



Security Council

Distr.
GENERAL

S/21526
15 August 1990
ENGLISH
ORIGINAL: SPANISH

NOTE VERBALE DATED 14 AUGUST 1990 FROM THE PERMANENT MISSION OF
SPAIN TO THE UNITED NATIONS ADDRESSED TO THE SECRETARY-GENERAL

The Permanent Mission of Spain to the United Nations presents its compliments to the Secretary-General of the United Nations and, in reply to his note SCPC/7/90 (1), has the honour to transmit the following detailed account of the measures taken to date by Spain at the national level and in its capacity as a State member of the European Community to implement resolution 661 (1990), adopted by the Security Council at its 2933rd meeting, held on 6 August 1990:

A. Measures taken at the national level:

1. Embargo on the sale of weapons and military equipment to Iraq and Kuwait

Appropriate instructions have been issued to halt any operations of this type in progress. The General Customs Administration has instructed all Spanish customs offices to suspend the issuing of licences for the export of weapons to Iraq and Kuwait.

2. Embargo on oil imports from Kuwait and Iraq

The issuing of new licences has been suspended and licences issued have been revoked. Spanish vessels have likewise ceased to take on any crude oil from Iraq or Kuwait.

3. Monitoring of Iraqi and Kuwaiti assets

Any efforts to transfer funds or payments outside Spain or to dispose of securities, accounts or other financial assets held in Spain which are made by persons or legal entities resident in Iraq or Kuwait, Spanish or foreign establishments or corporations controlled by them or, in general, any persons or legal entities acting on behalf of the above have been made subject to approval by the Ministry of Economic Affairs and the Treasury, in keeping with the ministerial orders of 4 and 6 August 1990 (the first of which applies to Kuwait and the second to Iraq).

Regular administrative operations and payments made in simple fulfilment of contracts concluded by such corporations prior to 2 August constitute exceptions to the foregoing.

4. Suspension of all scientific and technical co-operation with Iraq

On 6 August 1990, the Spanish Agency for International Co-operation received instructions to suspend immediately such co-operation, including both that provided under bilateral agreements and any co-operation that could be considered sectoral in nature.

No military co-operation of any type exists with Iraq.

B. In addition to these national measures, Spain has implemented European Economic Community (EEC) regulation No. 2340/90 of 8 August 1990, which prohibits trade involving Iraq and Kuwait.

This regulation contains a provision which:

1. Prohibits the import of any product originating in Iraq or Kuwait and the export of products to those countries;
2. Prohibits any commercial activity or transaction, including any operation pertaining to completed or partially completed transactions, which aims at or results in the promotion of the import of any product originating in or coming from Iraq or Kuwait;
3. Prohibits the sale or supply of any product, regardless of its origin or provenance, to persons or legal entities in Iraq or Kuwait or to any other person or legal entity for the purpose of any commercial activity carried out within or from Iraqi or Kuwaiti territory;
4. Prohibits, lastly, any activity which aims at or results in the promotion of the aforementioned sale or supply.
5. By virtue of a decision of the States members of the European Coal and Steel Community (decision 90/414/ECSC of 8 August 1990), trade with Iraq and Kuwait in the products covered by the ECSC Treaty is prohibited in terms similar to those set out in the aforementioned EEC regulation.

Exception to the above is made:

- In respect of exports, for medicines and foodstuffs intended for humanitarian purposes as part of emergency assistance operations;
- In respect of imports, for those products originating in or coming from Iraq or Kuwait which were exported by those countries prior to 7 August 1990.