

# TERMINATION OF IRAN'S ARM-RELATED TRANSFERS FROM 18 OCTOBER 2020

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## TERMINATIONS

- On **14 July 2015** (*Conclusion Day*), Iran and China, Russia, Germany, United Kingdom, France and then United States (5+1) concluded the Joint Comprehensive Plan of Action (JCPOA) on Iran's Nuclear Program. The JCPOA ensures the termination and comprehensive lifting of UN, EU and U.S. nuclear-related economic, financial and military sanctions and measure and is conducive to promoting and facilitating the development of normal economic and trade contacts and cooperation with Iran.
- On **20 July 2015** (*Finalization Day*), the United Nations Security Council unanimously adopted the resolution 2231 (2015). This resolution endorses the JCPOA and committed to terminate the provisions of resolutions 1696 (2006), 1737 (2006), 1747 (2007), 1803 (2008), 1835 (2008), 1929 (2010) and 2224 (2015). Also, resolution 2231 (2015) defines the schedule and commitments to be undertaken by all parties.
- On **18 October 2015** (*Adoption Day*), the "JCPOA and the commitments in this JCPOA" came into effect and set in motion the implementation of the provisions of the JCPOA.
- On **16 January 2016** (*Implementation Day*), IAEA verified the Iran's fulfilment with its commitments and on the same day the U.S. and EU's lifting of economic and financial nuclear related sanctions were effectuated. Also, at the same date, the provisions of previous UN Security Council Resolutions – resolution 1696 (2006), 1737 (2006), 1747 (2007), 1803 (2008), 1835 (2008), 1929 (2010) and 2224 (2015) - were fully terminated.
- On **18 October 2020** (*Five Years after Adoption Day*), the provisions of the UN Security Council resolution 2231 (2015) regarding restrictions on Iran's arm-related transfers and travel ban on certain individuals – paragraphs 5, 6(b) and 6(e) - are terminated.

- According to the terminated paragraph 5 of the ‘Annex B’ of United Nations Security Council resolution 2231 (2015):

“All States may participate in and permit, *provided* that the Security Council decides in advance on a case-by-case basis to approve: the supply, sale or transfer directly or indirectly from or through their territories, or by their nationals or individuals subject to their jurisdiction, or using their flag vessels or aircraft, and whether or not originating in their territories, to Iran, or for the use in or benefit of Iran, of any battle tanks, armoured combat vehicles, large caliber artillery systems, combat aircraft, attack helicopters, warships, missiles or missile systems, as defined for the purpose of the United Nations Register of Conventional Arms, or related materiel, including spare parts, and the provision to Iran by their nationals or from or through their territories of technical training, financial resources or services, advice, other services or assistance related to the supply, sale, transfer, manufacture, maintenance, or use of arms and related materiel described in this subparagraph. *This paragraph shall apply until the date five years after the JCPOA Adoption Day* or until the date on which the IAEA submits a report confirming the Broader Conclusion, whichever is earlier.

- According to the terminated paragraph 6(b) of the ‘Annex B’ of United Nations Security Council resolution 2231 (2015):

“Take the necessary measures to prevent, except as decided otherwise by the UN Security Council in advance on a case-by-case basis, the supply, sale, or transfer of arms or related materiel from Iran by their nationals or using their flag vessels or aircraft, and whether or not originating in the territory of Iran, *until the date five years after the JCPOA Adoption Day* or until the date on which the IAEA submits a report confirming the Broader Conclusion, whichever is earlier.”

Consequently, the provisions of these paragraphs are now terminated from 18 October 2020, *ipso facto*, with immediate effect and without any prerequisite formalities or procedural requirements.

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Background

Resolution 2231 (2015)

Note by the President of the Security Council

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» Arms-related transfers

## Arms-related transfers

### What is the restriction on arms-related transfers to Iran?

Paragraph 5 of Annex B of resolution [2231 \(2015\)](#) stipulates that all States may participate in and permit, provided that the Security Council decides in advance on a case-by-case basis to approve:

- the supply, sale or transfer directly or indirectly from or through their territories, or by their nationals or individuals subject to their jurisdiction, or using their flag vessels or aircraft, and whether or not originating in their territories, to Iran, or for the use in or benefit of Iran, of any battle tanks, armoured combat vehicles, large calibre artillery systems, combat aircraft, attack helicopters, warships, missiles or missile systems, as defined for the purpose of the [United Nations Register of Conventional Arms](#), or related materiel, including spare parts, and
- the provision to Iran by their nationals or from or through their territories of technical training, financial resources or services, advice, other services or assistance related to the supply, sale, transfer, manufacture, maintenance, or use of arms and related materiel described above.

### What is the restriction on arms-related transfers from Iran?

Paragraph 6 (b) of Annex B of resolution [2231 \(2015\)](#) further stipulates that all States are to take the necessary measures to prevent, except as decided otherwise by the Security Council in advance on a case-by-case basis, the supply, sale, or transfer of arms or related materiel from Iran by their nationals or using their flag vessels or aircraft and whether or not originating in the territory of Iran.

### How to submit a request for approval?

States shall submit proposals made pursuant to paragraphs 5 and 6 (b) of Annex B to resolution [2231 \(2015\)](#) to the Security Council Facilitator. States are encouraged to address these proposals to the Security Council Facilitator, His Excellency Mr. Philippe Kridelka (Belgium), through their Permanent Missions to the United Nations, at the Email address: [SC-Resolution2231@un.org](mailto:SC-Resolution2231@un.org).

### How long will the restrictions on arms-related transfers apply?

These restrictions on arms-related transfers shall apply until the date five years after the JCPOA Adoption Day (18 October 2015) or until the date on which the IAEA submits a report confirming the Broader Conclusion, whichever is earlier.

UN TRAVEL BAN ON  
INDIVIDUALS ARE LIFTED

- According to the terminated paragraph 6(e) of the ‘Annex B’ of United Nations Security Council resolution 2231 (2015):

“***For five years from the JCPOA Adoption Day*** or until the date on which the IAEA submits a report confirming the Broader Conclusion, whichever is earlier, take the necessary measures to prevent the entry into or transit through their territories of individuals described in paragraphs 6(c) above, although underlining that nothing in this paragraph shall oblige a State to refuse its own nationals entry into its territory.”

Therefore, from 18 October 2020, all States shall cease measures which has been taken in order to prevent the entry into or transit through their territories for the following individuals: Freidoun Abbasi Davani, Azim Aghajani, Aliakbar Ahmadian, Morteza Bahmanyar, Ahmad Vahid Dastjerdi, Ahmad Derakhshandeh, Mohammad Eslami, Rezagholi Esmaeli, Mohsen Fakhrizadeh Mahabadi, Mohammad Hejazi, Mohsen Hojati, Mehrdad Akhlaghi Ketabchi, Naser Maleki, Mohammadreza Naqdi, Mommadmehdi Nejad Nouri, Morteza Rezaie, Morteza Safari, Yahya Rahim Safvi, Hosein Salimi, Qasem Soleimani, Aliakbar Tabatabaei, Mohammadreza Zahedi, Mohammadbaqe Zolqadr.

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Resolution 2231 (2015)

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## Travel ban

### What is the travel ban restriction?

Paragraph 6 (e) of Annex B of resolution [2231 \(2015\)](#) requires all States to take the necessary measures to prevent the entry into or transit through their territories of the individuals currently maintained on the [2231 List](#). This provision shall not oblige a State to refuse its own nationals entry into its territory.

There are [exemptions to the travel ban](#) provided for by resolution [2231 \(2015\)](#).

### How long will the travel ban restriction apply?

This restriction shall apply until the date five years after the JCPOA Adoption Day (18 October 2015), or until the date on which the IAEA submits a report confirming the Broader Conclusion, whichever is earlier.

## IMPLEMENTATION:

It is of the utmost importance that the UN Security Council in resolution 2231 (2015):

- ❖ Underscores that *“Member States are obligated under Article 25 of the Charter of the United Nations to accept and carry out the Security Council’s decisions”*
- ❖ Notes *“the termination of provisions of previous resolutions and other measures foreseen in this resolution, and **inviting Member States to give due regard to these changes**”*
- ❖ *“Endorses the JCPoA, and urges its full implementation on the timetable established in the JCPoA”*
- ❖ *“Calls upon all Members States, regional organizations and international organizations to take such actions as may be appropriate to support the implementation of the JCPoA, including by taking actions commensurate with the implementation plan set out in the JCPoA and this resolution and by refraining from actions that undermine implementation of commitments under the JCPoA”*

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