

CMA CGM group

Regulations and procedures for shipments to Iran

1. United Nations

Regarding Iran's lack of compliance with its previous resolutions – including [resolution 1737 \(2006\)](#) ⁽¹⁾ and [other related resolutions](#) ⁽²⁾ – on ensuring the peaceful nature of its nuclear programme, the [Security Council](#) ⁽³⁾ adopted [resolution n°1929](#) ⁽⁴⁾ that imposes additional sanctions on the country today, expanding an arms embargo and tightening restrictions on financial and shipping enterprises related to proliferation-sensitive activities. Annex I indicates a list of forbidden individuals and entities involved in nuclear or ballistic missile activities. Annex II provides a list of forbidden entities owned, controlled, or acting on behalf of the Islamic Revolutionary Guard Corps. Annex III lists entities owned, controlled, or acting on behalf of the Islamic Republic of Iran Shipping Lines (IRISL). United Nations published a [consolidated list of individuals and entities](#) ⁽⁵⁾ designated as subject to the travel ban, and/or assets freeze pursuant to relevant resolutions.

(1) <http://www.un.org/sc/committees/1737/index.shtml>

(2) <http://www.un.org/sc/committees/1737/resolutions.shtml>

(3) <http://www.un.org/sc/committees/>

(4) <http://www.un.org/News/Press/docs/2010/sc9948.doc.htm>

(5) <http://www.un.org/sc/committees/1737/consolist.shtml>

2. European Framework

[European Union](#) ⁽¹⁾ has adopted [European Council regulation n°961/2010](#) ⁽²⁾ that provides restrictive measures comprise, in particular, additional restrictions as following:

- on trade in dual-use goods and technology, as well as equipment which might be used for internal repression,
- on investment in the Iranian oil and gas industry,
- on Iranian investment in the uranium mining and nuclear industry,
- on transfers of funds to and from Iran,
- concerning the Iranian banking sector,
- on Iran's access to the insurance and bonds markets of the Union,
- on providing certain services to Iranian ships and cargo aircraft.

On May 23, 2011, European Council regulation n°961/2010 as been amended by [European Council implementing regulation n° 503/2011](#) ⁽³⁾ concerning restrictive measures against Iran.

(1) http://eeas.europa.eu/cfsp/sanctions/docs/measures_en.pdf

(2) <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2010:281:0001:0077:EN:PDF>

(3) <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:136:0026:0044:EN:PDF>

Concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Iran, see also:

Council decision 2011/235/CFSP

<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:100:0051:0057:EN:PDF>

Council regulation (EU) No 359/2011

<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:100:0001:0011:EN:PDF>

Council Implementing Decision (EU) 2011/670/CFSP of 10 October 2011

<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:267:0013:0018:EN:PDF>

Council Implementing Regulation (EU) N° 1002/2011 of 10 October 2011

<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:267:0001:0006:EN:PDF>

3. United States of America

Under the Iranian Transactions Regulations, 31 C.F.R. Part 560, and the Iranian Assets Control Regulations, 31 C.F.R. Part 535, U.S. economic sanctions against Iran are administered by the Office of Foreign Assets Control (OFAC) of the [U.S. Treasury Department](#) ⁽¹⁾.

OFAC published a U.S. list of banned entities on the following website: [OFAC/SDN list](#) ⁽²⁾.

The U.S.A. adopted a set of regulation – [CISADA 2010](#) ⁽³⁾ – in order to restrict any cargo that could directly and significantly facilitate the maintenance or expansion of Iran's domestic production of refined petroleum products, including any direct and significant assistance with respect to the construction, modernization or repair of petroleum refineries.

(1) <http://www.treasury.gov/resource-center/sanctions/Programs/pages/iran.aspx>

(2) <http://www.treasury.gov/ofac/downloads/sdnlist.txt>

(3) <http://www.simsi.com/Downloads/Sanctions/CISADA2010.pdf>

4. CMA CGM Group Working procedure

In consideration of the panel of national and international sanctions against Iran, and in order to ensure full compliance with these sanctions against Iran, CMA CGM Group and all its agencies¹ have developed detailed working procedures as to be strictly applied by CMA CGM agents to all shipments to Iran, including inter alia:

- ✓ No commodity under sanctions shall be accepted;
- ✓ All parties to the bill of lading should be identified and known before booking acceptance;
- ✓ No booking with a banned party shall be accepted;

¹ Delmas, ANL, Mac Andrews, CNC Lines, US Lines.

- ✓ A letter of indemnity shall be signed by the Shipper undertaking that he is fully compliant with the international sanctions against Iran;
- ✓ No amendment of the bill of lading's information is possible once the booking has been confirmed;
- ✓ A special clause is inserted in the bill of lading to Iran;
- ✓ No Shipper Owned Container shall be accepted for import to Iran;
- ✓ Bill of lading to order in blank is strictly prohibited to Iran;
- ✓ No Telex release to Iran;
- ✓ No LCL shipment is accepted to Iran;
- ✓ Shipment with a freight forwarder as consignee in Iran is rejected, unless the actual cargo receiver is clearly identified;
- ✓ Any booking or bill of lading can be cancelled without any prior notice by the Line if it is found that the shipment is not compliant;
- ✓ Any container(s) can be discharged and/or returned to origin at shipper's costs if it is found that the shipment is not compliant.

Disclaimer

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² Delmas, ANL, Mac Andrews, CNC Lines, US Lines.