

*United States – Morocco International Transshipment Conference
Tangiers, Morocco, 20 to 22 May 2008
Group 3 - Strategies for Outreach and Compliance*



Sanctions Enforcement

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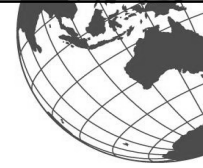


UN Sanctions: Power



- Arises in situations of threats to or breaches of international peace and security.
- Refers to measures not involving the use of armed force.
- Binding on all UN Member States.
- Countries currently affected:
Afghanistan, Lebanon, Cote d'Ivoire, Democratic Republic of the Congo, North Korea, Iran, Iraq, Liberia, Rwanda, Sierra Leone, Somalia, Sudan.





UN Sanctions: Measures

- Measures restricting trade in goods, services and financing.
- Goods and services targeted by trade measures.
- Measures targeted at specific persons and entities.



UN Sanctions: Implementation

- Need to be able to control both the supply and procurement of sanctions-affected goods and services.
- Need to freeze assets of, and prohibit assets being made available to, persons and entities designated by the UN Security Council.
- Need to be able to ban travel to, and transit through, the implementing country's territory by persons and entities designated by the UN Security Council.



UN Sanctions: Implementation in Australia

- Key legislation is the *Charter of the United Nations Act 1945* (“the Act”).
- Regulations made under the Act implement controls on trade in goods and services.
- Penalties apply for contravening the Regulations.
- Controls on the integrity of permits, and investigative powers.



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UN Sanctions: Implementation in Australia

- Whole-of-government approach
 - Foreign Affairs and Trade – lead agency
 - Defence Export Control Office – export controls
 - Immigration – visas and travel bans
 - Customs – monitors movement of goods
 - AUSTRAC – monitors financial transactions.



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UN Sanctions: Implementation in Australia: Outreach

- As the lead agency on UN sanctions, Foreign Affairs and Trade undertakes extensive consultations with industry and professional bodies across Australia
 - consultations are advertised and open to the public
 - private consultations are held with key stakeholders (financial institutions, exporters, freight forwarders).
- Foreign Affairs and Trade maintains website pages on UN sanctions implementation and public consultations.



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UN Sanctions: Implementation in Australia: Compliance

- Foreign Affairs and Trade works closely with other agencies (Customs, Federal Police) to ensure compliance
 - and administers a sanctions permit application system.
- Pro-active outreach to business and effective inter-agency coordination is important to verify compliance.



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