

CLIENT MEMORANDUM

Trump Administration Extends Review Period for Sanctions Against Sudan, Leaving General License in Place

July 13, 2017

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President Trump issued an Executive Order (“E.O.”) on July 11, 2017 to extend the review period for permanently lifting sanctions against Sudan, set forth in E.O. 13761, to October 12, 2017. The general license issued by the U.S. Department of the Treasury’s Office of Foreign Assets Control (“OFAC”) on January 17, 2017, which generally authorizes transactions involving Sudan by U.S. persons, remains in place in the meantime. President Trump’s Executive Order is available [here](#).

President Obama signed E.O. 13761 on January 12, 2017, which requires a review of the Government of Sudan’s continued positive actions involving cooperation with the United States and bilateral engagement on conflict areas in Sudan, counterterrorism, and humanitarian access throughout Sudan. E.O. 13761 would have permanently lifted the sanctions against Sudan on July 12, 2017 if the current administration determined that the Government of Sudan had continued its positive actions over the last six months.

The latest E.O. announced that the review period has been extended for an additional three months to complete additional fact-finding and prepare a more comprehensive analysis of the Government of Sudan’s actions. The U.S. Department of State also announced that, in addition to a continued dialogue on the issue areas listed in E.O. 13761, the administration is seeking to engage the Government of Sudan on a broader range of issues, including Sudan’s human rights and religious freedom practices and its implementation of U.N. Security Council resolutions on North Korea. The U.S. Department of State press statement is available [here](#).

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President Trump's Executive Order does not alter the provisions in E.O. 13761 that provide for the permanent lifting of sanctions if, at the end of the review period, the administration determines that the Government of Sudan has met the criteria described in the E.O.

The general license issued by OFAC on January 17, 2017, which authorizes all transactions previously prohibited by the Sudanese Sanctions Regulations ("SSR"), 31 C.F.R. Part 538 and E.O. 13067 and 13412 remains in effect.

- All property and interests in property blocked pursuant to the SSR continues to be unblocked.
- All trade between the United States and Sudan that was prohibited by the SSR continues to be authorized.
- U.S. persons continue to be authorized to facilitate transactions between Sudan and third countries.

Companies doing business in Sudan should remain aware of continued restrictions under the Export Administration Regulations ("EAR") on exports and re-exports. Nearly all exports or re-exports to Sudan of controlled goods and technology subject to the EAR are prohibited unless licensed by the U.S. Department of Commerce. Targeted sanctions relating to Darfur and South Sudan, as well as for terrorism and other global sanctions regimes, also remain in place, and individuals and entities designated under these sanctions programs remain blocked.

For detailed information on the general license authorizing transactions involving Sudan and certain restrictions that remain in effect, see Willkie's client memorandum entitled "President Obama and Treasury Act to Lift the U.S. Sanctions on Sudan," available [here](#).

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