

§ 537.101

- 537.404 Transactions incidental to a licensed transaction authorized.
- 537.405 Provision of services.
- 537.406 Offshore transactions.
- 537.407 Payments from blocked accounts to satisfy obligations prohibited.
- 537.408 Setoffs prohibited.
- 537.409 Activities under pre-May 21, 1997 agreements.
- 537.410 Contracts and subcontracts regarding economic development of resources in Burma.
- 537.411 Purchase of shares in economic development projects in Burma.
- 537.412 Investments in entities involved in economic development projects in Burma.
- 537.413 Sale of interest in economic development projects in Burma.

Subpart E—Licenses, Authorizations and Statements of Licensing Policy

- 537.501 General and specific licensing procedures.
- 537.502 Effect of license or authorization.
- 537.503 Exclusion from licenses.
- 537.504 Payments and transfers to blocked accounts in U.S. financial institutions.
- 537.505 Entries in certain accounts for normal service charges authorized.
- 537.506 Investment and reinvestment of certain funds.
- 537.507 Provision of certain legal services authorized.
- 537.508 Authorization of emergency medical services.
- 537.509 Official activities of the U.S. Government and certain international organizations.
- 537.510 Third-country diplomatic and consular funds transfers.
- 537.511 Importation of accompanied baggage and household effects of U.S. diplomatic and consular officials.
- 537.512 Importation for official or personal use by foreign diplomatic and consular officials.
- 537.513 Importation and exportation of diplomatic pouches.
- 537.514 Importation of certain personal and household effects.
- 537.515 Importation of information or informational materials.
- 537.516 Importation of Burmese-origin articles and incidental transactions.
- 537.517 Noncommercial, personal remittances.
- 537.518 Transactions incident to exportations to Burma.
- 537.519 Activities undertaken pursuant to certain pre-May 21, 1997 agreements.
- 537.520 Payments for overflights of Burmese airspace.
- 537.521 Operation of accounts.

31 CFR Ch. V (7–1–08 Edition)

- 537.522 Certain transactions related to patents, trademarks and copyrights authorized.
- 537.523 Authorization of nongovernmental organizations to engage in humanitarian or religious activities.
- 537.524 Divestiture of U.S. person's investments in Burma.
- 537.525 Transactions related to U.S. citizens residing in Burma.
- 537.526 Authorized transactions necessary and ordinarily incident to publishing.
- 537.527 Importation into the United States of Burmese-origin animals and specimens.

Subpart F—Reports

- 537.601 Records and Reports.

Subpart G—Penalties

- 537.701 Penalties.
- 537.702 Prepenalty notice.
- 537.703 Response to prepenalty notice; informal settlement.
- 537.704 Penalty imposition or withdrawal.
- 537.705 Administrative collection; referral to United States Department of Justice.

Subpart H—Procedures

- 537.801 Procedures.
- 537.802 Delegation by the Secretary of the Treasury.

Subpart I—Paperwork Reduction Act

- 537.901 Paperwork Reduction Act notice.
- AUTHORITY: 3 U.S.C. 301; 31 U.S.C. 321(b); 50 U.S.C 1601–1651, 1701–1706; Pub. L. 101–410, 104 Stat. 890 (28 U.S.C. 2461 note); Sec. 570, Pub. L. 104–208, 110 Stat. 3009; Pub. L. 108–61, 117 Stat. 864; Pub. L. 110–96, 121 Stat. 1011; E.O. 13047, 62 FR 28301, 3 CFR, 1997 Comp., p. 202; E.O. 13310, 68 FR 44853, 3 CFR, 2003 Comp., p. 241.
- SOURCE: 70 FR 48241, Aug. 16, 2005, unless otherwise noted.

Subpart A—Relation of This Part to Other Laws and Regulations

§ 537.101 Relation of this part to other laws and regulations.

This part is separate from, and independent of, the other parts of this chapter, with the exception of part 501 of this chapter, the recordkeeping and reporting requirements and license application and other procedures of which apply to this part. Actions taken pursuant to part 501 of this chapter with respect to the prohibitions contained

in this part are considered actions taken pursuant to this part. Differing foreign policy and national security circumstances may result in differing interpretations of similar language among the parts of this chapter. No license or authorization contained in or issued pursuant to those other parts authorizes any transaction prohibited by this part. No license or authorization contained in or issued pursuant to any other provision of law or regulation authorizes any transaction prohibited by this part. No license or authorization contained in or issued pursuant to this part relieves the involved parties from complying with any other applicable laws or regulations.

Subpart B—Prohibitions

§ 537.201 Prohibited transactions involving certain blocked property.

(a) Except as authorized by regulations, orders, directives, rulings, instructions, licenses or otherwise, and notwithstanding any contracts entered into or any license or permit granted prior to 12:01 a.m. eastern daylight time, July 29, 2003, all property and interests in property of the following persons that are in the United States, that hereafter come within the United States, or that are or hereafter come within the possession or control of U.S. persons, including their overseas branches, are blocked and may not be transferred, paid, exported, withdrawn or otherwise dealt in:

(1) Any person listed in the Annex to Executive Order 13310 of July 28, 2003 (68 FR 44853, July 30, 2003); and

(2) Any person determined by the Secretary of the Treasury, in consultation with the Secretary of State,

(i) To be a senior official of the Government of Burma, the State Peace and Development Council of Burma, the Union Solidarity and Development Association of Burma, or any successor entity to any of the foregoing, or

(ii) To be owned or controlled by, or acting or purporting to act for or on behalf of, directly or indirectly, any person whose property or interests in property are blocked pursuant to this section.

NOTE TO PARAGRAPH (a) OF § 537.201: The names of persons whose property or interests

in property are blocked pursuant to § 537.201(a) are announced in the FEDERAL REGISTER, published on OFAC's Web site, and incorporated on an ongoing basis with the identifier [BURMA] into Appendix A to this chapter V.

(b) Unless otherwise authorized by this part or by a specific license expressly referring to this section, any dealing in any security (or evidence thereof) held within the possession or control of a U.S. person and either registered or inscribed in the name of or known to be held for the benefit of any person whose property or interests in property are blocked pursuant to paragraph (a) of this section is prohibited. This prohibition includes but is not limited to the transfer (including the transfer on the books of any issuer or agent thereof), disposition, transportation, importation, exportation, or withdrawal of any such security or the endorsement or guaranty of signatures on any such security. This prohibition applies irrespective of the fact that at any time (whether prior to, on, or subsequent to 12:01 a.m. eastern daylight time, July 29, 2003) the registered or inscribed owner of any such security may have or might appear to have assigned, transferred, or otherwise disposed of the security.

§ 537.202 Prohibited exportation or re-exportation of financial services to Burma.

Except as authorized, and notwithstanding any contracts entered into or any license or permit granted prior to July 29, 2003, the exportation or re-exportation of financial services to Burma, directly or indirectly, from the United States or by a U.S. person, wherever located, is prohibited.

§ 537.203 Prohibited importation of products of Burma.

Except as otherwise authorized, and notwithstanding any contracts entered into or any license or permit granted prior to August 28, 2003, the importation into the United States of any article that is a product of Burma is prohibited.

NOTE TO § 537.203: Section 3(b) of the Burmese Freedom and Democracy Act of 2003 provides that the prohibition contained in this section may be waived by the President for any or all articles that are a product of