

# Official Journal

## of the European Union

L 319



English edition

Legislation

Volume 54

2 December 2011

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## II

(Non-legislative acts)

## INTERNATIONAL AGREEMENTS

## COUNCIL DECISION

of 28 November 2011

**on the position to be taken by the European Union in the EEA Joint Committee concerning an amendment to Annex XIII (Transport) to the EEA Agreement**

(2011/780/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 100(2) in conjunction with Article 218(9) thereof,

Having regard to Council Regulation (EC) No 2894/94 of 28 November 1994 concerning arrangements for implementing the Agreement on the European Economic Area <sup>(1)</sup>, and in particular Article 1(3) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) Annex XIII to the Agreement on the European Economic Area (hereinafter 'the Agreement') contains specific provisions and arrangements concerning transport.
- (2) Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC <sup>(2)</sup> has as its principal objective to establish and maintain a high uniform level of civil aviation safety within the Union.
- (3) The activities of the European Aviation Safety Agency may affect the level of civil aviation safety within the European Economic Area.

- (4) Regulation (EC) No 216/2008 should therefore be incorporated into the Agreement in order to allow for the full participation of the EFTA States in the European Aviation Safety Agency.
- (5) Since Regulation (EC) No 216/2008 repeals Regulation (EC) No 1592/2002 <sup>(3)</sup>, which is incorporated into the Agreement, Regulation (EC) No 1592/2002 should consequently be repealed under the Agreement.
- (6) Annex XIII to the Agreement should be amended accordingly.
- (7) The Union should therefore take the position set out in the attached draft Decision within the EEA Joint Committee,

HAS ADOPTED THIS DECISION:

*Article 1*

The position to be taken by the European Union in the EEA Joint Committee on the envisaged amendment to Annex XIII (Transport) to the Agreement shall be based on the draft Decision of the EEA Joint Committee attached to this Decision.

*Article 2*

This Decision shall enter into force on the day of its adoption.

Done at Brussels, 28 November 2011.

*For the Council*

*The President*

K. SZUMILAS

<sup>(1)</sup> OJ L 305, 30.11.1994, p. 6.

<sup>(2)</sup> OJ L 79, 19.3.2008, p. 1.

<sup>(3)</sup> Regulation (EC) No 1592/2002 of the European Parliament and of the Council of 15 July 2002 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency (OJ L 240, 7.9.2002, p. 1).



**Declaration by the EFTA States to Decision of the EEA Joint Committee No ... incorporating Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC into the Agreement**

'Regulation (EC) No 216/2008 of the European Parliament and of the Council deals among other things with the authority to impose fines and periodic penalty payments in the area of aviation safety. The incorporation of this Regulation is without prejudice to the institutional solutions with regard to future acts conferring powers to impose sanctions.'

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## ANNEX

## To Decision of the EEA Joint Committee No ...

Annex XIII to the Agreement shall be amended as follows:

- (1) the following indent shall be added to points 66a (Council Regulation (EEC) No 3922/91) and 66r (Directive 2004/36/EC of the European Parliament and of the Council):

— **32008 R 0216:** Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 (OJ L 79, 19.3.2008, p. 1).;

- (2) the following shall be added to point 68a (Council Directive 91/670/EEC):

‘, as amended by:

— **32008 R 0216:** Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 (OJ L 79, 19.3.2008, p. 1).;

- (3) the text of point 66n (Regulation (EC) No 1592/2002 of the European Parliament and of the Council) shall be replaced by the following:

‘**32008 R 0216:** Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC (OJ L 79, 19.3.2008, p. 1).

The provisions of the Regulation shall, for the purposes of this Agreement, be read with the following adaptations:

- (a) unless otherwise stipulated below, and notwithstanding the provisions of Protocol 1 to the Agreement, the term “Member State(s)” contained in the Regulation shall be understood to include, in addition to its meaning in the Regulation, the EFTA States. Paragraph 11 of Protocol 1 shall apply;
- (b) as regards the EFTA States, the Agency shall, as and when appropriate, assist the EFTA Surveillance Authority or the Standing Committee, as the case may be, in the performance of their respective tasks. The Agency and the EFTA Surveillance Authority or the Standing Committee, as the case may be, shall cooperate and exchange information as and when appropriate;
- (c) nothing in this Regulation shall be construed so as to transfer to the Agency authority to act on behalf of the EFTA States under international agreements for other purposes than to assist in the performance of their obligations pursuant to such agreements;
- (d) Article 12 shall be amended as follows:
- (i) in paragraph 1, the words “or an EFTA State” shall be inserted after the words “the Community”;
- (ii) paragraph 2 shall be replaced by the following:

“Whenever the Union negotiates with a third country in order to conclude an agreement providing that a Member State or the Agency may issue certificates on the basis of certificates issued by the aeronautical authorities of that third country, it shall endeavour to obtain for the EFTA States an offer of a similar agreement with the third country in question. The EFTA States shall, in turn, endeavour to conclude with third countries agreements corresponding to those of the Union.”;

- (e) the following subparagraph shall be added to Article 14(7):

“Without prejudice to paragraph 4(d) of Protocol 1 to the EEA Agreement, when the Commission and the EFTA Surveillance Authority exchange information on a decision taken pursuant to this paragraph, the Commission shall communicate the information received from the EFTA Surveillance Authority to the EU Member States and the EFTA Surveillance Authority shall communicate the information received from the Commission to the EFTA States.”;

- (f) the following paragraph shall be added to Article 15:

“5. Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents shall, for the application of the Regulation, apply to any documents of the Agency regarding the EFTA States as well.”;

- (g) the following shall be added to Article 17(2)(b):

“The Agency shall also assist the EFTA Surveillance Authority and provide it with the same support, where such measures and tasks fall within the competence of the Authority pursuant to the Agreement.”;

- (h) Article 17(2)(e) shall be replaced by the following:

“in its field of competence carry out functions and tasks ascribed to the Contracting Parties by applicable international conventions, in particular the Chicago Convention. The national aviation authorities of the EFTA States shall perform such functions and tasks only as foreseen in this Regulation.”;

- (i) the first sentence of Article 20 shall be replaced by the following:

“With regard to products, parts and appliances referred to in Article 4(1)(a) and (b), the Agency shall, where applicable and as specified in the Chicago Convention or its Annexes, carry out the functions and tasks of the state of design, manufacture or registry when related to design approval. The national aviation authorities of the EFTA States shall perform such functions and tasks only as ascribed to them pursuant to the present Article.”;

- (j) Article 24 shall be amended as follows:

- (i) the following shall be added to paragraph 1:

“The Agency shall report to the EFTA Surveillance Authority on standardisation inspections in an EFTA State.”;

- (ii) the following shall be added to paragraph 4:

“As regards the EFTA States, the Agency shall be consulted by the EFTA Surveillance Authority.”;

- (k) the following shall be added to Article 25(1):

“The power to impose fines and periodic penalty payments on the persons and undertakings to which the Agency has issued a certificate shall in the case where such persons or undertakings are established in an EFTA State be vested in the EFTA Surveillance Authority.”;

- (l) in Article 25(4) the words “The Court of Justice of the European Communities” shall be replaced by “The EFTA Court” and the word “Commission” shall be replaced by “EFTA Surveillance Authority” with regard to the EFTA States;

(m) the following paragraph shall be added to Article 29:

“4. By way of derogation from Article 12(2)(a) of the Conditions of employment of other servants of the European Union, nationals of the EFTA States enjoying their full rights as citizens may be engaged under contract by the Executive Director of the Agency.”;

(n) the following shall be added to Article 30:

“The EFTA States shall apply to the Agency and to its staff the Protocol of Privileges and Immunities of the European Union and applicable rules adopted pursuant to that Protocol.”;

(o) the following words shall be inserted after the word “Community” in Article 32(1):

“, Icelandic and Norwegian”;

(p) the following shall be inserted after Article 33(2)(c):

“(ca) the annual general report and the Agency’s programme of work, pursuant to paragraphs (b) and (c) respectively, shall be forwarded to the EFTA Surveillance Authority.”;

(q) the following paragraph shall be added to Article 34:

“4. The EFTA States shall participate fully in the Management Board and shall within it have the same rights and obligations as EU Member States, except for the right to vote.”;

(r) the following paragraph shall be added to Article 41:

“6. Nationals of the EFTA States shall be eligible as members, including Chairpersons, of the Boards of Appeal. When the Commission draws up the list of persons referred to in paragraph 3, it shall also consider suitable persons of EFTA States’ nationalities.”;

(s) the following shall be inserted at the end of Article 54(1):

“As regards the EFTA States, the Agency shall assist the EFTA Surveillance Authority in the performance of the aforesaid tasks.”;

(t) the following words shall be inserted after the word “Treaty” in the first sentence of Article 58(3):

“or in Icelandic or Norwegian”;

(u) the following paragraph shall be added to Article 59:

“12. The EFTA States shall participate in the financial contribution from the Community referred to in paragraph 1(a). For this purpose, the procedures laid down in Article 82(1)(a) of, and Protocol 32 to, the Agreement shall apply mutatis mutandis.”;

(v) the following paragraphs shall be added to Article 65:

“8. The EFTA States shall participate fully in the committee established pursuant to paragraph 1 and shall within it have the same rights and obligations as EU Member States, except for the right to vote.

9. Where, in the absence of an agreement between the Commission and the committee, the Council may take a decision on the matter in question, the EFTA States may raise the issue in the EEA Joint Committee in conformity with Article 5 of the Agreement.”;

(w) where applicable, and unless otherwise provided, the above adaptations shall apply *mutatis mutandis* to other Union legislation conferring powers on the Agency and incorporated into this Agreement.’.

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# REGULATIONS

## COUNCIL IMPLEMENTING REGULATION (EU) No 1244/2011

of 1 December 2011

### implementing Regulation (EU) No 442/2011 concerning restrictive measures in view of the situation in Syria

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EU) No 442/2011 of 9 May 2011 concerning restrictive measures in view of the situation in Syria <sup>(1)</sup>, and in particular Article 14(1) thereof,

Whereas:

- (1) On 9 May 2011, the Council adopted Regulation (EU) No 442/2011 concerning restrictive measures against Syria.
- (2) In view of the gravity of the situation in Syria and in accordance with Council Decision 2011/782/CFSP of

1 December 2011 concerning restrictive measures against Syria <sup>(2)</sup>, additional persons and entities should be included in the list of persons, entities and bodies subject to restrictive measures set out in Annex II to Regulation (EU) No 442/2011,

HAS ADOPTED THIS REGULATION:

#### *Article 1*

The persons and entities listed in the Annex to this Regulation shall be added to the list set out in Annex II to Regulation (EU) No 442/2011.

#### *Article 2*

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 1 December 2011.

*For the Council*  
*The President*  
C. ASHTON

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<sup>(1)</sup> OJ L 121, 10.5.2011, p. 1.

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<sup>(2)</sup> See page 56 of this Official Journal.

## ANNEX

**Persons and entities referred to in Article 1**A. *Persons*

	Name	Identifying information	Reasons	Date of listing
1.	Mohammad Al-Jleilati	DoB 1945, PoB Damascus	Minister of Finance. Responsible for the Syrian economy.	1.12.2011
2.	Dr. Mohammad Nidal Al-Shaar	DoB 1956, PoB Aleppo	Minister of Economy and Trade. Responsible for the Syrian economy.	1.12.2011
3.	Lt. General Fahid Al-Jassim		Chief of Staff. Military official involved in the violence in Homs	1.12.2011
4.	Major General Ibrahim Al-Hassan		Deputy Chief of Staff. Military official involved in the violence in Homs	1.12.2011
5.	Brigadier Khalil Zghraybih		14th Division. Military official involved in the violence in Homs	1.12.2011
6.	Brigadier Ali Barakat		103rd Brigade of the Republican Guard Division. Military official involved in the violence in Homs	1.12.2011
7.	Brigadier Talal Makhluif		103rd Brigade of the Republican Guard Division. Military official involved in the violence in Homs	1.12.2011
8.	Brigadier Nazih Hassun		Syrian Air Force Intelligence. Military official involved in the violence in Homs	1.12.2011
9.	Captain Maan Jdiid		Presidential Guard. Military official involved in the violence in Homs	1.12.2011
10.	Muhammad Al-Shaar		Political Security Division. Military official involved in the violence in Homs	1.12.2011
11.	Khald Al-Taweel		Political Security Division. Military official involved in the violence in Homs	1.12.2011
12.	Ghiath Fayad		Political Security Division. Military official involved in the violence in Homs	1.12.2011

B. *Entities*

	Name	Identifying information	Reasons	Date of listing
1.	Cham Press TV	Al Qudsi building, 2nd Floor - Baramkeh - Damascus Tel: +963 - 11- 2260805 Fax: +963 - 11 - 2260806 Email: mail@champress.com Website: www.champress.net	Television channel which participates in campaigns to spread disinformation and incite violence against demonstrators	1.12.2011
2.	Al Watan	Al Watan Newspaper - Damascus - Duty Free Zone Tel: 00963 11 2137400 Fax: 00963 11 2139928	Daily newspaper which participates in campaigns to spread disinformation and incite violence against demonstrators	1.12.2011

	Name	Identifying information	Reasons	Date of listing
3.	Centre d'études et de recherches syrien (CERS) (a.k.a. CERS, Centre d'Etude et de Recherche Scientifique; a.k.a. SSRC, Scientific Studies and Research Center; a.k.a. Centre de Recherche de Kaboun	Barzeh Street, PO Box 4470, Damascus	Provides support to the Syrian army for the acquisition of equipment used directly for the surveillance and repression of demonstrators.	1.12.2011
4.	Business Lab	Maysat Square Al Rasafi Street Bldg. 9, PO Box 7155, Damascus Tel: 963112725499; Fax: 963112725399	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
5.	Industrial Solutions	Baghdad Street 5, PO Box 6394, Damascus Tel /fax: 963114471080	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
6.	Mechanical Construction Factory (MCF)	P.O. Box 35202, Industrial Zone, Al-Qadam Road, Damascus	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
7.	Syronics – Syrian Arab Co. for Electronic Industries	Kaboon Street, P.O.Box 5966, Damascus Tel.-No.:+963-11-5111352 Fax:+963-11-5110117	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
8.	Handasieh – Organization for Engineering Industries	P.O.Box 5966, Abou Bakr Al Seddeq Str. Damascus and PO BOX 2849 Al Moutanabi Street, Damascus and PO BOX 21120 Baramkeh, Damascus Tel: 963112121816 – 963112121834 – 963112214650 – 963112212743 – 963115110117	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
9.	Syria Trading Oil Company (Sytrol)	Prime Minister Building, 17 Street Nissan, Damascus, Syria.	State-owned company responsible for the entire export of oil from Syria. Provides financial support to the regime.	1.12.2011
10.	General Petroleum Corporation (GPC).	New Sham- Building of Syrian Oil Company, PO Box 60694, Damascus, Syria BOX: 60694 Tel: 963113141635 Fax: 963113141634 E-mail: info@gpc-sy.com	State-owned oil company. Provides financial support to the regime.	1.12.2011
11.	Al Furat Petroleum Company	Dummar - New Sham - Western Dummer 1st. Island -Property 2299-AFPC Building P.O. Box 7660 Damascus – Syria. Tel: 00963-11- (6183333), 00963-11- (31913333) Fax: 00963-11- (6184444), 00963-11- (31914444) afpc@afpc.net.sy	Joint venture 50 % owned by GPC. Provides financial support to the regime.	1.12.2011

**COUNCIL IMPLEMENTING REGULATION (EU) No 1245/2011****of 1 December 2011****implementing Regulation (EU) No 961/2010 on restrictive measures against Iran**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EU) No 961/2010 of 25 October 2010 on restrictive measures against Iran <sup>(1)</sup>, and in particular Article 36(2) thereof,

Whereas:

- (1) On 25 October 2010, the Council adopted Regulation (EU) No 961/2010 concerning restrictive measures against Iran.
- (2) The Council has carried out a complete review of the list of persons, entities and bodies, as set out in Annex VIII to Regulation (EU) No 961/2010, to which Article 16(2) of that Regulation applies. When doing so, the Council took account of observations submitted by those concerned.
- (3) The Council has concluded that the persons, entities and bodies listed in Annex VIII to Regulation (EU) No 961/2010 should continue to be subject to the specific restrictive measures provided for therein.

(4) The Council has also concluded that the entries concerning certain entities included in Annex VIII to Regulation (EU) No 961/2010 should be amended.

(5) Moreover, in view of the continued concern over the expansion of Iran's nuclear and missiles programmes expressed by the European Council on 23 October 2011 and in accordance with Council Decision 2011/783/CFSP of 1 December 2011 amending Decision 2010/413/CFSP concerning restrictive measures against Iran <sup>(2)</sup>, additional persons and entities should be included in the list of persons, entities and bodies subject to restrictive measures as set out in Annex VIII to Regulation (EU) No 961/2010.

(6) The list of persons, entities and bodies referred to in Article 16(2) of Regulation (EU) No 961/2010 should be updated accordingly,

HAS ADOPTED THIS REGULATION:

*Article 1*

Annex VIII to Regulation (EU) No 961/2010 shall be amended as set out in the Annex to this Regulation.

*Article 2*

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 1 December 2011.

*For the Council*  
*The President*  
C. ASHTON

<sup>(1)</sup> OJ L 281, 27.10.2010, p. 1.

<sup>(2)</sup> See page 71 of this Official Journal.

## ANNEX

Annex VIII to Regulation (EU) No 961/2010 shall be amended as follows:

(1) the following persons and entities shall be added to the list set out in Annex VIII:

**I. Persons and entities involved in nuclear or ballistic missiles activities**

**A. Persons**

	Name	Identifying information	Reasons	Date of listing
1.	Dr Ahmad AZIZI		Deputy Chairman and Managing Director of EU-designated Melli Bank PLC.	1.12.2011
2.	Davoud BABAEI		The current head of security for the Ministry Of Defence Armed Forces Logistics' research institute the Organisation of Defensive Innovation and Research (SPND), which is run by UN designated Mohsen Fakhrizadeh. The IAEA have identified SPND with their concerns over possible military dimensions to Iran's nuclear programme over which Iran refuses to co-operate. As head of security, Babaei is responsible for preventing the disclosure of information including to the IAEA.	1.12.2011
3.	Hassan BAHADORI		Chief Executive Officer of EU-designated Arian Bank	1.12.2011
4.	Sayed Shamsuddin BORBORUDI		Deputy Head of UN designated Atomic Energy Organisation of Iran, where he is subordinate to UN designated Feridun Abbasi Davani. Has been involved in the Iranian nuclear programme since at least 2002, including as the former head of procurement and logistics at AMAD, where he was responsible for using front companies such as Kimia Madan to procure equipment and material for Iran's nuclear weapons programme.	1.12.2011
5.	Dr Peyman Noori BROJERDI		Chairman of the Board and Managing Director of EU-designated Bank Refah	1.12.2011
6.	Kamran DANESHJOO (a.k.a. DANESHJOU)		Minister of Science, Research and Technology since the 2009 election. Iran failed to provide the IAEA with clarification of his role in relation to missile warhead development studies. This is part of Iran's wider non-cooperation with the IAEA investigation of the "Alleged Studies" suggesting a military aspect to Iran's nuclear programme, which includes denial of access to relevant individuals associated documents. Daneshjoo also plays a role in "Passive Defence" activities on behalf of President Ahmadenijad, in addition to his ministerial role. The Passive Defence Organisation is already EU designated.	1.12.2011
7.	Dr Abdolnaser HEMMATI		Managing Director and Chief Executive Officer of EU-designated Banque Sina	1.12.2011
8.	Milad JAFARI	date of birth 20.9.74	An Iranian national supplying goods, mostly metals, to UN designated SHIG front companies. Delivered goods to SHIG between January and November 2010. Payments for some of the goods were made at the central branch of EU-designated Export Development Bank of Iran (EDBI) in Tehran after November 2010.	1.12.2011
9.	Dr Mohammad JAHROMI		Chairman and Managing Director of EU-designated Bank Saderat	1.12.2011
10.	Ali KARIMIAN		An Iranian national supplying goods, mostly carbon fibre to UN-designated SHIG and SBIG.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
11.	Majid KHANSARI		Managing Director of UN-designated Kalaye Electric Company.	1.12.2011
12.	Mahmoud Reza KHAVARI		Chairman of the Board and Managing Director of EU-designated Bank Melli.	1.12.2011
13.	Mohammad Reza MESKARIAN		The London Chief Executive Officer of EU-designated Persia International Bank	1.12.2011
14.	Mohammad MOHAMMADI		Managing Director of MATSA.	1.12.2011
15.	Dr M H MOHEBIAN		Managing Director of EU-designated Post Bank.	1.12.2011
16.	Mohammad Sadegh NASERI		Head of the Physics Research Institute (formerly known as the Institute of Applied Physics).	1.12.2011
17.	Mohammad Reza REZVANIANZADEH		Managing Director of the EU-designated Nuclear Reactors Fuel Company (SUREH). He is also an AEOI official. He oversees and issues tenders to procurement companies for sensitive procurement work required at the Fuel Manufacturing Plant (FMP), the Zirconium Powder Plant (ZPP) and the Uranium Conversion Facility (UCF).	1.12.2011
18.	A SEDGHI		Chairman and Non-executive Director of the EU-designated Melli Bank PLC	1.12.2011
19.	Hamid SOLTANI		Managing Director of the EU-designated Management Company for Nuclear Power Plant Construction (MASNA)	1.12.2011
20.	Bahman VALIKI		Chairman of the Board and Managing Director of the EU-designated Export Development Bank of Iran.	1.12.2011
21.	Javad AL YASIN		Head of the Research Centre for Explosion and Impact, also known as METFAZ	1.12.2011
22.	S ZAVVAR		Acting General Manager in Dubai of the EU-designated Persia International Bank.	1.12.2011

## B. Entities

	Name	Identifying information	Reasons	Date of listing
23.	Aria Nikan, (a.k.a. Pergas Aria Movalled Ltd)	Suite 1, 59 Azadi Ali North Sohrevardi Avenue, Tehran, 1576935561	Known to procure for EU designated Iran Centrifuge Technology Company (TESA) Commercial Department. They have made efforts to procure designated materials, including goods from the EU, which have applications in the Iranian nuclear programme.	1.12.2011
24.	Bargh Azaraksh; (a.k.a Barghe Azerakhsh Sakht)	No 599, Stage 3, Ata Al Malek Blvd, Emam Khomeini Street, Esfahan.	Company that has been contracted to work at the uranium enrichment sites at Natanz and Qom/Fordow on the electricity and piping works. It was in charge of designing, procuring and installing electrical control equipment at Natanz in 2010.	1.12.2011
25.	Behineh Trading Co	Tehran, Iran	Involved in furnishing ammunition from Iran via Nigeria to a third country	1.12.2011

	Name	Identifying information	Reasons	Date of listing
26.	Eyvaz Technic	No 3, Building 3, Shahid Hamid Sadigh Alley, Shariati Street, Tehran, Iran.	Producer of vacuum equipment that has supplied the uranium enrichment sites at Natanz and Qom/Fordow. In 2011 it supplied pressure transducers to UN-designated Kalaye Electric Company.	1.12.2011
27.	Fatsa	No 84, Street 20, North Amir Abad, Tehran	Iran's Uranium Processing and Nuclear Fuel Production Company. Controlled by the UN-designated Atomic Energy Organisation of Iran.	1.12.2011
28.	Ghani Sazi Uranium Company (a.k.a. Iran Uranium Enrichment Company)	3, Qarqavol Close, 20th Street, Tehran	Subordinate to the UN-designated TAMAS. It has production contracts with UN-designated Kalaye Electric Company and EU-designated TESA.	1.12.2011
29.	Iran Pooya (a.k.a. Iran Pouya)		A government owned company that operated the biggest extruder of aluminium in Iran and supplied material for use in the production of casings for the IR-1 and IR-2 centrifuges. A major manufacturer of aluminium cylinders for centrifuges whose customers include the UN-designated AEOI and EU-designated TESA.	1.12.2011
30.	Iranian Offshore Engineering & Construction Co (IOEC)	18 Shahid Dehghani Street, Qarani Street, Tehran 19395-5999	Energy sector firm involved in the construction of the uranium enrichment site at Qom/Fordow. Subject to UK, Italian and Spanish export denials.	1.12.2011
31.	Karanir (a.k.a. Moaser, a.k.a. Tajhiz Sanat)	1139/1 Unit 104 Gol Building, Gol Alley, North Side of Sae, Vali Asr Avenue. PO Box 19395-6439, Tehran.	Involved in purchasing equipment and materials which have direct applications in the Iranian nuclear programme.	1.12.2011
32.	Khala Afarin Pars	Unit 5, 2nd Floor, No75, Mehran Afrand St, Sattarkhan St, Tehran.	Involved in purchasing equipment and materials which have direct applications in the Iranian nuclear programme.	1.12.2011
33.	MACPAR Makina San Ve Tic	Istasyon MH, Sehitler cad, Guldeniz Sit, Number 79/2, Tuzla 34930, Istanbul	Company run by Milad Jafari who has supplied goods, mostly metals, to UN designated Shahid Hemmat Industries Group (SHIG) through front companies.	1.12.2011
34.	MATSA (Mohandesi Toseh Sokht Atomi Company)	90, Fathi Shaghaghi Street, Tehran, Iran.	Iranian company contracted to UN-designated Kalaye Electric Company to provide design and engineering services across the nuclear fuel cycle. Most recently has been procuring equipment for the Natanz uranium enrichment site.	1.12.2011
35.	Mobin Sanjesh (alias FITCO)	Entry 3, No 11, 12th Street, Miremhad Alley, Abbas Abad, Tehran.	Involved in purchasing equipment and materials which have direct applications in the Iranian nuclear programme.	1.12.2011
36.	Multimat Ic ve Dis Ticaret Pazarlama Limited Sirketi		Company run by Milad Jafari who has supplied goods, mostly metals, to UN designated Shahid Hemmat Industries Group (SHIG) through front companies.	1.12.2011
37.	Research Centre for Explosion and Impact (a.k.a. METFAZ)	44, 180th Street West, Tehran, 16539-75751	Subordinate to the EU-designated Malek Ashtar University, it oversees activity linked to the Possible Military Dimensions of Iran's nuclear programme upon which Iran is not cooperating with the IAEA.	1.12.2011
38.	Saman Nasb Zayendeh Rood; Saman Nasbzainde Rood	Unit 7, 3rd Floor Mehdi Building, Kahorz Blvd, Esfahan, Iran.	Construction contractor that has installed piping and associated support equipment at the uranium enrichment site at Natanz. It has dealt specifically with centrifuge piping.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
39.	Saman Tose'e Asia (SATA)		Engineering firm involved in supporting a range of large scale industrial projects including Iran's uranium enrichment programme, including undeclared work at the uranium enrichment site at Qom/Fordow.	1.12.2011
40.	Samen Industries	2nd km of Khalaj Road End of Seyyedi St., P.O.Box 91735-549, 91735 Mashhad, Iran, Tel.: +98 511 3853008, +98 511 3870225	Shell name for Khorasan Metallurgy Industries (designated under UNSCR 1803 (2008), subsidiary of Ammunition Industries Group (AMIG))	1.12.2011
41.	SOREH (Nuclear Fuel Reactor Company)	61 Shahid Abthani Street – Karegar e Shomali, Tehran; Persian Gulf Boulevard, KM 20 SW, Ispahan.	Affiliate of the UN-sanctioned Atomic Energy Organization of Iran (AEOI).	1.12.2011
42.	STEP Standart Teknik Parca San ve TIC A.S.	79/2 Tuzla, 34940, Istanbul, Turkey	Company run by Milad Jafari, who has supplied goods, mostly metals, to UN designated Shahid Hemmat Industrial Group (SHIG) through front companies.	1.12.2011
43.	SURENA (a.k.a. Sakhd Va Rah-An-Da-Zi)		Company for Construction and Commissioning of Nuclear Power Plants. Controlled by the UN designated Novin Energy Company.	1.12.2011
44.	TABA (Iran Cutting Tools Manufacturing company - Taba Towlid Abzar Boreshi Iran)	12 Ferdowsi, Avenue Sakhaee, avenue 30 Tir (sud), nr 66 – Tehran	Owned or controlled by EU-sanctioned TESA, Involved in manufacturing equipment and materials which have direct applications in the Iranian nuclear programme.	1.12.2011
45.	Test Tafsir	No 11, Tawhid 6 Street, Moj Street, Darya Blvd, Shahrak Gharb, Tehran, Iran.	Company produces and has supplied UF6 specific containers to the uranium enrichment sites at Natanz and Qom/Fordow.	1.12.2011
46.	Tosse Silooha (a.k.a. Tosseh Jahad E Silo)		Involved in the Iranian nuclear programme at the Natanz, Qom and Arak facilities.	1.12.2011
47.	Yarsanat (a.k.a. Yar Sanat, a.k.a. Yarestan Vacuumi)	No. 101, West Zardosht Street, 3rd Floor, 14157 Tehran; No. 139 Hoveyzeh Street, 15337, Tehran.	Procurement company for UN-designated Kalaye Electric Company. Involved in purchasing equipment and materials which have direct applications in the Iranian nuclear programme. It has attempted the procurement of vacuum products and pressure transducers.	1.12.2011
48.	Oil Turbo Compressor Company (OTC)	No. 12 Sae Alley Vali E Asr Street, Tehran, Iran	Affiliated to EU-designated Sakhte Turbopomp va Kompessor (SATAK) (a.k.a. Turbo Compressor Manufacturer, TCMFG).	1.12.2011

## II. Islamic Revolutionary Guard Corps (IRGC)

### A. Persons

	Name	Identifying information	Reasons	Date of listing
49.	Azim AGHAJANI (also spelled ADHAJANI)		Member of IRGC involved in furnishing ammunition from Iran via Nigeria to a third country	1.12.2011
50.	Abolghassem Mozaffari SHAMS		Head of Khatam Al-Anbia Construction Headquarters	1.12.2011
51.	Ali Akbar TABATABAEI (alias Sayed Akbar TAHMAESEBI)		Member of IRGC involved in furnishing ammunition from Iran via Nigeria to a third country	1.12.2011

## B. Entities

	Name	Identifying information	Reasons	Date of listing
52.	Yas Air	Mehrabad Airport, Tehran	New name for UN and EU sanctioned IRGC Pars Aviation Service Company. In 2011 a Yas Air Cargo Airlines aircraft, travelling from Iran to Syria, inspected in Turkey, was inspected and found to contain conventional arms.	1.12.2011

## III. Islamic Republic of Iran Shipping Lines (IRISL)

## A. Persons

	Name	Identifying information	Reasons	Date of listing
53.	Ghasem NABIPOUR (a.k.a. M T Khabbazi NABIPOUR)	Born on 16 January 1956, Iranian.	Managing Director and shareholder of Rahbaran Omid Darya Shipmanagement Company, the new name for the Soroush Sarzamin Asatir Ship Management Company (a.k.a. Soroush Saramin Asatir Ship Management Company) (SSA SMC) designated on the European Union lists, in charge of IRISL's technical ship management. NABIPOUR is shipping manager for IRISL.	1.12.2011
54.	Naser BATENI	Born on 16 December 1962, Iranian.	Former Legal Director of IRISL, Managing Director of EU-sanctioned Hanseatic Trade and Trust Shipping Company (HTTS). Managing Director of front company NHL Basic Limited.	1.12.2011
55.	Mansour ESLAMI	Born on 31 January 1965, Iranian.	Managing Director of EU-sanctioned IRISL Malta Limited, alias Royal Med Shipping Company.	1.12.2011
56.	Mahamad TALAI	Born on 4 June 1953, Iranian, German.	Executive Director of IRISL Europe, Executive Director of EU-sanctioned HTTS and EU-sanctioned Darya Capital Administration GmbH. Director of several front companies owned or controlled by IRISL or its affiliates.	1.12.2011
57.	Mohammad Moghaddami FARD	Date of Birth: 19 July 1956, Passport: N10623175 (Iran) issued 27 March 2007; expires 26 March 2012.	F: Regional Director of IRISL in the United Arab Emirates, Managing Director of Pacific Shipping, sanctioned by the European Union, of Great Ocean Shipping Company, alias Oasis Freight Agency, sanctioned by the European Union. Set up Crystal Shipping FZE in 2010 as part of efforts to circumvent EU designation of IRISL.	1.12.2011
58.	Captain Alireza GHEZELAYAGH		Chief Executive officer of EU-designated Lead Maritime which acts on behalf of HDSL in Singapore. Additionally CEO of EU-designated Asia Marine Network, which is IRISL's regional office in Singapore.	1.12.2011
59.	Gholam Hossein GOLPARVAR	Born on 23 January 1957, Iranian.	Former commercial manager of IRISL, deputy Managing Director and shareholder of the Rahbaran Omid Darya Shipmanagement Company, Executive Director and shareholder of the Sapid Shipping Company, a subsidiary of EU-sanctioned IRISL, deputy Managing Director and shareholder of HDSL, member of the board of directors of the EU-sanctioned Irano-Hind Shipping Company.	1.12.2011
60.	Hassan Jalil ZADEH	Born on 6 January 1959, Iranian.	Managing Director and shareholder of EU-sanctioned Hafiz Darya Shipping Lines (HDSL). Registered shareholder of several IRISL front companies.	1.12.2011
61.	Mohammad Hadi PAJAND	Born on 25 May 1950, Iranian.	Former Financial Director of IRISL, former Deputy Managing Director of EU-sanctioned Irinvestship limited, Managing Director of Fairway Shipping which took over Irinvestship limited. Director of IRISL front companies, including EU-sanctioned Lancellin Shipping Company and Acena Shipping Company.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
62.	Ahmad SARKANDI	Born on 30 September 1953, Iranian.	Financial Director of IRISL since 2011. Formerly executive director of several EU-sanctioned IRISL subsidiaries who set up several front companies in which he is still registered as Managing Director and shareholder.	1.12.2011
63.	Seyed Alaeddin SADAT RASOOL	Born on 23 July 1965, Iranian.	Assistant Legal Director of IRISL group, Legal Director of Rahbaran Omid Darya Shipmanagement Company.	1.12.2011
64.	Ahmad TAFAZOLY	DOB: 27 May 1956, POB: Bojnord, Iran, Passport: R10748186 (Iran) issued 22 January 2007; expires 22 January 2012	Managing Director of EU-sanctioned IRISL China Shipping Company, alias Santelines (a.k.a. Santexlines), alias Rice Shipping, alias E-sail Shipping.	1.12.2011

## B. Entities

	Name	Identifying information	Reasons	Date of listing
65.	E-Sail a.k.a.E-Sail Shipping Company a.k.a. Rice Shipping	Suite 1501, Shanghai Zhong Rong Plaza, 1088 Pudong South Road, Shanghai, China	New names for EU-sanctioned Santexlines, alias IRISL China Shipping Company Limited. Acts on behalf of IRISL. Acts on behalf of EU-designated SAPID in China, chartering IRISL vessels to other firms.	1.12.2011
66.	IRISL Maritime Training Institute	No 115, Ghaem Magham Farahani St. P.O. Box 15896-53313, Tehran, Iran	Owned or controlled by IRISL.	1.12.2011
67.	Kara Shipping and Chartering GmbH (KSC)	Schottweg 7, 22087 Hamburg, Germany.	Front company for EU-sanctioned HTTS.	1.12.2011
68.	Khaybar Company	16th Kilometre Old Karaj Road Tehran / Iran - Zip Code: 13861-15383	IRISL subsidiary which provides spare parts for shipping vessels.	1.12.2011
69.	Kish Shipping Line Manning Company	Sanaei Street Kish Island Iran.	IRISL subsidiary in charge of crew recruitment and personnel management.	1.12.2011
70.	Boustead Shipping Agencies Sdn Bhd	Suite P1.01, Level 1 Menara Trend, Intan Millennium Square, 68, Jalan Batai Laut 4, Taman Intan, 41300 Klang, Selangor, Malaysia	Company acting on behalf of IRISL. Boustead Shipping Agencies handles transactions initiated by IRISL by entities owned or controlled by IRISL.	1.12.2011
71.	Diamond Shipping Services (DSS)	5 Saint Catharine Sq., El Mansheya El Soghra, Alexandria, Egypt	Company acting on behalf of IRISL. Diamond Shipping Services handled and profited from transactions initiated by IRISL or entities owned or controlled by IRISL.	1.12.2011
72.	Good Luck Shipping Company	P.O. BOX 5562, Dubai	Company acting on behalf of IRISL. Good Luck Shipping Company was established to replace the Oasis Freight Company alias Great Ocean Shipping Services, which was sanctioned by the EU and wound up by court order. Good Luck Shipping issued false transport documents for IRISL et entities owned or controlled by IRISL. Acts on behalf of EU-designated HDSL and Sapid in the United Arab Emirates. Set up in June 2011 as a result of sanctions, to replace Great Ocean Shipping Services and Pacific Shipping.	1.12.2011
73.	Ocean Express Agencies Private Limited	Ocean Express Agencies - Ground Floor, KDLB Building, 58 West Wharf Road - Karachi - 74000, Sindh, Pakistan	Company acting on behalf of IRISL. Ocean Express Agencies Private Limited used IRISL transport documents and documents used by entities owned or controlled by IRISL to circumvent sanctions.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
74.	OTS Steinweg Agency	Steinweg - OTS, Iskele Meydani, Alb. Faik Sozdener Cad., No:11 D:8 Kat:4 Kadikoy - 34710 Istanbul	Company acting on behalf of IRISL. OTS Steinweg Agency handled transactions for IRISL et entities owned or controlled by IRISL, was involved in setting up front companies owned or controlled by IRISL, involved in acquiring vessels on behalf of IRISL or entities owned or controlled by IRISL.	1.12.2011
75.	Universal Transportation Limitation Utl	21/30 Thai Wah Tower 1, South Sathorn Road, Bangkok 10120 Thailand	Company acting on behalf of IRISL. Universal Transportation Limited (UTL) issued false transport document in the name of a front company owned or controlled by IRISL, handled transactions on behalf of IRISL.	1.12.2011
76.	Walship SA	Cité Les Sources 400 logts, Promotion, Sikh cage B n <sup>o</sup> 3 - 16005 Bir Mourad Rais, Algeria	Company acting on behalf of IRISL. Walship SA handled transactions on behalf of IRISL for the benefit of its clients, issued transport documents and invoices in the name of an IRISL front company, sought out potential clients to operate routes in their own name but for the sole benefit of entities owned or controlled by IRISL.	1.12.2011
77.	Acena Shipping Company Limited	Address: 284 Makarios III avenue, Fortuna Court, 3105 Limassol IMO Nrs.: 9213399; 9193185	Acena Shipping Company Limited is a front company owned or controlled by IRISL. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
78.	Alpha Kara Navigation Limited	171, Old Bakery Street, Valetta – Registration number C 39359	Alpha Kara Navigation Limited is a front company owned or controlled by IRISL. Subsidiary of EU-designated Darya Capital Administration GMBH. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
79.	Alpha Nari Navigation Limited	143 Tower Road - 1604 Sliema, Malta Registration number C 38079	Alpha Nari Navigation Limited is a front company owned or controlled by IRISL. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
80.	Aspasis Marine Corporation	Address: 107 Falcon House, Dubai Investment Park, Po Box 361025 Dubai	Aspasis Marine Corporation is a front company owned or controlled by IRISL. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
81.	Atlantic Intermodal		Owned by IRISL agent Pacific Shipping. Rendered financial assistance for impounded IRISL vessels and acquisition of new shipping containers.	1.12.2011
82.	Avrasya Container Shipping Lines		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
83.	Azores Shipping Company alias Azores Shipping FZE LLC	PO Box 5232, Fujairah, UAE; Al Mana Road, Al Sharaf Building, Bur Dubai, Dubai	Controlled by Moghddami Fard. Provides services for the IRISL subsidiary, EU-designated Valfajre Shipping Company. Front company owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned or controlled by IRISL. Moghddami Fard is a company director.	1.12.2011
84.	Beta Kara Navigation Ltd	Address: 171, Old Bakery Street, Valetta Registration number C 39354	Beta Kara Navigation Ltd is a front company owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
85.	Bis Maritime Limited	Numéro IMO: 0099501	Bis Maritime Limited is an IRISL front company located in Barbados. It is the registered owner of a vessel owned or controlled by IRISL or an IRISL affiliate. Gholam Hossein Golparvar is a company director.	1.12.2011
86.	Brait Holding SA	registered in the Marshall Islands in August 2011 under the number 46270.	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
87.	Bright Jyoti Shipping		IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
88.	Bright Ship FZC	Saif zone, Dubai	IRISL front company, used to acquire a vessel owned by IRISL or an IRISL affiliate and to transfer funds to IRISL.	1.12.2011
89.	Bright-Nord GmbH und Co. KG	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
90.	CF Sharp Shipping Agencies Pte Ltd	15 New Bridge Road, Rocha House, Singapore 059385	IRISL front company, owned or controlled by IRISL	1.12.2011
91.	Chaplet Shipping Limited	Dieudonnee No1., Triq Tumas Fenech, Qormi, 19635-1114 Malta	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
92.	Cosy-East GmbH und Co. KG	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
93.	Crystal Shipping FZE	Dubai, UAE	Owned by IRISL agent Pacific Shipping. Set up in 2010 by Moghddami Fard as part of efforts to circumvent EU designation of IRISL. In December 2010 it was used to transfer funds to release impounded IRISL ships and to mask IRISL involvement.	1.12.2011
94.	Damalis Marine Corporation		IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
95.	Delta Kara Navigation Ltd	171, Old Bakery Street, Valetta Registration number C 39357	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
96.	Delta Nari Navigation Ltd	143 Tower Road - 1604 Sliema, Malta Registration number C 38077	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
97.	Elbrus Ltd	Manning House - 21 Bucks Road - Douglas - Isle of Man - IM1 3DA	Holding company owned or controlled by IRISL covering a group of IRISL front companies located in the Isle of Man.	1.12.2011
98.	Elcho Holding Ltd	registered in the Marshall Islands in August 2011 under number 46041.	IRISL front company registered in the Marshall Islands, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
99.	Elegant Target Development Limited	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320195	Owned or controlled by or acting on behalf of IRISL. IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
100.	Epsilon Nari Navigation Ltd	143 Tower Road - 1604 Sliema, Malta Registration number C 38082	IRISL front company owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
101.	Eta Nari Navigation Ltd	171, Old Bakery Street, Valetta Registration number C 38067	IRISL front company owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
102.	Eternal Expert Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
103.	Fairway Shipping	83 Victoria Street, London, SW1H OHW	IRISL front company owned or controlled by IRISL or an IRISL affiliate. Haji Pajand is a director of Fairway Shipping	1.12.2011

	Name	Identifying information	Reasons	Date of listing
104.	Fasirus Marine Corporation		IRISL front company in Barbados. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
105.	Galliot Maritime Incorporation		IRISL front company in Barbados. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
106.	Gamma Kara Navigation Ltd	171, Old Bakery Street, Valetta Registration number C 39355	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
107.	Giant King Limited	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309593	Owned or controlled by or acting on behalf of IRISL. IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
108.	Golden Charter Development Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309610	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
109.	Golden Summit Investments Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309622	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
110.	Golden Wagon Development Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO Nr.: 8309634	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
111.	Grand Trinity Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309658	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
112.	Great Equity Investments Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320121	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
113.	Great Ocean Shipping Services (GOSS)	Suite 404, 4th Floor, Block B-1 PO Box 3671, Ajman Free Trade Zone, Ajman, UAE	This firm was used to set up cover companies for IRISL in the UAE, including Good Luck Shipping. Its managing director is Moghddami Fard.	1.12.2011
114.	Great Prospect International Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309646	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
115.	Great-West GmbH und Co. KG	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
116.	Happy-Süd GmbH und Co. KG	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
117.	Harvest Supreme Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320183	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
118.	Harzaru Shipping	IMO number of the vessel: 7027899	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
119.	Heliotrope Shipping Limited	Dieudonnee No1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 45613 IMO number of the vessel: 9270646	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
120.	Helix Shipping Limited	Dieudonnee No1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 45618 IMO number of the vessel: 9346548	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
121.	Hong Tu Logistics Private Limited	149 Rochor Road 01 - 26 Fu Lu Shou Complex, Singapore 188425	IRISL front company. Owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
122.	Ifold Shipping Company Limited	Dieudonnee No1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 38190 IMO Nr.: 9386500	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
123.	Indus Maritime Incorporation	47st Bella Vista and Aquilino de la Guardia, Panama City, Panama IMO Nr.: 9283007	IRISL front company in Panama. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
124.	Iota Nari Navigation Limited	143 Tower Road - 1604 Sliema, Malta Registration number C 38076	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
125.	ISIM Amin Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 40069	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
126.	ISIM Atr Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 34477	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
127.	ISIM Olive Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 34479	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
128.	ISIM SAT Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 34476	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
129.	ISIM Sea Chariot Ltd	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 45153	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
130.	ISIM Sea Crescent Ltd	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 45152	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
131.	ISIM Sinin Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 41660	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
132.	ISIM Taj Mahal Ltd	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 37437 IMO number of the vessel: 9274941	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
133.	ISIM Tour Company Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 34478 IMO number of the vessel: 9364112	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
134.	Jackman Shipping Company	Dieudonnee No 1., Triq Tumas Fenech, Qormi, 19635-1114 Malta - No C 38183 IMO number of the vessel; 9387786	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
135.	Kalan Kish Shipping Company Ltd		IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
136.	Kappa Nari Navigation Ltd	143 Tower Road - 1604 Sliema, Malta Registration number C 38066.	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
137.	Kaveri Maritime Incorporation	Panama Registration number 5586832 IMO Nr.: 9284154	IRISL front company in Panama, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
138.	Kaveri Shipping Llc		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
139.	Key Charter Development Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong	Owned or controlled by or acting on behalf of IRISL	1.12.2011
140.	King Prosper Investments Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320169	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
141.	Kingswood Shipping Company Limited	171, Old Bakery Street, Valetta IMO Nr.: 9387798	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
142.	Lambda Nari Navigation Limited	143 Tower Road - 1604 Sliema, Malta Registration number C 38064	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
143.	Lancing Shipping Company limited	Address: 143/1 Tower Road, Sliema - No C 38181 IMO number of the vessel: 9387803	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
144.	Magna Carta Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
145.	Malship Shipping Agency	Registration number C 43447.	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
146.	Master Supreme International Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320133	Owned or controlled by or acting on behalf of IRISL IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
147.	Melodious Maritime Incorporation	47st Bella Vista and Aquilino de la Guardia, Panama City, Panama IMO number: 9284142	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
148.	Metro Supreme International Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309672	Owned or controlled by or acting on behalf of IRISL IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
149.	Midhurst Shipping Company Limited (Malta)	SPC possédée par Hassan Djalilzaden – Registration number C38182 IMO number of the vessel: 9387815	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
150.	Modality Ltd	No: C 49549	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
151.	Modern Elegant Development Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309701	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
152.	Morison Menon Chartered Accountant	204 Tower A2, Gulf Towers, Dubai, PoBox 5562 et 8835 (Sharjah)	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
153.	Mount Everest Maritime Incorporation	Registration number 5586846 IMO Nr.: 9283019	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
154.	Narmada Shipping	Aghadir Building, room 306, Dubai, UAE	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
155.	Newhaven Shipping Company Limited	IMO number of the vessel: 9405930	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
156.	NHL Basic Ltd.	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
157.	NHL Nordland GmbH	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
158.	Oxted Shipping Company Limited	Dieudonnee No 1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 38783 IMO number of the vessel: 9405942	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
159.	Pacific Shipping	206 Sharaf Building, Al Mina Road, Dubai 113740, UAE	Acts for IRISL in the Middle East. Its Managing Director is Mohammad Moghaddami Fard. In October 2010 it was involved in setting up cover companies; the names of the new ones to be used on bills of lading in order to circumvent sanctions. It continues to be involved in the scheduling of IRISL ships.	1.12.2011
160.	Petworth Shipping Company Limited	Dieudonnee No 1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 38781 IMO number of the vessel: 9405954	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
161.	Prosper Basic GmbH	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
162.	Prosper Metro Investments Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320145	Owned or controlled by or acting on behalf of IRISL IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
163.	Reigate Shipping Company limited	Dieudonnee No 1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 38782 IMO number of the vessel: 9405978	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
164.	Rishi Maritime Incorporation	Registration number 5586850	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
165.	Seibow Logistics Limited (alias Seibow Limited)	111 Futura Plaza, How Ming Street, Kwun Tong, Hong Kong Registration number: 92630	IRISL front company in Hong Kong, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
166.	Shine Star Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
167.	Silver Universe International Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320157	Owned or controlled by or acting on behalf of IRISL. IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
168.	Sinose Maritime	200 Middle Road 14-03/04, Prime Centre, Singapore 188980	IRISL's head office in Singapore and acts as the exclusive agent of Asia Marine Network. Acts for HDSL in Singapore.	1.12.2011
169.	Sparkle Brilliant Development Limited	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320171	Owned or controlled by or acting on behalf of IRISL. IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
170.	Statira Maritime Incorporation		IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
171.	Syracuse S.L.	IMO number of the vessel: 9541887	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
172.	Tamalaris Consolidated Ltd	P.O. Box 3321, Drake Chambers, Road Town, Tortola, British Virgin Islands	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
173.	TEU Feeder Limited	143/1 Tower Road, Sliema – Registration number C44939	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
174.	Theta Nari Navigation	143 Tower Road - 1604 Sliema, Malta Registration number C 38070	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
175.	Top Glacier Company Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
176.	Top Prestige Trading Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
177.	Tulip Shipping Inc		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
178.	Western Surge Shipping Company limited (Cyprus)		IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
179.	Wise Ling Shipping Company Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
180.	Zeta Neri Navigation	143 Tower Road - 1604 Sliema, Malta Registration number C 38069	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011

(2) the entries for the entities named below shall be replaced by the entries set out below:

### I. Persons and entities involved in nuclear or ballistic missiles activities

#### B. Entities

Name	Identifying information	Reasons	Date of listing
Pearl Energy Company Ltd	Level 13(E) Main Office Tower, Jalan Merdeka, Financial Park Complex, Labuan 87000 Malaysia	Pearl Energy Company Ltd. is a wholly- owned subsidiary of First East Export Bank (FEEB), which was designated by the UN under Security Council Resolution 1929 in June 2010. Pearl Energy Company was formed by FEEB in order to provide economic research on an array of global industries.	23.05.2011
Safa Nicu a.k.a. 'Safa Nicu Sepahan', 'Safanco Company', 'Safa Nicu Afghanistan Company', 'Safa Al-Noor Company' and 'Safa Nicu Ltd Company'.	— Safa Nicu Building, Danesh Lane, 2nd Moshtagh Street, Esfahan, Iran — No 38, Third floor, Molla Sadra Street, Vanak Square, Tehran, Iran — No 313, Farvardin Street, Golestan Zone, Ahvaz, Iran — PO Box 106900, Abu Dhabi, UAE — No 233, Lane 15, Vazir Akbar Khan Zone, Kabul, Afghanistan — No 137, First floor, Building No. 16, Jebel Ali, UAE.	Communications firm that supplied equipment for the Fordow (Qom) facility built without being declared to the IAEA.	23.05.2011
Onerbank ZAO (a.k.a. Onerbank ZAT, Eftekhar Bank, Honor Bank, Honorbank)	Ulitsa Klary Tsetkin 51-1, 220004, Minsk, Belarus	Belarus-based bank owned by Bank Refah Kargaran, Bank Saderat and Bank Toseh Saderat Iran	23.05.2011

### III. Islamic Republic of Iran Shipping Lines (IRISL)

#### B. Entities

Name	Identifying information	Reasons	Date of listing
Islamic Republic of Iran Shipping Lines (IRISL) (including all branches) and subsidiaries:	No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., PO Box 19395-1311. Tehran, Iran; No. 37,. Corner of 7th Narenjestan, Sayad Shirazi Square, After Noboyand Square, Pasdaran Ave., Tehran, Iran IRISL IMO Nrs: 9051624; 9465849; 7632826; 7632814; 9465760; 8107581; 9226944; 7620550; 9465863; 9226956; 7375363; 9465758; 9270696; 9193214; 8107579; 9193197; 8108559; 8105284; 9465746; 9346524; 9465851; 8112990	IRISL has been involved in the shipment of military-related cargo, including proscribed cargo from Iran. Three such incidents involved clear violations that were reported to the UN Security Council Iran Sanctions Committee. IRISL's connection to proliferation was such that the UNSC called on states to conduct inspections of IRISL vessels, provided there are reasonable grounds to believe that the vessel is transporting proscribed goods, in UNSCRs 1803 and 1929.	26.7.2010

Name	Identifying information	Reasons	Date of listing
Bushehr Shipping Company Limited (Tehran)	143/1 Tower Road Sliema, Slm 1604, Malta; c/o Hafiz Darya Shipping Company, Ehteshamiyeh Square 60, Neyestani 7, Pasdaran, Tehran, Iran IMO Nr. 9270658	Owned or controlled by IRISL	26.7.2010
South Way Shipping Agency Co Ltd a.k.a. Hoopad Darya Shipping Agent	No. 101, Shabnam Alley, Ghaem Magham Street, Tehran, Iran	Controlled by IRISL and acts for IRISL in Iranian ports overseeing such tasks as loading and unloading.	26.7.2010
Irano Misr Shipping Company a.k.a. Nefertiti Shipping	No 41, 3rd Floor, Corner of 6th Alley, Sunaei Street, Karim Khan Zand Ave, Tehran; 265, Next to Mehrshad, Sedaghat St., Opposite of Mellat Park, Vali Asr Ave., Tehran 1A001, Iran; 18 Mehrshad Street, Sadaghat St., Opposite of Mellat Park, Vali Asr Ave., Tehran 1A001, Iran	Acts on behalf of IRISL, along the Suez Canal and in Alexandria and Port Said. 51 %-owned by IRISL.	26.7.2010
IRISL Marine Services and Engineering Company a.k.a. Qeshm Ramouz Gostar	Sarbandar Gas Station PO Box 199, Bandar Imam Khomeini, Iran; Karim Khan Zand Ave, Iran Shahr Shomai, No 221, Tehran, Iran; No 221, Northern Iranshahr Street, Karim Khan Ave, Tehran, Iran. Qesm Ramouz Gostar: No. 86, Khalij-E-Fars Complex, Imam Gholi Khan Blvd, Qeshm Island, Iran or 86 2nd Floor Khajie Fars, Commercial Complex, Emam Gholi Khan Avenue, Qeshm, Iran	Owned by IRISL. Provides fuel, bunkers, water, paint, lubricating oil and chemicals required by IRISL's vessels. The company also provides maintenance supervision of ships as well as facilities and services for the crew members. IRISL subsidiaries have used US dollar-denominated bank accounts registered under cover-names in Europe and the Middle East to facilitate routine fund transfers. IRISL has facilitated repeated violations of provisions of UNSCR 1747.	26.7.2010
Soroush Saramin Asatir (SSA) a.k.a. Soroush Sarzamin Asatir Ship Management Company a.k.a. Rabbaran Omid Darya Ship Management Company alias Sealeaders	No 14 (alt. 5) Shabnam Alley, Fajr Street, Shahid Motahhari Avenue, PO Box 196365-1114, Tehran Iran	Acts on behalf of IRISL. A Tehran-based ship management company acts as technical manager for many of SAPIID's vessels	26.7.2010
First Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94311 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011
First Ocean GMBH & Co. Kg	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA102601 (Germany) issued 19 Sep 2005 Email Address smd@irisl.net; Website www.irisl.net; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr. 9349576	Owned or controlled by IRISL	23.05.2011
Second Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94312 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011

Name	Identifying information	Reasons	Date of listing
Second Ocean GMBH & Co. Kg	Schottweg 5, Hamburg 22087, Germany; c/o Hafiz Darya Shipping Co, No 60, Ehteshamiyeh Square, 7th Neyestan Street, Pasdaran Avenue, Tehran, Iran; Business Registration Document # HRA102502 (Germany) issued 24 Aug 2005; Email Address info@hdslines.com; Website www.hdslines.com; Telephone: 00982126100733; Fax: 00982120100734 IMO Nr.: 9349588.	Owned or controlled by IRISL	23.05.2011
Third Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94313 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011
Third Ocean GMBH & Co. Kg	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA102520 (Germany) issued 29 Aug 2005; Email Address smd@irisl.net; Website www.irisl.net; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9349590	Owned or controlled by IRISL	23.05.2011
Fifth Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94315 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011
Fifth Ocean GMBH & CO. KG	c/o Hafiz Darya Shipping Co, No 60, Ehteshamiyeh Square, 7th Neyestan Street, Pasdaran Avenue, Tehran, Iran; Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRA102599 (Germany) issued 19 Sep 2005; Email Address info@hdslines.com; Website www.hdslines.com; Telephone: 00494070383392; Telephone: 00982126100733; Fax: 00982120100734 IMO Nr.: 9349667	Owned or controlled by IRISL	23.05.2011
Sixth Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94316 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011
Sixth Ocean GMBH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Hafiz Darya Shipping Co, No 60, Ehteshamiyeh Square, 7th Neyestan Street, Pasdaran Avenue, Tehran, Iran; Business Registration Document # HRA102501 (Germany) issued 24 Aug 2005; Email Address info@hdslines.com; Website www.hdslines.com; Telephone: 00982126100733; Fax: 00982120100734 IMO Nr.: 9349679	Owned or controlled by IRISL	23.05.2011
Seventh Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94829 (Germany) issued 19 Sep 2005	Owned or controlled by IRISL	23.05.2011

Name	Identifying information	Reasons	Date of listing
Seventh Ocean GMBH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA102655 (Germany) issued 26 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9165786	Owned or controlled by IRISL	23.05.2011
Eighth Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94633 (Germany) issued 24 Aug 2005	Owned or controlled by IRISL	23.05.2011
Eighth Ocean GmbH & CO. KG	c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRA102533 (Germany) issued 1 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9165803	Owned or controlled by IRISL	23.05.2011
Ninth Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94698 (Germany) issued 9 Sep 2005	Owned or controlled by IRISL	23.05.2011
Ninth Ocean GmbH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA102565 (Germany) issued 15 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9165798	Owned or controlled by IRISL	23.05.2011
Tenth Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany	Owned or controlled by IRISL	23.05.2011
Tenth Ocean GmbH & CO. KG	c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRA102679 (Germany) issued 27 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9165815	Owned or controlled by IRISL	23.05.2011
Eleventh Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94632 (Germany) issued 24 Aug 2005	Owned or controlled by IRISL	23.05.2011

Name	Identifying information	Reasons	Date of listing
Eleventh Ocean GmbH & CO. KG	c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRA102544 (Germany) issued 9 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 004940302930; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr. 9209324	Owned or controlled by IRISL	23.05.2011
Thirteenth Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany	Owned or controlled by IRISL	23.05.2011
Thirteenth Ocean GmbH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA104149 (Germany) issued 10 Jul 2006; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9328900	Owned or controlled by IRISL	23.05.2011
Fifteenth Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany	Owned or controlled by IRISL	23.05.2011
Fifteenth Ocean GmbH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA104175 (Germany) issued 12 Jul 2006; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9346536	Owned or controlled by IRISL	23.05.2011
Insight World Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309634; 9165827	Insight World Ltd is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Kingdom New Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309622; 9165839	Kingdom New Ltd is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Logistic Smart Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO nr.: 9209336	Logistic Smart Ltd is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011

Name	Identifying information	Reasons	Date of listing
Neuman Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309646; 9167253	Neuman Ltd is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
New Desire LTD	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8320183; 9167277	New Desire LTD is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Advance Novel	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8320195	Advance Novel is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Alpha Effort Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr. 8309608	Alpha Effort Ltd is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Best Precise Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309593; 9051650	Best Precise Ltd is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Concept Giant Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309658; 9051648	Concept Giant Ltd is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Great Method Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309610; 9051636	Great Method Ltd is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Smart Day Holdings Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr. 8309701	Smart Day Holdings Ltd is a Hong Kong based company, owned by Shallon Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Trade Treasure	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8320157	Trade Treasure is a Hong Kong based company, owned by Shallon Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011

Name	Identifying information	Reasons	Date of listing
True Honour Holdings Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8320171	True Honour Holdings Ltd is a Hong Kong based company, owned by Shallon Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
New Synergy Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309696; 9167291	New Synergy Ltd is a Hong Kong based company, owned by Springthorpe Limited, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Partner Century Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8309684	Partner Century Ltd is a Hong Kong based company, owned by Springthorpe Limited, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Sackville Holdings Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8320169; 9167265	Sackville Holdings Ltd is a Hong Kong based company, owned by Springthorpe Limited, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Sino Access Holdings	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8309672	Sino Access Holdings is a Hong Kong based company, owned by Springthorpe Limited, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Kerman Shipping Company Ltd	143/1 Tower Road, Sliema, SLM1604, Malta. C37423, Incorporated in Malta in 2005 IMO Nr.: 9209350	Kerman Shipping Company Ltd is a wholly-owned subsidiary of IRISL. Located at the same address in Malta as Woking Shipping Investments Ltd and the companies it owns.	23.05.2011
Shere Shipping Company Limited	143/1 Tower Road, Sliema, SLM1604, Malta IMO Nr. 9305192	Shere Shipping Company Limited is a wholly owned subsidiary of Woking Shipping Investments Ltd, owned by IRISL.	23.05.2011
Tongham Shipping Co. Ltd	143/1 Tower Road, Sliema, SLM1604, Malta IMO Nr.: 9305219	Tongham Shipping Co. Ltd is a wholly owned subsidiary of Woking Shipping Investments Ltd, owned by IRISL.	23.05.2011
Uppercourt Shipping Company Limited	143/1 Tower Road, Sliema, SLM1604, Malta IMO Nr.: 9305207	Uppercourt Shipping Company Limited is a wholly owned subsidiary of Woking Shipping Investments Ltd, owned by IRISL.	23.05.2011
Vobster Shipping Company	143/1 Tower Road, Sliema, SLM1604, Malta IMO Nr.: 9305221	Vobster Shipping Company is a wholly owned subsidiary of Woking Shipping Investments Ltd, owned by IRISL.	23.05.2011
Lancelin Shipping Company Ltd	Fortuna Court, Block B, 284 Archiepiskopou Makariou C' Avenue, 2nd Floor, 3105 Limassol, Cyprus. Business Registration #C133993 (Cyprus), issued 2002 IMO Nr.: 9213387	Lancelin Shipping Company Ltd is wholly-owned by IRISL. Ahmad Sarkandi is the manager of Lancelin Shipping.	23.05.2011
Horsham Shipping Company Ltd	Manning House, 21 Bucks Road, Douglas, IM1 3DA, Isle of Man Horsham Shipping Company Ltd - Business Registration #111999C IMO Nr.: 9323833	Horsham Shipping Company Ltd is an IRISL front company located in the Isle of Man. It is 100 percent owned by IRISL and is the registered owner of a vessel owned by IRISL or an IRISL affiliate. Ahmad Sarkandi is a director of the company.	23.05.2011

**COMMISSION IMPLEMENTING REGULATION (EU) No 1246/2011****of 29 November 2011****entering a name in the register of protected designations of origin and protected geographical indications (Mantecados de Estepa (PGI))**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs <sup>(1)</sup>, and in particular the first subparagraph of Article 7(4) thereof,

Whereas:

- (1) Pursuant to the first subparagraph of Article 6(2) of Regulation (EC) No 510/2006, Spain's application to register the name 'Mantecados de Estepa' was published in the *Official Journal of the European Union* <sup>(2)</sup>.

- (2) As no statement of objection under Article 7 of Regulation (EC) No 510/2006 has been received by the Commission, that name should therefore be entered in the register,

HAS ADOPTED THIS REGULATION:

*Article 1*

The name contained in the Annex to this Regulation is hereby entered in the register.

*Article 2*

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 29 November 2011.

*For the Commission,  
On behalf of the President,  
Dacian CIOLOȘ  
Member of the Commission*

<sup>(1)</sup> OJ L 93, 31.3.2006, p. 12.

<sup>(2)</sup> OJ C 32, 1.2.2011, p. 22.

## ANNEX

Foodstuffs listed in Annex I to Regulation (EC) No 510/2006:

**Class 2.4. Bread, pastry, cakes, confectionery, biscuits and other baker's wares**

SPAIN

Mantecados de Estepa (PGI)

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**COMMISSION IMPLEMENTING REGULATION (EU) No 1247/2011**  
**of 29 November 2011**  
**concerning the classification of certain goods in the Combined Nomenclature**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff<sup>(1)</sup>, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.

(4) It is appropriate to provide that binding tariff information which has been issued by the customs authorities of Member States in respect of the classification of goods in the Combined Nomenclature but which is not in accordance with this Regulation can, for a period of 3 months, continue to be invoked by the holder, under Article 12(6) of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code<sup>(2)</sup>.

(5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

*Article 1*

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

*Article 2*

Binding tariff information issued by the customs authorities of Member States, which is not in accordance with this Regulation, can continue to be invoked for a period of 3 months under Article 12(6) of Regulation (EEC) No 2913/92.

*Article 3*

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 29 November 2011.

*For the Commission,  
On behalf of the President,  
Algirdas ŠEMETA  
Member of the Commission*

<sup>(1)</sup> OJ L 256, 7.9.1987, p. 1.

<sup>(2)</sup> OJ L 302, 19.10.1992, p. 1.

## ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>1. An article in the form of a module in its own housing with dimensions of approximately 11 × 7 × 5 cm (so-called 'analogue input module').</p> <p>The module consists of two printed circuit boards comprising an input interface with four channels, an analogue-to-digital converter, a processor and a bus interface for connection to a programmable logic controller (PLC). The module has an input voltage range from 0 up to 10 V DC.</p> <p>The module receives analogue signals representing, for example, measurements of temperature, speed, flow or weight from various external devices.</p> <p>The module converts and processes these signals before sending them to the PLC.</p>	8538 90 99	<p>Classification is determined by General Rules 1 and 6 for the interpretation of the Combined Nomenclature, Note 2(b) to Section XVI and the wording of CN codes 8538, 8538 90 and 8538 90 99.</p> <p>As the module constitutes an interface between external devices and a numerical control apparatus of heading 8537, classification under heading 8471 as an input unit is excluded.</p> <p>As the module receives, converts, processes and sends electrical signals to the PLC, classification under heading 8536 as a switch or a relay for making connections to or in electrical circuits is excluded.</p> <p>As the module does not control external devices by itself, but only constitutes the interface between such devices and the PLC, classification under heading 8537 as an electric control apparatus is excluded.</p> <p>As the analogue-to-digital conversion is only an intermediate process, classification under heading 8543 as electrical machines and apparatus, having individual functions, not specified or included elsewhere in Chapter 85 is excluded.</p> <p>Since the intended use of the module is to receive, convert and process signals representing measurements received from external devices and send them to the PLC, the module is essential for the operation of the PLC of heading 8537.</p> <p>The article is therefore to be classified under heading 8538 as parts of apparatus of headings 8535 to 8537.</p>
<p>2. An article in the form of a module in its own housing with dimensions of approximately 11 × 7 × 5 cm (so-called 'discrete output module').</p> <p>The module consists of a printed circuit board comprising a bus interface for connection to a programmable logic controller (PLC), a processor, a digital-to-analogue converter and an output interface with 8 connecting points.</p> <p>The output connecting points are relays of the electromagnetic type with an output voltage range from 0 up to 250 V AC and a load current per point up to 0,17 A.</p> <p>The module processes and converts discrete signals representing an On/Off signal (for example, 1/0 or True/False) before sending them to various external devices, such as contactors, relays and indicator lamps.</p>	8538 90 99	<p>Classification is determined by General Rules 1 and 6 for the interpretation of the Combined Nomenclature, Note 2(b) to Section XVI and the wording of CN codes 8538, 8538 90 and 8538 90 99.</p> <p>As the module constitutes an interface between external devices and a numerical control apparatus of heading 8537, classification under heading 8471 as an output unit is excluded.</p> <p>As the module receives, processes, converts and sends electrical signals to external devices, classification under heading 8536 as a switch or relay for making connections to or in electrical circuits is excluded.</p> <p>The output connecting points (constituted by electromagnetic relays) are only a part of the module which consists, in addition to the connecting points, of the bus interface, the processor and the digital-to-analogue converter. Moreover, the module does not control external devices by itself, but only constitutes the interface between the PLC and such devices. Classification under heading 8537 as an electric control apparatus is therefore excluded.</p>

(1)	(2)	(3)
		<p>As the digital-to-analogue conversion is only an intermediate process, classification under heading 8543 as electrical machines and apparatus, having individual functions, not specified or included elsewhere in Chapter 85 is excluded.</p> <p>Since the intended use of the module is to receive, process and convert signals representing an On/Off signal received from the PLC and send them to external devices, the module is essential for the operation of the PLC of heading 8537.</p> <p>The article is therefore to be classified under heading 8538 as parts of apparatus of headings 8535 to 8537.</p>

**COMMISSION IMPLEMENTING REGULATION (EU) No 1248/2011****of 29 November 2011****concerning the classification of certain goods in the Combined Nomenclature**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff<sup>(1)</sup>, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.

(4) It is appropriate to provide that binding tariff information which has been issued by the customs authorities of Member States in respect of the classification of goods in the Combined Nomenclature but which is not in accordance with this Regulation can, for a period of 3 months, continue to be invoked by the holder, pursuant to Article 12(6) of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code<sup>(2)</sup>.

(5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

*Article 1*

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

*Article 2*

Binding tariff information issued by the customs authorities of Member States, which is not in accordance with this Regulation, can continue to be invoked for a period of 3 months pursuant to Article 12(6) of Regulation (EEC) No 2913/92.

*Article 3*

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 29 November 2011.

*For the Commission,  
On behalf of the President,  
Algirdas ŠEMETA  
Member of the Commission*

<sup>(1)</sup> OJ L 256, 7.9.1987, p. 1.

<sup>(2)</sup> OJ L 302, 19.10.1992, p. 1.

## ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>A machine for use with lifts, with dimensions of approximately 83 × 70 × 30 cm and a weight of 418 kg (so-called 'gearless traction machine'), consisting of:</p> <ul style="list-style-type: none"> <li>— a permanent magnet synchronous electric motor with a power of 3,4 kW,</li> <li>— a pulley on the shaft of the motor,</li> <li>— a braking system, and</li> <li>— a signal generator for determining the correct position of the cables (safety monitoring system).</li> </ul> <p>The machine is installed in a lift shaft for lifting and lowering the cabin.</p>	8425 31 00	<p>Classification is determined by General Rules 1 and 6 for the interpretation of the Combined Nomenclature, Note 2(a) to Section XVI and the wording of CN codes 8425 and 8425 31 00.</p> <p>The machine consists of an electric motor and a pulley on the shaft of the motor. Given its characteristics, it is to be considered to be a winch of heading 8425.</p> <p>The presence of a braking system or the absence of a cable or belt does not exclude classification as a winch (see also the HS classification opinion 8425.31/1). The presence of the safety monitoring system does not alter the characteristics of a winch.</p> <p>Classification as a part of a lift under heading 8431 is therefore excluded.</p> <p>The machine is therefore to be classified under CN code 8425 31 00 as a winch powered by an electric motor.</p>

**COMMISSION IMPLEMENTING REGULATION (EU) No 1249/2011**  
**of 29 November 2011**  
**concerning the classification of certain goods in the Combined Nomenclature**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff<sup>(1)</sup>, and in particular Article 9(1)(a) thereof,

Whereas:

- (1) In order to ensure uniform application of the Combined Nomenclature annexed to Regulation (EEC) No 2658/87, it is necessary to adopt measures concerning the classification of the goods referred to in the Annex to this Regulation.
- (2) Regulation (EEC) No 2658/87 has laid down the general rules for the interpretation of the Combined Nomenclature. Those rules apply also to any other nomenclature which is wholly or partly based on it or which adds any additional subdivision to it and which is established by specific provisions of the Union, with a view to the application of tariff and other measures relating to trade in goods.
- (3) Pursuant to those general rules, the goods described in column (1) of the table set out in the Annex should be classified under the CN code indicated in column (2), by virtue of the reasons set out in column (3) of that table.

(4) It is appropriate to provide that binding tariff information which has been issued by the customs authorities of Member States in respect of the classification of goods in the Combined Nomenclature but which is not in accordance with this Regulation can, for a period of 3 months, continue to be invoked by the holder, pursuant to Article 12(6) of Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code<sup>(2)</sup>.

(5) The Customs Code Committee has not issued an opinion within the time limit set by its Chairman,

HAS ADOPTED THIS REGULATION:

*Article 1*

The goods described in column (1) of the table set out in the Annex shall be classified within the Combined Nomenclature under the CN code indicated in column (2) of that table.

*Article 2*

Binding tariff information issued by the customs authorities of Member States, which is not in accordance with this Regulation, can continue to be invoked for a period of 3 months pursuant to Article 12(6) of Regulation (EEC) No 2913/92.

*Article 3*

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 29 November 2011.

*For the Commission,  
On behalf of the President,  
Algirdas ŠEMETA  
Member of the Commission*

<sup>(1)</sup> OJ L 256, 7.9.1987, p. 1.

<sup>(2)</sup> OJ L 302, 19.10.1992, p. 1.

## ANNEX

Description of the goods	Classification (CN code)	Reasons
(1)	(2)	(3)
<p>A portable battery-operated apparatus for capturing and recording video, with dimensions of approximately 10 × 5,5 × 2 cm (so-called 'pocket sized video recorder') comprising:</p> <ul style="list-style-type: none"> <li>— a camera lens and a digital zoom,</li> <li>— a microphone,</li> <li>— a loudspeaker,</li> <li>— an LCD display with a diagonal measurement of the screen of approximately 5 cm (2 inches),</li> <li>— a microprocessor,</li> <li>— a memory of 2 GB, and</li> <li>— USB and AV interfaces.</li> </ul> <p>The apparatus is only capable of capturing and recording video files in the form of sequences of images in MPEG4-AVI format. Video is recorded in a resolution of 640 × 480 pixels at 30 frames per second for a maximum of 2 hours.</p> <p>Video sequences recorded by the apparatus can either be transferred to an automatic data-processing (ADP) machine, via the USB interface, without modifying the format of the video files, or to a digital video recorder, a monitor or a television set via the AV interface.</p> <p>Video files can be transferred to the apparatus from an ADP machine, via the USB interface.</p>	8525 80 99	<p>Classification is determined by General Rules 1 and 6 for the interpretation of the Combined Nomenclature and by the wording of CN codes 8525, 8525 80 and 8525 80 99.</p> <p>As the apparatus is only capable of recording video, classification as a digital camera under CN code 8525 80 30 is excluded. Given its characteristics, the apparatus is a video camera recorder.</p> <p>As the apparatus is capable of recording video files from sources other than the incorporated television camera, classification under CN code 8525 80 91 as video camera recorders only able to record sound and images taken by the television camera is excluded.</p> <p>It is therefore to be classified under CN code 8525 80 99 as other video camera recorders.</p>

**COMMISSION IMPLEMENTING REGULATION (EU) No 1250/2011****of 29 November 2011****entering a name in the register of protected designations of origin and protected geographical indications (Πατάτα Νάξου (Patata Naxou) (PGI))**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs <sup>(1)</sup>, and in particular the first subparagraph of Article 7(4) thereof,

Whereas:

(1) Pursuant to the first subparagraph of Article 6(2) of Regulation (EC) No 510/2006, Greece's application to register the name 'Πατάτα Νάξου' (Patata Naxou) was published in the *Official Journal of the European Union* <sup>(2)</sup>.

(2) As no statement of objection pursuant to Article 7 of Regulation (EC) No 510/2006 has been received by the Commission, that name should therefore be entered in the register,

HAS ADOPTED THIS REGULATION:

*Article 1*

The name contained in the Annex to this Regulation is hereby entered in the register.

*Article 2*This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 29 November 2011.

*For the Commission,  
On behalf of the President,  
Dacian CIOLOȘ  
Member of the Commission*

<sup>(1)</sup> OJ L 93, 31.3.2006, p. 12.

<sup>(2)</sup> OJ C 91, 23.3.2011, p. 15.

## ANNEX

Agricultural products intended for human consumption listed in Annex I to the Treaty:

**Class 1.6. Fruit, vegetables and cereals, fresh or processed**

GREECE

Πατάτα Νάξου (Patata Naxou) (PGI)

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## COMMISSION REGULATION (EU) No 1251/2011

of 30 November 2011

amending Directives 2004/17/EC, 2004/18/EC and 2009/81/EC of the European Parliament and of the Council in respect of their application thresholds for the procedures for the awards of contract

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive 2004/17/EC of the European Parliament and of the Council of 31 March 2004 coordinating the procurement procedures of entities operating in the water, energy, transport and postal services<sup>(1)</sup>, and in particular Article 69 thereof,

Having regard to Directive 2004/18/EC of the European Parliament and of the Council of 31 March 2004 on the coordination of procedures for the award of public works contracts, public supply contracts and public service contracts<sup>(2)</sup>, and in particular Article 78 thereof,

Having regard to Directive 2009/81/EC of the European Parliament and of the Council of 13 July 2009 on the coordination of procedures for the award of certain works contracts, supply contracts and service contracts by contracting authorities or entities in the fields of defence and security, and amending Directives 2004/17/EC and 2004/18/EC<sup>(3)</sup>, and in particular Article 68 thereof,

Whereas:

- (1) By Council Decision 94/800/EC of 22 December 1994 concerning the conclusion on behalf of the European Community, as regards matters within its competence, of the agreements reached in the Uruguay Round multilateral negotiations (1986 to 1994)<sup>(4)</sup> the Council concluded the Agreement on Government Procurement (hereinafter referred to as 'the Agreement'). The Agreement should be applied to any procurement contract with a value that reaches or exceeds the amounts (hereinafter referred to as 'thresholds') set in the Agreement and expressed as special drawing rights.
- (2) One of the objectives of Directives 2004/17/EC and 2004/18/EC is to allow the contracting entities and the contracting authorities which apply those Directives to comply at the same time with the obligations laid down in the Agreement. To achieve this, the thresholds laid down by those Directives for public contracts which are also covered by the Agreement should be aligned in order to ensure that they correspond to the euro equivalents, rounded down to the nearest thousand, of the thresholds set out in the Agreement.
- (3) For reasons of coherence, it is appropriate to align also those thresholds in Directives 2004/17/EC and

2004/18/EC which are not covered by the Agreement. At the same time, the thresholds laid down by Directive 2009/81/EC should be aligned to the revised thresholds laid down in Article 16 of Directive 2004/17/EC.

- (4) Directives 2004/17/EC, 2004/18/EC and 2009/81/EC should therefore be amended accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Advisory Committee for Public Contracts,

HAS ADOPTED THIS REGULATION:

*Article 1*

Directive 2004/17/EC is amended as follows:

(1) Article 16 is amended as follows:

- (a) in point (a), the amount 'EUR 387 000' is replaced by 'EUR 400 000';
- (b) in point (b), the amount 'EUR 4 845 000' is replaced by 'EUR 5 000 000';

(2) Article 61 is amended as follows:

- (a) in paragraph 1, the amount 'EUR 387 000' is replaced by 'EUR 400 000';
- (b) in paragraph 2, the amount 'EUR 387 000' is replaced by 'EUR 400 000'.

*Article 2*

Directive 2004/18/EC is amended as follows:

(1) Article 7 is amended as follows:

- (a) in point (a), the amount 'EUR 125 000' is replaced by 'EUR 130 000';
- (b) in point (b), the amount 'EUR 193 000' is replaced by 'EUR 200 000';
- (c) in point (c), the amount 'EUR 4 845 000' is replaced by 'EUR 5 000 000';

(2) the first paragraph of Article 8 is amended as follows:

- (a) in point (a), the amount 'EUR 4 845 000' is replaced by 'EUR 5 000 000';
- (b) in point (b), the amount 'EUR 193 000' is replaced by 'EUR 200 000';

<sup>(1)</sup> OJ L 134, 30.4.2004, p. 1.<sup>(2)</sup> OJ L 134, 30.4.2004, p. 114.<sup>(3)</sup> OJ L 216, 20.8.2009, p. 76.<sup>(4)</sup> OJ L 336, 23.12.1994, p. 1.

(3) in Article 56, the amount 'EUR 4 845 000' is replaced by 'EUR 5 000 000';

(4) in the first subparagraph of Article 63(1), the amount 'EUR 4 845 000' is replaced by 'EUR 5 000 000';

(5) Article 67(1) is amended as follows:

(a) in point (a), the amount 'EUR 125 000' is replaced by 'EUR 130 000';

(b) in point (b), the amount 'EUR 193 000' is replaced by 'EUR 200 000';

(c) in point (c), the amount 'EUR 193 000' is replaced by 'EUR 200 000'.

*Article 3*

Article 8 of Directive 2009/81/EC is amended as follows:

(1) in point (a), the amount 'EUR 387 000' is replaced by 'EUR 400 000';

(2) in point (b), the amount 'EUR 4 845 000' is replaced by 'EUR 5 000 000'.

*Article 4*

This Regulation shall enter into force on the 1 January 2012

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 30 November 2011.

*For the Commission*

*The President*

José Manuel BARROSO

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**COMMISSION REGULATION (EU) No 1252/2011****of 30 November 2011****establishing a prohibition of fishing for anglerfish in VII by vessels flying the flag of the Netherlands**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy <sup>(1)</sup>, and in particular Article 36(2) thereof,

Whereas:

- (1) Council Regulation (EU) No 57/2011 of 18 January 2011 fixing for 2011 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in EU waters and, for EU vessels, in certain non-EU waters <sup>(2)</sup>, lays down quotas for 2011.
- (2) According to the information received by the Commission, catches of the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein have exhausted the quota allocated for 2011.
- (3) It is therefore necessary to prohibit fishing activities for that stock,

HAS ADOPTED THIS REGULATION:

*Article 1***Quota exhaustion**

The fishing quota allocated to the Member State referred to in the Annex to this Regulation for the stock referred to therein for 2011 shall be deemed to be exhausted from the date set out in that Annex.

*Article 2***Prohibitions**

Fishing activities for the stock referred to in the Annex to this Regulation by vessels flying the flag of or registered in the Member State referred to therein shall be prohibited from the date set out in that Annex. In particular it shall be prohibited to retain on board, relocate, tranship or land fish from that stock caught by those vessels after that date.

*Article 3***Entry into force**

This Regulation shall enter into force on the day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 30 November 2011.

*For the Commission,  
On behalf of the President,*

Lowri EVANS

*Director-General for Maritime Affairs and Fisheries*

<sup>(1)</sup> OJ L 343, 22.12.2009, p. 1.

<sup>(2)</sup> OJ L 24, 27.1.2011, p. 1.

## ANNEX

No	76/T&Q
Member State	The Netherlands
Stock	ANF/07.
Species	Anglerfish ( <i>Lophiidae</i> )
Zone	VII
Date	11.11.2011

## COMMISSION IMPLEMENTING REGULATION (EU) No 1253/2011

of 1 December 2011

**amending Regulations (EC) No 2305/2003, (EC) No 969/2006, (EC) No 1067/2008 and (EC) No 1064/2009 opening and providing for the administration of EU tariff quotas for cereal imports from third countries**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) <sup>(1)</sup>, and in particular Article 144(1) in conjunction with Article 4 thereof,

Whereas:

- (1) Article 1 of Commission Regulation (EC) No 2305/2003 of 29 December 2003 opening and providing for the administration of a Community tariff quota for imports of barley from third countries <sup>(2)</sup> opened an annual tariff quota of 306 215 tonnes for imports of barley falling under CN code 1003 00.
- (2) Article 1 of Commission Regulation (EC) No 969/2006 of 29 June 2006 opening and providing for the administration of a Community tariff quota for imports of maize from third countries <sup>(3)</sup> opened an annual tariff quota of 242 074 tonnes for maize falling under CN codes 1005 10 90 and 1005 90 00.
- (3) Article 2 of Commission Regulation (EC) No 1067/2008 of 30 October 2008 opening and providing for the administration of Community tariff quotas for common wheat of a quality other than high quality from third countries and derogating from Council Regulation (EC) No 1234/2007 <sup>(4)</sup> opened an annual tariff quota of 2 989 240 tonnes for common wheat falling under CN code 1001 90 99 of a quality other than high quality.
- (4) Article 1 of Commission Regulation (EC) No 1064/2009 of 4 November 2009 opening and providing for the administration of a Community import tariff quota for malting barley from third countries <sup>(5)</sup> opened an annual tariff quota of 50 000 tonnes for imports of malting barley falling under CN code 1003 00 intended to be used for producing beer aged in vats containing beechwood.

(5) The agreement in the form of an Exchange of Letters between the European Union and the Argentine Republic pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the amendment of concessions in the schedules of commitments of the Republic of Bulgaria and Romania in the context of their accession to the European Union <sup>(6)</sup> (hereinafter 'the Agreement'), approved by Council Decision 2011/769/EU <sup>(7)</sup>, provides, inter alia, for the addition of 122 790 tonnes of common wheat (of average and low quality), 890 tonnes of barley, 890 tonnes of malting barley and 35 914 tonnes of maize to the respective EU tariff quotas.

(6) Commission Implementing Regulation (EU) No 1006/2011 of 27 September 2011 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff <sup>(8)</sup> provides, with effect from 1 January 2012, amendments to the CN codes for cereals.

(7) Regulations (EC) No 2305/2003, (EC) No 969/2006, (EC) No 1067/2008 and (EC) No 1064/2009 should therefore be amended accordingly.

(8) In order to ensure the efficient administrative management of the quotas, this Regulation should become applicable as from 1 January 2012.

(9) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for the Common Organisation of Agricultural Markets,

HAS ADOPTED THIS REGULATION:

*Article 1*

Article 1(1) of Regulation (EC) No 2305/2003 is replaced by the following:

'1. A tariff quota is hereby opened for the import of 307 105 tonnes of barley falling under CN code 1003 (order number 09.4126).'

<sup>(1)</sup> OJ L 299, 16.11.2007, p. 1.

<sup>(2)</sup> OJ L 342, 30.12.2003, p. 7.

<sup>(3)</sup> OJ L 176, 30.6.2006, p. 44.

<sup>(4)</sup> OJ L 290, 31.10.2008, p. 3.

<sup>(5)</sup> OJ L 291, 7.11.2009, p. 14.

<sup>(6)</sup> OJ L 317, 30.11.2011, p. 11.

<sup>(7)</sup> OJ L 317, 30.11.2011, p. 10.

<sup>(8)</sup> OJ L 282, 28.10.2011, p. 1.

*Article 2*

Regulation (EC) No 969/2006 is amended as follows:

(1) Article 1(1) is replaced by the following:

'1. A tariff quota is hereby opened for the import of 277 988 tonnes of maize falling under CN codes 1005 10 90 and 1005 90 00 (order number 09.4131).';

(2) Article 2(1) is replaced by the following:

'1. The quota shall be divided into two six-monthly subperiods of 138 994 tonnes, covering the following dates:

- (a) subperiod No 1: from 1 January to 30 June;
- (b) subperiod No 2: from 1 July to 31 December.'

*Article 3*

Regulation (EC) No 1067/2008 is amended as follows:

(1) in Article 1, the first paragraph is replaced by the following:

'By way of derogation from Article 135 and Article 136(1) of Regulation (EC) No 1234/2007, the import duty for common wheat falling under CN code 1001 99 00, of a quality other than high quality as defined in Annex II to Commission Regulation (EC) No 642/2010 (\*), shall be fixed in the framework of the quota opened by this Regulation.

(\*) OJ L 187, 21.7.2010, p. 5.;

(2) Article 2(1) is replaced by the following:

'1. A tariff quota for the import of 3 112 030 tonnes of common wheat falling under CN code 1001 99 00 of a

quality other than high quality is hereby opened on 1 January of every year.;

(3) Article 3(1) is replaced by the following:

'1. The overall import tariff quota shall be divided into four subquotas:

- subquota I (order number 09.4123): 572 000 tonnes for the United States of America,
- subquota II (order number 09.4124): 38 853 tonnes for Canada,
- subquota III (order number 09.4125): 2 378 387 tonnes for other third countries,
- subquota IV (order number 09.4133): 122 790 tonnes for all third countries.;

(4) in Article 4(2), the first indent is replaced by the following:

'— for subquotas I, II and IV the total quantity opened for the year for the subquota concerned.;

*Article 4*

Article 1(1) of Regulation (EC) No 1064/2009 is replaced by the following:

'1. This Regulation opens an import tariff quota of 50 890 tonnes for malting barley falling under CN code 1003 intended to be used for producing beer aged in vats containing beechwood. The order number for the quota shall be 09.0076.;

*Article 5*

This Regulation shall enter into force on the third day following its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2012.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 1 December 2011.

For the Commission  
The President  
José Manuel BARROSO

**COMMISSION IMPLEMENTING REGULATION (EU) No 1254/2011****of 1 December 2011****establishing the standard import values for determining the entry price of certain fruit and vegetables**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation) <sup>(1)</sup>,Having regard to Commission Implementing Regulation (EU) No 543/2011 of 7 June 2011 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 in respect of the fruit and vegetables and processed fruit and vegetables sectors <sup>(2)</sup>, and in particular Article 136(1) thereof,

Whereas:

Implementing Regulation (EU) No 543/2011 lays down, pursuant to the outcome of the Uruguay Round multilateral trade negotiations, the criteria whereby the Commission fixes the standard values for imports from third countries, in respect of the products and periods stipulated in Annex XVI, Part A thereto,

HAS ADOPTED THIS REGULATION:

*Article 1*

The standard import values referred to in Article 136 of Implementing Regulation (EU) No 543/2011 are fixed in the Annex hereto.

*Article 2*

This Regulation shall enter into force on 2 December 2011.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 1 December 2011.

*For the Commission,  
On behalf of the President,  
José Manuel SILVA RODRÍGUEZ  
Director-General for Agriculture and  
Rural Development*

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<sup>(1)</sup> OJ L 299, 16.11.2007, p. 1.

<sup>(2)</sup> OJ L 157, 15.6.2011, p. 1.

## ANNEX

**Standard import values for determining the entry price of certain fruit and vegetables**

(EUR/100 kg)

CN code	Third country code <sup>(1)</sup>	Standard import value
0702 00 00	AL	62,0
	IL	98,1
	MA	39,4
	MK	68,6
	TN	143,0
	TR	85,0
	ZZ	82,7
0707 00 05	EG	193,3
	TR	92,8
	ZZ	143,1
0709 90 70	MA	35,4
	TR	131,7
	ZZ	83,6
0805 20 10	MA	74,6
	ZZ	74,6
0805 20 30, 0805 20 50, 0805 20 70, 0805 20 90	HR	34,1
	IL	79,1
	TR	84,0
	UY	71,0
	ZZ	67,1
0805 50 10	TR	62,9
	ZZ	62,9
0808 10 80	CA	120,5
	CL	90,0
	CN	74,9
	MK	36,4
	US	107,2
	ZA	180,1
	ZZ	101,5
0808 20 50	CN	59,0
	TR	133,1
	ZZ	96,1

<sup>(1)</sup> Nomenclature of countries laid down by Commission Regulation (EC) No 1833/2006 (OJ L 354, 14.12.2006, p. 19). Code 'ZZ' stands for 'of other origin'.

## DECISIONS

### COUNCIL DECISION 2011/781/CFSP

of 1 December 2011

#### on the European Union Police Mission (EUPM) in Bosnia and Herzegovina (BiH)

THE COUNCIL OF THE EUROPEAN UNION,

*Article 2*

##### **Mission statement**

Having regard to the Treaty on European Union and, in particular, Article 28, Articles 42(4) and 43(2) thereof,

As part of the broader rule of law approach in BiH and in the region, EUPM shall support BiH relevant Law Enforcement Agencies (LEAs) and the criminal justice system in the fight against organised crime and corruption, in enhancing the interaction between police and prosecutors and in fostering regional and international cooperation.

Having regard to the proposal from the High Representative of the Union for Foreign Affairs and Security Policy,

Whereas:

- (1) On 8 December 2009, the Council adopted Decision 2009/906/CFSP <sup>(1)</sup> on the European Union Police Mission (EUPM) in Bosnia and Herzegovina (BiH). That Decision expires on 31 December 2011.
- (2) EUPM should be continued until 30 June 2012.
- (3) The command and control structure of EUPM should be without prejudice to the contractual responsibilities of the Head of Mission towards the Commission for implementing the budget of EUPM.
- (4) The Watch-Keeping Capability should be activated for EUPM.
- (5) EUPM will be conducted in the context of a situation which may deteriorate and could impede the achievement of the Union's external action as set out in Article 21 of the Treaty on European Union (TEU),

EUPM shall provide operational advice to the European Union Special Representative (EUSR) to support him in his role. Through its work and its network within the country, EUPM shall contribute to overall efforts to ensure that the Union is fully informed of developments in BiH.

With a view to the closure of the mission, EUPM shall prepare a hand-over of the remaining key tasks to the EUSR Office.

EUPM shall support the temporary arrangements for Common Security and Defence Policy (CSDP) warehousing pending the formation of permanent warehousing arrangements.

*Article 3*

##### **Mission key tasks**

In order to accomplish its mission, the key tasks of EUPM shall be to:

HAS ADOPTED THIS DECISION:

*Article 1*

##### **Mission**

1. The European Union Police Mission (EUPM) in Bosnia and Herzegovina (BiH), established by Joint Action 2002/210/CFSP <sup>(2)</sup>, shall be continued from 1 January 2012 until 30 June 2012.

2. EUPM shall operate in accordance with the mission statement as set out in Article 2 and shall carry out the key tasks as set out in Article 3.

(1) provide strategic advice to LEAs and political authorities in BiH on combating organised crime and corruption;

(2) promote and facilitate coordination and cooperation mechanisms vertically as well as horizontally between relevant LEAs, with a particular focus on State level agencies;

(3) ensure a successful hand-over between EUPM and the EUSR Office;

<sup>(1)</sup> OJ L 322, 9.12.2009, p. 22.

<sup>(2)</sup> OJ L 70, 13.3.2002, p. 1.

- (4) contribute to the coordination of Union and Member States' efforts in the field of the rule of law.

#### Article 4

##### Structure of the Mission

1. EUPM shall consist of the following elements:
  - (a) main headquarters in Sarajevo, composed of the Head of the Mission and staff as defined in the Operation Plan (OPLAN);
  - (b) four Field Offices in Sarajevo, Banja Luka, Mostar and Tuzla.
2. These elements shall be subject to further detailed arrangements in the OPLAN.

#### Article 5

##### Civilian Operation Commander

1. The Civilian Planning and Conduct Capability Director shall be the Civilian Operation Commander for EUPM.
2. The Civilian Operation Commander, under the political control and strategic direction of the Political and Security Committee (PSC) and the overall authority of the High Representative of the Union for Foreign Affairs and Security Policy (HR), shall exercise command and control of EUPM at the strategic level.
3. The Civilian Operation Commander shall ensure proper and effective implementation of the Council's decisions as well as the PSC's decisions, including by issuing instructions at the strategic level as required to the Head of Mission and providing him with advice and technical support.
4. All seconded staff shall remain under the full command of the national authorities of the seconding State or Union institution concerned. National authorities shall transfer Operational Control of their personnel, teams and units to the Civilian Operation Commander.
5. The Civilian Operation Commander shall have overall responsibility for ensuring that the Union's duty of care is properly discharged.
6. The Civilian Operation Commander and the EUSR shall consult each other as required.

#### Article 6

##### Head of Mission

1. The Head of Mission shall assume responsibility for, and exercise command and control of, EUPM at theatre level.

2. The Head of Mission shall exercise command and control over personnel, teams and units from contributing States as assigned by the Civilian Operation Commander together with administrative and logistic responsibility including over assets, resources and information placed at the disposal of EUPM.

3. The Head of Mission shall issue instructions to all EUPM staff for the effective conduct of EUPM in theatre, assuming its coordination and day-to-day management, and following the instructions at the strategic level of the Civilian Operation Commander.

4. The Head of Mission shall be responsible for the implementation of EUPM's budget. For this purpose, the Head of Mission shall sign a contract with the Commission.

5. The Head of Mission shall be responsible for disciplinary control over staff. For seconded staff, disciplinary action shall be exercised by the national or Union authority concerned.

6. The Head of Mission shall represent EUPM in the operations area and shall ensure its appropriate visibility.

7. The Head of Mission shall coordinate, as appropriate, with other Union actors on the ground. The Head of Mission shall, without prejudice to the chain of command, receive local political guidance from the EUSR.

#### Article 7

##### EUPM Staff

1. The numbers and competence of EUPM staff shall be consistent with the mission statement set out in Article 2, the mission key tasks set out in Article 3 and the structure set out in Article 4.

2. EUPM shall consist primarily of staff seconded by Member States or Union institutions. Each Member State or Union institution shall bear the costs relating to any of the staff seconded by it, including travel expenses to and from the place of deployment, salaries, medical coverage and allowances other than applicable daily allowances, as well as hardship and risk allowances.

3. International civilian staff and local staff may also be recruited by EUPM, as required, on a contractual basis, if the functions required are not provided by personnel seconded by Member States. Exceptionally, in duly justified cases, where no qualified applications from Member States are available, nationals from participating third States may be recruited on a contractual basis, as appropriate.

4. All staff shall abide by the Mission-specific minimum security operating standards and the Mission security plan supporting the Union field security policy. As regards the protection of EU classified information with which staff are entrusted in the course of their duties, all staff shall respect the security principles and minimum standards established by Council Decision 2011/292/EU of 31 March 2011 on the security rules for protecting EU classified information <sup>(1)</sup>.

#### Article 8

##### **Status of Mission and EUPM staff**

1. The necessary arrangements shall be made regarding the continuation of the Agreement between the Union and BiH of 4 October 2002 on the activities of EUPM in BiH for the duration of EUPM.

2. The State or Union institution having seconded a staff member shall be responsible for answering any claims linked to the secondment, from or concerning the staff member. The State or Union institution in question shall be responsible for bringing any action against the seconded person.

3. The conditions of employment and the rights and obligations of international and local civilian staff shall be laid down in the contracts between the Head of Mission and the staff member.

#### Article 9

##### **Chain of command**

1. EUPM shall have a unified chain of command, as a crisis management operation.

2. Under the responsibility of the Council and the HR, the PSC shall exercise political control and strategic direction of EUPM.

3. The Civilian Operation Commander, under the political control and strategic direction of the PSC and the overall authority of the HR, shall be the commander of EUPM at the strategic level and, as such, shall issue instructions to the Head of Mission and provide him with advice and technical support.

4. The Civilian Operation Commander shall report to the Council through the HR.

5. The Head of Mission shall exercise command and control of EUPM at theatre level and shall be directly responsible to the Civilian Operation Commander.

#### Article 10

##### **Political control and strategic direction**

1. The PSC shall exercise, under the responsibility of the Council and the HR, political control and strategic direction of EUPM. The Council hereby authorises the PSC to take the relevant decisions for this purpose in accordance with the third paragraph of Article 38 TEU. This authorisation shall include the powers to appoint a Head of Mission, upon a proposal by the HR, and to amend the Concept of Operations (CONOPS) and the OPLAN. The powers of decision with respect to the objectives and termination of EUPM shall remain vested in the Council.

2. The PSC shall report to the Council at regular intervals.

3. The PSC shall receive, on a regular basis and as required, reports by the Civilian Operation Commander and the Head of Mission on issues within their areas of responsibility.

#### Article 11

##### **Participation of third States**

1. Without prejudice to the decision-making autonomy of the Union and its single institutional framework, third States may be invited to contribute to EUPM, provided that they bear the cost of the staff seconded by them, including salaries, all risk insurance cover, daily subsistence allowances and travel expenses to and from BiH, and that they contribute to the running costs of EUPM, as appropriate.

2. Third States contributing to EUPM shall have the same rights and obligations in terms of day-to-day management of EUPM as Member States.

3. The Council hereby authorises the PSC to take the relevant decisions on acceptance of the proposed contributions and to establish a Committee of Contributors.

4. Detailed arrangements regarding the participation of third States shall be covered by agreements concluded pursuant to Article 37 TEU and in accordance with Article 218 of the Treaty on the Functioning of the European Union. The HR may negotiate such agreements. Where the Union and a third State conclude an agreement establishing a framework for the participation of that third State in Union crisis-management operations, the provisions of that agreement shall apply in the context of EUPM.

<sup>(1)</sup> OJ L 141, 27.5.2011, p. 17.

*Article 12***Financial arrangements**

1. The financial reference amount to cover the expenditure related to EUPM for the period from 1 January 2012 to 30 June 2012 shall be EUR 5 250 000.

2. All expenditure shall be managed in accordance with the rules and procedures applicable to the general budget of the Union. In accordance with the Financial Regulation, the Head of Mission may conclude technical arrangements with Member States, participating third States, and other international actors regarding the provision of equipment, services and premises to EUPM. The Head of Mission shall be responsible for the management of a warehouse stocking used equipment that may also be used to respond to urgent requirements in CSDP deployments. Nationals of participating third States and host country nationals shall be allowed to tender for contracts.

3. The Head of Mission shall report fully to, and be supervised by, the Commission regarding the activities undertaken in the framework of his contract.

4. The financial arrangements shall respect the operational requirements of EUPM, including compatibility of equipment and interoperability of its teams.

5. The expenditure related to EUPM shall be eligible as of 1 January 2012.

*Article 13***Security**

1. The Civilian Operation Commander shall direct the Head of Mission's planning of security measures and ensure their proper and effective implementation for EUPM in accordance with Articles 5 and 9, in coordination with the Security Directorate of the European External Action Service (EEAS).

2. The Head of Mission shall be responsible for the security of EUPM and for ensuring compliance with minimum security requirements applicable to EUPM, in line with the policy of the Union on the security of personnel deployed outside the Union in an operational capacity under Title V of the TEU, and its supporting instruments.

3. The Head of Mission shall be assisted by a Senior Mission Security Officer (SMSO), who shall report to the Head of

Mission and also maintain a close functional relationship with the Security Directorate of the EEAS.

4. The Head of Mission, in consultation with the Security Directorate of the EEAS, shall appoint Area Security Officers in the four field offices, who, under the authority of the SMSO, shall be responsible for the day-to-day management of all security aspects of the respective EUPM elements.

5. EUPM staff shall undergo mandatory security training before taking up their duties, in accordance with the OPLAN. They shall also receive regular in-theatre refresher training organised by the SMSO.

*Article 14***Coordination**

1. Without prejudice to the chain of command, the Head of Mission shall act in close coordination with the Union Delegation in BiH to ensure consistency of Union action in support of BiH.

2. The Head of Mission shall coordinate closely with the Union Heads of Missions in BiH.

3. The Head of Mission shall cooperate with the other international actors present in the country, in particular Organisation for Security and Cooperation in Europe, the Council of Europe and the International Criminal Investigation Training Assistance Programme.

*Article 15***Release of classified information**

1. The HR shall be authorised to release to the third States associated with this Decision, as appropriate and in accordance with the needs of EUPM, EU classified information and documents up to 'RESTREINT UE' level generated for the purposes of EUPM, in accordance with Decision 2011/292/EU.

2. In the event of a specific and immediate operational need, the HR shall also be authorised to release to the host State any EU classified information and documents up to 'RESTREINT UE' level which are generated for the purposes of EUPM, in accordance with Decision 2011/292/EU. In all other cases, such information and documents shall be released to the host State in accordance with the appropriate procedures for cooperation by the host State with the Union.

3. The HR shall be authorised to release to the third States associated with this Decision any EU non-classified documents connected with the deliberations of the Council relating to EUPM and covered by the obligation of professional secrecy pursuant to Article 6(1) of the Council's Rules of Procedure <sup>(1)</sup>.

*Article 16*

**Watch-Keeping Capability**

The Watch-Keeping Capability shall be activated for EUPM.

*Article 17*

**Entry into force**

This Decision shall enter into force on the day of its adoption.

It shall apply from 1 January 2012 until 30 June 2012.

Done at Brussels, 1 December 2011.

*For the Council*  
*The President*  
C. ASHTON

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<sup>(1)</sup> Council Decision 2009/937/EU of 1 December 2009 adopting the Council's Rules of Procedure (OJ L 325, 11.12.2009, p. 35).

**COUNCIL DECISION 2011/782/CFSP****of 1 December 2011****concerning restrictive measures against Syria and repealing Decision 2011/273/CFSP**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 29 thereof,

Whereas:

- (1) On 9 May 2011, the Council adopted Decision 2011/273/CFSP concerning restrictive measures against Syria <sup>(1)</sup>.
- (2) On 23 October 2011, the European Council stated that the Union would impose further measures against the Syrian regime as long as the repression of the civilian population continued.
- (3) In view of the gravity of the situation in Syria, the Council considers it necessary to impose additional restrictive measures.
- (4) Moreover, additional persons and entities should be included in the list of persons and entities subject to restrictive measures as set out in Annex I to Decision 2011/273/CFSP.
- (5) For the sake of clarity, the measures imposed by Decision 2011/273/CFSP and the additional measures should be integrated into a single legal instrument.
- (6) Decision 2011/273/CFSP should therefore be repealed.
- (7) Further action by the Union is needed in order to implement certain measures.
- (8) In order to ensure that the measures provided for in this Decision are effective, it should enter into force on the day of its adoption,

HAS ADOPTED THIS DECISION:

## CHAPTER 1

**EXPORT AND IMPORT RESTRICTIONS***Article 1*

1. The sale, supply, transfer or export of arms and related matériel of all types, including weapons and ammunition,

military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, as well as equipment which might be used for internal repression, to Syria by nationals of Member States or from the territories of Member States or using their flag vessels or aircraft, shall be prohibited, whether originating or not in their territories.

2. It shall be prohibited to:

- (a) provide, directly or indirectly, technical assistance, brokering services or other services related to the items referred to in paragraph 1 or related to the provision, manufacture, maintenance and use of such items, to any natural or legal person, entity or body in, or for use in, Syria;
- (b) provide, directly or indirectly, financing or financial assistance related to the items referred to in paragraph 1, including in particular grants, loans and export credit insurance, for any sale, supply, transfer or export of such items, or for the provision of related technical assistance, brokering services or other services to any natural or legal person, entity or body in, or for use in, Syria.

*Article 2*

1. Article 1 shall not apply to:

- (a) supplies and technical assistance intended solely for the support of or use by the United Nations Disengagement Observer Force (UNDOF);
- (b) the sale, supply, transfer or export of non-lethal military equipment or of equipment which might be used for internal repression, intended solely for humanitarian or protective use, or for institution building programmes of the United Nations (UN) and the European Union, or for European Union and UN crisis management operations;
- (c) the sale, supply, transfer or export of non-combat vehicles which have been manufactured or fitted with materials to provide ballistic protection, intended solely for the protective use of personnel of the European Union and its Member States in Syria;
- (d) the provision of technical assistance, brokering services and other services related to such equipment or to such programmes and operations;

<sup>(1)</sup> OJ L 121, 10.5.2011, p. 11.

(e) the provision of financing and financial assistance related to such equipment or to such programmes and operations;

on condition that such exports and assistance have been approved in advance by the relevant competent authority.

2. Article 1 shall not apply to protective clothing, including flak jackets and military helmets, temporarily exported to Syria by UN personnel, personnel of the European Union or its Member States, representatives of the media and humanitarian and development workers and associated personnel for their personal use only.

#### Article 3

The sale, supply, transfer or export of equipment or software intended primarily for use in the monitoring or interception by the Syrian regime, or on its behalf, of the Internet and of telephone communications on mobile or fixed networks in Syria and the provision of assistance to install, operate or update such equipment or software shall be prohibited.

The Union shall take the necessary measures in order to determine the relevant elements to be covered by this Article.

#### Article 4

1. The purchase, import or transport from Syria of crude oil and petroleum products shall be prohibited.

2. It shall be prohibited to provide, directly or indirectly, financing or financial assistance, including financial derivatives, as well as insurance and reinsurance, related to the prohibitions referred to in paragraph 1.

#### Article 5

The prohibitions in Article 4 shall be without prejudice to the execution, until 15 November 2011, of obligations provided for in contracts concluded before 2 September 2011.

#### Article 6

1. The sale, supply or transfer of key equipment and technology for the following key sectors of the oil and natural gas industry in Syria, or to Syrian or Syrian-owned enterprises engaged in those sectors outside Syria, by nationals of Member States, or from the territories of Member States, or using vessels or aircraft under the jurisdiction of Member States shall be prohibited whether or not originating in their territories:

(a) refining;

(b) liquefied natural gas;

(c) exploration;

(d) production.

The Union shall take the necessary measures in order to determine the relevant items to be covered by this paragraph.

2. It shall be prohibited to provide the following to enterprises in Syria that are engaged in the key sectors of the Syrian oil and gas industry referred to in paragraph 1 or to Syrian, or Syrian-owned enterprises engaged in those sectors outside Syria:

(a) technical assistance or training and other services related to key equipment and technology as referred to in paragraph 1;

(b) financing or financial assistance for any sale, supply, transfer or export of key equipment and technology as set out in paragraph 1 or for the provision of related technical assistance or training.

#### Article 7

1. The prohibition in Article 6(1) shall be without prejudice to the execution of an obligation relating to the delivery of goods provided for in contracts awarded or concluded before 1 December 2011.

2. The prohibitions in Article 6 shall be without prejudice to the execution of an obligation arising from contracts awarded or concluded before 1 December 2011 and relating to investments made in Syria before 23 September 2011 by enterprises established in Member States.

#### Article 8

The delivery of Syrian denominated banknotes and coinage to the Central Bank of Syria shall be prohibited.

### RESTRICTIONS ON FINANCING OF CERTAIN ENTERPRISES

#### Article 9

The following shall be prohibited:

(a) the granting of any financial loan or credit to enterprises in Syria that are engaged in the Syrian oil industry sectors of exploration, production or refining, or to Syrian or Syrian-owned enterprises engaged in those sectors outside Syria;

(b) the granting of any financial loan or credit to enterprises in Syria that are engaged in the construction of new power plants for the production of electricity in Syria;

- (c) the acquisition or extension of a participation in enterprises in Syria that are engaged in the Syrian oil industry sectors of exploration, production or refining, or in Syrian or Syrian-owned enterprises engaged in those sectors outside Syria, including the acquisition in full of such enterprises and the acquisition of shares or securities of a participating nature;
- (d) the acquisition or extension of a participation in enterprises in Syria that are engaged in the construction of new power plants for the production of electricity in Syria, including the acquisition in full of such enterprises and the acquisition of shares or securities of a participating nature;
- (e) the creation of any joint venture with enterprises in Syria that are engaged in the Syrian oil industry sectors of exploration, production or refining and with any subsidiary or affiliate under their control;
- (f) the creation of any joint venture with enterprises in Syria that are engaged in the construction of new power plants for the production of electricity in Syria and with any subsidiary or affiliate under their control.

#### Article 10

1. The prohibitions set out in points (a) and (c) of Article 9:
  - (i) shall be without prejudice to the execution of an obligation arising from contracts or agreements concluded before 23 September 2011;
  - (ii) shall not prevent the extension of a participation, if such extension is an obligation under an agreement concluded before 23 September 2011.
2. The prohibitions set out in points (b) and (d) of Article 9:
  - (i) shall be without prejudice to the execution of an obligation arising from contracts or agreements concluded before 1 December 2011;
  - (ii) shall not prevent the extension of a participation, if such extension is an obligation under an agreement concluded before 1 December 2011.

#### RESTRICTIONS ON INFRASTRUCTURE PROJECTS

##### Article 11

1. Participation in the construction of new power plants for the production of electricity in Syria shall be prohibited.

2. It shall be prohibited to provide technical assistance or financing or financial assistance to the construction of new power plants for the production of electricity in Syria.

3. The prohibition in paragraphs 1 and 2 shall be without prejudice to the execution of an obligation arising from contracts or agreements concluded before 1 December 2011.

#### RESTRICTIONS ON FINANCIAL SUPPORT FOR TRADE

##### Article 12

1. Member States shall exercise restraint in entering into new short and medium term commitments for public and private provided financial support for trade with Syria, including the granting of export credits, guarantees or insurance, to their nationals or entities involved in such trade, with a view to reducing their outstanding amounts, in particular to avoid any financial support contributing to the violent repression against the civilian population in Syria. In addition, Member States shall not enter into new long-term commitments for public and private provided financial support for trade with Syria.

2. Paragraph 1 shall not affect commitments established prior to 1 December 2011.

3. Paragraph 1 shall not concern trade for food, agricultural, medical or other humanitarian purposes.

#### CHAPTER 2

#### FINANCIAL SECTOR

##### Article 13

Member States shall not enter into new commitments for grants, financial assistance or concessional loans to the Government of Syria, including through their participation in international financial institutions, except for humanitarian and developmental purposes.

##### Article 14

The following shall be prohibited:

- (a) any disbursement or payment by the European Investment Bank (EIB) under or in connection with any existing loan agreements entered into between Syria and the EIB;
- (b) the continuation by the EIB of any existing Technical Assistance Service Contracts for sovereign projects located in Syria.

*Article 15*

The following shall be prohibited: the direct or indirect sale or purchase of, or brokering or assistance in the issuance of Syrian public or public-guaranteed bonds issued after 1 December 2011 to and from the Government of Syria, its public bodies, corporations and agencies, the Central Bank of Syria, or banks domiciled in Syria, or branches and subsidiaries within and outside the jurisdiction of Member States of banks domiciled in Syria, or financial entities that are neither domiciled in Syria nor within the jurisdiction of the Member States, but are controlled by persons and entities domiciled in Syria as well as any persons and entities acting on their behalf or at their direction, or entities owned or controlled by them.

*Article 16*

1. The opening of new branches, subsidiaries, or representative offices of Syrian banks in the territories of Member States, and the establishment of new joint ventures, or the taking of an ownership interest, or the establishment of new correspondent banking relationships by Syrian banks, including the Central Bank of Syria, its branches and subsidiaries and financial entities that are not domiciled in Syria, but are controlled by persons or entities domiciled in Syria, with banks in the jurisdiction of Member States, shall be prohibited.

2. Financial institutions within the territories of the Member States or under their jurisdiction shall be prohibited from opening representative offices, subsidiaries or banking accounts in Syria.

*Article 17*

1. The provision of insurance and re-insurance to the Government of Syria, its public bodies, corporations and agencies or to any persons or entities acting on their behalf or at their direction, or to entities owned or controlled by them, including through illicit means, shall be prohibited.

2. Paragraph 1 shall not apply to the provision of:

- (a) health or travel insurance to natural persons;
- (b) compulsory or third party insurance to Syrian persons, entities or bodies based in the Union;
- (c) insurance or re-insurance to the owner of a vessel, aircraft or vehicle chartered by a Syrian person, entity or body and which person, entity or body is not listed in Annexes I or II.

## CHAPTER 3

**RESTRICTIONS ON ADMISSION***Article 18*

1. Member States shall take the necessary measures to prevent the entry into, or transit through, their territories of

the persons responsible for the violent repression against the civilian population in Syria, persons benefiting from or supporting the regime, and persons associated with them, as listed in Annex I.

2. Paragraph 1 shall not oblige a Member State to refuse its own nationals entry into its territory.

3. Paragraph 1 shall be without prejudice to the cases where a Member State is bound by an obligation of international law, namely:

- (a) as a host country to an international intergovernmental organisation;
- (b) as a host country to an international conference convened by, or under the auspices of, the UN;
- (c) under a multilateral agreement conferring privileges and immunities; or
- (d) under the 1929 Treaty of Conciliation (Lateran pact) concluded by the Holy See (State of the Vatican City) and Italy.

4. Paragraph 3 shall be considered as also applying in cases where a Member State is host country to the Organisation for Security and Cooperation in Europe (OSCE).

5. The Council shall be duly informed in all cases where a Member State grants an exemption pursuant to paragraphs 3 or 4.

6. Member States may grant exemptions from the measures imposed under paragraph 1 where travel is justified on the grounds of urgent humanitarian need, or on grounds of attending intergovernmental meetings, including those promoted by the Union, or hosted by a Member State holding the Chairmanship in office of the OSCE, where a political dialogue is conducted that directly promotes democracy, human rights and the rule of law in Syria.

7. A Member State wishing to grant exemptions referred to in paragraph 6 shall notify the Council in writing. The exemption shall be deemed to be granted unless one or more of the Council members raises an objection in writing within two working days of receiving notification of the proposed exemption. Should one or more of the Council members raise an objection, the Council, acting by a qualified majority, may decide to grant the proposed exemption.

8. Where, pursuant to paragraphs 3 to 7, a Member State authorises the entry into, or transit through, its territory of persons listed in Annex I, the authorisation shall be limited to the purpose for which it is given and to the person concerned therewith.

#### CHAPTER 4

#### **FREEZING OF FUNDS AND ECONOMIC RESSOURCES**

##### *Article 19*

1. All funds and economic resources belonging to, or owned, held or controlled by persons responsible for the violent repression against the civilian population in Syria, persons and entities benefiting from or supporting the regime, and persons and entities associated with them, as listed in Annexes I and II, shall be frozen.

2. No funds or economic resources shall be made available, directly or indirectly, to or for the benefit of, the natural or legal persons or entities listed in Annexes I and II.

3. The competent authority of a Member State may authorise the release of certain frozen funds or economic resources, or the making available of certain funds or economic resources, under such conditions as it deems appropriate, after having determined that the funds or economic resources concerned are:

- (a) necessary to satisfy the basic needs of the persons listed in Annexes I and II and their dependent family members, including payments for foodstuffs, rent or mortgage, medicines and medical treatment, taxes, insurance premiums, and public utility charges;
- (b) intended exclusively for the payment of reasonable professional fees and the reimbursement of incurred expenses associated with the provision of legal services;
- (c) intended exclusively for the payment of fees or service charges for the routine holding or maintenance of frozen funds or economic resources; or
- (d) necessary for extraordinary expenses, provided that the competent authority has notified the competent authority of the other Member States and the Commission of the grounds on which it considers that a specific authorisation should be granted, at least two weeks prior to the authorisation;
- (e) necessary for humanitarian purposes, such as delivering or facilitating the delivery of assistance, including medical supplies, food, humanitarian workers and related assistance, or evacuations from Syria;

(f) to be paid into or from an account of a diplomatic or consular mission or an international organisation enjoying immunities in accordance with international law, in so far as such payments are intended to be used for official purposes of the diplomatic or consular mission or international organisation.

A Member State shall inform the other Member States and the Commission of any authorisation it grants under this paragraph.

4. By way of derogation from paragraph 1, the competent authorities of a Member State may authorise the release of certain frozen funds or economic resources, provided that the following conditions are met:

- (a) the funds or economic resources are the subject of a judicial, administrative or arbitral lien established prior to the date on which the natural or legal person or entity referred to in paragraph 1 of this Article was included in Annex I or II, or of a judicial, administrative or arbitral judgment rendered prior to that date;
- (b) the funds or economic resources will be used exclusively to satisfy claims secured by such a lien or recognised as valid in such a judgment, within the limits set by the applicable laws and regulations governing the rights of persons having such claims;
- (c) the lien or judgment is not for the benefit of a natural or legal person or entity listed in Annex I or II; and
- (d) recognising the lien or judgement is not contrary to public policy in the Member State concerned.

A Member State shall inform the other Member States and the Commission of any authorisation granted under this paragraph.

5. Paragraph 1 shall not prevent a designated person or entity from making a payment due under a contract entered into before the listing of such a person or entity, provided that the relevant Member State has determined that the payment is not directly or indirectly received by a person or entity referred to in paragraph 1.

6. Paragraph 1 shall not prevent a designated entity listed in Annex II, for a period of two months after the date of its designation, from making a payment from frozen funds or economic resources received by such entity after the date of its designation, where such payment is due under a contract in connection with the financing of trade, provided that the relevant Member State has determined that the payment is not directly or indirectly received by a person or entity referred to in paragraph 1.

7. Paragraph 2 shall not apply to the addition to frozen accounts of:

- (a) interest or other earnings on those accounts; or
- (b) payments due under contracts, agreements or obligations that were concluded or arose prior to the date on which those accounts became subject to this Decision,

provided that any such interest, other earnings and payments remain subject to paragraph 1.

#### CHAPTER 5

#### GENERAL AND FINAL PROVISIONS

##### Article 20

No claims, including for compensation or indemnification or any other claim of this kind, such as a claim of set-off, fines or a claim under a guarantee, claims for extension or payment of a bond, financial guarantee, including claims arising from letters of credit and similar instruments in connection with any contract or transaction the performance of which was affected, directly or indirectly, wholly or in part, by reason of measures covered by this Decision, shall be granted to the designated persons or entities listed in Annexes I and II, or any other person or entity in Syria, including the Government of Syria, its public bodies, corporations and agencies, or any person or entity claiming through or for the benefit of any such person or entity.

##### Article 21

1. The Council, acting upon a proposal by a Member State or the High Representative of the Union for Foreign Affairs and Security Policy, shall establish and amend the lists in Annexes I and II.

2. The Council shall communicate its decision on listing, including the grounds therefor, to the person or entity concerned, either directly, if the address is known, or through the publication of a notice, providing such person or entity with an opportunity to present observations.

3. Where observations are submitted, or where substantial new evidence is presented, the Council shall review its decision and inform the person or entity concerned accordingly.

##### Article 22

1. Annexes I and II shall include the grounds for listing the persons and entities concerned.

2. Annexes I and II shall also contain, where available, the information necessary to identify the persons or entities concerned. With regard to persons, such information may include names, including aliases, date and place of birth, nationality, passport and identity card numbers, gender, address if known, and function or profession. With regard to entities, such information may include names, place and date of registration, registration number and place of business.

##### Article 23

It shall be prohibited to participate, knowingly or intentionally, in activities the object or effect of which is to circumvent the prohibitions laid down in this Decision.

##### Article 24

In order to maximise the impact of the measures set out in this Decision, the Union shall encourage third States to adopt restrictive measures similar to those contained in this Decision.

##### Article 25

This Decision shall apply for a period of 12 months. It shall be kept under constant review. It shall be renewed, or amended as appropriate, if the Council deems that its objectives have not been met.

##### Article 26

Decision 2011/273/CFSP is hereby repealed.

##### Article 27

This Decision shall enter into force on the date of its adoption.

Done at Brussels, 1 December 2011.

For the Council

The President

C. ASHTON

## ANNEX I

**List of persons and entities referred to in Articles 18 and 19**

## A. Persons

	Name	Identifying information	Reasons	Date of listing
1.	Bashar Al-Assad	Born 11 September 1965 in Damascus; diplomatic passport No D1903	President of the Republic; person authorising and supervising the crackdown on demonstrators.	23.05.2011
2.	Maher (a.k.a. Mahir) Al-Assad	Born 8 December 1967; diplomatic passport No 4138	Commander of the Army's 4th Armoured Division, member of Ba'ath Party Central Command, strongman of the Republican Guard; brother of President Bashar Al-Assad; principal overseer of violence against demonstrators.	09.05.2011
3.	Ali Mamluk (a.k.a. Mamlouk)	Born on 19 February 1946 in Damascus; diplomatic passport No 983	Head of Syrian General Intelligence Directorate (GID); involved in violence against demonstrators.	09.05.2011
4.	Muhammad Ibrahim Al-Sha'ar (a.k.a. Mohammad Ibrahim Al-Chaar)		Minister of Interior; involved in violence against demonstrators.	09.05.2011
5.	Atej (a.k.a. Atef, Atif) Najib		Former Head of the Political Security Directorate in Dara'a; cousin of President Bashar Al-Assad; involved in violence against demonstrators.	09.05.2011
6.	Hafiz Makhluif (a.k.a. Hafez Makhlouf)	Born on 2 April 1971 in Damascus; diplomatic passport No 2246	Colonel and Head of Unit in General Intelligence Directorate, Damascus Branch; cousin of President Bashar Al-Assad; close to Maher Al-Assad; involved in violence against demonstrators.	09.05.2011
7.	Muhammad Dib Zaytun (a.k.a. Mohammed Dib Zeitoun)	Born on 20 May 1951 in Damascus; diplomatic passport No D000001300	Head of Political Security Directorate; involved in violence against demonstrators.	09.05.2011
8.	Amjad Al-Abbas		Head of Political Security in Banyas, involved in violence against demonstrators in Baida.	09.05.2011
9.	Rami Makhlouf	Born on 10 July 1969 in Damascus, passport No 454224	Syrian businessman; associate of Maher Al-Assad; cousin of President Bashar Al-Assad; provides funding to the regime allowing violence against demonstrators.	09.05.2011
10.	Abd Al-Fatah Qudsiyah	Born in 1953 in Hama; diplomatic passport No D0005788	Head of Syrian Military Intelligence (SMI); involved in violence against the civilian population.	09.05.2011
11.	Jamil Hassan		Head of Syrian Air Force Intelligence; involved in violence against the civilian population.	09.05.2011
12.	Rustum Ghazali	Born on 3 May 1953 in Dara'a; diplomatic passport No D00000887	Head of Syrian Military Intelligence, Damascus Countryside Branch; involved in violence against the civilian population.	09.05.2011
13.	Fawwaz Al-Assad	Born on 18 June 1962 in Kerdala; passport No 88238	Involved in violence against the civilian population as part of the Shabiha militia.	09.05.2011
14.	Munzir Al-Assad	Born on 1 March 1961 in Latakia; passport No 86449 and No 842781	Involved in violence against the civilian population as part of the Shabiha militia.	09.05.2011
15.	Asif Shawkat	Born on 15 January 1950 in Al-Madehleh, Tartus	Deputy Chief of Staff for Security and Reconnaissance; involved in violence against the civilian population.	23.05.2011

	Name	Identifying information	Reasons	Date of listing
16.	Hisham Ikhtiyar	Born in 1941	Head of Syrian National Security Bureau; involved in violence against the civilian population.	23.05.2011
17.	Faruq Al Shar'	Born on 10 December 1938	Vice-President of Syria; involved in violence against the civilian population.	23.05.2011
18.	Muhammad Nasif Khayrbik	Born on 10 April 1937 (or 20 May 1937) in Hama, diplomatic passport No 0002250	Deputy Vice-President of Syria for National Security Affairs; involved in violence against the civilian population.	23.05.2011
19.	Mohamed Hamcho	Born on 20 May 1966; passport No 002954347	Brother-in-law of Maher Al-Assad; businessman and local agent for several foreign companies; provides funding to the regime allowing violence against demonstrators.	23.05.2011
20.	Iyad (a.k.a. Eyad) Makhoulf	Born on 21 January 1973 in Damascus; passport No N001820740	Brother of Rami Makhoulf and GID Officer involved in violence against the civilian population.	23.05.2011
21.	Bassam Al Hassan		Presidential Advisor for Strategic Affairs; involved in violence against the civilian population.	23.05.2011
22.	Dawud Rajiha		Chief of Staff of the Armed Forces responsible for the military involvement in violence against peaceful protesters.	23.05.2011
23.	Ihab (a.k.a. Ehab, Iehab) Makhoulf	Born on 21 January 1973 in Damascus; passport No N002848852	Vice-President of SyriaTel and caretaker for Rami Makhoulf's US company; provides funding to the regime allowing violence against demonstrators.	23.05.2011
24.	Zoulhima Chaliche (Dhu al-Himma Shalish)	Born in 1951 or 1946 in Kerdaha.	Head of presidential security; involved in violence against demonstrators; first cousin of President Bashar Al-Assad.	23.6.2011
25.	Riyad Chaliche (Riyad Shalish)		Director of Military Housing Establishment; provides funding to the regime; first cousin of President Bashar Al-Assad.	23.6.2011
26.	Brigadier Commander Mohammad Ali Jafari (a.k.a. Ja'fari, Aziz; a.k.a. Jafari, Ali; a.k.a. Jafari, Mohammad Ali; a.k.a. Ja'fari, Mohammad Ali; a.k.a. Jafari-Najafabadi, Mohammad Ali)	Born 1 Sep 1957 in Yazd, Iran.	General Commander of Iranian Revolutionary Guard Corps, involved in providing equipment and support to help the Syrian regime suppress protests in Syria.	23.6.2011
27.	Major General Qasem Soleimani (a.k.a. Qasim Soleimany)		Commander of Iranian Revolutionary Guard Corps, IRGC - Qods, involved in providing equipment and support to help the Syrian regime suppress protests in Syria.	23.6.2011
28.	Hossein Taeb (a.k.a. Taeb, Hassan; a.k.a. Taeb, Hosein; a.k.a. Taeb, Hossein; a.k.a. Taeb, Hussayn; a.k.a. Hojjatoleslam Hossein Ta'eb)	Born 1963 in Tehran, Iran.	Deputy Commander for Intelligence of Iranian Revolutionary Guard Corps, involved in providing equipment and support to help the Syrian regime suppress protests in Syria.	23.6.2011
29.	Khalid Qaddur		Business associate of Maher Al-Assad; provides funding to the regime.	23.6.2011
30.	Ra'if Al-Quwatli (a.k.a. Ri'af Al-Quwatli)		Business associate of Maher Al-Assad; provides funding to the regime.	23.6.2011

	Name	Identifying information	Reasons	Date of listing
31.	Mohammad Mufleh		Head of Syrian Military Intelligence in the town of Hama, involved in the crackdown on demonstrators.	1.8.2011
32.	Major General Tawfiq Younes		Head of the Department for Internal Security of the General Intelligence Directorate; involved in violence against the civilian population.	1.8.2011
33.	Mr Mohammed Makhlof (a.k.a. Abu Rami)	Born in Latakia, Syria, 19.10.1932	Close associate and maternal uncle of Bashar and Mahir al-Assad. Business associate and father of Rami, Ihab and Iyad Makhlof.	1.8.2011
34.	Ayman Jabir	Born Latakia	Associate of Mahir al-Assad for the Shabiha militia. Directly involved in repression and violence against the civilian population and coordination of Shabiha militia groups	1.8.2011
35.	General Ali Habib Mahmoud	Born Tartous, 1939. Appointed Minister for Defence 3 June 2009	Minister for Defence. Responsible for conduct and operations of Syrian Armed Forces involved in repression and violence against the civilian population	1.8.2011
36.	Hayel Al-Assad		Assistant to Maher Al-Assad, Head of the military police unit of the army's 4th Division, involved in repression.	23.8.2011
37.	Ali Al-Salim		Director of the supplies office of the Syrian Ministry of Defence, entry point for all arms acquisitions by the Syrian army.	23.8.2011
38.	Nizar Al-Assad (نزار الأسد)	Cousin of Bashar Al-Assad; previously head of the 'Nizar Oilfield Supplies' company.	Very close to key government officials. Financing Shabiha in the region of Latakia.	23.8.2011
39.	Brigadier-General Rafiq Shahadah		Head of Syrian Military Intelligence (SMI) Branch 293 (Internal Affairs) in Damascus. Directly involved in repression and violence against the civilian population in Damascus. Advisor to President Bashar Al-Assad for strategic questions and military intelligence.	23.8.2011
40.	Brigadier-General Jamea Jamea (Jami Jami)		Branch Chief for Syrian Military Intelligence (SMI) in Dayr az-Zor. Directly involved in repression and violence against the civilian population in Dayr az-Zor and Alboukamal.	23.8.2011
41.	Hassan Bin-Ali Al-Turkmani	Born 1935 in Aleppo	Deputy Vice Minister, former Minister for Defence, Special Envoy of President Bashar Al-Assad.	23.8.2011
42.	Muhammad Said Bukhaytan		Assistant Regional Secretary of Ba'ath Arab Socialist Party since 2005, 2000-2005 Director for the national security of the regional Ba'ath party. Former Governor of Hama (1998-2000). Close associate of President Bashar Al-Assad and Maher Al-Assad. Senior decision-maker in the regime on repression of civilian population.	23.8.2011
43.	Ali Douba		Responsible for killings in Hama in 1980, has been called back to Damascus as special advisor to President Bashar Al-Assad.	23.8.2011
44.	Brigadier-General Nawful Al-Husayn		Idlib Syrian Military Intelligence (SMI) Branch Chief. Directly involved in repression and violence against the civilian population in Idlib province.	23.8.2011
45.	Brigadier Husam Sukkar		Presidential Adviser on Security Affairs. Presidential Adviser for security agencies' repression and violence against the civilian population.	23.8.2011
46.	Brigadier-General Muhammed Zamrini		Branch Chief for Syrian Military Intelligence (SMI) in Homs. Directly involved in repression and violence against the civilian population in Homs.	23.8.2011

	Name	Identifying information	Reasons	Date of listing
47.	Lieutenant-General Munir Adanov (Adnuf)		Deputy Chief of General Staff, Operations and Training for Syrian Army. Directly involved in repression and violence against the civilian population in Syria.	23.8.2011
48.	Brigadier-General Ghassan Khalil		Head of General Intelligence Directorate's (GID) Information Branch. Directly involved in repression and violence against the civilian population in Syria.	23.8.2011
49.	Mohammed Jabir	Born in Latakia	Shabiha militia. Associate of Maher Al-Assad for the Shabiha militia. Directly involved in repression and violence against the civilian population and coordination of Shabiha militia groups.	23.8.2011
50.	Samir Hassan		Close business associate of Maher Al-Assad. Known for supporting the Syrian regime financially.	23.8.2011
51.	Fares Chehabi (Fares Shihabi)		President of Aleppo Chamber of Industry. Provides financial support to the Syrian regime.	2.09.2011
52.	Emad Ghraiwati	Born March 1959 in Damascus, Syria	President of the Damascus Chamber of Industry (Zuhair Ghraiwati Sons). Provides financial support to the Syrian regime.	2.9.2011
53.	Tarif Akhras	Born 1949 in Homs, Syria	Founder of the Akhras Group (commodities, trading, processing and logistics), Homs. Provides financial support to the Syrian regime.	2.9.2011
54.	Issam Anbouba	Born 1949 in Latakia, Syria	President of Issam Anbouba Est. for agro-industry. Provides financial support to the Syrian regime.	2.9.2011
55.	Tayseer Qala Awwad	Born 1943 in Damascus	Minister of Justice. Associated with the Syrian regime, including by supporting its policies and practices of arbitrary arrest and detention.	23.09.2011
56.	Dr Adnan Hassan Mahmoud	Born 1966 in Tartous	Minister of Information. Associated with the Syrian regime, including by supporting and promoting its information policy.	23.09.2011
57.	Major General Jumah Al-Ahmad		Commander Special Forces. Responsible for the use of violence against protestors across Syria.	14.11.2011
58.	Colonel Lu'ai al-Ali		Head of Syrian Military Intelligence, Dara'a Branch. Responsible for the violence against protestors in Dara'a.	14.11.2011
59.	Lt. General Ali Abdullah Ayyub		Deputy Chief of General Staff (Personnel and Manpower). Responsible for the use of violence against protestors across Syria.	14.11.2011
60.	Lt. General Jasim al-Furayj		Chief of General staff. Responsible for the use of violence against protestors across Syria.	14.11.2011
61.	General Aous (Aws) ASLAN	Born 1958	Head of Battalion in the Republican Guard. Close to Maher al-ASSAD and President al-ASSAD. Involved in the crackdown on the civilian population across Syria.	14.11.2011
62.	General Ghassan Belal		General in command of the 4th Division reserve bureau. Adviser to Maher al-ASSAD and coordinator of security operations. Responsible for the crackdown on the civilian population across Syria.	14.11.2011
63.	Abdullah Berri		Head of Berri family militia. In charge of pro-government militia involved in the crackdown on the civilian population in Aleppo.	14.11.2011

	Name	Identifying information	Reasons	Date of listing
64.	George Chaoui		Member of Syrian electronic army. Involved in the violent crackdown and call for violence against the civilian population across Syria.	14.11.2011
65.	Major General Zuhair Hamad		Deputy Head of General Intelligence Directorate. Responsible for the use of violence across Syria and for intimidation and torture of protestors.	14.11.2011
66.	Amar Ismael		Civilian - Head of Syrian electronic army (territorial army intelligence service). Involved in the violent crackdown and call for violence against the civilian population across Syria.	14.11.2011
67.	Mujahed Ismail		Member of Syrian electronic army. Involved in the violent crackdown and call for violence against the civilian population across Syria.	14.11.2011
68.	Saqr Khayr Bek		Deputy Minister for the Interior. Responsible for the use of violence against the civilian population in Syria.	14.11.2011
69.	Major General Nazih		Deputy Director of General Intelligence Directorate. Responsible for the use of violence across Syria and intimidation and torture of protestors.	14.11.2011
70.	Kifah Moulhem		Batallion Commander in the 4th Division. Responsible for the crackdown on the civilian population in Deir el-Zor.	14.11.2011
71.	Major General Wajih Mahmud		Commander 18th Armoured Division. Responsible for the violence against protestors in Homs.	14.11.2011
72.	Bassam Sabbagh	Born on 24 August 1959 in Damascus. Address: Kasaa, Anwar al Attar Street, al Midani building, Damascus. Syrian passport no 004326765 issued 2 November 2008, valid until November 2014. Member of the Paris Bar.	Head of Sabbagh & Associates law firm (Damascus). Legal and financial adviser and manages affairs of Rami Makhoulf and Khaldoun Makhoulf. Involved with Bashar al-Assad in funding a real estate project in Latakia. Provides financial support for the regime.	14.11.2011
73.	Lt. General Mustafa Tlass		Deputy Chief of General Staff (Logistics and supplies). Responsible for the use of violence against protestors across Syria.	14.11.2011
74.	Major General Fu'ad Tawil		Deputy head Syrian Air Force Intelligence. Responsible for the use of violence across Syria and intimidation and torture of protestors.	14.11.2011
75.	Mohammad Al-Jleilati	Born 1945 in Damascus	Minister of Finance. Responsible for the Syrian economy	1.12.2011
76.	Dr. Mohammad Nidal Al-Shaar	Born 1956 in Aleppo	Minister of Economy and Trade. Responsible for the Syrian economy.	1.12.2011
77.	Lt. General Fahid Al-Jassim		Chief of Staff. Military official involved in the violence in Homs	1.12.2011
78.	Major General Ibrahim Al-Hassan		Deputy Chief of Staff. Military official involved in the violence in Homs	1.12.2011
79.	Brigadier Khalil Zghraybih		14th Division. Military official involved in the violence in Homs	1.12.2011
80.	Brigadier Ali Barakat		103rd Brigade of the Republican Guard Division. Military official involved in the violence in Homs	1.12.2011
81.	Brigadier Talal Makhoulf		103rd Brigade of the Republican Guard Division. Military official involved in the violence in Homs	1.12.2011

	Name	Identifying information	Reasons	Date of listing
82.	Brigadier Nazih Hassun		Syrian Air Force Intelligence. Military official involved in the violence in Homs	1.12.2011
83.	Captain Maan Jdiid		Presidential Guard. Military official involved in the violence in Homs	1.12.2011
84.	Muahmamd Al-Shaar		Political Security Division. Military official involved in the violence in Homs	1.12.2011
85.	Khald Al-Taweel		Political Security Division. Military official involved in the violence in Homs	1.12.2011
86.	Ghiath Fayad		Political Security Division. Military official involved in the violence in Homs	1.12.2011

## B. Entities

	Name	Identifying information	Reasons	Date of listing
1.	Bena Properties		Controlled by Rami Makhoul; provides funding to the regime.	23.6.2011
2.	Al Mashreq Investment Fund (AMIF) (alias Sunduq Al Mashrek Al Istithmari)	P.O. Box 108, Damascus Tel.: 963 112110059 / 963 112110043 Fax: 963 933333149	Controlled by Rami Makhoul; provides funding to the regime.	23.6.2011
3.	Hamcho International (Hamsho International Group)	Baghdad Street, P.O. Box 8254, Damascus Tel.: 963 112316675 Fax: 963 112318875 Website: www.hamshointl.com E-mail: info@hamshointl.com and hamshogroup@yahoo.com	Controlled by Mohammad Hamcho or Hamsho; provides funding to the regime.	23.6.2011
4.	Military Housing Establishment (alias MILIHOUSE)		Public works company controlled by Riyadh Shalish and Ministry of Defence; provides funding to the regime.	23.6.2011
5.	Political Security Directorate		Syrian government agency directly involved in repression.	23.8.2011
6.	General Intelligence Directorate		Syrian government agency directly involved in repression.	23.8.2011
7.	Military Intelligence Directorate		Syrian government agency directly involved in repression.	23.8.2011
8.	Air Force Intelligence Agency		Syrian government agency directly involved in repression.	23.8.2011
9.	IRGC Qods Force (Qods Force)	Teheran, Iran	The Qods (or Quds) Force is a specialist arm of the Iranian Islamic Revolutionary Guard Corps (IRGC). The Qods Force is involved in providing equipment and support to help the Syria regime suppress protests in Syria. IRGC Qods Force has provided technical assistance, equipment and support to the Syrian security services to repress civilian protest movements.	23.8.2011
10.	Mada Transport	Subsidiary of Cham Holding (Sehanya Dara'a Highway, PO Box 9525 Tel: 00 963 11 99 62)	Economic entity financing the regime.	2.09.2011

	Name	Identifying information	Reasons	Date of listing
11.	Cham Investment Group	Subsidiary of Cham Holding (Sehanya Dara'a Highway, PO Box 9525 Tel: 00 963 11 99 62)	Economic entity financing the regime.	2.09.2011
12.	Real Estate Bank	Insurance Bldg- Yousef Al-Azmeh Square, Damascus P.O. Box: 2337 Damascus Syrian Arab Republic Tel: (+963) 11 2456777 and 2218602 Fax: (+963) 11 2237938 and 2211186 Bank's e-mail: Publicrelations@reb.sy, Website: www.reb.sy	State-owned bank providing financial support for the regime.	2.09.2011
13.	Addounia TV (a.k.a. Dounia TV)	Tel: +963-11-5667274, +963-11-5667271, Fax: +963-11-5667272 Website: <a href="http://www.addounia.tv">http://www.addounia.tv</a>	Addounia TV has incited violence against the civilian population in Syria.	23.09.2011
14.	Cham Holding	Cham Holding Building Daraa Highway - Ashrafiyat Sahnaya Rif Dimashq – Syria P.O Box 9525 Tel +963 (11) 9962 +963 (11) 668 14000 +963 (11) 673 1044 Fax +963 (11) 673 1274 E-mail: <a href="mailto:info@chamholding.sy">info@chamholding.sy</a> Website: <a href="http://www.chamholding.sy">www.chamholding.sy</a>	Controlled by Rami Makhoulf; largest holding company in Syria, benefiting from and supporting the regime.	23.09.2011
15.	El-Tel Co. (El-Tel Middle East Company)	Address: Dair Ali Jordan Highway, P.O.Box 13052, Damascus – Syria Tel: +963-11-2212345 Fax: +963-11-44694450 E-mail: <a href="mailto:sales@eltelme.com">sales@eltelme.com</a> Website: <a href="http://www.eltelme.com">www.eltelme.com</a>	Manufacturing and supplying telecommunication equipment for the Army.	23.09.2011
16.	Ramak Constructions Co.	Address: Dara'a Highway, Damascus, Syria Tel: +963-11-6858111 Mobile: +963-933-240231	Construction of military barracks, border post barracks and other buildings for Army needs.	23.09.2011
17.	Souruh Company (a.k.a. SOROH Al Cham Company)	Address: Adra Free Zone Area Damascus – Syria Tel: +963-11-5327266 Mobile: +963-933-526812 +963-932-878282 Fax: +963-11-5316396 E-mail: <a href="mailto:sorohco@gmail.com">sorohco@gmail.com</a> Website: <a href="http://sites.google.com/site/sorohco">http://sites.google.com/site/sorohco</a>	Investment in local military industrial projects, manufacturing weapons parts and related items. 100% of the company is owned by Rami Makhoulf.	23.09.2011
18.	Syriatel	Thawra Street, Ste Building 6th Floor, BP 2900 Tel: +963 11 61 26 270 Fax: +963 11 23 73 97 19 E-mail: <a href="mailto:info@syriatel.com.sy">info@syriatel.com.sy</a> ; Website: <a href="http://syriatel.sy/">http://syriatel.sy/</a>	Controlled by Rami Makhoulf; provides financial support to the regime: through its licensing contract it pays 50 % of its profits to the Government.	23.09.2011
19.	Cham Press TV	Al Qudsi building, 2nd Floor - Baramkeh - Damas Tel: +963 - 11- 2260805 Fax: +963 - 11 - 2260806 E-mail: <a href="mailto:mail@champress.com">mail@champress.com</a> Website: <a href="http://www.champress.net">www.champress.net</a>	Television channel which participates in campaigns to spread disinformation and incite violence against demonstrators	1.12.2011
20.	Al Watan	Al Watan Newspaper - Damascus – Duty Free Zone Tel: 00963 11 2137400 Fax: 00963 11 2139928	Daily newspaper which participates in campaigns to spread disinformation and incite violence against demonstrators	1.12.2011

	Name	Identifying information	Reasons	Date of listing
21.	Centre d'études et de recherches syrien (CERS) (CERS, Centre d'Etude et de Recherche Scientifique; SSRC, Scientific Studies and Research Center; Centre de Recherche de Kaboun	Barzeh Street, PO Box 4470, Damas	Provides support to the Syrian army for the acquisition of equipment used directly for the surveillance and repression of demonstrators.	1.12.2011
22.	Business Lab	Maysat Square, Al Rasafi Street Bldg. 9, PO Box 7155, Damascus Tel: 963112725499 Fax: 963112725399	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
23.	Industrial Solutions	Baghdad Street 5, PO Box 6394, Damascus Tel /fax: 963114471080	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
24.	Mechanical Construction Factory (MCF)	P.O. Box 35202, Industrial Zone, Al-Qadam Road, Damas	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
25.	Syronics – Syrian Arab Co. for Electronic Industries	Kaboon Street, P.O.Box 5966, Damascus Tel.-No.:+963-11-5111352 Fax:+963-11-5110117	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
26.	Handasieh – Organization for Engineering Industries	P.O.Box 5966, Abou Bakr Al- Seddeq St., Damascus and PO BOX 2849 Al-Moutanabi Street, Damascus and PO BOX 21120 Baramkeh, Damascus Tel: 963112121816 – 963112121834 – 963112214650 – 963112212743 – 963115110117	Front company for the acquisition of sensitive equipment by the CERS.	1.12.2011
27.	Syria Trading Oil Company (Sytrol)	Prime Minister Building, 17 Street Nissan, Damascus, Syria.	State-owned company responsible for all oil exports from Syria. Provides financial support to the regime.	1.12.2011
28.	General Petroleum Corporation (GPC)	New Sham - Building of Syrian Oil Company, PO Box 60694, Damascus, Syria BOX: 60694 Tel: 963113141635 Fax: 963113141634 E-mail: info@gpc-sy.com	State-owned oil company. Provides financial support to the regime.	1.12.2011
29.	Al Furat Petroleum Company	Dummar - New Sham - Western Dummer 1st. Island -Property 2299- AFPC Building P.O. Box 7660 Damascus – Syria. Tel: 00963-11- (6183333), 00963-11- (31913333) Fax: 00963-11- (6184444), 00963-11- (31914444) afpc@afpc.net.sy	Joint venture 50 % owned by GPC. Provides financial support to the regime.	1.12.2011

## ANNEX II

## List of entities referred to in Article 19(1)

## Entities

	Name	Identifying information	Reasons	Date of listing
1.	Commercial Bank of Syria	<p>— Damascus Branch, P.O. Box 2231, Moawiya St., Damascus, Syria;- P.O. Box 933, Yousef Azmeh Square, Damascus, Syria;</p> <p>— Aleppo Branch, P.O. Box 2, Kastel Hajjarin St., Aleppo, Syria; SWIFT/BIC CMSY SY DA; all offices worldwide [NPWMD] Website: <a href="http://cbs-bank.sy/En-index.php">http://cbs-bank.sy/En-index.php</a></p> <p>Tel: +963 11 2218890</p> <p>Fax: +963 11 2216975</p> <p>General management: <a href="mailto:dir.cbs@mail.sy">dir.cbs@mail.sy</a></p>	State-owned bank providing financial support to the regime.	13.10.2011

**COUNCIL DECISION 2011/783/CFSP****of 1 December 2011****amending Decision 2010/413/CFSP concerning restrictive measures against Iran**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 29 thereof,

Having regard to Council Decision 2010/413/CFSP of 26 July 2010 concerning restrictive measures against Iran <sup>(1)</sup>, and in particular Article 23(2) thereof,

Whereas:

- (1) On 26 July 2010, the Council adopted Decision 2010/413/CFSP concerning restrictive measures against Iran.
- (2) The Council has carried out a complete review of the list of persons and entities, as set out in Annex II to Decision 2010/413/CFSP, to which Articles 19(1)(b) and 20(1)(b) of that Decision apply. When doing so, the Council took account of observations submitted by those concerned.
- (3) The Council has concluded that the persons and entities listed in Annex II to Decision 2010/413/CFSP should continue to be subject to the specific restrictive measures provided for in that Decision.
- (4) The Council has also concluded that the entries concerning certain entities included in Annex II to Decision 2010/413/CFSP should be amended.

(5) Moreover, in view of the continued concern over the expansion of Iran's nuclear and missiles programmes expressed by the European Council on 23 October 2011, additional persons and entities should be included in the list of persons and entities subject to restrictive measures as set out in Annex II to Decision 2010/413/CFSP.

(6) The list of persons and entities referred to in Articles 19(1)(b) and 20(1)(b) of Decision 2010/413/CFSP should be updated accordingly,

HAS ADOPTED THIS DECISION:

*Article 1*

Annex II to Decision 2010/413/CFSP shall be amended as set out in the Annex to this Decision.

*Article 2*

This Decision shall enter into force on the date of its adoption.

Done at Brussels, 1 December 2011.

*For the Council*

*The President*

C. ASHTON

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<sup>(1)</sup> OJ L 195, 27.7.2010, p. 39.

## ANNEX

Annex II to Decision 2010/413/CFSP shall be amended as follows:

(1) The following persons and entities shall be added to the list set out in Annex II:

**I. Persons and entities involved in nuclear or ballistic missiles activities**

**A. Persons**

	Name	Identifying information	Reasons	Date of listing
1.	Dr Ahmad AZIZI		Deputy Chairman and Managing Director of EU-designated Melli Bank PLC.	1.12.2011
2.	Davoud BABAEI		The current head of security for the Ministry Of Defence Armed Forces Logistics' research institute the Organisation of Defensive Innovation and Research (SPND), which is run by UN designated Mohsen Fakhrizadeh. The IAEA have identified SPND with their concerns over possible military dimensions to Iran's nuclear programme over which Iran refuses to co-operate. As head of security, Babaei is responsible for preventing the disclosure of information including to the IAEA.	1.12.2011
3.	Hassan BAHADORI		Chief Executive Officer of EU-designated Arian Bank	1.12.2011
4.	Sayed Shamsuddin BORBORUDI		Deputy Head of UN designated Atomic Energy Organisation of Iran, where he is subordinate to UN designated Feridun Abbasi Davani. Has been involved in the Iranian nuclear programme since at least 2002, including as the former head of procurement and logistics at AMAD, where he was responsible for using front companies such as Kimia Madan to procure equipment and material for Iran's nuclear weapons programme.	1.12.2011
5.	Dr Peyman Noori BROJERDI		Chairman of the Board and Managing Director of EU-designated Bank Refah	1.12.2011
6.	Kamran DANESHJOO (a.k.a. DANESHJOU)		Minister of Science, Research and Technology since the 2009 election. Iran failed to provide the IAEA with clarification of his role in relation to missile warhead development studies. This is part of Iran's wider non-cooperation with the IAEA investigation of the "Alleged Studies" suggesting a military aspect to Iran's nuclear programme, which includes denial of access to relevant individuals associated documents. Daneshjoo also plays a role in "Passive Defence" activities on behalf of President Ahmadenijad, in addition to his ministerial role. The Passive Defence Organisation is already EU designated.	1.12.2011
7.	Dr Abdolnaser HEMMATI		Managing Director and Chief Executive Officer of EU-designated Banque Sina	1.12.2011
8.	Milad JAFARI	date of birth 20.9.74	An Iranian national supplying goods, mostly metals, to UN designated SHIG front companies. Delivered goods to SHIG between January and November 2010. Payments for some of the goods were made at the central branch of EU-designated Export Development Bank of Iran (EDBI) in Tehran after November 2010.	1.12.2011
9.	Dr Mohammad JAHROMI		Chairman and Managing Director of EU-designated Bank Saderat	1.12.2011
10.	Ali KARIMIAN		An Iranian national supplying goods, mostly carbon fibre to UN-designated SHIG and SBIG.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
11.	Majid KHANSARI		Managing Director of UN-designated Kalaye Electric Company.	1.12.2011
12.	Mahmoud Reza KHAVARI		Chairman of the Board and Managing Director of EU-designated Bank Melli.	1.12.2011
13.	Mohammad Reza MESKARIAN		The London Chief Executive Officer of EU-designated Persia International Bank	1.12.2011
14.	Mohammad MOHAMMADI		Managing Director of MATSA.	1.12.2011
15.	Dr M H MOHEBIAN		Managing Director of EU-designated Post Bank.	1.12.2011
16.	Mohammad Sadegh NASERI		Head of the Physics Research Institute (formerly known as the Institute of Applied Physics).	1.12.2011
17.	Mohammad Reza REZVANIANZADEH		Managing Director of the EU-designated Nuclear Reactors Fuel Company (SUREH). He is also an AEOI official. He oversees and issues tenders to procurement companies for sensitive procurement work required at the Fuel Manufacturing Plant (FMP), the Zirconium Powder Plant (ZPP) and the Uranium Conversion Facility (UCF).	1.12.2011
18.	A SEDGHI		Chairman and Non-executive Director of the EU-designated Melli Bank PLC	1.12.2011
19.	Hamid SOLTANI		Managing Director of the EU-designated Management Company for Nuclear Power Plant Construction (MASNA)	1.12.2011
20.	Bahman VALIKI		Chairman of the Board and Managing Director of the EU-designated Export Development Bank of Iran.	1.12.2011
21.	Javad AL YASIN		Head of the Research Centre for Explosion and Impact, also known as METFAZ	1.12.2011
22.	S ZAVVAR		Acting General Manager in Dubai of the EU-designated Persia International Bank.	1.12.2011

## B. Entities

	Name	Identifying information	Reasons	Date of listing
23.	Aria Nikan, (a.k.a. Pergas Aria Movalled Ltd)	Suite 1, 59 Azadi Ali North Sohrevardi Avenue, Tehran, 1576935561	Known to procure for EU designated Iran Centrifuge Technology Company (TESA) Commercial Department. They have made efforts to procure designated materials, including goods from the EU, which have applications in the Iranian nuclear programme.	1.12.2011
24.	Bargh Azaraksh; (a.k.a Barghe Azerakhsh Sakht)	No 599, Stage 3, Ata Al Malek Blvd, Emam Khomeini Street, Esfahan.	Company that has been contracted to work at the uranium enrichment sites at Natanz and Qom/Fordow on the electricity and piping works. It was in charge of designing, procuring and installing electrical control equipment at Natanz in 2010.	1.12.2011
25.	Behineh Trading Co	Tehran, Iran	Involved in furnishing ammunition from Iran via Nigeria to a third country	1.12.2011

	Name	Identifying information	Reasons	Date of listing
26.	Eyvaz Technic	No 3, Building 3, Shahid Hamid Sadigh Alley, Shariati Street, Tehran, Iran.	Producer of vacuum equipment that has supplied the uranium enrichment sites at Natanz and Qom/Fordow. In 2011 it supplied pressure transducers to UN-designated Kalaye Electric Company.	1.12.2011
27.	Fatsa	No 84, Street 20, North Amir Abad, Tehran	Iran's Uranium Processing and Nuclear Fuel Production Company. Controlled by the UN-designated Atomic Energy Organisation of Iran.	1.12.2011
28.	Ghani Sazi Uranium Company (a.k.a. Iran Uranium Enrichment Company)	3, Qarqavol Close, 20th Street, Tehran	Subordinate to the UN-designated TAMAS. It has production contracts with UN-designated Kalaye Electric Company and EU-designated TESA.	1.12.2011
29.	Iran Pooya (a.k.a. Iran Pouya)		A government owned company that operated the biggest extruder of aluminium in Iran and supplied material for use in the production of casings for the IR-1 and IR-2 centrifuges. A major manufacturer of aluminium cylinders for centrifuges whose customers include the UN-designated AEOI and EU-designated TESA.	1.12.2011
30.	Iranian Offshore Engineering & Construction Co (IOEC)	18 Shahid Dehghani Street, Qarani Street, Tehran 19395-5999	Energy sector firm involved in the construction of the uranium enrichment site at Qom/Fordow. Subject to UK, Italian and Spanish export denials.	1.12.2011
31.	Karanir (a.k.a. Moaser, a.k.a. Tajhiz Sanat)	1139/1 Unit 104 Gol Building, Gol Alley, North Side of Sae, Vali Asr Avenue. PO Box 19395-6439, Tehran.	Involved in purchasing equipment and materials which have direct applications in the Iranian nuclear programme.	1.12.2011
32.	Khala Afarin Pars	Unit 5, 2nd Floor, No75, Mehran Afrand St, Sattarkhan St, Tehran.	Involved in purchasing equipment and materials which have direct applications in the Iranian nuclear programme.	1.12.2011
33.	MACPAR Makina San Ve Tic	Istasyon MH, Sehitler cad, Guldeniz Sit, Number 79/2, Tuzla 34930, Istanbul	Company run by Milad Jafari who has supplied goods, mostly metals, to UN designated Shahid Hemmat Industries Group (SHIG) through front companies.	1.12.2011
34.	MATSA (Mohandesi Toseh Sokht Atomi Company)	90, Fathi Shaghaghi Street, Tehran, Iran.	Iranian company contracted to UN-designated Kalaye Electric Company to provide design and engineering services across the nuclear fuel cycle. Most recently has been procuring equipment for the Natanz uranium enrichment site.	1.12.2011
35.	Mobin Sanjesh (alias fitco)	Entry 3, No 11, 12th Street, Miremhad Alley, Abbas Abad, Tehran.	Involved in purchasing equipment and materials which have direct applications in the Iranian nuclear programme.	1.12.2011
36.	Multimat Ic ve Dis Ticaret Pazarlama Limited Sirketi		Company run by Milad Jafari who has supplied goods, mostly metals, to UN designated Shahid Hemmat Industries Group (SHIG) through front companies.	1.12.2011
37.	Research Centre for Explosion and Impact (a.k.a. METFAZ)	44, 180th Street West, Tehran, 16539-75751	Subordinate to the EU-designated Malek Ashtar University, it oversees activity linked to the Possible Military Dimensions of Iran's nuclear programme upon which Iran is not cooperating with the IAEA.	1.12.2011
38.	Saman Nasb Zayendeh Rood; Saman Nasbzainde Rood	Unit 7, 3rd Floor Mehdi Building, Kahorz Blvd, Esfahan, Iran.	Construction contractor that has installed piping and associated support equipment at the uranium enrichment site at Natanz. It has dealt specifically with centrifuge piping.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
39.	Saman Tose'e Asia (SATA)		Engineering firm involved in supporting a range of large scale industrial projects including Iran's uranium enrichment programme, including undeclared work at the uranium enrichment site at Qom/Fordow.	1.12.2011
40.	Samen Industries	2nd km of Khalaj Road End of Seyyedi St., P.O.Box 91735-549, 91735 Mashhad, Iran, Tel.: +98 511 3853008, +98 511 3870225	Shell name for Khorasan Metallurgy Industries (designated under UNSCR 1803 (2008), subsidiary of Ammunition Industries Group (AMIG))	1.12.2011
41.	Soreh (Nuclear Fuel Reactor Company)	61 Shahid Abthani Street – Karegar e Shomali, Tehran; Persian Gulf Boulevard, KM 20 SW, Ispahan.	Affiliate of the UN-sanctioned Atomic Energy Organization of Iran (AEOI).	1.12.2011
42.	STEP Standart Teknik Parca San ve TIC A.S.	79/2 Tuzla, 34940, Istanbul, Turkey	Company run by Milad Jafari, who has supplied goods, mostly metals, to UN designated Shahid Hemmat Industrial Group (SHIG) through front companies.	1.12.2011
43.	SURENA (a.k.a. Sakhd Va Rah-An-Da-Zi)		Company for Construction and Commissioning of Nuclear Power Plants. Controlled by the UN designated Novin Energy Company.	1.12.2011
44.	TABA (Iran Cutting Tools Manufacturing company - Taba Towlid Abzar Boreshi Iran)	12 Ferdowsi, Avenue Sakhaee, avenue 30 Tir (sud), nr 66 – Tehran	Owned or controlled by EU-sanctioned TESA, Involved in manufacturing equipment and materials which have direct applications in the Iranian nuclear programme.	1.12.2011
45.	Test Tafsir	No 11, Tawhid 6 Street, Moj Street, Darya Blvd, Shahrak Gharb, Tehran, Iran.	Company produces and has supplied UF6 specific containers to the uranium enrichment sites at Natanz and Qom/Fordow.	1.12.2011
46.	Tosse Silooha (a.k.a. Tosseh Jahad E Silo)		Involved in the Iranian nuclear programme at the Natanz, Qom and Arak facilities.	1.12.2011
47.	Yarsanat (a.k.a. Yar Sanat, a.k.a. Yarestan Vacuumi)	No. 101, West Zardosht Street, 3rd Floor, 14157 Tehran; No. 139 Hoveyzeh Street, 15337, Tehran.	Procurement company for UN-designated Kalaye Electric Company. Involved in purchasing equipment and materials which have direct applications in the Iranian nuclear programme. It has attempted the procurement of vacuum products and pressure transducers.	1.12.2011
48.	Oil Turbo Compressor Company (OTC)	No. 12 Sae Alley Vali E Asr Street, Tehran, Iran	Affiliated to EU-designated Sakhte Turbopomp va Kompessor (SATAK) (a.k.a. Turbo Compressor Manufacturer, TCMFG).	1.12.2011

## II. Islamic Revolutionary Guard Corps (IRGC)

### A. Persons

	Name	Identifying information	Reasons	Date of listing
49.	Azim AGHAJANI (also spelled ADHAJANI)		Member of IRGC involved in furnishing ammunition from Iran via Nigeria to a third country	1.12.2011
50.	Abolghassem Mozaffari SHAMS		Head of Khatam Al-Anbia Construction Headquarters	1.12.2011
51.	Ali Akbar TABATABAEI (alias Sayed Akbar TAHMAESEBI)		Member of IRGC involved in furnishing ammunition from Iran via Nigeria to a third country	1.12.2011

## B. Entities

	Name	Identifying information	Reasons	Date of listing
52.	Yas Air	Mehrabad Airport, Tehran	New name for UN and EU sanctioned IRGC Pars Aviation Service Company. In 2011 a Yas Air Cargo Airlines aircraft, travelling from Iran to Syria, inspected in Turkey, was inspected and found to contain conventional arms.	1.12.2011

## III. Islamic Republic of Iran Shipping Lines (IRISL)

## A. Persons

	Name	Identifying information	Reasons	Date of listing
53.	Ghasem Nabipour (a.k.a. M T Khabbazi Nabipour)	Born on 16 January 1956, Iranian.	Managing Director and shareholder of Rahbaran Omid Darya Shipmanagement Company, the new name for the Soroush Sarzamin Asatir Ship Management Company (a.k.a. Soroush Saramin Asatir Ship Management Company) (SSA SMC) designated on the European Union lists, in charge of IRISL's technical ship management. NABIPOUR is shipping manager for IRISL.	1.12.2011
54.	Naser Bateni	Born on 16 December 1962, Iranian.	Former Legal Director of IRISL, Managing Director of EU-sanctioned Hanseatic Trade and Trust Shipping Company (HTTS). Managing Director of front company NHL Basic Limited.	1.12.2011
55.	Mansour Eslami	Born on 31 January 1965, Iranian.	Managing Director of EU-sanctioned IRISL Malta Limited, alias Royal Med Shipping Company.	1.12.2011
56.	Mahamad Talai	Born on 4 June 1953, Iranian, German.	Executive Director of IRISL Europe, Executive Director of EU-sanctioned HTTS and EU-sanctioned Darya Capital Administration GmbH. Director of several front companies owned or controlled by IRISL or its affiliates.	1.12.2011
57.	Mohammad Moghaddami FARD	Date of Birth: 19 July 1956, Passport: N10623175 (Iran) issued 27 March 2007; expires 26 March 2012.	F: Regional Director of IRISL in the United Arab Emirates, Managing Director of Pacific Shipping, sanctioned by the European Union, of Great Ocean Shipping Company, alias Oasis Freight Agency, sanctioned by the European Union. Set up Crystal Shipping FZE in 2010 as part of efforts to circumvent EU designation of IRISL.	1.12.2011
58.	Captain Alireza GHEZELAYAGH		Chief Executive officer of EU-designated Lead Maritime which acts on behalf of HDSL in Singapore. Additionally CEO of EU-designated Asia Marine Network, which is IRISL's regional office in Singapore.	1.12.2011
59.	Gholam Hossein Golparvar	Born on 23 January 1957, Iranian.	Former commercial manager of IRISL, deputy Managing Director and shareholder of the Rahbaran Omid Darya Shipmanagement Company, Executive Director and shareholder of the Sapid Shipping Company, a subsidiary of EU-sanctioned IRISL, deputy Managing Director and shareholder of HDSL, member of the board of directors of the EU-sanctioned Irano-Hind Shipping Company.	1.12.2011
60.	Hassan Jalil Zadeh	Born on 6 January 1959, Iranian.	Managing Director and shareholder of EU-sanctioned Hafiz Darya Shipping Lines (HDSL). Registered shareholder of several IRISL front companies.	1.12.2011
61.	Mohammad Hadi Pajand	Born on 25 May 1950, Iranian.	Former Financial Director of IRISL, former Deputy Managing Director of EU-sanctioned Irinvestship limited, Managing Director of Fairway Shipping which took over Irinvestship limited. Director of IRISL front companies, including EU-sanctioned Lancellin Shipping Company and Acena Shipping Company.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
62.	Ahmad Sarkandi	Born on 30 September 1953, Iranian.	Financial Director of IRISL since 2011. Formerly executive director of several EU-sanctioned IRISL subsidiaries who set up several front companies in which he is still registered as Managing Director and shareholder.	1.12.2011
63.	Seyed Alaeddin Sadat Rasool	Born on 23 July 1965, Iranian.	Assistant Legal Director of IRISL group, Legal Director of Rahbaran Omid Darya Shipmanagement Company.	1.12.2011
64.	Ahmad TAFAZOLY	DOB: 27 May 1956, POB: Bojnord, Iran, Passport: R10748186 (Iran) issued 22 January 2007; expires 22 January 2012	Managing Director of EU-sanctioned IRISL China Shipping Company, alias Santelines (a.k.a. Santexlines), alias Rice Shipping, alias E-sail Shipping.	1.12.2011

## B. Entities

	Name	Identifying information	Reasons	Date of listing
65.	E-Sail a.k.a.E-Sail Shipping Company a.k.a. Rice Shipping	Suite 1501, Shanghai Zhong Rong Plaza, 1088 Pudong South Road, Shanghai, China	New names for EU-sanctioned Santexlines, alias IRISL China Shipping Company Limited. Acts on behalf of IRISL. Acts on behalf of EU-designated SAPID in China, chartering IRISL vessels to other firms.	1.12.2011
66.	IRISL Maritime Training Institute	No 115, Ghaem Magham Farahani St. P.O. Box 15896-53313, Tehran, Iran	Owned or controlled by IRISL.	1.12.2011
67.	Kara Shipping and Chartering GmbH (KSC)	Schottweg 7, 22087 Hamburg, Germany.	Front company for EU-sanctioned HTTS.	1.12.2011
68.	Khaybar Company	16th Kilometre Old Karaj Road Tehran / Iran - Zip Code: 13861-15383	IRISL subsidiary which provides spare parts for shipping vessels.	1.12.2011
69.	Kish Shipping Line Manning Company	Sanaei Street Kish Island Iran.	IRISL subsidiary in charge of crew recruitment and personnel management.	1.12.2011
70.	Boustead Shipping Agencies Sdn Bhd	Suite P1.01, Level 1 Menara Trend, Intan Millennium Square, 68, Jalan Batai Laut 4, Taman Intan, 41300 Klang, Selangor, Malaysia	Company acting on behalf of IRISL. Boustead Shipping Agencies handles transactions initiated by IRISL by entities owned or controlled by IRISL.	1.12.2011
71.	Diamond Shipping Services (DSS)	5 Saint Catharine Sq., El Mansheya El Soghra, Alexandria, Egypt	Company acting on behalf of IRISL. Diamond Shipping Services handled and profited from transactions initiated by IRISL or entities owned or controlled by IRISL.	1.12.2011
72.	Good Luck Shipping Company	P.O. BOX 5562, Dubai	Company acting on behalf of IRISL. Good Luck Shipping Company was established to replace the Oasis Freight Company alias Great Ocean Shipping Services, which was sanctioned by the EU and wound up by court order. Good Luck Shipping issued false transport documents for IRISL et entities owned or controlled by IRISL. Acts on behalf of EU-designated HDSL and Sapid in the United Arab Emirates. Set up in June 2011 as a result of sanctions, to replace Great Ocean Shipping Services and Pacific Shipping.	1.12.2011
73.	Ocean Express Agencies Private Limited	Ocean Express Agencies - Ground Floor, KDLB Building, 58 West Wharf Road - Karachi - 74000, Sindh, Pakistan	Company acting on behalf of IRISL. Ocean Express Agencies Private Limited used IRISL transport documents and documents used by entities owned or controlled by IRISL to circumvent sanctions.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
74.	OTS Steinweg Agency	Steinweg - OTS, Iskele Meydani, Alb. Faik Sozdener Cad., No:11 D:8 Kat:4 Kadikoy - 34710 Istanbul	Company acting on behalf of IRISL. OTS Steinweg Agency handled transactions for IRISL et entities owned or controlled by IRISL, was involved in setting up front companies owned or controlled by IRISL, involved in acquiring vessels on behalf of IRISL or entities owned or controlled by IRISL.	1.12.2011
75.	Universal Transportation Limitation Utl	21/30 Thai Wah Tower 1, South Sathorn Road, Bangkok 10120 Thailand	Company acting on behalf of IRISL. Universal Transportation Limited (UTL) issued false transport document in the name of a front company owned or controlled by IRISL, handled transactions on behalf of IRISL.	1.12.2011
76.	Walship SA	Cité Les Sources 400 logts, Promotion, Sikh cage B n <sup>o</sup> 3 - 16005 Bir Mourad Rais, Algeria	Company acting on behalf of IRISL. Walship SA handled transactions on behalf of IRISL for the benefit of its clients, issued transport documents and invoices in the name of an IRISL front company, sought out potential clients to operate routes in their own name but for the sole benefit of entities owned or controlled by IRISL.	1.12.2011
77.	Acena Shipping Company Limited	Address: 284 Makarios III avenue, Fortuna Court, 3105 Limassol IMO Nrs.: 9213399; 9193185	Acena Shipping Company Limited is a front company owned or controlled by IRISL. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
78.	Alpha Kara Navigation Limited	171, Old Bakery Street, Valetta – Registration number C 39359	Alpha Kara Navigation Limited is a front company owned or controlled by IRISL. Subsidiary of EU-designated Darya Capital Administration GMBH. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
79.	Alpha Nari Navigation Limited	143 Tower Road - 1604 Sliema, Malta Registration number C 38079	Alpha Nari Navigation Limited is a front company owned or controlled by IRISL. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
80.	Aspasis Marine Corporation	Address: 107 Falcon House, Dubai Investment Park, Po Box 361025 Dubai	Aspasis Marine Corporation is a front company owned or controlled by IRISL. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
81.	Atlantic Intermodal		Owned by IRISL agent Pacific Shipping. Rendered financial assistance for impounded IRISL vessels and acquisition of new shipping containers.	1.12.2011
82.	Avrasya Container Shipping Lines		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
83.	Azores Shipping Company alias Azores Shipping FZE LLC	PO Box 5232, Fujairah, UAE; Al Mana Road, Al Sharaf Building, Bur Dubai, Dubai	Controlled by Moghddami Fard. Provides services for the IRISL subsidiary, EU-designated Valfajre Shipping Company. Front company owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned or controlled by IRISL. Moghddami Fard is a company director.	1.12.2011
84.	Beta Kara Navigation Ltd	Address: 171, Old Bakery Street, Valetta Registration number C 39354	Beta Kara Navigation Ltd is a front company owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of several vessels owned by IRISL or an IRISL affiliate.	1.12.2011
85.	Bis Maritime Limited	Numéro IMO: 0099501	Bis Maritime Limited is an IRISL front company located in Barbados. It is the registered owner of a vessel owned or controlled by IRISL or an IRISL affiliate. Gholam Hossein Golparvar is a company director.	1.12.2011
86.	Brait Holding SA	registered in the Marshall Islands in August 2011 under the number 46270.	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
87.	Bright Jyoti Shipping		IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
88.	Bright Ship FZC	Saif zone, Dubai	IRISL front company, used to acquire a vessel owned by IRISL or an IRISL affiliate and to transfer funds to IRISL.	1.12.2011
89.	Bright-Nord GmbH und Co. KG	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
90.	CF Sharp Shipping Agencies Pte Ltd	15 New Bridge Road, Rocha House, Singapore 059385	IRISL front company, owned or controlled by IRISL	1.12.2011
91.	Chaplet Shipping Limited	Dieudonnee No1., Triq Tumas Fenech, Qormi, 19635-1114 Malta	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
92.	Cosy-East GmbH und Co. KG	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
93.	Crystal Shipping FZE	Dubai, UAE	Owned by IRISL agent Pacific Shipping. Set up in 2010 by Moghddami Fard as part of efforts to circumvent EU designation of IRISL. In December 2010 it was used to transfer funds to release impounded IRISL ships and to mask IRISL involvement.	1.12.2011
94.	Damalis Marine Corporation		IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
95.	Delta Kara Navigation Ltd	171, Old Bakery Street, Valetta Registration number C 39357	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
96.	Delta Nari Navigation Ltd	143 Tower Road - 1604 Sliema, Malta Registration number C 38077	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
97.	Elbrus Ltd	Manning House - 21 Bucks Road - Douglas - Isle of Man - IM1 3DA	Holding company owned or controlled by IRISL covering a group of IRISL front companies located in the Isle of Man.	1.12.2011
98.	Elcho Holding Ltd	registered in the Marshall Islands in August 2011 under number 46041.	IRISL front company registered in the Marshall Islands, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
99.	Elegant Target Development Limited	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320195	Owned or controlled by or acting on behalf of IRISL. IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
100.	Epsilon Nari Navigation Ltd	143 Tower Road - 1604 Sliema, Malta Registration number C 38082	IRISL front company owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
101.	Eta Nari Navigation Ltd	171, Old Bakery Street, Valetta Registration number C 38067	IRISL front company owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
102.	Eternal Expert Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
103.	Fairway Shipping	83 Victoria Street, London, SW1H OHW	IRISL front company owned or controlled by IRISL or an IRISL affiliate. Haji Pajand is a director of Fairway Shipping	1.12.2011

	Name	Identifying information	Reasons	Date of listing
104.	Fasirus Marine Corporation		IRISL front company in Barbados. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
105.	Galliot Maritime Incorporation		IRISL front company in Barbados. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
106.	Gamma Kara Navigation Ltd	171, Old Bakery Street, Valetta Registration number C 39355	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
107.	Giant King Limited	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309593	Owned or controlled by or acting on behalf of IRISL. IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
108.	Golden Charter Development Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309610	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
109.	Golden Summit Investments Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309622	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
110.	Golden Wagon Development Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO Nr.: 8309634	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
111.	Grand Trinity Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309658	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
112.	Great Equity Investments Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320121	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
113.	Great Ocean Shipping Services (GOSS)	Suite 404, 4th Floor, Block B-1 PO Box 3671, Ajman Free Trade Zone, Ajman, UAE	This firm was used to set up cover companies for IRISL in the UAE, including Good Luck Shipping. Its managing director is Moghddami Fard.	1.12.2011
114.	Great Prospect International Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309646	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
115.	Great-West GmbH und Co. KG	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
116.	Happy-Süd GmbH und Co. KG	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
117.	Harvest Supreme Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320183	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
118.	Harzaru Shipping	IMO number of the vessel: 7027899	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
119.	Heliotrope Shipping Limited	Dieudonnee No1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 45613 IMO number of the vessel: 9270646	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
120.	Helix Shipping Limited	Dieudonnee No1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 45618 IMO number of the vessel: 9346548	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
121.	Hong Tu Logistics Private Limited	149 Rochor Road 01 - 26 Fu Lu Shou Complex, Singapore 188425	IRISL front company. Owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
122.	Ifold Shipping Company Limited	Dieudonnee No1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 38190 IMO Nr.: 9386500	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
123.	Indus Maritime Incorporation	47st Bella Vista and Aquilino de la Guardia, Panama City, Panama IMO Nr.: 9283007	IRISL front company in Panama. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
124.	Iota Nari Navigation Limited	143 Tower Road - 1604 Sliema, Malta Registration number C 38076	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
125.	ISIM Amin Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 40069	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
126.	Isim Atr Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 34477	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
127.	Isim Olive Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 34479	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
128.	Isim Sat Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 34476	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
129.	ISIM Sea Chariot Ltd	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 45153	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
130.	ISIM Sea Crescent Ltd	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 45152	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
131.	ISIM Sinin Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 41660	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
132.	ISIM Taj Mahal Ltd	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 37437 IMO number of the vessel: 9274941	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
133.	Isim Tour Company Limited	147/1 Ste Lucia Street, 1185, Valetta - Registration number C 34478 IMO number of the vessel: 9364112	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
134.	Jackman Shipping Company	Dieudonnee No 1., Triq Tumas Fenech, Qormi, 19635-1114 Malta - No C 38183 IMO number of the vessel; 9387786	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
135.	Kalan Kish Shipping Company Ltd		IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
136.	Kappa Nari Navigation Ltd	143 Tower Road - 1604 Sliema, Malta Registration number C 38066.	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
137.	Kaveri Maritime Incorporation	Panama Registration number 5586832 IMO Nr.: 9284154	IRISL front company in Panama, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
138.	Kaveri Shipping Llc		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
139.	Key Charter Development Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong	Owned or controlled by or acting on behalf of IRISL	1.12.2011
140.	King Prosper Investments Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320169	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
141.	Kingswood Shipping Company Limited	171, Old Bakery Street, Valetta IMO Nr.: 9387798	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
142.	Lambda Nari Navigation Limited	143 Tower Road - 1604 Sliema, Malta Registration number C 38064	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
143.	Lancing Shipping Company limited	Address: 143/1 Tower Road, Sliema - No C 38181 IMO number of the vessel: 9387803	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
144.	Magna Carta Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
145.	Malship Shipping Agency	Registration number C 43447.	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
146.	Master Supreme International Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320133	Owned or controlled by or acting on behalf of IRISL IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
147.	Melodious Maritime Incorporation	47st Bella Vista and Aquilino de la Guardia, Panama City, Panama IMO number: 9284142	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
148.	Metro Supreme International Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309672	Owned or controlled by or acting on behalf of IRISL IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
149.	Midhurst Shipping Company Limited (Malta)	SPC possédée par Hassan Djalilzaden – Registration number C38182 IMO number of the vessel: 9387815	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
150.	Modality Ltd	No: C 49549	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
151.	Modern Elegant Development Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8309701	Owned or controlled by or acting on behalf of IRISL IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
152.	Morison Menon Chartered Accountant	204 Tower A2, Gulf Towers, Dubai, PoBox 5562 et 8835 (Sharjah)	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
153.	Mount Everest Maritime Incorporation	Registration number 5586846 IMO Nr.: 9283019	IRISL front company. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
154.	Narmada Shipping	Aghadir Building, room 306, Dubai, UAE	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
155.	Newhaven Shipping Company Limited	IMO number of the vessel: 9405930	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
156.	NHL Basic Ltd.	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
157.	NHL Nordland GmbH	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
158.	Oxted Shipping Company Limited	Dieudonnee No 1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 38783 IMO number of the vessel: 9405942	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
159.	Pacific Shipping	206 Sharaf Building, Al Mina Road, Dubai 113740, UAE	Acts for IRISL in the Middle East. Its Managing Director is Mohammad Moghaddami Fard. In October 2010 it was involved in setting up cover companies; the names of the new ones to be used on bills of lading in order to circumvent sanctions. It continues to be involved in the scheduling of IRISL ships.	1.12.2011
160.	Petworth Shipping Company Limited	Dieudonnee No 1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 38781 IMO number of the vessel: 9405954	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
161.	Prosper Basic GmbH	Kattrepelsbrücke 1, 20095 Hamburg, Germany	Owned or controlled by or acting on behalf of IRISL	1.12.2011
162.	Prosper Metro Investments Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320145	Owned or controlled by or acting on behalf of IRISL IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
163.	Reigate Shipping Company limited	Dieudonnee No 1., Triq Tumas Fenech, Qormi, 19635-1114 Malta – Registration number C 38782 IMO number of the vessel: 9405978	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
164.	Rishi Maritime Incorporation	Registration number 5586850	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
165.	Seibow Logistics Limited (alias Seibow Limited)	111 Futura Plaza, How Ming Street, Kwun Tong, Hong Kong Registration number: 92630	IRISL front company in Hong Kong, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
166.	Shine Star Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
167.	Silver Universe International Ltd.	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320157	Owned or controlled by or acting on behalf of IRISL. IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
168.	Sinose Maritime	200 Middle Road 14-03/04, Prime Centre, Singapore 188980	IRISL's head office in Singapore and acts as the exclusive agent of Asia Marine Network. Acts for HDSL in Singapore.	1.12.2011
169.	Sparkle Brilliant Development Limited	Room 1601, Workington Tower, 78 Bonham Strand, Sheung Wan, Hong Kong IMO number of the vessel: 8320171	Owned or controlled by or acting on behalf of IRISL. IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
170.	Statira Maritime Incorporation		IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
171.	Syracuse S.L.	IMO number of the vessel: 9541887	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
172.	Tamalaris Consolidated Ltd	P.O. Box 3321, Drake Chambers, Road Town, Tortola, British Virgin Islands	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
173.	TEU Feeder Limited	143/1 Tower Road, Sliema – Registration number C44939	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
174.	Theta Nari Navigation	143 Tower Road - 1604 Sliema, Malta Registration number C 38070	IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
175.	Top Glacier Company Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
176.	Top Prestige Trading Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011

	Name	Identifying information	Reasons	Date of listing
177.	Tulip Shipping Inc		IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011
178.	Western Surge Shipping Company limited (Cyprus)		IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
179.	Wise Ling Shipping Company Limited		IRISL front company, owned or controlled by IRISL or an IRISL affiliate. It is the registered owner of a vessel owned by IRISL or an IRISL affiliate.	1.12.2011
180.	Zeta Neri Navigation	143 Tower Road - 1604 Sliema, Malta Registration number C 38069	IRISL front company, owned or controlled by IRISL or an IRISL affiliate.	1.12.2011

(2) The entries for the entities named below shall be replaced by the entries set out below:

### I. Persons and entities involved in nuclear or ballistic missiles activities

#### B. Entities

Name	Identifying information	Reasons	Date of listing
Pearl Energy Company Ltd	Level 13(E) Main Office Tower, Jalan Merdeka, Financial Park Complex, Labuan 87000 Malaysia	Pearl Energy Company Ltd. is a wholly- owned subsidiary of First East Export Bank (FEEB), which was designated by the UN under Security Council Resolution 1929 in June 2010. Pearl Energy Company was formed by FEEB in order to provide economic research on an array of global industries.	23.05.2011
Safa Nicu a.k.a. 'Safa Nicu Sepahan', 'Safanco Company', 'Safa Nicu Afghanistan Company', 'Safa Al-Noor Company' and 'Safa Nicu Ltd Company'.	— Safa Nicu Building, Danesh Lane, 2nd Moshtagh Street, Esfahan, Iran — No 38, Third floor, Molla Sadra Street, Vanak Square, Tehran, Iran — No 313, Farvardin Street, Golestan Zone, Ahvaz, Iran — PO Box 106900, Abu Dhabi, UAE — No 233, Lane 15, Vazir Akbar Khan Zone, Kabul, Afghanistan — No 137, First floor, Building No. 16, Jebel Ali, UAE.	Communications firm that supplied equipment for the Fordow (Qom) facility built without being declared to the IAEA.	23.05.2011
Onerbank ZAO (a.k.a. Onerbank ZAT, Eftekhar Bank, Honor Bank, Honorbank)	Ulitsa Klary Tsetkin 51-1, 220004, Minsk, Belarus	Belarus-based bank owned by Bank Refah Kargaran, Bank Saderat and Bank Toseh Saderat Iran	23.05.2011

### III. Islamic Republic of Iran Shipping Lines (IRISL)

#### B. Entities

Name	Identifying information	Reasons	Date of listing
Islamic Republic of Iran Shipping Lines (IRISL) (including all branches) and subsidiaries:	No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., PO Box 19395-1311. Tehran, Iran; No. 37,. Corner of 7th Narenjestan, Sayad Shirazi Square, After Noboyand Square, Pasdaran Ave., Tehran, Iran IRISL IMO Nrs: 9051624; 9465849; 7632826; 7632814; 9465760; 8107581; 9226944; 7620550; 9465863; 9226956; 7375363; 9465758; 9270696; 9193214; 8107579; 9193197; 8108559; 8105284; 9465746; 9346524; 9465851; 8112990	IRISL has been involved in the shipment of military-related cargo, including proscribed cargo from Iran. Three such incidents involved clear violations that were reported to the UN Security Council Iran Sanctions Committee. IRISL's connection to proliferation was such that the UNSC called on states to conduct inspections of IRISL vessels, provided there are reasonable grounds to believe that the vessel is transporting proscribed goods, in UNSCRs 1803 and 1929.	26.7.2010

Name	Identifying information	Reasons	Date of listing
Bushehr Shipping Company Limited (Tehran)	143/1 Tower Road Sliema, Slm 1604, Malta; c/o Hafiz Darya Shipping Company, Ehteshamiyeh Square 60, Neyestani 7, Pasdaran, Tehran, Iran IMO Nr. 9270658	Owned or controlled by IRISL	26.7.2010
South Way Shipping Agency Co Ltd a.k.a. Hoopad Darya Shipping Agent	No. 101, Shabnam Alley, Ghaem Magham Street, Tehran, Iran	Controlled by IRISL and acts for IRISL in Iranian ports overseeing such tasks as loading and unloading.	26.7.2010
Irano Misr Shipping Company a.k.a. Nefertiti Shipping	No 41, 3rd Floor, Corner of 6th Alley, Sunaei Street, Karim Khan Zand Ave, Tehran; 265, Next to Mehrshad, Sedaghat St., Opposite of Mellat Park, Vali Asr Ave., Tehran 1A001, Iran; 18 Mehrshad Street, Sadaghat St., Opposite of Mellat Park, Vali Asr Ave., Tehran 1A001, Iran	Acts on behalf of IRISL, along the Suez Canal and in Alexandria and Port Said. 51 %-owned by IRISL.	26.7.2010
IRISL Marine Services and Engineering Company a.k.a. Qeshm Ramouz Gostar	Sarbandar Gas Station PO Box 199, Bandar Imam Khomeini, Iran; Karim Khan Zand Ave, Iran Shahr Shomai, No 221, Tehran, Iran; No 221, Northern Iranshahr Street, Karim Khan Ave, Tehran, Iran. Qesm Ramouz Gostar: No. 86, Khalij-E-Fars Complex, Imam Gholi Khan Blvd, Qeshm Island, Iran or 86 2nd Floor Khajie Fars, Commercial Complex, Emam Gholi Khan Avenue, Qeshm, Iran	Owned by IRISL. Provides fuel, bunkers, water, paint, lubricating oil and chemicals required by IRISL's vessels. The company also provides maintenance supervision of ships as well as facilities and services for the crew members. IRISL subsidiaries have used US dollar-denominated bank accounts registered under cover-names in Europe and the Middle East to facilitate routine fund transfers. IRISL has facilitated repeated violations of provisions of UNSCR 1747.	26.7.2010
Soroush Saramin Asatir (SSA) a.k.a. Soroush Sarzamin Asatir Ship Management Company a.k.a. Rabbaran Omid Darya Ship Management Company alias Sealeaders	No 14 (alt. 5) Shabnam Alley, Fajr Street, Shahid Motahhari Avenue, PO Box 196365-1114, Tehran Iran	Acts on behalf of IRISL. A Tehran-based ship management company acts as technical manager for many of SAPID's vessels	26.7.2010
First Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94311 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011
First Ocean GMBH & Co. Kg	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA102601 (Germany) issued 19 Sep 2005 Email Address smd@irisl.net; Website www.irisl.net; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr. 9349576	Owned or controlled by IRISL	23.05.2011
Second Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94312 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011

Name	Identifying information	Reasons	Date of listing
Second Ocean GMBH & Co. Kg	Schottweg 5, Hamburg 22087, Germany; c/o Hafiz Darya Shipping Co, No 60, Ehteshamiyeh Square, 7th Neyestan Street, Pasdaran Avenue, Tehran, Iran; Business Registration Document # HRA102502 (Germany) issued 24 Aug 2005; Email Address info@hdslines.com; Website www.hdslines.com; Telephone: 00982126100733; Fax: 00982120100734 IMO Nr.: 9349588.	Owned or controlled by IRISL	23.05.2011
Third Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94313 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011
Third Ocean GMBH & Co. Kg	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA102520 (Germany) issued 29 Aug 2005; Email Address smd@irisl.net; Website www.irisl.net; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9349590	Owned or controlled by IRISL	23.05.2011
Fifth Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94315 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011
Fifth Ocean GMBH & CO. KG	c/o Hafiz Darya Shipping Co, No 60, Ehteshamiyeh Square, 7th Neyestan Street, Pasdaran Avenue, Tehran, Iran; Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRA102599 (Germany) issued 19 Sep 2005; Email Address info@hdslines.com; Website www.hdslines.com; Telephone: 00494070383392; Telephone: 00982126100733; Fax: 00982120100734 IMO Nr.: 9349667	Owned or controlled by IRISL	23.05.2011
Sixth Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94316 (Germany) issued 21 Jul 2005	Owned or controlled by IRISL	23.05.2011
Sixth Ocean GMBH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Hafiz Darya Shipping Co, No 60, Ehteshamiyeh Square, 7th Neyestan Street, Pasdaran Avenue, Tehran, Iran; Business Registration Document # HRA102501 (Germany) issued 24 Aug 2005; Email Address info@hdslines.com; Website www.hdslines.com; Telephone: 00982126100733; Fax: 00982120100734 IMO Nr.: 9349679	Owned or controlled by IRISL	23.05.2011
Seventh Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94829 (Germany) issued 19 Sep 2005	Owned or controlled by IRISL	23.05.2011

Name	Identifying information	Reasons	Date of listing
Seventh Ocean GMBH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA102655 (Germany) issued 26 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9165786	Owned or controlled by IRISL	23.05.2011
Eighth Ocean Administration GMBH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94633 (Germany) issued 24 Aug 2005	Owned or controlled by IRISL	23.05.2011
Eighth Ocean GmbH & CO. KG	c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRA102533 (Germany) issued 1 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9165803	Owned or controlled by IRISL	23.05.2011
Ninth Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94698 (Germany) issued 9 Sep 2005	Owned or controlled by IRISL	23.05.2011
Ninth Ocean GmbH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA102565 (Germany) issued 15 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9165798	Owned or controlled by IRISL	23.05.2011
Tenth Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany	Owned or controlled by IRISL	23.05.2011
Tenth Ocean GmbH & CO. KG	c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRA102679 (Germany) issued 27 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9165815	Owned or controlled by IRISL	23.05.2011
Eleventh Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRB94632 (Germany) issued 24 Aug 2005	Owned or controlled by IRISL	23.05.2011

Name	Identifying information	Reasons	Date of listing
Eleventh Ocean GmbH & CO. KG	c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Schottweg 5, Hamburg 22087, Germany; Business Registration Document # HRA102544 (Germany) issued 9 Sep 2005; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 004940302930; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr. 9209324	Owned or controlled by IRISL	23.05.2011
Thirteenth Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany	Owned or controlled by IRISL	23.05.2011
Thirteenth Ocean GmbH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA104149 (Germany) issued 10 Jul 2006; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9328900	Owned or controlled by IRISL	23.05.2011
Fifteenth Ocean Administration GmbH	Schottweg 5, Hamburg 22087, Germany	Owned or controlled by IRISL	23.05.2011
Fifteenth Ocean GmbH & CO. KG	Schottweg 5, Hamburg 22087, Germany; c/o Islamic Republic of Iran Shipping Lines (IRISL), No. 37, Aseman Tower, Sayyade Shirazee Square, Pasdaran Ave., P.O. Box 19395-1311, Tehran, Iran; Business Registration Document # HRA104175 (Germany) issued 12 Jul 2006; Email Address <a href="mailto:smd@irisl.net">smd@irisl.net</a> ; Website <a href="http://www.irisl.net">www.irisl.net</a> ; Telephone: 00982120100488; Fax: 00982120100486 IMO Nr.: 9346536	Owned or controlled by IRISL	23.05.2011
Insight World Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309634; 9165827	Insight World Ltd is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Kingdom New Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309622; 9165839	Kingdom New Ltd is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Logistic Smart Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO nr.: 9209336	Logistic Smart Ltd is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011

Name	Identifying information	Reasons	Date of listing
Neuman Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309646; 9167253	Neuman Ltd is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
New Desire LTD	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8320183; 9167277	New Desire LTD is a Hong Kong based company, owned by Loweswater Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Advance Novel	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8320195	Advance Novel is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Alpha Effort Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr. 8309608	Alpha Effort Ltd is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Best Precise Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309593; 9051650	Best Precise Ltd is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Concept Giant Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309658; 9051648	Concept Giant Ltd is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Great Method Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309610; 9051636	Great Method Ltd is a Hong Kong based company, owned by Mill Dene Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Smart Day Holdings Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr. 8309701	Smart Day Holdings Ltd is a Hong Kong based company, owned by Shallon Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Trade Treasure	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8320157	Trade Treasure is a Hong Kong based company, owned by Shallon Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011

Name	Identifying information	Reasons	Date of listing
True Honour Holdings Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8320171	True Honour Holdings Ltd is a Hong Kong based company, owned by Shallon Ltd, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
New Synergy Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8309696; 9167291	New Synergy Ltd is a Hong Kong based company, owned by Springthorpe Limited, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Partner Century Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8309684	Partner Century Ltd is a Hong Kong based company, owned by Springthorpe Limited, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Sackville Holdings Ltd	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nrs.: 8320169; 9167265	Sackville Holdings Ltd is a Hong Kong based company, owned by Springthorpe Limited, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Sino Access Holdings	15th Floor, Tower One, Lippo Centre, 89 Queensway, Hong Kong IMO Nr.: 8309672	Sino Access Holdings is a Hong Kong based company, owned by Springthorpe Limited, whose ships are operated by Safiran Payam Darya Shipping Lines (SAPID) that took over IRISL's bulk services and routes and uses vessels previously owned and operated by IRISL.	23.05.2011
Kerman Shipping Company Ltd	143/1 Tower Road, Sliema, SLM1604, Malta. C37423, Incorporated in Malta in 2005 IMO Nr.: 9209350	Kerman Shipping Company Ltd is a wholly-owned subsidiary of IRISL. Located at the same address in Malta as Woking Shipping Investments Ltd and the companies it owns.	23.05.2011
Shere Shipping Company Limited	143/1 Tower Road, Sliema, SLM1604, Malta IMO Nr. 9305192	Shere Shipping Company Limited is a wholly owned subsidiary of Woking Shipping Investments Ltd, owned by IRISL.	23.05.2011
Tongham Shipping Co. Ltd	143/1 Tower Road, Sliema, SLM1604, Malta IMO Nr.: 9305219	Tongham Shipping Co. Ltd is a wholly owned subsidiary of Woking Shipping Investments Ltd, owned by IRISL.	23.05.2011
Uppercourt Shipping Company Limited	143/1 Tower Road, Sliema, SLM1604, Malta IMO Nr.: 9305207	Uppercourt Shipping Company Limited is a wholly owned subsidiary of Woking Shipping Investments Ltd, owned by IRISL.	23.05.2011
Vobster Shipping Company	143/1 Tower Road, Sliema, SLM1604, Malta IMO Nr.: 9305221	Vobster Shipping Company is a wholly owned subsidiary of Woking Shipping Investments Ltd, owned by IRISL.	23.05.2011
Lancelin Shipping Company Ltd	Fortuna Court, Block B, 284 Archiepiskopou Makariou C' Avenue, 2nd Floor, 3105 Limassol, Cyprus. Business Registration #C133993 (Cyprus), issued 2002 IMO Nr.: 9213387	Lancelin Shipping Company Ltd is wholly-owned by IRISL. Ahmad Sarkandi is the manager of Lancelin Shipping.	23.05.2011
Horsham Shipping Company Ltd	Manning House, 21 Bucks Road, Douglas, IM1 3DA, Isle of Man Horsham Shipping Company Ltd - Business Registration #111999C IMO Nr.: 9323833	Horsham Shipping Company Ltd is an IRISL front company located in the Isle of Man. It is 100 percent owned by IRISL and is the registered owner of a vessel owned by IRISL or an IRISL affiliate. Ahmad Sarkandi is a director of the company.	23.05.2011

## COMMISSION DECISION

of 25 August 2011

## on State aid C 39/09 (ex N 385/09) — Latvia — Public financing of port infrastructure in Ventspils Port

(notified under document C(2011) 6043)

(Only the Latvian text is authentic)

(Text with EEA relevance)

(2011/784/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first subparagraph of Article 108(2) thereof,

Having regard to the Agreement on the European Economic Area, and in particular Article 62(1)(a) thereof,

Having called on interested parties to submit their comments pursuant to the provisions cited above <sup>(1)</sup>,

Whereas:

## 1. PROCEDURE

- (1) By electronic notification of 26 June 2009, Latvia notified, according to Article 108(3) of the Treaty on the Functioning of the European Union (TFEU), a measure providing for public financing for the construction of port infrastructure in Ventspils Port.
- (2) By letter dated 15 December 2009, the Commission informed Latvia that it had decided to initiate the formal investigation procedure laid down in Article 108(2) of the TFEU in respect of part of the measure.
- (3) The Commission decision to initiate the procedure was published in the *Official Journal of the European Union* <sup>(2)</sup> (hereinafter 'the opening decision'). The Commission called on interested parties to submit their comments.
- (4) The Commission received no comments from interested parties. With letters dated 16 March 2010, 7 April 2010, 12 April 2010 and 14 April 2010 the Latvian authorities submitted their comments on the opening decision.
- (5) The Commission requested additional information on the measure by letters dated 21 September 2010, 22 December 2010 and 18 March 2011. The Latvian

authorities provided the information requested by letters dated 8 October 2010, 20 January 2011, 22 March 2011 and 31 March 2011.

- (6) Additionally, several meetings took place between the Commission services and the Latvian authorities. These meetings were preceded and followed by the dispatch of additional information by the Latvian authorities.

## 2. DESCRIPTION

## 2.1. THE PROJECT

- (7) The objective of the project is to upgrade the port infrastructure. The project consists of the following sub-projects to be developed during 2010-2014:
  - (a) construction of a dry cargo terminal;
  - (b) construction of berth No 35;
  - (c) construction of berth No 12;
  - (d) reconstruction of the northern breakwater;
  - (e) dredging of the port basin;
  - (f) construction of access railroads;
  - (g) renovation of mooring jetties for the port authority's vessels;
  - (h) fortification of the coast of the channel.

## 2.2. SCOPE OF THE PRESENT DECISION

- (8) In its decision of 15 December 2009 <sup>(3)</sup>, the Commission considered that it was not necessary to decide whether the public financing of the breakwater, the fortification of the coast of the channel and the renovation of the mooring jetties used by the ships of the port authority involved State aid within the meaning of Article 107(1) TFEU at the level of the port authority, since such aid would be compatible with the internal market.

<sup>(1)</sup> OJ C 62, 13.3.2010, p. 7.

<sup>(2)</sup> See footnote 1.

<sup>(3)</sup> See footnote 1.

(9) As regards the public financing of the dredging and the access railroads, the Commission considered that it involved State aid within the meaning of Article 107(1) TFEU and declared the aid at the level of the port authority as compatible with the internal market.

(10) As regards the public financing of the new terminal and the two berths, the Commission considered that it involved aid at the level of the port authority. The Commission concluded that the aid to the port authority was compatible with the internal market.

(11) The dry-bulk terminal and the two berths will be operated by private parties. To that end, the port authority will conclude concession contracts with port service providers for a period of 35 years. No tender will be carried out in order to grant the concession contracts. The concession fee to be paid by the chosen port services providers has been established beforehand on the basis of an evaluation carried out by an independent expert.

(12) In its decision of 15 December 2009, the Commission raised doubts as to whether the price of concession would not involve State aid. On the basis of the information available at that stage, the Commission could not conclude on the aid character of the public financing at the level of the three concession holders of the user-specific port infrastructure.

(13) The Commission also found that end-users will have access to the newly built infrastructure on non-discriminatory conditions.

(14) Consequently, only potential aid at the level of the concession holders has been subject to the formal investigation procedure.

### 2.3. CONCESSION CONTRACTS

#### 2.3.1. THE DRY BULK TERMINAL

(15) The port authority intends to grant the concession contract for the operation of the newly built terminal to [...] (\*). Currently the operator is carrying out cargo handling operations in the territory leased by the port authority to [...] on the basis of a sublease agreement concluded with [...].

(16) According to the Latvian authorities, [...] intends to extend its operations and use the leased territory in its entirety for its own operations, and therefore plans to terminate the sublease agreement.

(17) The port authority decided to construct a new terminal and subsequently grant the concession to [...], so that [...] can continue to operate in the port.

#### 2.3.2. BERTH No 35 FOR LIQUID CARGO

(18) According to the Latvian authorities, the restoration of the capacity of liquid cargoes in the port of Ventspils is linked to this particular location because of constraints related to the required depth for accommodation of liquid cargo vessels of appropriate tonnage.

(19) The entire adjacent territory is currently leased to [...]. The intention of the Latvian authorities is to grant the concession contract for the operation of the new berth to the [...] since it has handled liquid cargoes in the port and therefore already owns the required equipment for transshipment of liquid cargoes, including fire extinguishing equipment.

#### 2.3.3. BERTH No 12 FOR GENERAL AND BULK CARGO

(20) One of the users of the berth will be a subsidiary of [...], which intends to establish a building modules factory on the territory of the port on the basis of a long-term land lease agreement with the port authority. The building modules will be transported to export markets by ro-ro vessels.

(21) Transport of the modules from the factory itself to the berth will be carried out by rail and road, along the territory of Universal terminal No 2 operated by [...]. To this end, a trilateral agreement between [...], [...] and the port authority will be signed after the construction of the berth.

(22) According to the Latvian authorities, [...] and [...] are the only potential operators of berth No 12. The port authority initially intended to grant the concession to the [...].

### 2.4. GROUNDS FOR INITIATING THE FORMAL INVESTIGATION PROCEDURE AS REGARDS THE AID CHARACTER OF THE MEASURE AT THE LEVEL OF THE CONCESSION HOLDERS

#### 2.4.1. EXISTENCE OF STATE AID

(23) In its opening decision, the Commission took the preliminary view that the criteria required to conclude that the port authority behaved like a private investor when establishing the concession fees to be charged to the future concession holders were not fully complied with.

(\*) Covered by the obligation of professional secrecy.

- (24) The Commission expressed doubts both as to the methodology used to establish the concession fee itself, as well as to the independent character of the expert's valuation.

#### 2.4.1.1. Methodologies used by the port authority to establish the concession fees

- (25) The independent expert which valued the concession fees has used two different methodologies, namely benchmarking and income. With regard to the liquid berth, the expert only used income.
- (26) With regard to *benchmarking*, the Commission observed that it was mainly based on ongoing contracts in the same port. Therefore, the Commission raised doubts as to its reliability. The Commission noted that such benchmarking could not be conclusive insofar as there was no indication that a market oriented concession fee is paid pursuant to the contracts used as reference. In addition, the Commission noted that the analysis has been carried out in respect to the same three concession agreements for both the dry bulk terminal and berth No 12 for general and bulk cargo, despite the fact that those terminals appear to differ substantially in their nature.
- (27) With regard to the *income approach* used in the evaluation, the Commission observed that it did not appear to reflect the entirety of the investment cost in the case of the dry bulk terminal and berth No 12.

#### 2.4.1.2. Independent character of the expert's valuation

- (28) The Commission noted that a decision taken by the port board already in March 2006 showed the commitment of the port to grant the concession for the operation of berth No 35 to [...] after completion of the construction works. The methodology of calculation of the concession fee, based on the same principles as the independent evaluation, is detailed therein. Consequently, the Commission raised doubts as to the independent character of the evaluation as such.

#### 2.4.1.3. Conclusion

- (29) The Commission considered that the public financing of the construction of the terminal and the two berths appeared to provide a selective economic advantage to the operators of the infrastructure in question and thus to constitute aid in the meaning of Article 107(1) TFEU.

#### 2.4.2. COMPATIBILITY OF THE AID

- (30) The Commission took the preliminary view that any aid to the concession holders would constitute operating aid, relieving them from costs they would normally have to bear. According to the case law of the Court, such operating aid is in principle incompatible with the internal market <sup>(4)</sup>.

<sup>(4)</sup> Case T-459/93 *Siemens v Commission* [1995] ECR II-1675, paragraph 48. See in that sense also Judgment of 8 July 2010, T-396/08, *Freistaat Sachsen and Land Sachsen-Anhalt/Commission*, paragraphs 46-48; case C-156/98, *Germany v Commission*, [1998] ECR I-6857, paragraph 30.

### 3. COMMENTS FROM LATVIA

#### 3.1.1. THE CONCESSION HOLDERS

- (31) The Latvian authorities maintain that the three operators have been chosen by the port authority on objective grounds and represent the most viable alternative as operators of the newly built infrastructure.

##### 3.1.1.1. Dry cargo terminal

- (32) The port authority intends to grant the concession for the operation of the dry bulk terminal to [...], dealing mainly with the transshipment of wood. The Latvian authorities explain that the presence of [...] in the port is essential because of the particular significance of wood exports in the region.
- (33) As explained above, [...] is currently providing cargo handling services in the territory leased by the port authority to [...] on the basis of a sublease agreement concluded with the [...]. Given that [...] intends to extend its operations and use the leased territory in its entirety, the port board adopted in October 2005 a resolution to construct a new terminal and subsequently grant the concession for its operation to [...] (see Annex I).

- (34) The Latvian authorities maintain that the decision to award the concession contract to this particular operator is based on purely objective commercial grounds. In this sense the Latvian authorities underline that [...] represents the most feasible solution for the operation of the terminal since it already owns the equipment required for the handling of dry cargoes. In addition, no other potential concessionaire has expressed an interest to operate the dry bulk terminal. The Latvian authorities underline that it is in the interest of the port authority to initiate negotiations with all potentially interested parties, in particular since a significant portion of port land is still unused.

- (35) [...] has already transhipped in the port more than [...] thousand m<sup>3</sup> per year and has thus already established a solid business network. The port authority considers that the company would be able to maintain such cargo turnover in the future and thus offer the required guarantees as regards the recovery of the investments carried out by the port authority.

##### 3.1.1.2. Berth No 35

- (36) The berth will replace jetty No 1 for the transshipment of liquid hazardous cargoes. The jetty is currently outdated and cannot therefore be used for cargo handling. As explained above, the restoration of the capacity of liquid cargoes in the port of Ventspils is linked to this

particular location because of safety requirements and constraints related to the required depth for liquid cargo vessels of appropriate tonnage.

(37) The Latvian authorities state that granting the concession for the operation of berth No 35 to a different company is not possible in practice precisely due to the specific location of the infrastructure at stake within the port. Currently the entirety of the adjacent port territory is leased to [...] (see Annex II).

(38) Moreover, it is argued that, similarly to [...], since [...] has already handled liquid cargoes in Ventspils port, the operator owns all the equipment required for trans-shipment of liquid cargoes, which is essential to the operation of the berth.

### 3.1.1.3. Berth No 12

(39) The project aims to increase the discharge capacity of general cargo. The Latvian authorities explain that the decision to construct the berth is linked to the conclusion by the port authority of a long-term land lease agreement with a subsidiary of [...]. The subsidiary of [...] intends to establish a building modules factory on the territory of the port. The building modules may only be transported to export markets by ro-ro vessels.

(40) The Latvian authorities however underline that prior to the conclusion of the lease contract with [...], the port authority participated to various tenders organised by freight forwarders and potential concessionaires of berth No 12, such as [...], but was unsuccessful.

(41) According to the Latvian authorities, transport of the modules from the factory itself to the berth can only be carried out by rail and road, alongside the territory of Universal terminal No 2 operated by [...]. To this end, a trilateral agreement between [...], [...] and the port authority will be signed after the construction of the berth.

(42) Furthermore, the Latvian authorities state that there are only two potential operators of the berth, i.e. [...] and [...]. By the comments submitted in the context of the formal investigation procedure, the Latvian authorities have clarified that the concession contract for the operation of the berth would be granted to [...].

(43) Given that the only way to deliver the building modules from the factory to berth No 12 is through the territory leased to the [...] (see Annex III), the port authority considers [...] as the most realistic alternative.

(44) In addition, the Latvian authorities underline that the surface of the port plot adjacent to the berth does not allow storage of cargo. Therefore it is necessary to ensure the reliable connections with other areas of the port where storage is possible.

(45) It is also claimed that, considering both the location of the berth as well as its technical parameters, the berth will serve freight forwarders located in an area up to 12 ha, irrespective of the type of cargo handled.

### 3.1.2. THE EXPERT VALUATION

(46) Separate valuations have been carried out for each of the concession contracts for the user specific infrastructure. The Latvian authorities maintain that these valuations have been carried out in accordance with the Latvian Valuation Standards and International Valuation Standards.

(47) As regards the methodology used, the Latvian authorities underline that, given the location and characteristic of the Riga and Liepaja ports, the benchmarking exercise (the so-called 'comparison approach') is fully reliable. The concession fees paid by the service providers operating in these ports have been provided by the port authorities themselves and should therefore be considered as trustworthy.

(48) According to the Latvian authorities, the reviewed valuations, based on cash flow analysis, should also allay the Commission's doubts as regards their independent character.

(49) In what follows, the Commission will detail in turn the methodology used by the expert to establish the concession fees.

#### 3.1.2.1. Dry cargo terminal

(50) The assessment is based on two methods, as follows:

##### Comparable transaction approach

(51) The benchmarking exercise is carried out in respect of three contracts considered as comparable in Ventspils port. The expert used correction quotients in order to establish an adequate concession fee. The following factors were taken into account: time and conditions of conclusion of the contract, location, description of the berths, rent area, technical conditions of terminals and access to utilities.

(52) The calculated concession fee equals EUR [...] per sm per year. The valuer set the concession fee at EUR [...] per sm per year.

##### Income approach

(53) The income approach is used to assess whether the discounted values of future income allow full coverage of the total investment costs (including the loading area, dredging and access railways costs) and provides for financial projections for a period of 25 years. Estimated income and costs are corrected by a discount rate of 7,5 %, which reflects the investment risk level.

- (54) The independent appraisal takes into account income from port dues and fees and income resulting from the use of port land and infrastructure. Total investment costs are taken into account.
- (55) Based on different levels of cargo turnover, the net present value (NPV), internal rate of return (IRR) and benefit costs ratio (BCR) are forecasted for concession fees ranging from EUR [...] per sm to EUR [...] per sm per year. The financial indicators justify a concession fee of at least EUR [...] per sm per year at an average cargo turnover of [...] tonnes per year and EUR [...] per sm per year for an average cargo turnover of [...] tonnes per year. If the average turnover exceeds [...] tonnes per year, the concession fee can be minimal.
- (56) Given that the forecasted average cargo turnover is [...] tons per year, the independent valuer concludes that an annual concession fee between EUR [...] and EUR [...] per sm per year is justified.
- (57) Taking into account both methods detailed above, the independent valuer set the concession fee at EUR [...] per sm per year.
- (58) The table below provides the values of the financial indicators of the project taking into account the resulted concession fee:

**Cargo turnover [...] tonnes, concession fee EUR [...] per sm per year, discount rate 7,5 %, growth rate 2,28 %**

Indicator	Without Cohesion Fund grant	With Cohesion Fund grant
IRR	[...] %	[...] %
NPV	[...]	[...]

- (59) Thus the appraisal of the independent valuer confirmed the appropriateness of the concession fee calculated as detailed above, i.e. EUR [...] per sm per year.

### 3.1.2.2. Berth No 35

- (60) The *income approach* provides for financial projections for a period of 25 years. Estimated income and costs are corrected by the same discount rate of 7,5 %, which reflects the investment risk level.
- (61) The independent appraisal takes into account income from port dues and fees and income resulting from the use of port land and infrastructure. Total investment costs are taken into account.

- (62) Based on different levels of cargo turnover, the net present value (NPV), internal rate of return (IRR) and benefit costs ratio (BCR) are forecasted for concession fees ranging from EUR [...] to EUR [...] per year. The financial indicators justify an annual concession fee above EUR [...] per year for an expected cargo turnover of [...] tonnes per year and higher than EUR [...] per year for an expected turnover of [...] tonnes per year. For higher cargo turnover the concession fee may be minimal.
- (63) Considering that the 30-year depreciation period of deep water berths, the independent valuer established the value of the concession fee at EUR [...] per year, i.e. 1/30 of the berth investment costs, excluding dredging works.
- (64) The table below indicates the financial results of the project for an annual cargo turnover of [...] tonnes, taking into account a concession fee of EUR [...] per year. Total investment costs, including dredging works, have been taken into account in the calculation.

**Cargo turnover [...] tonnes, concession fee EUR [...] per year, discount rate 7,5 %, growth rate 2,28 %**

Indicator	Without Cohesion Fund grant	With Cohesion Fund grant
IRR	[...] %	[...] %
NPV	[...]	[...]

- (65) Thus the valuer set the concession fee at EUR [...] per year (instead of EUR [...] per year, as initially foreseen).

### 3.1.2.3. Berth No 12

- (66) The valuation is based on two methods, i.e. the comparable transaction approach and the income approach.

#### Comparable transaction approach

- (67) First, the concession contract is benchmarked against three contracts considered as comparable in Ventspils port. Taking into consideration the specific features and characteristics of the infrastructure subject to these three contracts, the valuer used correction quotients in order to establish an adequate concession fee. The following factors were taken into account: time and conditions of conclusion of the deal, location, description of the berths, rent area, technical conditions of the infrastructure, access to utilities.
- (68) The calculated concession fee equals EUR [...] per sm per year. The concession fee was set to EUR [...] per sm per year.

## Income approach

(69) The income approach, used to assess whether the discounted values of future income enable the coverage of the total investment costs (including dredging and access railways costs), provides for financial projections for a period of 25 years. Forecasted income and costs are corrected by a discount rate of 7,5 %, which reflects the investment risk level.

(70) The independent appraisal takes into account income from port dues and fees and income resulting from the use of port land and infrastructure. Total investment costs are taken into account, including the public financing.

(71) Based on different levels of cargo turnover, the net present value (NPV), internal rate of return (IRR) and benefit costs ratio (BCR) are forecasted for concession fees ranging from EUR [...] per sm to EUR [...] per sm per year. The independent valuer concluded that the financial indicators justify (the NPV is positive) a concession fee not lower than EUR [...] per sm per year for an expected cargo turnover of [...] tonnes per year and EUR [...] per sm per year for an expected cargo turnover of [...] tonnes per year.

(72) Given the forecasted volume of [...] tonnes per year, the valuer concluded that a concession fee of at least [...] EUR per sm per year is justified.

(73) Taking into account the results of the two methods detailed above, the independent valuer set the concession fee at EUR [...] per sm per year.

(74) The table below provides the values of the financial indicators of the project taking into account the resulted concession fee:

**Cargo turnover [...] tonnes, concession fee EUR [...] per sm per year, discount rate 7,5 %, growth rate 2,28 %**

Indicator	Without Cohesion Fund grant	With Cohesion Fund grant
IRR	[...] %	[...] %
NPV	[...]	[...]

(75) Thus the appraisal of the independent valuers confirmed the appropriateness of the concession fee set as detailed above, i.e. EUR [...] per sm per year.

## 3.1.3. THE CONCESSION FEE

(76) On the basis of the valuations carried out by the independent valuer, the Latvian authorities decided to set the concession fees as follows:

Concession holder	Infrastructure	Independent valuation (per year)	Concession fee (per year)
[...]	Dry cargo terminal	EUR [...]	EUR [...]
[...]	Berth No 35	EUR [...]	EUR [...]
[...]	Berth No 12	EUR [...]	EUR [...]

## 4. ASSESSMENT

## 4.1. EXISTENCE OF AID

(77) Pursuant to 107(1) of the TFEU, any aid granted by a Member State or through State resources in any form whatsoever which distorts or threatens to distort competition by favouring certain undertakings or the production of certain goods shall, in so far as it affects trade between Member States, be incompatible with the internal market save as otherwise provided by the TFEU.

(78) The criteria laid down in Article 107(1) are cumulative. Therefore, in order to determine whether the notified measure constitutes State aid within the meaning of Article 107(1) TFEU, all the abovementioned conditions need to be fulfilled. Namely, the financial support:

(a) is granted by a Member State or through State resources;

(b) favours certain undertakings or the production of certain goods;

(c) distorts or threatens to distort competition;

(d) affects trade between Member States.

## 4.1.1. ECONOMIC ADVANTAGE

(79) According to the case-law<sup>(5)</sup> of the Court, there is no advantage to the concession holders if a private investor, in similar circumstances, would have set the concession fee at the same level.

(80) From the outset, the Commission notes that in this case the concession fees have been established beforehand by means of separate valuations carried out by an external expert. The Latvian authorities have provided evidence to the effect that the expert has suitable degree and experience.

(81) As detailed above, the independent valuer benchmarked the calculated concession fees with those set for three contracts considered as comparable in Ventspils port. Taking into consideration the specific features and characteristics of the infrastructure subject to these contracts, the independent expert used correction quotients in order to establish an adequate concession fee.

<sup>(5)</sup> Joined cases C-328/99 and C-399/00, *Italy and SIM 2 Multimedia v Commission* [2003] ECR I-4053.

- (82) Nevertheless, the Commission cannot ascertain, on the basis of the information available whether the contracts considered as reference have been tendered out, nor there is currently any indication that the concession fees paid on the basis of these contracts can be considered a market price.
- (83) In the light of the above, the Commission maintains that the benchmarking exercise is not sufficiently reliable and thus cannot be sufficient to exclude that the concession holders will benefit of an advantage.
- (84) According to the second method used by the independent valuer, the concession fees and other revenues of the port authority would ensure recovery of the infrastructure investment costs and a certain rate of return in 25 years. The port authority decided to set the concession fee for the dry cargo terminal (EUR [...] per sm instead of EUR [...] per sm per year) and for berth No 35 (EUR [...] instead of EUR [...] per year) substantially above the value recommended by the expert. Therefore, the actual return expected by the port authority is substantially higher than the value calculated by the expert.
- (85) Therefore, the Commission concludes that the concession fee and the other revenues of the port authority enable it to recover the entire infrastructure investment costs, including dredging and access railways costs, and earn a return which is in line with the return a private investor would require.
- (86) In addition, the Commission notes that there is no indication in this case that the port authority has set the concession fees at a level that would not maximise its revenues.
- (87) Furthermore, the inclusion of review clause enables the concession fee to be reviewed periodically.
- (88) In view of the above, the Commission is of the view that in the present case, it can be concluded that the concession fee established as detailed above does not grant undue advantages to the concession holders of the user-specific infrastructure.
- (89) This decision in no way prejudices any possible further analysis by the Commission as far as the respect for the EU public procurement rules or other general principles of the TFEU are concerned.

#### 4.1.2. CONCLUSION

- (90) The Commission considers that the public financing of the user-specific infrastructure in Ventspils port does not result in an economic advantage at the level of the concession holders and the measure does not therefore have the effect of putting the chosen service providers in a more favourable competitive position than the undertakings competing with them.
- (91) According to settled case-law, for a measure to be classified as State aid, all the conditions set out in Article 107(1) TFEU must be satisfied<sup>(6)</sup>. Since the measure to be put in place by the Latvian authorities does not entail an economic advantage for the future concession holders, it does not therefore cumulatively fulfil the conditions required to be considered State aid within the meaning of Article 107(1) TFEU.

#### 5. CONCLUSION

- (92) In light of the above, the Commission concludes that the public financing of the construction of user-specific infrastructure in Ventspils port does not involve aid at the level of the concession holders.
- (93) This decision only concerns State aid aspects and is without prejudice to the application of other provisions of TFEU, particularly regarding service concessions,

HAS ADOPTED THIS DECISION:

##### *Article 1*

The State aid which Latvia is planning to implement in favour of Ventspils port authority in relation to the construction of the dry-bulk terminal, berth No 12 and berth No 35 does not involve State aid within the meaning of Article 107(1) TFEU at the level of the concession holders.

Implementation of the measure is accordingly authorised.

##### *Article 2*

This Decision is addressed to the Republic of Latvia.

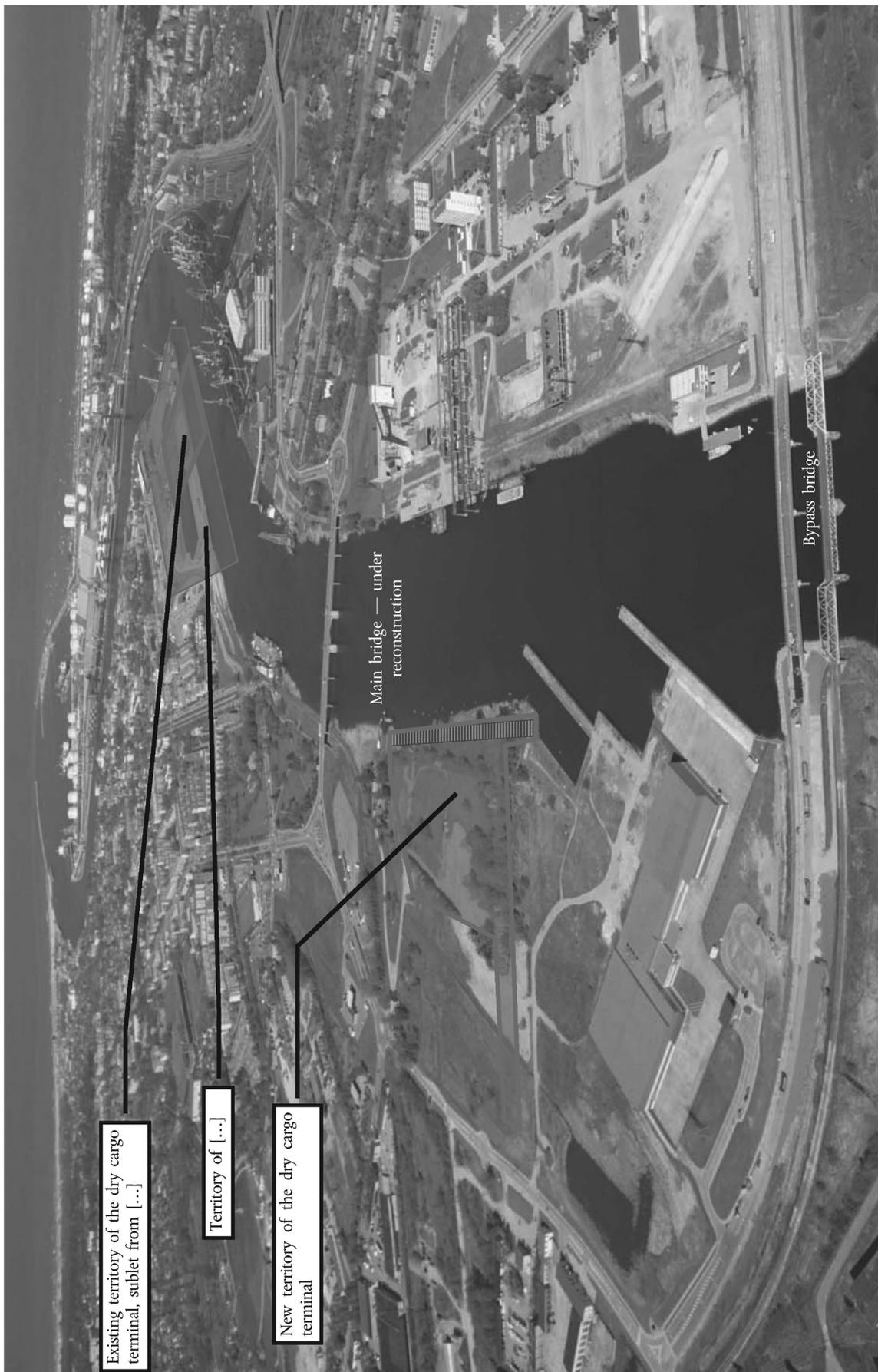
Done at Brussels, 25 August 2011.

*For the Commission*  
Joaquín ALMUNIA  
Vice-President

<sup>(6)</sup> Joined Cases C-278/92 to C-280/92 *Spain v Commission* [1994] ECR I-4103, paragraph 20; Case C-482/99 *France v Commission* [2002] ECR I-4397, paragraph 68.

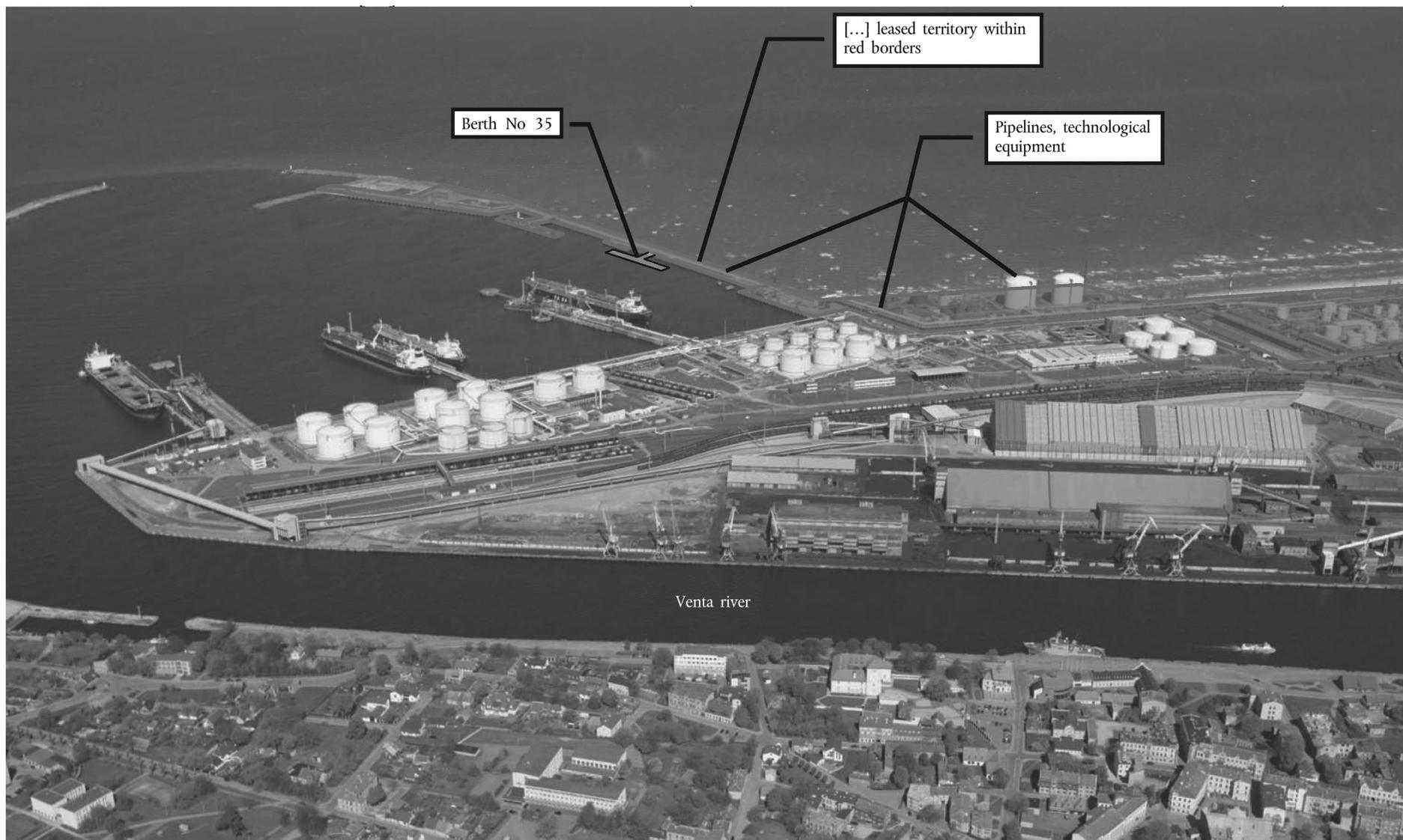
ANNEX I

EXISTING AND NEW TERRITORY OF THE DRY CARGO TERMINAL

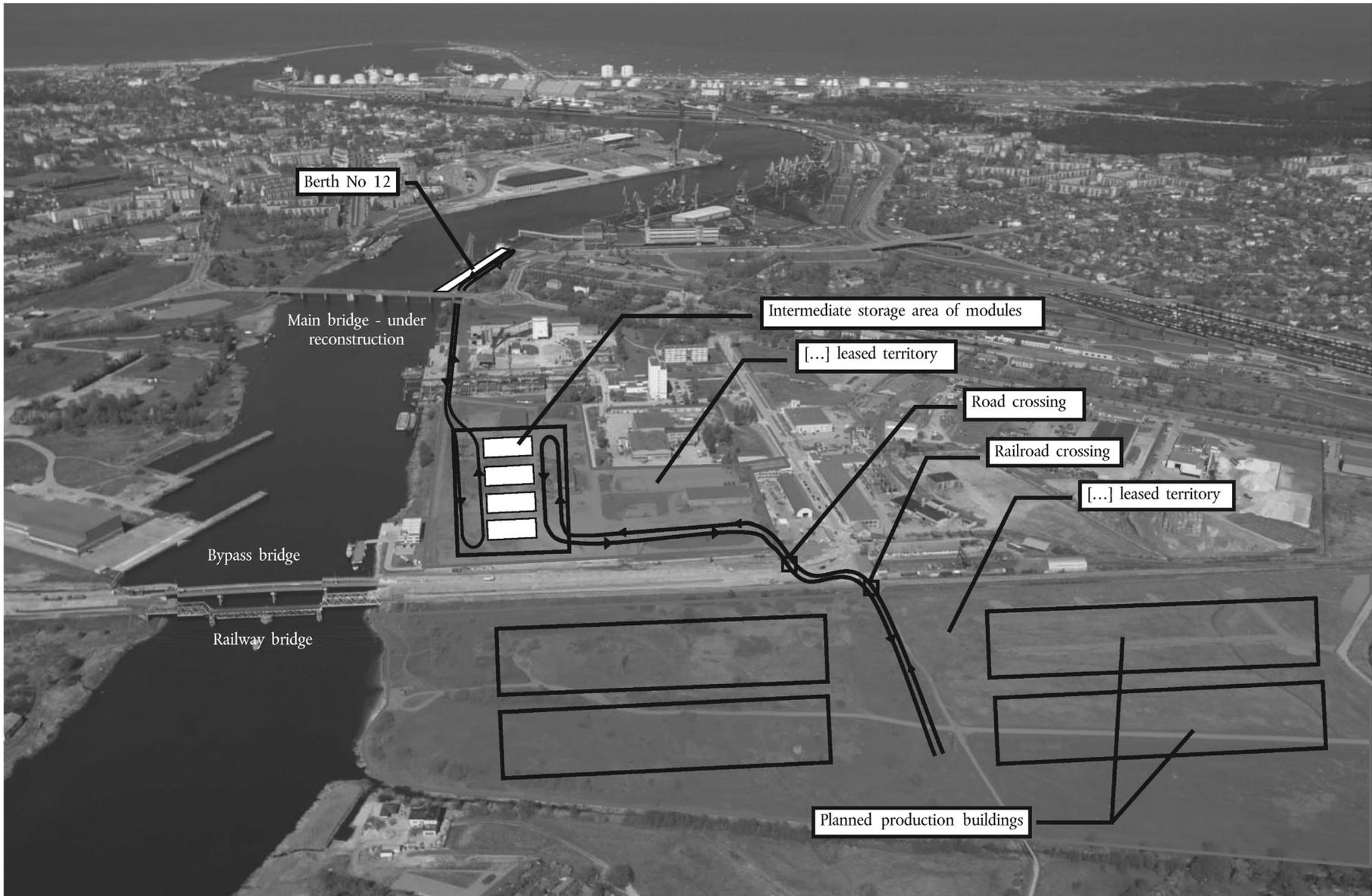


ANNEX II

SCHEME OF [...] LEASED TERRITORY (INCLUDING PLANNED BERTH No 35)



TRANSPORTATION SCHEME OF CONSTRUCTION MODULES FROM [...] LEASED TERRITORY TO BERTH No 12



## COMMISSION IMPLEMENTING DECISION

of 28 November 2011

**amending Decision 2008/911/EC establishing a list of herbal substances, preparations and combinations thereof for use in traditional herbal medicinal products**

(notified under document C(2011) 7382)

(Text with EEA relevance)

(2011/785/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on European Union and the Treaty on the Functioning of the European Union,

Having regard to Directive 2001/83/EC of the European Parliament and of the Council of 6 November 2001 on the Community code relating to medicinal products for human use <sup>(1)</sup>, and in particular Article 16f thereof,

Having regard to the opinion of the European Medicines Agency, formulated on 15 July 2010 by the Committee for Herbal Medicinal Products,

Whereas:

- (1) *Hamamelis virginiana* L. can be considered as a herbal substance, a herbal preparation or a combination thereof within the meaning of Directive 2001/83/EC and complies with the requirements set out in that Directive.
- (2) It is therefore appropriate to include *Hamamelis virginiana* L. in the list of herbal substances, preparations and combinations thereof for use in traditional herbal medicinal products established by Commission Decision 2008/911/EC <sup>(2)</sup>.

- (3) Decision 2008/911/EC should therefore be amended accordingly.

- (4) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Medicinal Products for Human Use,

HAS ADOPTED THIS DECISION:

*Article 1*

Annexes I and II of Decision 2008/911/EC are amended in accordance with the Annex to this Decision.

*Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 28 November 2011.

*For the Commission*

John DALLI

*Member of the Commission*

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<sup>(1)</sup> OJ L 311, 28.11.2001, p. 67.

<sup>(2)</sup> OJ L 328, 6.12.2008, p. 42.

## ANNEX

Annexes I and II to Decision 2008/911/EC are amended as follows:

1. in Annex I, the following substance is inserted after *Foeniculum vulgare* Miller subsp. *vulgare* var. *dulce* (Miller) Thellung (sweet fennel fruit):

*'Hamamelis virginiana* L., *folium et cortex aut ramunculus destillatum*;

2. in Annex II, the following is inserted after the entry relating to *Foeniculum vulgare* Miller subsp. *vulgare* var. *dulce* (Miller) Thellung, fructus:

**'COMMUNITY LIST ENTRY ON HAMAMELIS VIRGINIANA L., FOLIUM ET CORTEX AUT RAMUNCULUS DESTILLATUM**

**Scientific name of the plant**

*Hamamelis virginiana* L.

**Botanical family**

Hamamelidaceae

**Herbal preparation(s)**

1. Distillate prepared from fresh leaves and bark (1:1.12 – 2.08; extraction solvent ethanol 6 % m/m)
2. Distillate prepared from dried twigs (1:2; extraction solvent ethanol 14-15 %) (\*)

**European pharmacopoeia monograph reference**

Not applicable

**Indication(s)**

**Indication (a)**

Traditional herbal medicinal product for relief of minor skin inflammation and dryness of the skin.

**Indication (b)**

Traditional herbal medicinal product to be used for the temporary relief of eye discomfort due to dryness of the eye or to exposure to wind or sun.

The product is a traditional herbal medicinal product for use in specified indications exclusively based upon long-standing use.

**Type of tradition**

European

**Specified strength**

Please see 'Specified posology'.

**Specified posology**

*Children over six years of age, adolescents, adults and elderly*

**Indication (a)**

Distillate in a strength corresponding to 5-30 % in semi-solid preparations, several times daily.

The use in children under six years of age is not recommended (see section 'Special warnings and precautions for use').

*Adolescents, adults and elderly*

**Indication (b)**

Eye drops (\*\*) Distillate (2) diluted (1:10), 2 drops/each eye, 3-6 times daily.

The use in children under 12 years of age is not recommended (see section 'Special warnings and precautions for use').

**Route of administration**

Cutaneous use.

Ocular use.

**Duration of use or any restrictions on the duration of use**

*Children over six years of age, adolescents, adults and elderly*

**Indication (a)**

If the symptoms persist longer than two weeks during the use of the medicinal product, a doctor or a qualified healthcare practitioner should be consulted.

*Adolescents, adults and elderly*

**Indication (b)**

The recommended duration of use is four days. If the symptoms persist longer than two days during the use of the medicinal product, a doctor or a qualified healthcare practitioner should be consulted.

**Any other information necessary for the safe use**

**Contraindications**

Hypersensitivity to the active substance.

**Special warnings and precautions for use**

**Indication (a)**

The use in children under six years of age has not been established due to lack of adequate data.

**Indication (b)**

If eye pain, changes in vision, continued redness, or irritation of the eye is experienced, or if the condition worsens or persists for more than 48 hours during the use of the medicinal product, a doctor or a qualified healthcare practitioner should be consulted.

The use in children under 12 years of age has not been established due to lack of adequate data.

For extracts containing ethanol, the appropriate labelling for ethanol, taken from the 'Guideline on excipients in the label and package leaflet of medicinal products for human use', must be included.

**Interactions with other medicinal products and other forms of interaction**

None reported.

**Pregnancy and lactation**

Safety during pregnancy and lactation has not been established. In the absence of sufficient data, the use during pregnancy and lactation is not recommended.

**Effects on ability to drive and use machines**

No studies on the effect on the ability to drive and use machines have been performed.

**Undesirable effects**

**Indication (a)**

Allergic contact dermatitis may occur in sensitive patients. The frequency is not known.

**Indication (b)**

Conjunctivitis cases have been reported. The frequency is not known.

If other adverse reactions not mentioned above occur, a doctor or a qualified healthcare practitioner should be consulted.

**Overdose**

No case of overdose has been reported.

**Pharmaceutical particulars [if necessary]**

Not applicable.

**Pharmacological effects or efficacy plausible on the basis of long-standing use and experience [if necessary for the safe use of the product]**

Not applicable.

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(\*) According to USP (USP-31- NF 26, 2008 Vol 3:3526).

(\*\*) The medicinal product complies with the Ph. Eur. monograph on eye preparations (01/2008:1163).'

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## COMMISSION DECISION

of 29 November 2011

**on the safety requirements to be met by European standards for bicycles, bicycles for young children, and luggage carriers for bicycles pursuant to Directive 2001/95/EC of the European Parliament and of the Council**

(Text with EEA relevance)

(2011/786/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive 2001/95/EC of the European Parliament and of the Council of 3 December 2001 on general product safety<sup>(1)</sup>, and in particular Article 4(1)(a) thereof,

Whereas:

- (1) Directive 2001/95/EC provides for European standards to be set by European standardisation bodies. These standards should ensure that products satisfy the general safety requirement of the Directive.
- (2) Under Directive 2001/95/EC, a product is to be presumed safe when it meets the voluntary national standards transposing European standards, the references of which were published by the Commission in the *Official Journal of the European Union*.
- (3) Article 4 of Directive 2001/95/EC lays down the procedure for drawing up European standards. Under that procedure, the Commission is to set the specific safety requirements which European standards should satisfy and subsequently give a mandate to the European standardisation bodies to draw up those standards.
- (4) The Commission is to publish the references of the European standards adopted in the *Official Journal of the European Union*.
- (5) Under the second subparagraph of Article 4(2) of Directive 2001/95/EC, the references of European standards adopted by the European standardisation bodies before the entry into force of that Directive may be published in the *Official Journal of the European Union*, even without a Commission mandate, provided that the standards ensure compliance with the general safety requirement laid down in that Directive.

(6) By Decision 2006/514/EC<sup>(2)</sup>, the Commission published in the *Official Journal of the European Union* the references of European standards EN 14764:2005 for city and trekking bicycles, EN 14766:2005 for mountain bicycles, EN 14781:2005 for racing bicycles, and EN 14872:2006 for luggage carriers for bicycles.

(7) The four European standards covered by Decision 2006/514/EC are not supported by a Commission mandate adopted in accordance with Article 4(1) of Directive 2001/95/EC.

(8) The European Standardisation Committee (CEN) has announced that European standards EN 14764:2005, EN 14766:2005, EN 14781:2005, and EN 14872:2006 will be revised. The references of the new versions of those standards following the revision cannot be published in the *Official Journal of the European Union* in the absence of a Commission mandate laying down specific safety requirements.

(9) The Commission should therefore set specific safety requirements for bicycles and luggage carriers for bicycles with a view to mandating the European standardisation bodies to develop European standards on the basis of those requirements.

(10) Bicycles for young children, which are not considered as toys within the meaning of the Toys Safety Directive (Directive 2009/48/EC of the European Parliament and of the Council<sup>(3)</sup>), if unsafe, can expose children to serious injuries in the head, chest, abdomen or limbs, particularly as a result of falls.

(11) Young cyclists tend to be injured while playing or riding too fast<sup>(4)</sup> and are particularly vulnerable to falls, both because they are developing their motor skills, as they grow, and because they are in the process of learning bicycle handling skills, including the ability to avoid obstacles, pedestrians or other cyclists. These factors, compounded with children's higher centre of gravity, makes balancing difficult.

<sup>(2)</sup> OJ L 200, 22.7.2006, p. 35.

<sup>(3)</sup> OJ L 170, 30.6.2009, p. 1.

<sup>(4)</sup> [http://www.rosipa.com/roadsafety/info/cycling\\_accidents.pdf](http://www.rosipa.com/roadsafety/info/cycling_accidents.pdf)

<sup>(1)</sup> OJ L 11, 15.1.2002, p. 4.

- (12) According to the Injury Data Base, 37 % of injuries involving a bicycle user in the EU concerned children aged between 5 and 9 years<sup>(1)</sup>. Although road accidents account for a significant share of these accidents, many accidents take place while playing, as young cyclists collide with objects or other people, or simply fall off their bikes. In the United Kingdom, it has been estimated that over 2 000 children are taken to hospital each year after a cycling accident at home, and a further 21 000 after accidents in places like parks and playgrounds<sup>(2)</sup>.
- (13) European standard EN 14765:2005+A1:2008 specifies safety requirements and test methods for bicycles for young children, which are excluded from the scope of the Toys Safety Directive (Directive 2009/48/EC). However this standard is not supported by a Commission mandate.
- (14) It is therefore necessary to set safety requirements, and call for the development of European standards according to these requirements for bicycles for young children, which are not considered as toys within the meaning of the Toys Safety Directive (Directive 2009/48/EC).
- (15) Once the relevant standards are available, and provided that the Commission decides to publish their reference in the Official Journal, according to the procedure laid down in Article 4(2) of Directive 2001/95/EC, bicycles, bicycles for young children, and luggage carriers for bicycles that comply with those standards are presumed to meet the general safety requirement of Directive 2001/95/EC, as far as the safety requirements covered by the standards are concerned.
- (16) The measures provided for in this Decision are in accordance with the opinion of the Committee set up under Article 15 of Directive 2001/95/EC. Neither the European Parliament nor the Council has opposed them,
- (b) 'Bicycle for young children' means a bicycle with a maximum saddle height of more than 435 mm and less than 635 mm, intended for riders of an average weight of 30 kg.
- (c) 'City and trekking bicycle' means a bicycle with a maximum saddle height of 635 mm or more intended for use on public roads, including non-paved roads.
- (d) 'Mountain bicycle' means a bicycle with a maximum saddle height of 635 mm or more designed for off-road use on rough terrain, public roads and public pathways which is equipped with a suitably strengthened frame and other components, and, typically, with wide-section tyres with coarse tread patterns and a wide range of transmission gears.
- (e) 'Racing bicycle' means a bicycle with a maximum saddle height of 635 mm or more intended for high-speed use on public roads. These bicycles are generally intended for use on a paved track.
- (f) 'Luggage carrier for bicycles' means a device or container, excluding trailers, which is mounted and permanently attached above and/or adjacent to the rear wheel (rear luggage carrier), or to the front wheel (front luggage carrier) of a bicycle and which is exclusively designed for carrying luggage or children seated in a child seat.

#### Article 2

The Annex to this Decision sets out the specific safety requirements for bicycles, bicycles for young children, and luggage carriers for bicycles to be met by European standards pursuant to Article 4 of Directive 2001/95/EC.

#### Article 3

This Decision shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

HAS ADOPTED THIS DECISION:

#### Article 1

For the purposes of this Decision, the following definitions shall apply:

- (a) 'Bicycle' means a two-wheeled vehicle that is propelled solely or mainly by the muscular energy of the rider, excluding vehicles with two or more saddles.

Done at Brussels, 29 November 2011.

For the Commission  
The President

José Manuel BARROSO

<sup>(1)</sup> IDB Database 2006-2008.

<sup>(2)</sup> <http://www.capt.org.uk/resources/talking-about-cycle-safety>

## ANNEX

## PART I

**Specific safety requirements for bicycles**

## SECTION 1

**Safety requirements applicable to all types of bicycles****1. General requirements**

All types of bicycles shall be designed to fit the riding abilities and physical state of the intended user. Particular attention must be given to the design of bicycles for young children.

The level of risks of injury or damage to health while riding a bicycle shall be the minimum compatible with reasonable, foreseeable use of the product, considered to be acceptable and consistent with a high level of health and safety protection.

All parts accessible to the user during normal or intended use shall not cause physical injuries.

Users shall be informed of the risks and dangers likely to occur and how to prevent them (see section on product safety information).

Bicycles shall be equipped with lighting equipment and reflectors at the front, back and at the sides to ensure good visibility of the bicycle and of its rider. These devices shall comply with the provisions in force in the country in which the product is marketed.

The manufacturer shall indicate the recommended maximum permissible load (e.g. weight of rider and passengers, luggage, luggage carrier, etc.) for which a bicycle is designed.

The manufacturer shall indicate whether or not a bicycle is suitable for the fitting of a luggage carrier and (or) a child seat.

**2. Physical properties***Handling*

The fully-assembled bicycle shall offer stable handling while riding, braking, turning and steering. It shall be possible to ride the bicycle with one hand removed from the handlebar (as when giving hand signals) without it becoming difficult to operate or hazardous to the rider.

*Stability*

All parts of a bicycle shall be constructed to provide a level of stability compatible with normal use by the intended user.

It shall be possible to ride the bicycle with one hand removed from the handlebar (as when giving hand signals) without it becoming difficult to operate or hazardous to the rider. The bicycle with a loaded luggage carrier shall offer stable handling while riding, braking, turning and steering.

*Durability/Fatigue*

All parts of a bicycle shall be safe for the intended user during the whole duration of the product. Where appropriate, these parts shall feature an indication of wear limits within which they shall be replaced in order to be fully functional.

The effect of weather conditions (e.g. rain) on the braking systems shall be minimised.

*Braking systems*

A bicycle shall be equipped with at least two independent braking systems. At least one shall operate on the front wheel and one on the rear wheel. The braking systems shall be designed to ensure safety for both wet and dry braking.

The decision on whether the rear braking system is operated by the rider's hand or foot should be in accordance with the legislation, custom or preference of the country to which the bicycle is to be supplied.

#### *Sharp edges*

Any exposed edges that could come into contact with the user's body during normal riding or normal handling or maintenance shall not be sharp.

#### *Entrapment*

Bicycles shall not pose any risk of entrapment that can be avoided by design.

If there is a risk of entrapment during normal use or maintenance, this shall be mentioned in the users' manual/warnings on the bicycle.

#### *Protrusions*

Protrusions shall be avoided whenever harmful to the user.

### **3. Mechanical properties**

#### *Folding mechanisms*

Folding mechanisms shall be functional, stable and safe against unintentional opening during use and shall not cause injuries.

#### *Fasteners*

All fasteners, screws, spokes and nipples used on a bicycle shall be accurately sized and made of suitable material to avoid injuries.

All fasteners and screws used at safety-relevant points on a bicycle shall be secured to avoid unintentional loosening.

#### *Adjustability and controls*

Bicycle parts designed to be adjusted to the size or to the shape of the user, such as the saddle or the handlebar, shall be easily manipulated without jeopardising the safety of the user. The instructions shall indicate the appropriate tool to use, taking into account the intended user. All control parts shall be easily and safely accessible under conditions of normal use. They shall be constructed and mounted to enable the user to keep control of the bicycle. In particular, the rider shall be able to brake and shift gears with at least one hand on the handlebar.

### **4. Chemical properties**

All items which come into contact with the rider shall not cause any toxicity hazard to the intended user, particularly as regards bicycles for children.

### **5. Testing methods**

The standard shall describe stability tests, performance tests to assess maximum loads, drive train, braking, steering, frame parts endurance and fatigue tests.

### **6. Product safety information**

Product safety information shall be written in the language(s) of the country in which the product is sold.

Product safety information shall be provided with all types of bicycles. Such information shall be readable, understandable and as comprehensive as possible, while remaining concise.

Visual tools, such as pictograms and illustrations shall feature prominently in the product safety information.

Safety information shall include purchase information, instructions for use, cleaning, checking and maintenance, markings and warnings and shall draw attention to hazards likely to occur and the precautions to be taken in order to avoid accidents.

Safety information shall include instructions on how to position reflectors and lamps to ensure maximum visibility, according to the provisions in force in the country in which the product is marketed.

There shall be no conflict between the safety information supplied with the product and the normal use of the product.

The frame shall be conspicuously and permanently marked with a sequential frame number at a readily visible location and include the name and address of the operator who assembled the bike (or of its representative).

## SECTION 2

### **Additional safety requirements applicable to specific bicycles**

For bicycles included in this section, in addition to the safety requirements in Section 1 further requirements shall apply as specified below.

#### **1. Bicycles for young children**

The maximum saddle height and average weight limits are based on anthropometric data (average weight and length of legs according to age). For these bicycles, the following requirements shall apply:

- no quick-release devices of any type shall be used,
- toe straps and toe clips shall not be fitted,
- the force of front brakes shall be limited to prevent loss of control of the bicycle due to blocking wheels,
- it shall be possible to fit or remove stabilisers without releasing the fixing of the rear wheel axle,
- bicycles for young children shall not pose a danger of entrapment in any possible position of the seat,
- bicycles for young children shall be equipped with at least two independent braking systems, one on the front and one on the rear.

#### **2. Mountain bicycles**

On mountain bicycles, all safety components shall be designed to withstand all forces that are higher during normal use than on other types of bicycles (e.g. vibration and knocks caused by rough roads, higher forces on the drive and steering components and brakes) and to withstand brake fading.

#### **3. Racing bicycles**

On racing bicycles, all safety components shall be designed to withstand all forces that are higher during normal use than on other types of bicycles (e.g. higher speed, higher force on the drive and steering components and brakes).

## PART II

### **Specific safety requirements for luggage carriers for bicycles**

#### **1. General requirements**

Specific requirements and test methods for luggage carriers for bicycles shall guarantee the safety of the user and of the child, when transported on the bicycles. The product shall pass tests to ascertain its stability and durability, as well as its resistance to fatigue and to temperature.

#### **2. Classification**

Luggage carriers shall be divided into classes of load capacity, according to the intended use and to the point on the bicycle where the luggage carrier will be clamped into position.

#### **3. Size**

Luggage carriers intended to carry child seats shall be of an appropriate size for this type of use.

#### **4. Stability**

All parts of a luggage carrier shall be designed in such a way that the product provides sufficient stability for normal use by the intended users.

Luggage carrier parts shall be firmly assembled and fixed using the fixing devices provided or those specified by the manufacturer, and according to the manufacturer's instructions.

All fixing devices shall be accurately sized.

The effects of the weather conditions on the safety performance of a luggage carrier shall be minimised.

#### **5. Sharp edges**

Exposed edges which may come into contact with the body of the rider or of the transported child during normal riding or normal handling and maintenance shall not pose the risk of injury. Spring ends shall be rounded or fitted with protective caps.

#### **6. Protrusions**

To prevent or minimise risk to the user or to transported child, protrusions shall either be avoided or designed appropriately.

#### **7. Visibility**

The product shall be designed so as to ensure that the bicycle remains visible when used in dark or poor visibility conditions.

#### **8. Product safety information**

Regardless of whether the luggage carrier is sold separately as an accessory or already mounted on the bicycle, the product shall contain at least the following information for consumers:

- (a) how and where the luggage carrier is to be attached to the bicycle;
  - (b) maximum load capacity of the carrier and warning not to exceed this load, to be permanently marked on the product;
  - (c) whether the carrier is suitable for the attachment of a child seat;
  - (d) warning that luggage can only be safely carried on the carrier;
  - (e) warning not to modify the luggage carrier;
  - (f) warning that the fasteners are to be secured and checked frequently;
  - (g) warning that the bicycle may behave differently (particularly with regard to steering and braking) when the luggage carrier is loaded;
  - (h) warning to ensure that any luggage or child seat fitted to the luggage carrier is securely fitted in accordance with the manufacturer's instructions and to ensure that there are no loose straps that could get caught in any of the wheels;
  - (i) instructions on how to position reflectors and lamps to ensure visibility at any moment, especially when, for example, luggage is loaded on the carrier;
  - (j) information containing the name and address of the manufacturer, importer or representative, trademark, model and production batch number or reference shall be displayed visibly, legibly and permanently on the product;
  - (k) information on the type(s) of bicycles for which the luggage carriers are intended, unless the product is sold as part of the bicycle and already attached to it.
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## COMMISSION IMPLEMENTING DECISION

of 29 November 2011

authorising Member States temporarily to take emergency measures against the dissemination of *Ralstonia solanacearum* (Smith) Yabuuchi et al. as regards Egypt

(notified under document C(2011) 8618)

(2011/787/EU)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community<sup>(1)</sup>, and in particular Article 16(3) thereof,

Whereas:

- (1) *Ralstonia solanacearum* (Smith) Yabuuchi et al. (also known as *Pseudomonas solanacearum* (Smith) Smith) is an organism harmful to tubers of *Solanum tuberosum* L. and as such is subject to measures provided for by Directive 2000/29/EC and Council Directive 98/57/EC of 20 July 1998 on the control of *Ralstonia solanacearum* (Smith) Yabuuchi et al.<sup>(2)</sup>.
- (2) Following interceptions in the Union of *Ralstonia solanacearum* (Smith) Yabuuchi et al. on tubers of *Solanum tuberosum* L. originating in Egypt, the Commission adopted Decision 2004/4/EC of 22 December 2003 authorising Member States temporarily to take emergency measures against the dissemination of *Pseudomonas solanacearum* (Smith) Smith as regards Egypt<sup>(3)</sup>. That Decision prohibited the entry into the Union of tubers of *Solanum tuberosum* L. originating in Egypt unless certain requirements were complied with.
- (3) During the last years further interceptions of *Ralstonia solanacearum* (Smith) Yabuuchi et al. have occurred on tubers of *Solanum tuberosum* L. originating in Egypt. Therefore, emergency measures against the dissemination of the harmful organism concerned should continue to be in place with regard to the entry into the Union of tubers of *Solanum tuberosum* L. originating in Egypt.
- (4) However, those emergency measures should be adapted to respond to a situation which has improved as a result of actions taken by Egypt, in particular a new control

regime for the production and export of tubers of *Solanum tuberosum* L. to the Union presented by Egypt. In addition, during the 2010/2011 import season no interception of *Ralstonia solanacearum* (Smith) Yabuuchi et al. has been recorded in the Union.

- (5) Therefore, the entry into the Union of tubers of *Solanum tuberosum* L. originating in Egypt should be permitted if they have been grown in certain areas established by Egypt in accordance with the relevant international standards. The Commission should convey the list of those areas, submitted by Egypt, to the Member States to allow them to carry out import controls and to enable traceability of consignments. Provision should be made for updating that list in the case of an interception of *Ralstonia solanacearum* (Smith) Yabuuchi et al. In addition, the Union control requirements for the import of tubers of *Solanum tuberosum* L. originating in Egypt should be limited to an intensive inspection regime at the arrival of those tubers in the Union.
- (6) Member States should provide the Commission and the other Member States after every import season with detailed information on the imports made in order that the application of this Decision to be assessed.
- (7) In the interest of clarity and rationality, Decision 2004/4/EC should therefore be repealed and replaced by this Decision.
- (8) It is necessary to provide for the possibility to review this Decision.
- (9) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DECISION:

## Article 1

**Pest-free areas**

1. The entry into the territory of the Union of tubers of *Solanum tuberosum* L. which originate in Egypt shall be permitted if they have been grown in areas included in the list of pest-free areas referred to in paragraph 2 and if the requirements laid down in the Annex are complied with.

<sup>(1)</sup> OJ L 169, 10.7.2000, p. 1.

<sup>(2)</sup> OJ L 235, 21.8.1998, p. 1.

<sup>(3)</sup> OJ L 2, 6.1.2004, p. 50.

2. The Commission shall convey to the Member States a list of pest-free areas submitted by Egypt before each import season and which contains the pest-free areas established in accordance with the 'FAO International Standard for Phytosanitary Measures No 4: Pest Surveillance — Requirements for the Establishment of Pest-Free Areas'.

3. When an interception of *Ralstonia solanacearum* (Smith) Yabuuchi et al. is notified to the Commission and Egypt, the area in which the intercepted tubers of *Solanum tuberosum* L. originate shall be excluded from the list of pest-free areas, referred to in paragraph 2, pending the outcome of investigations carried out by Egypt. The Commission shall convey to the Member States the results of those investigations and, if relevant, an updated list of pest-free areas, as submitted by Egypt.

#### Article 2

##### Submission of information and notifications

1. The importing Member States shall submit to the Commission and the other Member States, each year before 31 August, information on the amounts imported under this Decision during the previous import season, a detailed technical report on the inspections referred to in point 4 of the Annex and testing on latent infection referred to in point 5 of the Annex and copies of all official phytosanitary certificates.

2. When Member States notify to the Commission a suspect or confirmed finding of *Ralstonia solanacearum* (Smith) Yabuuchi

et al. in accordance with point 6 of the Annex, that notification shall be accompanied by copies of the relevant official phytosanitary certificates and their attached documents.

3. The notification referred to in paragraph 2 shall cover only the consignment, where it is composed of lots which all have the same provenance.

#### Article 3

##### Repeal

Decision 2004/4/EC is repealed.

#### Article 4

##### Review

The Commission shall review this Decision by 30 September 2012.

#### Article 5

##### Addressees

This Decision is addressed to the Member States.

Done at Brussels, 29 November 2011.

For the Commission

John DALLI

Member of the Commission

## ANNEX

Requirements to be complied with, as referred to in Article 1, in addition to the requirements for tubers of *Solanum tuberosum* L. laid down in parts A and B of Annexes I, II and IV to Directive 2000/29/EC:

**1. Requirements concerning the pest-free areas**

The pest-free areas referred to in Article 1 shall comprise either a 'sector' (administrative unit already established which covers a group of 'basins') or a 'basin' (irrigation unit) and shall be identified by their individual official code numbers.

**2. Requirements concerning the tubers of *Solanum tuberosum* L. to be imported**

2.1. The tubers of *Solanum tuberosum* L. to be imported into the Union shall have been submitted in Egypt to an intensive control regime ensuring the absence of *Ralstonia solanacearum* (Smith) Yabuuchi et al. The intensive control regime shall cover the growing conditions, field inspections, transport, packing, pre-export inspections and testing.

2.2. The tubers of *Solanum tuberosum* L. to be imported into the Union shall have been:

- (a) prepared in lots, each of which shall be made up exclusively of tubers of *Solanum tuberosum* L. which were harvested in one single area as specified in point 1;
- (b) clearly labelled on each bag which is sealed, under the control of the competent Egyptian authorities, with an indelible indication of the relevant individual official code number given in the list of pest-free areas referred to in Article 1, and of the relevant lot number;
- (c) accompanied by the official phytosanitary certificate required under Article 13(1)(ii) of Directive 2000/29/EC indicating the lot number(s) under the section 'Distinguishing marks' of the certificate, and the official individual code number(s), referred to in point 2.2(b), under the section 'Additional declaration' of the certificate;
- (d) exported by an officially registered exporter, the name or trademark of which shall be indicated on each consignment.

**3. Requirements concerning points of entry**

3.1. The Member States shall have notified to the Commission the points of entry authorised for the import of tubers of *Solanum tuberosum* L. originating in Egypt and the name and address of the responsible official body in charge of each point. The Commission shall inform the other Member States and Egypt thereof.

3.2. The responsible official body in charge of the point of entry shall have been notified in advance of the likely time of arrival of consignments of tubers of *Solanum tuberosum* L. originating in Egypt, as well as of the amount thereof.

**4. Requirements concerning inspections**

4.1. At the point of entry the tubers of *Solanum tuberosum* L. shall be subjected to the inspections required by Article 13a(1) of Directive 2000/29/EC and such inspections shall be carried out on cut tubers of samples of at least 200 tubers each, samples being taken from each lot in a consignment, or if the lot exceeds 25 tonnes, from every 25 tonnes or part thereof in such a lot.

4.2. Each lot of the consignment shall remain under official control and may not be marketed or used until it has been established that the presence of *Ralstonia solanacearum* (Smith) Yabuuchi et al. was not suspected or detected during those inspections. In addition, in cases where typical or suspect symptoms of *Ralstonia solanacearum* (Smith) Yabuuchi et al. are detected in a lot, all remaining lots in the consignment and lots in other consignments which originate in the same area shall be held under official control until the presence of *Ralstonia solanacearum* (Smith) Yabuuchi et al. has been confirmed or refuted in the lot concerned.

4.3. If typical or suspect symptoms of *Ralstonia solanacearum* (Smith) Yabuuchi et al. are detected during the inspections, the confirmation or refutation of *Ralstonia solanacearum* (Smith) Yabuuchi et al. shall be determined by testing in accordance with the test scheme laid down in Directive 98/57/EC. If the presence of *Ralstonia solanacearum* (Smith) Yabuuchi et al. is confirmed, the lot from which the sample has been taken shall be subjected to either refusal or permission to send products to a destination outside the Union, or to destruction, and all remaining lots in the consignment from the same area shall be tested in accordance with point 5.

## 5. Requirements concerning testing for latent infection

- 5.1. In addition to the inspections referred to in point 4, testing for latent infection shall be carried out on samples taken from each area as specified in point 1 in accordance with the test scheme laid down in Directive 98/57/EC. During the import season at least one sample from each sector or basin per area as specified in point 1 shall be taken at a rate of 200 tubers per sample from a single lot. The sample selected for latent infection shall also be subjected to an inspection of the cut tubers. For each sample tested and confirmed positive there shall be retention and appropriate conservation of any remaining potato extract.
- 5.2. Each lot from which the samples have been taken shall remain under official control and may not be marketed or used until it has been established that the presence of *Ralstonia solanacearum* (Smith) Yabuuchi et al. was not confirmed during the testing. If the presence of *Ralstonia solanacearum* (Smith) Yabuuchi et al. is confirmed, the lot from which the sample has been taken shall be subjected to either refusal or permission to send products to a destination outside the Union, or to destruction.

## 6. Requirements concerning notifications

In the case of suspect and confirmed findings of *Ralstonia solanacearum* (Smith) Yabuuchi et al. Member States shall notify immediately the Commission and Egypt thereof. The notification of a suspect finding shall be on the basis of a positive result in the rapid screening test(s), as specified in point 1 of section I and section II of Annex II to Directive 98/57/EC, or screening test(s) as specified in point 2 of section I and section III of Annex II to that Directive.

## 7. Labelling requirements

Member States shall lay down appropriate labelling requirements with regard to tubers of *Solanum tuberosum* L., including a requirement to indicate the Egyptian origin, with the aim of preventing the tubers of *Solanum tuberosum* L. from being planted. They shall also take appropriate measures for the disposal of waste after packaging or processing of the tubers of *Solanum tuberosum* L. to prevent any spread of *Ralstonia solanacearum* (Smith) Yabuuchi et al. as a result of a possible latent infection.

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**DECISION OF THE EUROPEAN CENTRAL BANK****of 3 November 2011****amending Decision ECB/2010/23 on the allocation of monetary income of the national central banks of Member States whose currency is the euro****(ECB/2011/18)**

(2011/788/EU)

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

HAS ADOPTED THIS DECISION:

Having regard to the Statute of the European System of Central Banks and of the European Central Bank, and in particular Article 32 thereof,

Whereas:

- (1) Decision ECB/2010/23 of 25 November 2010 on the allocation of monetary income of the national central banks of Member States whose currency is the euro <sup>(1)</sup> establishes a mechanism for the pooling and allocation of monetary income arising from monetary policy operations.
- (2) Decision ECB/2011/17 of 3 November 2011 on the implementation of the second covered bond purchase programme <sup>(2)</sup> provides for the establishment of a second programme for the purchase of covered bonds for monetary policy purposes.
- (3) The Governing Council considers that as with purchases under Decision ECB/2009/16 of 2 July 2009 on the implementation of the covered bond purchase programme <sup>(3)</sup>, covered bonds purchased under Decision ECB/2011/17 should be deemed to generate income at the reference rate as defined in Decision ECB/2010/23.
- (4) Decision ECB/2010/23 should be amended accordingly,

*Article 1***Amendment**

Article 3(1) of Decision ECB/2010/23 is replaced by the following:

‘1. The amount of each NCB’s monetary income shall be determined by measuring the actual income that derives from the earmarkable assets recorded in its books. As exceptions thereto, gold shall not be considered to generate income, and securities held for monetary policy purposes under Decision ECB/2009/16 of 2 July 2009 on the implementation of the covered bond purchase programme (\*) and under Decision ECB/2011/17 of 3 November 2011 on the implementation of the second covered bond purchase programme (\*\*) shall be considered to generate monetary income at the reference rate.

(\*) OJ L 175, 4.7.2009, p. 18.

(\*\*) OJ L 297, 16.11.2011, p. 70.’

*Article 2***Final provision**

This Decision shall enter into force on 31 December 2011.

Done at Frankfurt am Main, 3 November 2011.

*The President of the ECB*

Mario DRAGHI

<sup>(1)</sup> OJ L 35, 9.2.2011, p. 17.

<sup>(2)</sup> OJ L 297, 16.11.2011, p. 70.

<sup>(3)</sup> OJ L 175, 4.7.2009, p. 18.

**DECISION OF THE EUROPEAN CENTRAL BANK**

**of 16 November 2011**

**establishing detailed rules and procedures for implementing the eligibility criteria for central securities depositories to access TARGET2-Securities services**

**(ECB/2011/20)**

(2011/789/EU)

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

Having regard to the Statute of the European System of Central Banks and of the European Central Bank, and in particular Articles 3.1 and 12.1 and Articles 17, 18 and 22 thereof,

Having regard to Directive 98/26/EC of the European Parliament and of the Council of 19 May 1998 on settlement finality in payment and securities settlement systems <sup>(1)</sup>, and in particular Article 10 thereof,

Having regard to Guideline ECB/2010/2 of 21 April 2010 on TARGET2-Securities <sup>(2)</sup>, and in particular Article 4(2)(d) and Article 15 thereof,

Having regard to Decision ECB/2009/6 of 19 March 2009 on the establishment of the TARGET2-Securities Programme Board <sup>(3)</sup>,

Whereas:

- (1) Article 15 of Guideline ECB/2010/2 lays down the eligibility criteria for a Central Security Depository (CSD) to access TARGET2-Securities (T2S) services.
- (2) It is necessary to establish the application procedure for a CSD to access T2S services and the procedure for a CSD to request derogation from CSD access criterion 5,

HAS ADOPTED THIS DECISION:

*Article 1*

**Definitions**

For the purposes of this Decision:

- (1) 'assessment report' means written documentation containing: (a) a report drawn up by the relevant competent authorities assessing a CSD's compliance with CSD access criterion 2; and (b) a CSD self-assessment of its compliance with CSD access criteria 1, 3, 4 and 5;

- (2) 'central bank (CB)' means the European Central Bank, the national central banks (NCBs) of the Member States whose currency is the euro, the NCBs of the Member States whose currency is not the euro (hereinafter 'non-euro area NCBs'), any European Economic Area (EEA) central bank or relevant competent authority (hereinafter 'EEA central bank') and any central bank or relevant competent authority of a country outside the EEA (hereinafter 'other central bank'), where the currency of such a non-euro area NCB, EEA or other central bank is considered eligible in accordance with Article 18 of Guideline ECB/2010/2;

- (3) 'CSD access criterion 1' means the criterion laid down in Article 15(1)(a) of Guideline ECB/2010/2, i.e. that CSDs are eligible for access to T2S services provided that they have been notified to the European Securities and Markets Authority pursuant to Article 10 of Directive 98/26/EC or, in the case of a CSD from a non-EEA country, they operate under a legal and regulatory framework that is equivalent to that in force in the Union;

- (4) 'CSD access criterion 2' means the criterion laid down in Article 15(1)(b) of Guideline ECB/2010/2, i.e. that CSDs are eligible for access to T2S services provided that they have been positively assessed by the competent authorities against the European System of Central Banks/Committee of European Securities Regulators Recommendations for Securities Settlement Systems (hereinafter the 'ESCB/CESR recommendations') <sup>(4)</sup>;

- (5) 'CSD access criterion 3' means the criterion laid down in Article 15(1)(c) of Guideline ECB/2010/2, i.e. that CSDs are eligible for access to T2S services provided that they make each security/International Securities Identification Number for which they are an issuer CSD, or technical issuer CSD, available to other CSDs in T2S upon request;

- (6) 'CSD access criterion 4' means the criterion laid down in Article 15(1)(d) of Guideline ECB/2010/2, i.e. that CSDs are eligible for access to T2S services provided that they commit to offer to other CSDs in T2S basic custody service on a non-discriminatory basis;

<sup>(1)</sup> OJ L 166, 11.6.1998, p. 45.

<sup>(2)</sup> OJ L 118, 12.5.2010, p. 65.

<sup>(3)</sup> OJ L 102, 22.4.2009, p. 12.

<sup>(4)</sup> Available on the European Securities and Markets Authority's website at: [www.esma.europa.eu](http://www.esma.europa.eu)

- (7) 'CSD access criterion 5' means the criterion laid down in Article 15(1)(e) of Guideline ECB/2010/2, i.e. that CSDs are eligible for access to T2S services provided that they commit towards other CSDs in T2S to carry out their central bank money settlement in T2S if the currency is available in T2S;
- (8) 'relevant competent authorities' means the CBs and the regulators with oversight and/or supervisory competence over a specific CSD and responsible for assessing CSDs against applicable recognised standards;
- (9) 'directly connected party' means a T2S Party with a technical facility allowing it to access T2S and use its securities settlement services without the need for a CSD to act as a technical interface;
- (10) 'T2S Party' means a legal entity or, in some markets, an individual, that has a contractual relationship with a CSD in T2S for the processing of its settlement-related activities in T2S, and does not necessarily hold a securities account with the CSD;
- (11) 'T2S Programme Board' means the Eurosystem management body established pursuant to Decision ECB/2009/6, as defined in Article 2 of Guideline ECB/2010/2, or its successor;
- (12) 'T2S Advisory Group (AG)' means the forum defined in Article 7 of Guideline ECB/2010/2;
- (13) 'Currency Participation Agreement (CPA)' means an agreement to be entered into by the Eurosystem and a non-euro area NCB, or an authority responsible for a currency other than the euro, for the purpose of settling securities transaction in central bank money in currencies other than the euro.

#### Article 2

##### Subject matter and scope

1. The five criteria determining the eligibility of CSDs to access T2S services laid down in Article 15 of Guideline ECB/2010/2 (hereinafter the 'five CSD access criteria') shall be implemented in accordance with the procedures laid down in Articles 3 to 5 of this Decision and the rules in the Annex.
2. This Decision shall not apply to directly connected parties having a legal relationship with the CSDs.

#### Article 3

##### Application procedure

1. To apply for T2S services, a CSD shall submit: (a) an application to the Governing Council; and (b) at the time of its migration to T2S, an assessment report.

2. The assessment report shall provide evidence that the CSD complies with the five CSD access criteria at the time of its migration to T2S, and state the degree of implementation of each CSD access criterion according to the following categories: compliant, partly compliant and not applicable, and shall set out the CSD's reasons, explanations and relevant evidence.

3. The T2S Programme Board shall submit a proposal to the Governing Council, based on the abovementioned documentation, on a CSD's application to access T2S services. To prepare its proposal, the T2S Programme Board may request clarifications from or submit questions to the applying CSD.

4. Following submission of the proposal by the T2S Programme Board, the Governing Council shall make a decision on a CSD's application and communicate it in writing to that CSD no later than 2 months following: (a) the date of receipt of the application; or (b) the date of receipt of the reply to any request for clarifications or submission of questions by the T2S Programme Board under paragraph 3. Where the Governing Council rejects an application, it shall give reasons for doing so.

#### Article 4

##### Procedure for obtaining a derogation from CSD access criterion 5

1. A CSD may submit a request for a derogation from CSD access criterion 5 based on its specific operational or technical situation.

2. For a derogation request to be assessed, the CSD shall submit a request to the T2S Programme Board and provide evidence of the following:

- (a) the derogation is for a very limited amount of settlement volume as a proportion of the total average daily delivery-versus-payment instructions received over a month at the CSD, and the cost of settling these operations in T2S would be excessive for the CSD;
- (b) the CSD has set technical and operational safeguards ensuring that the derogation will remain within the threshold set out in point (a);
- (c) the CSD has made every effort to meet CSD access criterion 5.

3. Following receipt of such request for a derogation:

- (a) the T2S Programme Board shall submit the CSD's request and its pre-assessment to the T2S Advisory Group;

- (b) the T2S Advisory Group shall provide the T2S Programme Board with advice on the request without delay and in due time for it to be considered;
- (c) following receipt of advice from the T2S Advisory Group, the T2S Programme Board shall prepare a final assessment and submit it, together with the entire set of documents, to the Governing Council;
- (d) the Governing Council shall issue a reasoned decision on the request for a derogation;
- (e) the T2S Programme Board shall inform the CSD and the T2S Advisory Group in writing of the Governing Council's reasoned decision.

4. A CSD designated by a CB that has signed a CPA and has opted for settlement of its monetary policy transactions in central bank money outside T2S, shall submit a request for a derogation in order to be able to settle such monetary policy transactions in central bank money outside T2S. In such case, a derogation shall be granted provided that: (a) the Eurosystem has received all relevant information on the technical functioning of such settlement; and (b) such settlement does not require changes to or negatively affect T2S functionality. The designating CB should be invited to provide its opinion on such request for a derogation.

5. A CSD with a derogation shall provide a monthly report to the T2S Programme Board proving that it continues to comply with the derogation, including the agreed threshold set out in paragraph 2(a). A CSD with a derogation pursuant to paragraph 4 shall provide a monthly report to the T2S Programme Board on the situation.

6. Where a CSD with a derogation consistently exceeds the agreed threshold set out in paragraph 2(a) within a 6-month period, the Governing Council shall withdraw the derogation due to non-compliance with CSD access criterion 5 and the T2S Programme Board shall notify the CSD accordingly.

7. Following the withdrawal of a derogation, a CSD may submit a new request for a derogation in accordance with the procedure laid down in this Article.

8. Where there is a crisis situation that could impact the financial stability of a country or the relevant CB's task to safeguard the integrity of its currency and has led the CB of the country concerned to move to a contingency type settlement as part of its crisis management plan, a CSD designated by that CB shall submit a request to the T2S

Programme Board for a temporary derogation from CSD access criterion 5, and may temporarily carry out settlement by other means. The Governing Council shall issue a reasoned decision on such request taking into account the relevant CB's opinion on the situation warranting the temporary derogation from CSD access criterion 5. The relevant CB shall provide the T2S Programme Board with a report, at least on a monthly basis, on its evaluation of the situation.

#### Article 5

##### Ongoing compliance with the five CSD access criteria

1. A CSD with access to T2S services shall comply, after it has migrated to T2S, with the five CSD access criteria on an ongoing basis and shall:

- (a) ensure, in particular, through a reliable self-assessment conducted each year and supported by relevant documentation that it continues to comply with CSD access criteria 1, 3, 4 and 5. The self-assessment shall be accompanied by the most recent assessment by the relevant competent authorities of the CSD's compliance with criterion 2;
- (b) promptly provide the T2S Programme Board with the most recent regular or ad hoc assessment by the relevant competent authorities of its compliance with CSD access criterion 2;
- (c) request a new assessment by the relevant competent authorities of its compliance with CSD access criterion 2 in the event of material changes to the CSD's system;
- (d) notify the T2S Programme Board where a relevant competent authority assessment or a self-assessment has established non-compliance with any of the five CSD access criteria;
- (e) following a request from the T2S Programme Board, provide an assessment report demonstrating that the CSD still complies with the five CSD access criteria.

2. With the exception of CSD access criterion 2, the T2S Programme Board may carry out its own evaluation and monitor compliance with the five CSD access criteria or request information from a CSD. Where the T2S Programme Board decides that a CSD does not comply with one of the five CSD access criteria, it shall initiate the procedure laid down in the contracts with the CSDs pursuant to Article 16 of Guideline ECB/2010/2.

*Article 6***Entry into force**

This Decision shall enter into force on the day following its publication in the *Official Journal of the European Union*.

Done at Frankfurt am Main, 16 November 2011.

*The President of the ECB*

Mario DRAGHI

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## ANNEX

**DETAILED IMPLEMENTATION RULES FOR THE FIVE CENTRAL SECURITIES DEPOSITARY ACCESS CRITERIA**

For the purposes of this Annex:

- 'basic custody services' means the holding and administration of securities and other financial instruments owned by a third party by an entity entrusted with such tasks. Such services include the safekeeping of securities, the distribution of interest and dividends on the securities in safekeeping and the processing of corporate actions on such securities,
- 'investor CSD' means, in the context of central securities depository (CSD) links, a CSD that opens an account in another CSD (the issuer CSD) to enable the cross-CSD settlement of securities transactions,
- 'issuer CSD' means the CSD in which the securities have been issued and distributed on behalf of the issuer. The issuer CSD is responsible for processing corporate actions in the name of the issuer. The issuer CSD maintains accounts in its books in the name of investor CSDs for the transfer of securities to the investor CSDs,
- 'technical issuer CSD' means an investor CSD that holds securities with an issuer CSD not participating in T2S and is considered an issuer CSD for the functioning of T2S with respect to such securities,
- 'investment fund shares' means portions of ownership of an investment fund's net assets that investors receive in return for their investments of capital.

**I. Implementation details for CSD access criterion 1**

In order to receive a positive assessment against this criterion:

- (a) for a CSD located in a European Economic Area (EEA) country, the CSD must be included on the list of designated systems maintained in accordance with Article 10 of Directive 98/26/EC; and
- (b) for a CSD located in a non-EEA country, a legal opinion, as updated from time to time when there are material changes that might have an impact on the legal opinion or when requested by the T2S Programme Board, from a firm approved by the T2S Programme Board must be submitted, confirming that the CSD operates under a legal and regulatory framework equivalent to the relevant one in force in the Union.

**II. Implementation details for CSD access criterion 2**

Where a CSD does not fully comply with all ESCB/CESR recommendations, the respective CSD will inform the T2S Programme Board of the relevant details and provide explanations and evidence regarding those ESCB/CESR recommendations with which it does not comply. The CSD will also provide the T2S Programme Board with the conclusions by the relevant competent authorities in the assessment report. The assessment conclusions will be processed in accordance with the relevant application procedures for access to T2S services and ongoing compliance with the five CSD access criteria. Where a CSD with access to T2S services no longer complies with one of the five CSD access criteria, the T2S Programme Board will initiate the procedure provided for in the contracts with the CSDs.

A CSD will fulfil this CSD access criterion where:

- (a) for a CSD located in an EEA country, the relevant competent authorities have given that CSD a positive assessment under the ESCB/CESR recommendations; and

- (b) for a CSD located in a non-EEA country, the relevant competent authorities have given that CSD a positive assessment under the ESCB/CESR recommendations or equivalent standards, such as the proprietary standards of a relevant competent authority or the CPSS/IOSCO Recommendations <sup>(1)</sup>. In the latter case, the T2S Programme Board or the Governing Council respectively must be provided with evidence that the CSD has been assessed against standards of a similar level and nature.

Where the relevant competent authorities' assessment contains confidential information, the CSD must provide a general summary or the assessment conclusion to show its level of compliance.

### III. Implementation details for CSD access criterion 3

A CSD with access to T2S services is not required to hold all its accounts and balances in T2S for every security/ISIN it issues or for which it acts as technical issuer CSD. However, it must make a security/ISIN available at no additional cost, without delay, and with a contract that does not impose unreasonable conditions on requests by the users of the investor CSD in T2S. Some investment fund shares may not be automatically available to the investor CSD opening an account with the issuer CSD due to legal restrictions on cross-border distributions applicable to the investment fund share issuers.

An issuer CSD is required to comply with the national regulatory framework, but may not pass on costs resulting from the application of this framework to other CSDs in T2S. This requirement ensures that the costs of complying with the national regulatory framework stay local and that there is reciprocity among CSDs in T2S. In addition, this requirement promotes a harmonised settlement processes in T2S to the extent possible.

An issuer CSD is required to comply with the national regulatory framework, but it must support an investor CSD requesting access and it may not apply an additional settlement cost. Any delay caused by compliance with the national regulatory framework must apply equally to all parties.

The investor CSD may request a security/ISIN that is not yet available in T2S from the respective issuer CSD or technical issuer CSD. Upon receiving such a request, the issuer CSD or technical issuer CSD enters all the security's reference data in T2S and makes them accessible within the time-frame defined in the Manual of Operational Procedures to be provided by the Eurosystem to the CSDs and the CBs.

Provided the investor CSD has signed the required contractual terms, the issuer CSD opens, without undue delay, at least one securities account for a specific security/ISIN for the investor CSD. Refusal by an issuer CSD to open a securities account and provide the investor CSD with access to the issuer CSD's securities constitutes non-compliance with CSD access criterion 3.

The investor CSD must report to the T2S Programme Board every case of non-compliance with CSD access criterion 3 by an issuer CSD. Depending on the nature and occurrence of non-compliance, the T2S Programme Board will determine if the issuer CSD shows a consistent failure to comply, in which case the procedure provided for in the contracts with the CSDs, pursuant to Article 16 of Guideline ECB/2010/2, will apply.

### IV. Implementation details for CSD access criterion 4

This CSD access criterion conforms to the Access and Interoperability Guideline <sup>(2)</sup> which states that investor CSDs shall have access to issuer CSD services based on the same terms and conditions as provided to any other standard participant of the issuer CSD.

In order for an investor CSD to provide settlement services for securities issued by an issuer CSD, the investor CSD must also provide its participants with basic custody services in relation to those securities. T2S offers core cash and securities settlement in central bank money, where the basic custody services are provided outside T2S.

<sup>(1)</sup> Committee on Payment and Settlement Systems (CPSS)/Technical Committee of the International Organization of Securities Commissions (IOSCO) Recommendations for securities settlement systems, available on the Bank for International Settlements website at: [www.bis.org](http://www.bis.org)

<sup>(2)</sup> The Access and Interoperability Guideline of 28 June 2007, defining the principles and conditions for access and interoperability in line with the Code of Conduct, available on the European Commission's website at: <http://ec.europa.eu>

The issuer CSD must comply with the T2S Corporate Actions Subgroup Standards <sup>(1)</sup> and all relevant T2S standards or market practices.

The investor CSD must be treated as any other issuer CSD client. An issuer CSD may not impose technical barriers or offer preferential conditions to investor CSDs to access basic custody services.

#### V. Implementation details for CSD access criterion 5

A level playing field must be maintained between direct and indirect holding markets in implementing CSD access criterion 5. A CSD from a direct holding market may in principle migrate to T2S either by integrating all its securities accounts into T2S or by using the layered model with technical participant accounts in T2S and the end-investor accounts remaining on the local CSD platform. CSD access criterion 5 is fully met where a direct holding market chooses to fully integrate and maintain all its securities accounts in T2S. However, where a direct holding market chooses to migrate to T2S with the layered model, the T2S Programme Board's evaluation of the associated processes inside and outside T2S, taking into account the essence of CSD access criterion 5, must indicate whether the market needs to request a derogation from CSD access criterion 5.

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<sup>(1)</sup> Available on the European Central Bank's website at: [www.ecb.europa.eu](http://www.ecb.europa.eu)



2011/785/EU:

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<sup>(1)</sup> Text with EEA relevance

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