IMPLEMENTATION OF SECURITY COUNCIL RESOLUTION 2231 (2015)

Open Briefing

Security Council Facilitator
New York, 1 March 2016
INTRODUCTION

What has changed since Implementation Day?

What are the main provisions of Res. 2231?
1. TIMELINE OF RESOLUTION 2231

- Resolution 2231: 20 July 2015
- Adoption Day: 18 October 2015
- Implementation Day: 16 January 2016
- Termination Day: 18 October 2025

IMPLEMENTATION OF RESOLUTION 2231
2. KEY PLAYERS

- UNSC - Facilitator
  - New York

- Joint Commission – Procurement Channel Working Group
  - Vienna

- DPA/SCAD
  - New York
3. TRANSACTIONS UNDER RESOLUTION 2231

Procurement Channel
- Nuclear-related restrictions

Authorization by UNSC when PC is not involved
- Ballistic missile-related restrictions
- Arms-related restrictions

Exceptions
- Light water reactors (related material)
- Modernization of the Arak reactor
- Modification of the Fordow facility
- Export of Iran’s enriched uranium in excess of 300 kg
3.A) PROCUREMENT CHANNEL: SCOPE

1. What does the Procurement Channel cover?

- Nuclear and dual-use goods and technology
- Any further items which could contribute to activities inconsistent with the JCPOA
- Provision to Iran of any related assistance
- Acquisition by Iran of an interest in certain commercial nuclear-related activity in another State
3.A) PROCUREMENT CHANNEL: PROCEDURE

2. How does the PC work?

1. Proposal

   Exporting State
   Facilitator
   SCAD
   Coordinator JC
   UNSC

2. Recommendation

   Coordinator JC
   Facilitator
   SCAD
   UNSC

3. Final decision by UNSC

   SC approves JC proposal
   UNSC
   Facilitator
   Exporting State

   SC Rejects JC proposal
   Facilitator
   Exporting State
Enclosure 1

Optional Application Form
(For activities falling under paragraph 2 of Annex B of UNSC Res. 2231)

1 State submitting the proposal: __________________________

2 Proposed activity (according to paragraph 2 of Annex B of UNSC Res. 2231)

2(a) supply, sale, or transfer directly, or indirectly, from their territories, or by their nationals or using their flag vessels or aircraft to or for the use or benefit of Iran, and whether or not originating in its territory, of:

Specify type of the above activity (if applicable):

- items, material, equipment, goods and technology set out in INFCIRC/154/Rev.13 Part 1
- items, material, equipment, goods and technology set out in INFCIRC/154/Rev.9 Part 2
- further items if the state determines that they could contribute to reprocessing or enrichment-related or heavy water-related activities inconsistent with the JCPOA

2(b) the provision to Iran of:

- technical assistance or training
- financial assistance, investment, brokering or other services

Specify type of the above activity (if applicable):

and the transfer of financial resources or services related to the:

- supply, sale, or transfer
- manufacture
- use

Specify type of the above activity (if applicable):

of the items, material, equipment, goods and technology described in subparagraph (a) above
3.B) AUTHORIZATION BY UNSC WHEN PC IS NOT INVOLVED: SCOPE

1. What transfers do not go through the JC but still require the UNSC authorization?

- Ballistic missile – related transfers
- Arms – related transfers
- Exportation from Iran of arms or related material
3.B) AUTHORIZATION BY UNSC WHEN PC IS NOT INVOLVED: PROCEDURE

2. How does the UNSC authorization work?

1. Proposal

   Exporting State

   Facilitator

   SCAD

   UNSC

   There is no optional application form.

2. Final decision by the UNSC

   The UNSC decides on a case-by-case basis.

3. Particular requirements for the ballistic missile – related transfers
3.C) EXCEPTIONS: SCOPE

1. What are the exceptions?

(a) Light water reactors (related material)
(b) Modernization of the Arak reactor
(b) Modification of the Fordow facility
(b) Exportation of Iran’s enriched uranium in excess of 300 kg
2. What is the procedure for the exceptions?

**Exception (a)**
Light water reactors
- States notify the UNSC Facilitator within 10 days of the transaction

**Exception (b)**
Arak, Fordow, enriched uranium
- States notify the UNSC Facilitator and the JC 10 days in advance
4. TRAVEL BAN AND ASSETS FREEZE

1. Scope of the restrictions

   Individuals and entities 2231 list. As of March, 1\textsuperscript{st}:
   - 23 individuals
   - 61 entities

2. How can States make requests for exemptions?
5. WHAT HAPPENS IN CASE OF NON-PERFORMANCE?

1. Notification process

- Hypothetical non-performance
- JCPOA participant State
- UNSC

2. Decision by UNSC

- Draft Resolution
  - a) Adoption of a resolution (30 days)
  - b) Lack of adoption (30 days)
  - Continue in effect of the terminations
  - Previous UNSC resolutions come back into force
6. REPORTING SYSTEM

Secretary General

UNSC Facilitator

Report to the UNSC every 6 months
First report to be released in July 2016
8. FURTHER INFORMATION

For more information:

- UNSC Facilitator email: SC-Resolution2231@un.org

Mission of Spain:

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