Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Iran (United Nations Sanctions) (Amendment) Order 2016. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

STATUTORY INSTRUMENTS

2016 No. 378

UNITED NATIONS

The Iran (United Nations Sanctions) (Amendment) Order 2016

Made - - - -	*15th March 2016*
Laid before Parliament	*22nd March 2016*
Coming into force - -	*13th April 2016*

At the Court at Buckingham Palace, the 15th day of March 2016

Present,

The Queen's Most Excellent Majesty in Council

Under article 41 of the Charter of the United Nations, the Security Council of the United Nations has, by resolution adopted on 20th July 2015(**1**), called upon Her Majesty's Government in the United Kingdom to apply certain measures to give effect to decisions of the Council in relation to Iran:

Her Majesty, in exercise of the powers conferred on Her by section 1 of the United Nations Act 1946(**2**), is pleased, by and with the advice of Her Privy Council, to order as follows:

Citation, commencement, interpretation and extent

1.—(1) This Order may be cited as the Iran (United Nations Sanctions) (Amendment) Order 2016 and comes into force on 13th April 2016.

(2) In this Order, "the principal Order" means the Iran (United Nations Sanctions) Order 2009(**3**).

(3) This Order extends to the United Kingdom.

Commencement Information

I1 Art. 1 in force at 13.4.2016, see **art. 1(1)**

Amendment of the principal Order

2.—(1) The principal Order is amended as follows.

(**1**) S/RES/2231 (2015).
(**2**) 1946 c.45.
(**3**) S.I. 2009/886, amended by S.I. 2010/2978, S.I. 2011/2985 and S.I. 2012/362.

(2) In article 2—

(a) in the appropriate places, insert—

""Council Regulation" means Council Regulation (EU) No. 267/2012 adopted by the Council of the European Union on 23rd March 2012(**4**) concerning restrictive measures against Iran;",

""goods" includes items, materials, equipment and technology;", and

""JCPOA" means the Joint Comprehensive Plan of Action of 14th July 2015 annexed to United Nations Security Council resolution 2231 adopted on 20th July 2015(**5**);" and

(b) omit the entries for "owner", "permitted light water reactor goods", "procurement", "ship supply services" and "WMD goods".

(3) Omit article 3 and the general heading preceding it.

(4) For article 4 and its heading, substitute—

"**Use of ships, aircraft and vehicles: carriage of goods from Iran**

4.—(1) It is an offence for a relevant person to knowingly use a ship, aircraft or vehicle falling within paragraph (2) for the carriage of goods to which this article applies if the carriage is, or forms part of, carriage from Iran to any destination outside Iran.

(2) The following fall within this paragraph—

(a) United Kingdom ships;

(b) aircraft registered in the United Kingdom;

(c) any other ship or aircraft that is for the time being chartered to a person who is—

(i) a British citizen, a British overseas territories citizen, a British Overseas citizen, a British subject, a British National (Overseas) or a British protected person, or

(ii) a body incorporated or constituted under the law of any part of the United Kingdom; and

(d) vehicles within the United Kingdom.

(3) A "relevant person", in relation to a ship, aircraft or vehicle falling within paragraph (2)(a), (b) or (d), means—

(a) the owner, charterer or master of the ship;

(b) the owner, charterer, operator or commander of the aircraft; or

(c) the owner, driver or operator of the vehicle.

(4) A "relevant person", in relation to a ship or aircraft falling within paragraph (2)(c) means—

(a) the charterer of the ship or aircraft; and

(b) the master of the ship, or operator or commander of the aircraft, if the master, operator or commander is a person mentioned in paragraph (2)(c)(i) or (ii).

(5) The goods to which this article applies are—

(a) military goods;

(**4**) O.J.L. 88 24.2.2012, p.1. The Council Regulation was most recently amended by Council Regulation (EU) 2015/1861 of 18 October 2015 (O.J.L. 274 18.10.2015, p.1) and Council Implementing Regulation (EU) 2015/1862 of 18 October 2015 (O.J.L. 274 18.10.2015 p.161).

(**5**) S/RES/2231 (2015).

(b) goods listed in Annex III to the Council Regulation; and

(c) any other goods which the relevant person has been informed by the Secretary of State could contribute to the development of nuclear weapon delivery systems.

(6) This article is subject to article 4B.

(7) This article is without prejudice to any other provision of law prohibiting or restricting the use of ships, aircraft or vehicles.".

(5) For article 4A and its heading, substitute—

"**Use of ships, aircraft and vehicles: carriage of goods to Iran**

4A.—(1) It is an offence for a relevant person to knowingly use a ship, aircraft or vehicle falling within paragraph (2) for the carriage of goods to which this article applies if the carriage is, or forms part of, carriage from any place outside Iran to any destination in Iran.

(2) The following fall within this paragraph—

(a) United Kingdom ships;

(b) aircraft registered in the United Kingdom;

(c) any other ship or aircraft that is for the time being chartered to a person who is—

(i) a British citizen, a British overseas territories citizen, a British Overseas citizen, a British subject, a British National (Overseas) or a British protected person, or

(ii) a body incorporated or constituted under the law of any part of the United Kingdom; and

(d) vehicles within the United Kingdom.

(3) A "relevant person", in relation to a ship, aircraft or vehicle falling within paragraph (2)(a), (b) or (d), means—

(a) the owner, charterer or master of the ship;

(b) the owner, charterer, operator or commander of the aircraft; or

(c) the owner, driver or operator of the vehicle.

(4) A "relevant person", in relation to a ship or aircraft falling within paragraph (2)(c) means—

(a) the charterer of the ship or aircraft; and

(b) the master of the ship, or operator or commander of the aircraft, if the master, operator or commander is a person mentioned in paragraph (2)(c)(i) or (ii).

(5) The goods to which this article applies are—

(a) goods listed in Annex I to the Council Regulation;

(b) goods listed in Annex III to the Council Regulation;

(c) goods referred to in paragraph 5 of Annex B to United Nations Security Council resolution 2231 adopted on 20th July 2015; and

(d) any other goods which the relevant person has been informed by the Secretary of State could contribute to reprocessing- or enrichment-related or heavy water-related activities inconsistent with the JCPOA.

(6) This article is subject to article 4B.

(7) This article is without prejudice to any other provision of law prohibiting or restricting the use of ships, aircraft or vehicles.