



Department for  
International Trade

# Open General Licence

Iraq

December 2020

## **Open General Licence – Iraq**

dated 5 June 2019 granted by the Secretary of State

The Secretary of State, in exercise of powers conferred by Article 36 of the Iraq (Sanctions) (EU Exit) Regulations 2020 hereby grants the following Licence:

### *Licence*

1 Subject to paragraphs 2 to 4 below, **this Licence authorises the licence holder to:**

- (a) supply or deliver to another person in the United Kingdom;
- (b) agree to supply or deliver to another person in the United Kingdom or in Iraq; and
- (c) do any act calculated to promote the supply or delivery to another person in the United Kingdom or in Iraq;

of any goods specified in Schedule 2 to the Export Control Order 2008.

2 Paragraph 1 applies if:

- (a) the goods are located in the United Kingdom for use in Iraq; and
- (b) the goods are intended for the Government of Iraq or the Multinational Force (MNF).

*Exclusions*

- 3      **This licence does not authorise the licence holder to:**
- (a) export any goods from any country;
  - (b) supply or deliver any goods to any person or destination outside the United Kingdom;
  - (c) agree to supply or deliver any goods to Iraq from any person or destination outside the United Kingdom;
  - (d) do any activity outside the United Kingdom, which is prohibited by the law of the territory where it is to be carried out;
  - (e) do any activity calculated to promote the supply or delivery of goods to another person in the United Kingdom or in Iraq if the exporter has been informed by a competent authority, or is otherwise aware, that those goods have been classified by the Ministry of Defence as having a security classification of OFFICIAL-SENSITIVE or above (including UK material classified RESTRICTED or above, graded prior to 2 April 2014, and internationally security classified material), unless the exporter has obtained prior MOD Form 680 approval in relation to those goods.
  - (f) release any information to any person or destination inside or outside the United Kingdom that has been classified by the Ministry of Defence as having a security classification of OFFICIAL-SENSITIVE or above (including UK material classified RESTRICTED or above, graded prior to 2 April 2014, and internationally security classified material).

*Prohibitions not affected by this Licence*

4. Nothing in this Licence shall affect any prohibition or restriction on the exportation or the carrying out of any other act with respect to the exportation, of any of the goods concerned under or by virtue of any enactment other than a prohibition or restriction in the Order.
5. This Licence does not permit any activity outside of the scope of the licensing powers listed in this Licence.

*Interpretation*

6. For the purpose of this Licence, unless the context otherwise requires, any expression used in this Licence shall have the meaning it bears in the Order.

*Entry into force*

7. This Licence shall come into force at 23:00 on 31 December 2020
8. The Open General Export Licence (Iraq) dated 5 June 2019 is hereby revoked.

An official of the Department for International Trade, authorised to act on behalf of the Secretary of State

## **EXPLANATORY NOTE**

(This note is not part of the Licence)

1. This Licence has been revised to take into account changes in legislation following the end of the transition period.
2. The Licence authorises an agreement to supply or deliver, or any act, calculated to promote the supply or delivery of goods of a description specified in Schedule 2 to the Export Control Order 2008 (as amended), to Iraq when:
  - a. the goods in question are located in the United Kingdom; and
  - b. the goods are required by the Government of Iraq or the Multinational Force (MNF) to serve the purposes of United Nations Security Council Resolution 1546 (2004). Exports to bodies contracted to either the Government of Iraq or the Multinational Force, or constituent parts thereof, may fall within this exemption;
  - c. the agreement or act does not itself require the release of information security classified OFFICIAL-SENSITIVE or above (including UK material classified RESTRICTED or above, graded prior to 2nd April 2014, and internationally security classified material).
3. This Licence does not authorise any export of goods from the United Kingdom, nor does it authorize the supply or delivery, or, the agreement to supply or deliver, any goods from any person or destination outside the United Kingdom, for which a separate licence will be required.
4. This Licence does not authorise any activity prohibited by financial, immigration or transport sanctions, even where those sanctions form part of the same sanctions instrument that this Licence is granted under.

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