

Chaudfontaine Newsletter

N° 8

- **Legal developments: European Union**

Iran sanctions (human rights considerations)

Council Regulation (EU) No 264/2012 of 23 March 2012
(OJ L 87, 24.3.2012, p. 26)

It prohibits the sale, supply, transfer or export of equipment which may be used for internal repression which were previously established by Regulation (EU) No 961/2010

Council Decision 2012/168/CFSP of 23 March 2012
(OJ L 87, 24.3.2012, p. 85).

It prohibits the sale, supply, transfer or export of equipment or software intended primarily for use in the monitoring or interception by the Iranian regime of the Internet and of telephone communications on mobile or fixed networks in Iran should be prohibited.

Chaudfontaine Newsletter

N° 8

- **Legal developments: European Union**

Iran sanctions (Iranian nuclear program concerns)

Council Regulation (EU) No 267/2012 of 23 March 2012
(JO L 88, 24.3.2012, p. 1)

It establishes a number of additional restrictive measures which comprise, in particular, further restrictions on trade in dual-use goods and technology , as well as on key equipment and technology which could be used in the petrochemical industry.

Chaudfontaine Newsletter

N° 8

- **Legal developments: European Union**

EU Common Military list

The latest update of the EU Common Military list was adopted by the Council on 27 February 2012. This list contains the equipment covered by Council Common Position 2008/944/CFSP defining common rules governing the control of exports of military technology and equipment.

The latest version is available in Official Journal C85, 22.3.2012, p. 1.

Regulation 428/2009: Annex I

The latest update of Annex I of Regulation 428/2009 which contains a list of controlled dual-use items will be published in the Official Journal of the European Union on 16.05.2012.

Chaudfontaine Newsletter

N° 8

- **Studies and more: Reports, Articles, Links**

WMD Non-proliferation: The Hidden 'Polar Star' of U.S. Export Control Reform?

This article assesses the impact of the Obama Administration's Export Control Reform Initiative on WMD non-proliferation efforts.

<http://www.nti.org/analysis/articles/wmd-nonproliferation-hidden-polar-star-us-export-control-reform1/>

Australia commits NSG support for India

Citing India's "very good" non-proliferation track record, Australia committed to support its membership in international atomic export control regimes, including the Nuclear Suppliers Group (NSG).

<http://india.nydailynews.com/business/7ade2f3270a0708370b40d1ae45be1c1/australia-commits-nsg-support-for-india>

Chaudfontaine Newsletter

N° 8

- **Studies and more: Reports, Articles, Links**

Preventing WMD Proliferation: Myths and Realities of Strategic Trade Controls

The international community faces a serious challenge. Trade is globalized, technology is spreading rapidly, and demands for economic development and uninhibited exchange of goods are greater than ever. How can states ensure that trade in dual-use goods and technologies does not contribute to WMD proliferation?

http://www.carnegieendowment.org/files/wmd_proliferation_Togzhan_Jan_25_2012.pdf

Chaudfontaine Newsletter

N° 8

- **Studies and more: Judgement of the CJEU**

Restrictive measures against the Islamic Republic of Iran to prevent nuclear proliferation: judgement of the European Court of Justice, 21.12.2011 (Case C 72/11)

- Common foreign and security policy
- Restrictive measures against the Islamic Republic of Iran to prevent nuclear proliferation Regulation (EC) No 423/2007: Article 7(3) and (4)
- Supply and installation of a sintering furnace in Iran
- Concept of 'indirectly making available' an 'economic resource' to persons, entities and bodies listed in Annexes IV and V to that regulation
- Concept of 'circumvention' of the prohibition on making that resource available

Chaudfontaine Newsletter

N° 8

- **News**

European Studies Unit website

The website of the ESU has been profoundly reviewed and updated. The non-proliferation section has been completed with the latest relevant document as well as with the latest version of the Vademecum dedicated to the EU Export Control Regime.

www.europeanstudiesunit.eu

Chaudfontaine Newsletter

N° 8

- **Events**

EU Non-Proliferation and Disarmament Conference

More than 200 experts gathered in Brussels on the 3-4 February 2012 to discuss the spread of nuclear and other dangerous weapons. The EU Non-Proliferation and Disarmament Conference took place just as the EU imposed a ban on Iranian oil sales in an effort to persuade Tehran back to the nuclear negotiating table.

<http://www.iiss.org/conferences/eu-non-proliferation-and-disarmament-conference/speeches/>