

Open General Import, Export and Supply Licence (Documents) (Iraq and Kuwait)

The Secretary of State, in exercise of powers conferred by Article 2 and 5 of the Import of Goods (Control) Order 1954 (a) (“the Imports Order”) and now vested in him (b), Articles 3 and 5 of the Export of Goods (Control) (Iraq and Kuwait Sanctions) Order 1990 (c) (“the Exports Order”) and Articles 2, 3 and 9 of the Iraq and Kuwait (United Nations Sanctions) Order 1990 (d) (“the UN Sanctions Order”), hereby revokes the Open General Import Licence (Document Mail from Iraq and Kuwait) and the Open General Supply and Export Licence (Document Mail to Iraq and Kuwait), both granted by him on 11 September 1990, and grants the following Licence:

1. Subject to the following provisions of this Licence, this Licence authorises:
 - (a) the exportation of any specified documents from the United Kingdom to any destination in Iraq or Kuwait;
 - (b) the supply or delivery of any specified documents to or to the order of any person in Iraq or Kuwait;
 - (c) the importation into the United Kingdom of any specified documents exported from Iraq or Kuwait;
 - (d) any agreement for or act calculated to promote the exportation of any specified documents from Iraq or Kuwait.

2. The following documents may not be exported from the United Kingdom under paragraph 1 above:
 - (a) any technological document;
 - (b) any photographic document; or
 - (c) any document the exportation of which is necessary to enable payment to be made for:
 - (i) any goods exported to Iraq or Kuwait after 6th August 1990; or
 - (ii) any specified service provided to any person in Iraq or Kuwait on or after 1st November 1990, the object or effect of which is to promote the economy of Iraq or Kuwait.

(a) S.I. 1954/23, amended by S.I. 1954/627
S.I. 1975/2117, and S.I. 1978/806

(b) See S.I. 1970/1537.

(c) S.I. 1990/1640.

(d) S.I. 1990/1651, amended by S.I. 1990/1768.

3. Nothing in this Licence shall be taken to authorise any act calculated to promote the exportation from Iraq or Kuwait, or the supply or delivery to or to the order of any person in Iraq or Kuwait or to any person for the purposes of a business carried on in or operated from Iraq or Kuwait, of any goods other than documents which satisfy conditions (a) and (b) in paragraph 2 above.

4. Nothing in this Licence shall affect any prohibition of or restriction on the exportation, importation or supply of any goods under or by virtue of any enactment other than section 1 of the 1939 Act or the UN Sanction Order.

5. For the purpose of this Licence,

- (a) “the 1939 Act” means the Import, Export and Customs Powers (Defence) Act 1939^(a) ;
- (b) “document” means a textual document, a drawing or a photographic document;
- (c) “a drawing” means a drawing or design on paper;
- (d) “a photographic document” means a photograph, film or photographic negative;
- (e) “a specified documents” means any document other than a document that has been published or produced with a view to its sale or exchange for value or the exploitation of its commercial value;
- (f) “specified services” means any services other than:
 - (i) any financial, postal or telecommunications services;
 - (ii) any medical services necessary for the operation of any hospitals which were in existence on 1st November 1990; or
 - (iii) any services which were provided pursuant to a contractual obligation entered into before 9th August 1990, and the performance of which began before that date.
- (g) “a technological document” means any document containing information relating to technologies or processes or to the design, production or testing of goods or the manner in which or purpose for which they may be used;

^(a) 1939 c.69.

- (h) “a textual document” means a sheet of paper (or several such sheets bound or folded together) bearing a written communication; and
- (i) any other expression used in this licence shall have the meaning it has in the Imports Order, the Exports Order, the UN Sanctions Order or the 1939 Act.

6. This Licence shall come into force on 14 November 1990.

14 November 1990

An Assistant Secretary
Department of Trade and Industry