

OFFICE OF FOREIGN ASSETS CONTROL

SUDANESE SANCTIONS REGULATIONS
(31 C.F.R. PART 538)STATEMENT OF LICENSING POLICY REGARDING
AGRICULTURAL EXPORTS TO SUDAN

Consistent with current U.S. foreign policy, the following Statement of Licensing Policy establishes a favorable licensing regime through which U.S. persons can request from OFAC specific authorization for the commercial exportation or reexportation of U.S.-origin agricultural equipment and services to an area of Sudan other than the Specified Areas of Sudan. U.S. persons are already authorized to export and reexport such equipment to the Specified Areas of Sudan, which include Southern Sudan, Southern Kordofan/Nuba Mountains State, Blue Nile State, Abyei, Darfur, and marginalized areas in and around Khartoum.

Specific licenses may be issued on a case-by-case basis authorizing the commercial exportation or reexportation of U.S.-origin agricultural equipment and services to the non-Specified Areas of Sudan. The purpose of this new licensing policy is to benefit the Sudanese people by enhancing local food production and strengthening the agricultural sector in a chronically food insecure country.

Although the Trade Sanctions Reform and Export Enhancement Act of 2000 (“TSRA”) does not apply to such transactions, applicants are encouraged to consult the TSRA Application Guidance available on this website for information that OFAC deems necessary to evaluate applications covered by this Statement of Licensing Policy:

www.treas.gov/offices/enforcement/ofac/programs/common/tsraapp.pdf

In addition, please note that:

- The exportation or reexportation of U.S.-origin goods or technology to Sudan may also require authorization by the U.S. Department of Commerce, Bureau of Industry and Security (“BIS”), under the Export Administration Regulations, 15 C.F.R. Parts 730 *et seq.*, or by the U.S. Department of State under the International Traffic in Arms Regulations, 22 C.F.R. Parts 120 *et seq.* **Note:** a copy of an official BIS Commodity

Classification must be included as part of a license application for the export of goods or technology classified as EAR99. A copy of the BIS license or proof of application with BIS must be included as part of the license application for the export of non-EAR99 goods or technology.

- Licensees should review their licenses for authorized payment terms for licensed exports.
- Other information on applying for a specific license is set forth in section 501.801 of the Reporting, Procedures, and Penalties Regulations, 31 C.F.R. Part 501.
- This new licensing policy will be subject to regular review.

