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STATUTORY INSTRUMENTS

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**2016 No. 371**

**The Iran (Sanctions) (Overseas Territories) Order 2016**

**PART 2**

**Restricted goods etc.**

**Licences related to article 12**

**13.**—(1) The Governor may, with the consent of the Secretary of State, grant a licence authorising an activity that would otherwise be prohibited under article 12.

(2) A person is not guilty of an offence under article 12 in respect of anything done under the authority of a licence granted by the Governor.

(3) A licence may not be granted if the Governor has reasonable grounds to determine that the activity would contribute to reprocessing- or enrichment-related, heavy water-related, or other nuclear related activities inconsistent with the JCPOA.

(4) A licence may not be granted authorising the sale, supply, transfer or export of goods and technology listed in Annex II to the Council Regulation unless the Governor has obtained, and is in a position to exercise effectively, a right to verify the end-use and end-use location of any supplied item.

(5) A licence for any activity to which this paragraph applies may not be granted unless the Governor is satisfied—

- (a) all activities are undertaken strictly in accordance with the JCPOA; and
- (b) the Governor has obtained, and is in a position to exercise effectively, a right to verify the end-use and end-use location of any supplied item.

(6) Paragraph (5) applies to activities mentioned in article 12(1) to (4) that are directly related to—

- (a) the modification of two cascades at the Fordow facility for stable isotope production;
- (b) the export of Iran's enriched uranium in excess of 300 kilograms in return for natural uranium; or
- (c) the modernisation of the Arak reactor based on the agreed conceptual design and, subsequently, the agreed final design of such reactor.