (RESTRICTIVE MEASURES) (OVERSEAS TERRITORIES) (AMENDMENT) ORDER 2012, S.I. 2012 NO. 1389

NOTICE is hereby given that the Iran (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012, S.I. 2012 No. 1389, was made on 30th May 2012, was laid before Parliament on 7th June, 2012 and came into force on 28th June, 2012.

The Iran (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012 extends to specified Overseas Territories, including the Cayman Islands, by virtue of Article 1(3) of the Order.

The full text of the Order can be viewed via the following link:
<http://www.legislation.gov.uk/uksi/2012/1389/made/data.pdf>

The Explanatory Note of the Iran (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012 is as follows:

“EXPLANATORY NOTE

(This note is not part of the Order)

The Order amends the Iran (Restrictive Measures) (Overseas Territories) Order 2011. That Order gave effect in the Overseas Territories to the measures adopted by the European Union in Council Regulation (EU) No. 359/2011 (“the 2011 Regulation”) which imposed restrictive measures on certain persons complicit in human rights violations in Iran.

This Order gives effect to the amendments to the 2011 Regulation adopted by the Council of the European Union in Council Decision 2012/168 (CFSP) of 23rd March 2012 and implemented in Council Regulation (EU) No. 264/2012 (“the 2012 Regulation”) of 23rd March 2012. The amendments incorporate into the 2011 Regulation a prohibition on the sale, supply, transfer or export to Iran of equipment which may be used for internal repression. The amendments also introduce additional restrictive measures, namely a prohibition on the sale, supply, transfer or export of telecommunications monitoring equipment, technology or software to any person in Iran or for use in Iran and related prohibitions on technical assistance, brokering services, financing and financial assistance.

The substantive provisions of this Order include the following:

Article 5 requires the Governor to publish lists of EU restricted goods and telecommunications monitoring equipment, technology and software in the Gazette.

Article 6 introduces two new substantive restrictive measures. First, there is a prohibition on the supply, delivery or export to Iran, or for use in Iran, of equipment which may be used for internal repression, as listed in Annex III to the 2011 Regulation (as amended by the 2012 Regulation). Secondly, there is a prohibition on the supply, delivery or export of telecommunications monitoring equipment, technology or software, as listed in Annex IV to the 2011 Regulation (as amended by the 2012 Regulation) to any person in Iran, or for use in Iran, except under licence granted by the Governor. The provision of technical assistance, brokering services, financing or financial assistance in relation to those items is prohibited, and so is the provision of telecommunication or internet monitoring or interception services to the government of Iran or related entities.”.