

LICENCE TO COMMUNICATE

Open General Licence to Communicate (essential civilian supplies, pipeline parts, and other parts and equipment: Iraq) dated 19 November 1998 granted by the Secretary of State

The Secretary of State, in exercise of powers conferred by Article 3 of the Iraq and Kuwait (United Nations Sanctions) Order 1990^a, hereby grants the following Open General Licence to Communicate:

1 Subject to paragraphs 2 and 3 below, this licence authorises any act calculated to promote the supply or delivery of

(a) medicine, health supplies, foodstuffs and materials and supplies for essential civilian needs,

(b) parts and equipment which are essential for the safe operation of the Kirkuk-Yumurtalik pipeline system in Iraq, and

(c) parts and equipment listed in those Annexes to Distribution Plans submitted under United Nations Security Council Resolution 986 (1995) as amended and extended by subsequent Resolutions, including Resolutions passed after the date of this licence, which have been approved by the Secretary General of the United Nations.

to any person in Iraq or to any person for the purposes of any business carried on in or operated from Iraq.

2 Nothing in this licence authorises any act calculated to promote the supply or delivery of:

(a) any goods of a description specified in part III of Schedule I to the Export of Goods Control Order 1994^b, or

(b) any goods of a description specified in Annex I of Council Decision No 94/942/CFSP of 19 December 1994 on the joint action adopted by the Council of the European Union on the basis of Article J.3. of the Treaty on European Union concerning the control of exports of dual use goods^c,

(c) any goods of a description specified in Schedule 2 to the Dual Use and Related Goods (Export Control) Regulations 1996^d.

^a S.I.1990/1651; the relevant amending Order is S.I. 1990/1768

^b S.I. 1994/1191: the relevant amending instruments are S.I. 1996/2663, S.I. 1997/1008, and, S.I. 1997/2758

^c O.J. No L367. 31.12.1994. p8; the relevant amending Decisions are O.J. No.L278 30.10.1996, O.J. No L34 4.2.1997. p1, O.J. No L92 25.3.1997, O.J. No L178 7.7.1997, O.J. No L32 6.2.1998

^d S.I. 1996/2721: the relevant amending instruments are S.I. 1997/324, S.I.1997/1694, and, S.I.1997/2759

3 Nothing in this licence authorises any supply or delivery of goods to or to the order of any person in Iraq or to any person knowing or having reasonable cause to believe that they will be supplied or delivered to or to the order of any person in Iraq or to any person for the purposes of any business carried on in or operated from Iraq.

4 The Open General Licence to Communicate (essential civilian supplies and pipeline parts: Iraq) dated 11 December 1996 is hereby revoked.

5 This Licence shall come into force on 19 November 1998.

A J Mantle

An official of the Department of Trade and Industry authorised to act on behalf of the Secretary of State

EXPLANATORY NOTE

(This note is not part of the Licence)

This Licence authorises acts calculated to promote the supply or delivery to Iraq of medicines, foodstuffs and other essential supplies, parts for the Kirkuk-Yumurtalik pipeline, and, other parts and equipment listed in those Distribution Plan annexes that have been approved by the Secretary General of the United Nations. The Licence does not extend to acts relating to goods of a description specified in Part III of Schedule I to the Export of Goods Control Order 1994 (as amended) (“Military goods”), or to certain dual use goods subject to control when exported from the European Community or whose export from the United Kingdom is prohibited. Such acts include the negotiation and making of contracts but not the supply or delivery of any items (including controlled goods and technology).

Copies of the latest Distribution Plan, as approved by the Secretary General of the United Nations, is available on the UN website at www.un.org/Depts/oip/dplan or it may be obtained by sending a standard blank computer disc to the DTI Trade Desk, Bay 424, Kingsgate House, 66-74 Victoria Street, London SW1E 6SW. Telephone 0171-215 4367.