



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C. 20220

OFFICE OF FOREIGN ASSETS CONTROL

Sudanese Sanctions Regulations
31 C.F.R. Part 538

GENERAL LICENSE NO. 1A

Certain Academic and Professional Exchanges Authorized

Academic Exchanges & Related Transactions

(a) Accredited undergraduate and graduate degree-granting academic institutions located in the United States or organized under the laws of the United States or any jurisdiction within the United States, including third-country branch campuses thereof (collectively, for the purposes of this general license, “U.S. academic institutions”), and their contractors, are authorized to enter into agreements to establish and operate academic exchange programs, wherever located, as set forth in paragraph (b), with undergraduate and graduate degree-granting academic institutions in Sudan, including such academic institutions that fall within the definition of the term Government of Sudan set forth in § 538.305 of the Sudanese Sanctions Regulations, 31 C.F.R. part 538 (the “SSR”) (collectively, “Sudanese academic institutions”).

(b) Subject to the restrictions set forth in paragraph (h) of this general license, the following activities otherwise prohibited by the SSR are authorized for persons performing pursuant to the terms of an agreement authorized by paragraph (a) of this general license:

(1) Students enrolled in a U.S. academic institution, or participating in an exchange program while enrolled in another U.S. academic institution, are authorized to participate in educational programs at a Sudanese academic institution that will be accepted for credit toward the student’s undergraduate or graduate degree by the U.S. academic institution at which the student is enrolled;

NOTE TO PARAGRAPH (b)(1) OF GENERAL LICENSE NO. 1A: Section 538.509 of the SSR authorizes individuals who are ordinarily resident in Sudan and are otherwise qualified for a non-immigrant visa under category F (students) to carry out in the United States those activities for which such a visa has been granted by the U.S. State Department. Therefore, no additional authorization is needed in this general license for such Sudanese individuals to study in the United States.

(2) U.S. academic institutions and individuals who are U.S. persons are authorized to provide teaching services in the humanities, social sciences, environmental sciences, agriculture, public works, public health, law, or business at the Sudanese academic institution or to persons

ordinarily resident in Sudan and to provide any other services necessary and ordinarily incident to perform an agreement authorized by paragraph (a) of this general license;

(3) Individuals who are U.S. persons are authorized to engage in noncommercial academic research at the Sudanese academic institution and in Sudan. But see paragraph (h)(3) of this general license;

(4) U.S. academic institutions are authorized to recruit, hire, and employ in a teaching capacity individuals who are in Sudan or ordinarily resident in Sudan and regularly employed in a teaching capacity at the Sudanese academic institution, provided that no such individuals are employed in a teaching capacity within the United States without being granted appropriate visas by the U.S. State Department or appropriate status by the Department of Homeland Security; and

(5) U.S. academic institutions are authorized to engage in all transactions necessary for the filing and processing of applications to enroll, and the acceptance of payments for submitted applications to enroll and tuition from or on behalf of individuals who are in Sudan or ordinarily resident in Sudan.

NOTE TO PARAGRAPH b(5) OF GENERAL LICENSE NO. 1A: The authorization in paragraph (b)(5) of this general license enables U.S. academic institutions located in the United States to engage in certain transactions with individuals in Sudan or ordinarily resident in Sudan before a non-immigrant visa under category F (students) is granted, and enables third-country branch campuses of U.S. academic institutions to engage in certain transactions with individuals in Sudan or ordinarily resident in Sudan.

(c) Subject to the restrictions set forth in paragraph (h) of this general license, U.S. persons, including U.S. academic institutions, are authorized to provide scholarships to or for the benefit of individuals who are in Sudan or ordinarily resident in Sudan, to enable such individuals to participate in academic exchange programs at U.S. academic institutions pursuant to an agreement authorized under paragraph (a) of this general license.

(d) Subject to the restrictions set forth in paragraph (h) of this general license, U.S. persons, wherever located, are authorized to administer professional certificate examinations, including, but not limited to, the CPA, CISA, and USMLE, and university entrance examinations, including, but not limited to, the TOEFL, ESL examinations, SAT, ACT, GRE, GMAT, LSAT, and MCAT, to individuals who are in Sudan or ordinarily resident in Sudan.

(e) Subject to the restrictions set forth in paragraph (h) of this general license, the release of technology or software to students ordinarily resident in Sudan who are attending a U.S. academic institution is authorized, provided that all of the following requirements are met:

(1) Such release is ordinarily incident and necessary to the educational program in which the student is enrolled;

(2) The technology or software being released is designated as EAR99 under the Export Administration Regulations, 15 CFR parts 730 through 774 (the "EAR"), or constitutes Educational Information not subject to the EAR, as set forth in 15 CFR 734.9;

(3) The release does not otherwise require a license from the Department of Commerce; and

(4) The student to whom the release is made is not attending a U.S. academic institution as an agent, employee, or contractor of the Government of Sudan or a business entity or other organization in Sudan.

Professional Exchanges

(f) Subject to the restrictions set forth in paragraph (h) of this general license, U.S. persons that are tax-exempt organizations under § 501(c)(3) of the Internal Revenue Code, as well as not-for-profit legal associations, medical associations, research institutions, and academic programs not formally associated with a U.S. academic institution, are authorized to:

(1) organize and conduct, on a not-for-profit basis, professional training seminars in the humanities, social sciences, environmental sciences, agriculture, public works, public health, or law in Sudan or in third countries, for persons in Sudan or ordinarily resident in Sudan, including for persons who fall within the definition of the term Government of Sudan set forth in § 538.305 of the SSR. Such seminars may include, but are not limited to, the following topics:

(i) Practices meant to ensure environmental sustainability, including water well drilling and irrigation, farming and husbandry, residential building construction, the preservation of endangered species, and building and maintenance of water and sewage pipelines for use by the general civilian public;

(ii) Education, including providing training to Sudanese teachers and administrators on basic primary and secondary public education standards;

(iii) Public health, including providing training to Sudanese health and welfare professionals on basic public health, mental health, and social welfare standards;

(iv) Humanitarian and emergency response activities, including distribution of food and clean water, medicine and medical supplies, and other humanitarian items; and

(v) Democracy building, including the rule of law, citizen participation, government accountability, and development of civil society;

(2) to engage in all transactions necessary for the filing and processing of applications to enroll in seminars authorized by paragraph (f)(1), and the acceptance of payments for submitted applications to enroll and tuition or fees from persons who are in Sudan or ordinarily resident in Sudan; and

(3) to conduct research in Sudan for noncommercial studies in which the findings are made publicly available.

Transfer of funds

(g) Subject to the restrictions set forth in paragraph (h) of this general license, U.S. financial institutions are authorized to:

(1) Process transfers of funds, including for tuition, scholarships, stipend payments, admission application fees, document certification or warehousing fees, and testing fees, from the Government of Sudan or other persons in Sudan to or for the benefit of individuals who are in Sudan or ordinarily resident in Sudan, to enable them to participate in academic exchange programs at U.S. academic institutions pursuant to an agreement authorized under paragraph (a) of this general license, or to participate in professional training seminars in the humanities, social sciences, environmental sciences, agriculture, public works, public health, or law in Sudan or in third countries authorized under paragraph (f) of this general license, including transfers to, from, or through a depository institution owned or controlled by the Government of Sudan, provided that any transaction between a U.S. financial institution and a depository institution owned or controlled by the Government of Sudan must first transit through a depository institution not owned or controlled by the Government of Sudan; and

(2) Engage in all transactions necessary to collect, accept, and process student loan payments from or on behalf of individuals in Sudan or ordinarily resident in Sudan.

NOTE TO PARAGRAPH (g)(2) OF GENERAL LICENSE NO. 1A: The provision of student loans to individuals from Sudan studying in the United States is authorized by § 538.509 of the SSR, which authorizes individuals who are ordinarily resident in Sudan and are otherwise qualified for a non-immigrant visa under category F (students) to carry out in the United States those activities for which such a visa has been granted by the U.S. State Department. The authorization in paragraph (g)(2) of this general license is needed to enable U.S. financial institutions to process student loan payments from such individuals after their return to Sudan.

(h) This general license does not authorize:

(1) The exportation or reexportation, directly or indirectly, from the United States or by a U.S. person, wherever located, to Sudan of any goods, technology (including technical data, software, or other information), or services requiring the issuance of a license by another Federal agency, such as those items listed on the Commerce Control List ("CCL") or otherwise requiring a license from the Department of Commerce under the Export Administration Regulations, 15 CFR parts 730 through 774;

NOTE 1 TO PARAGRAPH (h)(1) OF GENERAL LICENSE NO. 1A: The CCL includes items such as laptops, personal computers, cell phones, personal digital assistants and other wireless handheld devices/blackberries, and other similar items. The exportation or reexportation of CCL items to Sudan, even on a temporary basis, remains prohibited, unless specifically licensed by the Office of Foreign Assets Control. A license or other authorization from the Department of Commerce, Bureau of Industry and

Security, also would be required for the exportation or reexportation of CCL items to Sudan.

NOTE 2 TO PARAGRAPH (h)(1) OF GENERAL LICENSE NO. 1A: The release of technology or software in the United States to persons ordinarily resident in Sudan is considered an export to Sudan, and is prohibited unless authorized. See paragraph (e) of this general license.

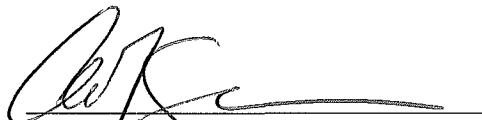
(2) Any transactions that are otherwise prohibited by any statute, Executive order issued pursuant to the International Emergency Economic Powers Act, 50 U.S.C. 1701 et seq., or other part of 31 C.F.R. chapter V; or

(3) The importation into the United States of any Sudanese-origin artifacts.

NOTE 1 TO GENERAL LICENSE NO. 1A: Section 538.405 of the SSR provides that any transaction ordinarily incident to a licensed transaction and necessary to give effect thereto is also authorized, subject to specified exceptions.

NOTE 2 TO GENERAL LICENSE NO. 1A: This general license does not relieve any persons authorized hereunder from compliance with any other U.S. legal requirements applicable to the transactions authorized herein.

(i) Effective August 11, 2014, General License No. 1A replaces and supersedes in its entirety General License No. 1, dated April 15, 2013.


Adam J. Szubin
Director
Office of Foreign Assets Control

Dated: August 7, 2014