The Procurement Channel

and the

Procurement Working Group

of the Joint Commission
What is the Procurement Channel?

- The Procurement Channel reviews proposals by States seeking to participate in or permit certain transfers of nuclear or dual-use goods, technology, and/or related services to Iran.
- States submit proposals to the UN Security Council.
- The Joint Commission will then assess the application and provide a recommendation to the Security Council.
- The Security Council will decide on the basis of this recommendation and inform the State about its decision.

Contact information:

Security Council: SC-Resolution2231@un.org

Joint Commission/Procurement Working Group: pwg-enquire@eeas.europa.eu
Procurement Working Group / Joint Commission

Participants

- The **EU High Representative** is the Coordinator of the Joint Commission and the Procurement Working Group.
- **China, France, Germany, the Russian Federation, the United Kingdom, the United States** and **Iran** will review proposals.

Functions

- Review and decide on proposals for **nuclear-related transfers** and activities.
- **Report to the Security Council** every six months on the status of the Procurement Working Group’s decisions and on any further implementation issues.
- Formulate and update as required **guidelines on the procurement channel**, which will be provided to the Security Council for publication on the UN website.
- Endeavour to respond to **requests for guidance** from third parties, as communicated by the Coordinator, within 9 working days.
- Provide expertise to the exporting state on **end-use verification**.
What does the Procurement Channel cover?

The procurement channel generally covers:

(1) The supply, sale or transfer of nuclear and dual-use items, materials, equipment, goods, and technology (set out in INFCIRC/254/Rev.12/Part 1 and INFCIRC/254/Rev.9/Part 2 for nuclear and non-nuclear civilian end-uses, as well as any further items if the relevant State determines that they could contribute to activities inconsistent with the JCPOA).

(2) The provision to Iran of assistance or services related to the supply, sale, transfer, manufacture, or use of nuclear and dual-use goods (e.g. technical assistance or training, financial assistance, investment, brokering).

(3) The acquisition by Iran of an interest in certain commercial nuclear-related activity in another State and related investments.

See Annex B of Security Council Resolution 2231 and paragraph 6.1 of Annex IV of the JCPOA for more detail, including certain exemptions as set out therein.
Exceptions:

Exceptions to the Procurement Channel are set out in detail in Annex B of Security Council Resolution 2231 and cover:

(a) equipment covered by B.1 of INFCIRC/254/Rev.12/Part 1 when such equipment is for light water reactors;

(b) low-enriched uranium covered by A.1.2 of INFCIRC/254/Rev.12/Part 1 when it is incorporated in assembled nuclear fuel elements for such reactors;

(c) items, materials, equipment, goods and technology set out in INFCIRC/254/Rev. 9/Part 2 only when for exclusive use in light water reactors;

(d) goods, technology and services directly related to the necessary modification of two cascades at the Fordow facility for stable isotope production,

(e) goods, technology and services directly related to the export of Iran’s enriched uranium in excess of 300kg in return for natural uranium; and

(f) goods, technology and services directly related to the modernization of the Arak reactor based on the agreed conceptual design and, subsequently, on the agreed final design of such reactor.

As set out in detail in Annex B of Security Council Resolution 2231, other requirements, such as pre-notification to the Security Council and/or the Joint Commission, must however be fulfilled.
How do States submit a proposal under the Procurement Channel?

**Application Form** filled out by proposing State

**End-Use-Certification** issued by AEOI or MOFA of Iran

**Additional Documents** e.g. technical documentation

Submission by proposing State via Email to the Security Council

**SC-Resolution2231@un.org**

Model application form and model end-use certification will be made available on [website of the Security Council](www.un.org/en/sc/2231)

**Necessary supporting information** (Annex IV, 6.4.2):

(a) description of the item;
(b) exporting entity;
(c) importing entity;
(d) statement of the proposed end-use and end-use location, along with an end-use certification;
(e) export license number, if available*;
(f) contract date, if available*; and
(g) details on transportation, if available*.

* to be submitted prior to shipment

Language: One of the six official UN languages

Translation, if needed, before review by the Procurement Working Group.
How are proposals decided?

Joint Commission / Procurement Working Group

- **Approvals based on consensus**
  - Consideration period: 20 working day
  - Extension: + 10 working days
  - Joint Commission review (upon request): + 5 – 15 working days

Security Council

- Recommendation of JC approved unless SC adopts resolution to reject JC recommendation (5 working days)

State

Proposal + supporting info

Security Council decision

State recommendation

After the review:

- Security Council will inform State about decision.
- For approved transfers: certification of approval, transaction/approval number.
- Requirements for State: Guidelines in INFCIRCs, notification of Security Council and/or IAEA, right to verify end-use.

Can disapproved proposals be resubmitted?

Yes. The Procurement Working Group may provide information regarding a disapproval that would help any future submissions.