

Emergency Economic Powers Act, and the Director determines that further proceedings are warranted, he shall issue to the person concerned a notice of his intent to impose a monetary penalty. The prepenalty notice shall be issued whether or not another agency has taken any action with respect to this matter.

(b) *Contents*—(1) *Facts of violation.* The prepenalty notice shall describe the violation, specify the laws and regulations allegedly violated, and state the amount of the proposed monetary penalty.

(2) *Right to make presentations.* The prepenalty notice also shall inform the person of his right to make a written presentation within 30 days of mailing of the notice as to why a monetary penalty should not be imposed, or, if imposed, why it should be in a lesser amount than proposed.

§ 585.703 Presentation responding to prepenalty notice.

(a) *Time within which to respond.* The named person shall have 30 days from the date of mailing of the prepenalty notice to make a written presentation to the Director.

(b) *Form and contents of written presentation.* The written presentation need not be in any particular form, but shall contain information sufficient to indicate that it is in response to the prepenalty notice. It should contain responses to the allegations in the prepenalty notice and set forth the reasons why the person believes the penalty should not be imposed or, if imposed, why it should be in a lesser amount than proposed.

§ 585.704 Penalty notice.

(a) *No violation.* If, after considering any presentations made in response to the prepenalty notice and any relevant facts, the Director determines that there was no violation by the person named in the prepenalty notice, he promptly shall notify the person in writing of that determination and that no monetary penalty will be imposed.

(b) *Violation.* If, after considering any presentations made in response to the prepenalty notice, the Director determines that there was a violation by the person named in the prepenalty notice,

he promptly shall issue a written notice of the imposition of the monetary penalty to that person.

§ 585.705 Referral to United States Department of Justice.

In the event that the person named does not pay the penalty imposed pursuant to this subpart or make payment arrangements acceptable to the Director within 30 days of the mailing of the written notice of the imposition of the penalty, the matter shall be referred for administrative collection measures or to the United States Department of Justice for appropriate action to recover the penalty in a civil suit in a Federal district court.

Subpart H—Procedures

§ 585.801 Procedures.

For license application procedures and procedures relating to amendments, modifications, or revocations of licenses; administrative decisions; rulemaking; and requests for documents pursuant to the Freedom of Information and Privacy Acts (5 U.S.C. 552 and 552a), see subpart D of part 501 of this chapter.

[62 FR 45110, Aug. 25, 1997]

§ 585.802 Delegation by the Secretary of the Treasury.

Any action which the Secretary of the Treasury is authorized to take pursuant to Executive Orders 12808, 12810, 12831, and any further Executive orders relating to the national emergency declared in Executive Order 12808 may be taken by the Director, Office of Foreign Assets Control.

[58 FR 13201, Mar. 10, 1993. Redesignated at 62 FR 45110, Aug. 25, 1997]

Subpart I—Paperwork Reduction Act

§ 585.901 Paperwork Reduction Act notice.

For approval by the Office of Management and Budget (“OMB”) under the Paperwork Reduction Act of information collections relating to record-keeping and reporting requirements, to licensing procedures (including those pursuant to statements of licensing

policy), and to other procedures, see § 501.901 of this chapter. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a valid control number assigned by OMB.

[62 FR 45110, Aug. 25, 1997]

PART 586—FEDERAL REPUBLIC OF YUGOSLAVIA (SERBIA & MONTENEGRO) KOSOVO SANCTIONS REGULATIONS

Subpart A—Relation of This Part to Other Laws and Regulations

Sec.

586.101 Relation of this part to other laws and regulations.

Subpart B—Prohibitions

586.201 Prohibited transactions involving blocked property.
 586.202 Effect of transfers violating the provisions of this part.
 586.203 Holding of funds in interest-bearing accounts; investment and reinvestment.
 586.204 Prohibited new investment within Serbia.
 586.205 Evasions; attempts; conspiracies.
 586.206 Exempt transactions.

Subpart C—General Definitions

586.301 Blocked account; blocked property.
 586.302 Effective date.
 586.303 Entity.
 586.304 Federal Republic of Yugoslavia (Serbia & Montenegro); FRY (S&M).
 586.305 General license.
 586.306 Government of the Federal Republic of Yugoslavia (Serbia and Montenegro).
 586.307 Government of the Republic of Montenegro.
 586.308 Government of the Republic of Serbia.
 586.309 Information and informational materials.
 586.310 Interest.
 586.311 License.
 586.312 New investment.
 586.313 Person.
 586.314 Property; property interest.
 586.315 Specific license.
 586.316 Transfer.
 586.317 U.S. financial institution.
 586.318 United States.
 586.319 United States person; U.S. person.

Subpart D—Interpretations

586.401 Reference to amended sections.
 586.402 Effect of amendment.

586.403 Termination and acquisition of an interest in blocked property.
 586.404 Setoffs prohibited.
 586.405 Transactions incidental to a licensed transaction.
 586.406 Provision of services.
 586.407 Offshore transactions.
 586.408 Exempt financial transactions within the territory of the FRY (S&M); prohibition on establishment of new offices in Serbia.
 586.409 Approval or other facilitation of other persons' investment in the territory of the Republic of Serbia.
 586.410 Transfer of funds to the benefit of certain persons in the territory of the FRY (S&M).

Subpart E—Licenses, Authorizations and Statements of Licensing Policy

586.501 General and specific licensing procedures.
 586.502 Effect of license or authorization.
 586.503 Exclusion from licenses and authorizations.
 586.504 Payments and transfers to blocked accounts in U.S. financial institutions.
 586.505 Payment of obligations to U.S. persons authorized.
 586.506 Investment and reinvestment of certain funds.
 586.507 Completion of certain transactions related to bankers acceptances authorized.
 586.508 Entries in certain accounts for normal service charges authorized.
 586.509 Provision of certain legal services authorized.
 586.510 Transactions related to telecommunications authorized.
 586.511 Transactions related to mail authorized.
 586.512 Certain transactions related to patents, trademarks and copyrights authorized.
 586.513 Certain transactions with respect to trade with blocked persons authorized.
 586.514 Divestiture of U.S. person's equity investment in the territory of the Republic of Serbia.
 586.515 Payments for services rendered by the Government of the FRY (S&M) to aircraft authorized; aircraft and maritime safety.
 586.516 Transactions with respect to property in which the Government of the Republic of Montenegro has an interest authorized.
 586.517 Unblocking of certain debt.
 586.518 Authorization of release of certain blocked transfers by U.S. financial institutions.
 586.519 Release of certain funds held at overseas branches of U.S. financial institutions.