

## § 537.704

claim proposed in the prepenalty notice will be withdrawn, the respondent will not be required to take a written position on allegations contained in the prepenalty notice, and the Office of Foreign Assets Control will make no final determination as to whether a violation occurred. The amount accepted in settlement of allegations in a prepenalty notice may vary from the civil penalty that might finally be imposed in the event of a formal determination of violation. In the event no settlement is reached, the 30-day period specified in paragraph (a) of this section for written response to the prepenalty notice remains in effect unless additional time is granted by the Office of Foreign Assets Control.

### § 537.704 Penalty imposition or withdrawal.

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

(b) *Violation.* If, after considering any response to a prepenalty notice and any relevant facts, the Director of the Office of Foreign Assets Control determines that there was a violation by the respondent named in the prepenalty notice, the Director promptly shall issue a written notice of the imposition of the monetary penalty to the respondent.

(1) The penalty notice shall inform the respondent that payment of the assessed penalty must be made within 30 days of the date of mailing of the penalty notice.

(2) The penalty notice shall inform the respondent of the requirement to furnish the respondent's taxpayer identification number pursuant to 31 U.S.C. 7701 and that such number will be used for purposes of collecting and reporting on any delinquent penalty amount.

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### § 537.705 Administrative collection; referral to United States Department of Justice.

In the event that the respondent does not pay a penalty imposed pursuant to this part or make payment arrangements acceptable to the Director of the Office of Foreign Assets Control within 30 days of the date of mailing of a penalty notice, the matter may be referred for administrative collection measures by the Department of the Treasury 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

### § 590.801 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 part 501, subpart D of this chapter.

### § 590.802 Delegation by the Secretary of the Treasury.

Any action that the Secretary of the Treasury is authorized to take pursuant to Executive Orders 12865 (3 CFR, 1993 Comp., p. 636), 13069 (3 CFR, 1997 Comp., p. 232), and 13098 (63 FR 44771, Aug. 20, 1998), and any further Executive orders relating to the national emergency declared with respect to UNITA in Executive Order 12865 may be taken by the Director of the Office of Foreign Assets Control or by any other person to whom the Secretary of the Treasury has delegated authority so to act.

## Subpart I—Paperwork Reduction Act

### § 590.901 Paperwork Reduction Act notice.

For approval by the Office of Management and Budget (“OMB”) under the Paperwork Reduction Act of 1995

(44 U.S.C. 3507) of information collections relating to recordkeeping and reporting requirements, licensing procedures (including those pursuant to statements of licensing policy), and 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.

APPENDIX A TO PART 590—ARMS AND RELATED MATERIEL

NOTE TO APPENDIX A: Commerce Control List Export Control Commodity Numbers are provided in parenthesis at the end of each item as a convenience.

- (a) Spindle assemblies, consisting of spindles and bearings as a minimal assembly, except those assemblies with axial and radial axis motion measured along the spindle axis in one revolution of the spindle equal to or greater (coarser) than the following:
- (1) 0.0008 mm TIR (peak-to-peak) for lathes and turning machines; or
  - (2)  $D \times 2 \times 10^{-5}$  mm TIR (peak-to-peak) where D is the spindle diameter in millimeters for milling machines, boring mills, jig grinders, and machining centers (ECCNs 2B001 and 2B290);
- (b) Equipment for the production of military explosives and solid propellants, as follows:
- (1) Complete installations; and
  - (2) Specialized components (for example, dehydration presses; extrusion presses for the extrusion of small arms, cannon and rocket propellants; cutting machines for the sizing of extruded propellants; sweetie barrels (tumblers) 6 feet and over in diameter and having over 500 pounds product capacity; and continuous mixers for solid propellants) (ECCN 1B018);
- (c) Specialized machinery, equipment, gear, and specially designed parts and accessories therefor, specially designed for the examination, manufacture, testing, and checking of the arms, appliances, machines, and implements of war (ECCN 2B018), ammunition hand-loading equipment for both cartridges and shotgun shells, and equipment specially designed for manufacturing shotgun shells (ECCN 0B986);
- (d) Construction equipment built to military specifications, specially signed for airborne transport (ECCN 0A018);
- (e) Vehicles specially designed for military purposes, as follows:
- (1) Specially designed military vehicles, excluding vehicles listed in the United

- States Munitions List, 22 CFR Part 121 (ECCN 9A018);
- (2) Pneumatic tire casings (excluding tractor and farm implement types), of a kind specially constructed to be bulletproof or to run when deflated (ECCN 9A018);
  - (3) Engines for the propulsion of the vehicles enumerated above, specially designed or essentially modified for military use (ECCN 9A018); and
  - (4) Specially designed components and parts to the foregoing (ECCN 9A018);
- (f) Pressure refuellers, pressure refueling equipment, and equipment specially designed to facilitate operations in confined areas and ground equipment, not elsewhere specified, developed specially for aircraft and helicopters, and specially designed parts and accessories, n.e.s. (ECCN 9A018);
- (g) Specifically designed components and parts for ammunition, except cartridge cases, powder bags, bullets, jackets, cores, shells, projectiles, boosters, fuses and components, primers, and other detonating devices and ammunition belting and linking machines (ECCN 0A018);
- (h) Nonmilitary shotguns, barrel length 18 inches or over; and nonmilitary arms, discharge type (for example, stun-guns, shock batons, etc.), except arms designed solely for signal, flare, or saluting use; and parts, n.e.s. (ECCNs 0A984 and 0A985);
- (i) Shotgun shells, and parts (ECCN 0A986);
  - (j) Military parachutes (ECCN 9A018);
  - (k) Submarine and torpedo nets (ECCN 8A518);
- (l) Bayonets and muzzle-loading (black powder) firearms (ECCN 0A018).

APPENDIX B TO PART 590—DESIGNATED POINTS OF ENTRY IN THE TERRITORY OF ANGOLA

- (a) Airports:
- (1) Luanda
  - (2) Katumbela, Benguela Province
- (b) Ports:
- (1) Luanda
  - (2) Lobito, Benguela Province
  - (3) Namibe, Namibe Province
- (c) Entry Points:
- (1) Malongo, Cabinda Province
  - (2) [Reserved]

APPENDIX C TO PART 590—DESIGNATED AIRCRAFT OF ANGOLAN REGISTRY [RESERVED]

APPENDIX D TO PART 590—DESIGNATED AREAS OF ANGOLA TO WHICH STATE ADMINISTRATION HAS NOT BEEN EXTENDED

- (a) Bie Province:
- (1) Municipalities:

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- (A) Andulo
- (B) Cuemba
- (C) Nharea
- (2) Communities:
  - (A) Cassumbe
  - (B) Chivualo
  - (C) Umpulo
  - (D) Ringoma
  - (E) Luando
  - (F) Sachinemuna
  - (G) Gamba
  - (H) Dando
  - (I) Calussinga
  - (J) Munhango
  - (K) Lubia
  - (L) Caleie
  - (M) Balo Horizonte
- (b) Cunene Province:
  - (1) Municipalities:
    - [Reserved]
  - (2) Communities:
    - (A) Cubati–Cachueca
    - (B) [Reserved]
- (c) Huambo Province:
  - (1) Municipalities:
    - (A) Bailundo
    - (B) Mungo
  - (2) Communities:
    - (A) Bimbe
    - (B) Hungue–Calulo
    - (C) Lungue
    - (D) Luvemba
    - (E) Cambuengo
    - (F) Mundundo
    - (G) Cacoma
- (d) K. Kubango Province:
  - (1) Municipalities:
    - [Reserved]
  - (2) Communities:
    - (A) Longa
    - (B) Lulana
    - (C) Luengue
- (e) Malange Province:
  - (1) Municipalities:
    - (A) Luquembo
    - (B) Quirima
    - (C) Cambudi Catembo
    - (D) Massango
  - (2) Communities:
    - (A) Dumba–Kabango
    - (B) Quitapa
    - (C) Tala–Mungongo
    - (D) Bembo
    - (E) Caribo
    - (F) Culamagia
    - (G) Bange–Angola
    - (H) Milando
    - (I) Capunga
    - (J) Cunga–Palanga
    - (K) Dombo
    - (L) Quibango
    - (M) Rimba
    - (N) Bangala
    - (O) Moma
    - (P) Sautar
    - (Q) Cuale
    - (R) Caxinga
- (S) Cateco–Cangola
- (T) Qulhuhu
- (U) Quinguengue
- (f) Moxico Province:
  - (1) Municipalities:
    - (A) Cangamba
    - (B) Luau
    - (C) Luacano
    - (D) Cazombo
  - (2) Communities:
    - (A) Lovua
    - (B) Mussuma
    - (C) Sessa
    - (D) Cachipoque
    - (E) Cangombe
    - (F) Cassamba
    - (G) Muie
    - (H) Caianda
    - (I) Ninda
    - (J) Chiume
    - (K) Lutembo
    - (L) Giambe
    - (M) Tempue
    - (N) Luvuei
    - (O) Candundo
    - (P) Macondo
    - (Q) Sandando
    - (R) Muangai
    - (S) Lago–Dilolo
- (g) Uige Province:
  - (1) Municipalities:
    - (A) Bembe
    - (B) [Reserved]
  - (2) Communities:
    - (A) Massau
    - (B) Macola
    - (C) Cuile–Camboso
    - (D) Alto–Zaza
    - (E) Cuango
    - (F) Icoca
    - (G) Lucunga
    - (H) Mabaia
    - (I) Beu
    - (J) Cuilo Futa
    - (K) Sacandica
- (h) Benguela Province:
  - (1) Municipalities:
    - [Reserved]
  - (2) Communities:
    - (A) Chicuma
    - (B) Casseque
- (i) Lunda–Norte Province:
  - (1) Municipalities:
    - (A) Cuilo
    - (B) [Reserved]
  - (2) Communities:
    - (A) Lovua
    - (B) Bote “Cassange–Calucala”
    - (C) Capala
    - (D) Caluango
- (j) Kuanza–Norte Province:
  - (1) Municipalities:
    - (A) Banga
    - (B) [Reserved]
  - (2) Communities:
    - (A) Samba–Lucala
    - (B) Caculo–Cabaca

(C) Carlamba	8702.10.30, 8702.10.60, 8702.90.30, 8702.90.60
(D) Aldeia-Nova	8703.10.50, 8703.21.00, 8703.22.00, 8703.23.00,
(k) Lunda-Sul Province:	8703.24.00, 8703.31.00, 8703.32.00, 8703.33.00,
(1) Municipalities:	8703.90.00
(A) Mucondo	8704.10.10, 8704.10.50, 8704.21.00, 8704.22.10,
(B) [Reserved]	8704.22.50, 8704.23.00, 8704.31.00, 8704.32.00,
(2) Communities:	8704.90.00
(A) Kassengue	8705.10.00, 8705.20.00, 8705.30.00, 8705.40.00,
(B) Alto-Chicama	8705.90.00
(C) Chiluage	8706.00.03, 8706.00.05, 8706.00.15, 8706.00.25,
(D) Cazage	8706.00.30, 8706.00.50
(E) Luma-Cassai	8707.10.00, 8707.90.10, 8707.90.50
(F) Muriege	8708.10.30, 8708.10.60, 8708.21.00, 8708.29.10,
(G) Cassai-Sul	8708.29.15, 8708.29.20, 8708.29.50, 8708.31.10,
(1) Bengo Province:	8708.31.50, 8708.39.10, 8708.39.50, 8708.40.10,
(1) Municipalities:	8708.40.20, 8708.40.30, 8708.40.50, 8708.50.10,
[Reserved]	8708.50.30, 8708.50.50, 8708.50.80, 8708.60.10,
(2) Communities:	8708.60.30, 8708.60.50, 8708.60.80, 8708.70.05,
(A) Quiaje	8708.70.15, 8708.70.25, 8708.70.35, 8708.70.45,
(B) [Reserved]	8708.70.60, 8708.80.15, 8708.80.25, 8708.80.30,

APPENDIX E TO PART 590—EQUIPMENT  
USED IN MINING (HARMONIZED TARIFF  
SCHEDULE SUBHEADINGS)

8429.11.00, 8429.19.00, 8429.20.00, 8429.30.00,	8708.80.45, 8708.91.10, 8708.91.50, 8708.92.10,
8429.40.00, 8429.51.10, 8429.51.50, 8429.52.10,	8708.92.50, 8708.93.15, 8708.93.30, 8708.93.60,
8429.52.50, 8429.59.10, 8429.59.50	8708.93.75, 8708.94.10, 8708.94.50, 8708.99.03,
8430.10.00, 8430.31.00, 8430.39.00, 8430.41.00,	8708.99.06, 8708.99.09, 8708.99.12, 8708.99.15,
8430.49.80, 8430.61.00, 8430.62.00, 8430.69.00	8708.99.18, 8708.99.21, 8708.99.24, 8708.99.27,
8431.41.00, 8431.42.00, 8431.43.80, 8431.49.90	8708.99.31, 8708.99.34, 8708.99.37, 8708.99.40,
	8708.99.43, 8708.99.46, 8708.99.49, 8708.99.52,
	8708.99.55, 8708.99.58, 8708.99.61, 8708.99.64,
	8708.99.67, 8708.99.70, 8708.99.73, 8708.99.80
	8709.11.00, 8709.19.00

APPENDIX F TO PART 590—MOTORIZED  
VEHICLES, WATERCRAFT, OR SPARE  
PARTS FOR MOTORIZED VEHICLES OR  
WATERCRAFT (HARMONIZED TARIFF  
SCHEDULE SUBHEADINGS)

8407.10.00, 8407.21.00, 8427.29.00, 8407.31.00,	8710.00.00
8407.32.10, 8407.32.20, 8407.32.90, 8407.33.10,	8711.10.00, 8711.20.00, 8711.30.00, 8711.40.30,
8407.33.30, 8407.33.60, 8407.33.90, 8407.34.05,	8711.40.60, 8711.50.00, 8711.90.00
8407.34.14, 8407.34.18, 8407.34.25, 8407.34.35,	8714.11.00, 8714.19.00
8407.34.44, 8407.34.48, 8407.34.55, 8407.90.10,	8716.10.00, 8716.20.00, 8716.31.00, 8716.39.00,
8407.90.90	8716.40.00, 8716.80.10, 8716.80.50, 8716.90.10,
8408.10.00, 8408.20.10, 8408.20.20, 8408.20.90,	8716.90.30, 8716.90.50
8408.90.10, 8408.90.90	8901.10.00, 8901.20.00, 8901.30.00, 8901.90.00
8409.10.00, 8409.91.10, 8409.90.30, 8409.91.50,	8902.00.00
8409.91.92, 8409.91.99, 8409.99.10, 8409.99.91,	8903.10.00, 8903.91.00, 8903.92.00, 8903.99.20,
8409.99.92, 8409.99.99	8903.99.90
8483.10.10, 8483.10.30, 8483.10.50	8904.00.00
8601.10.00, 84601.20.00	8905.10.00, 8905.90.50
8602.10.00, 8602.90.00	8906.00.10, 8906.00.90
8603.10.00, 8603.90.00	
8604.00.00	
8605.00.00	
8606.10.00, 8606.20.00, 8606.30.00, 8606.91.00,	
8606.92.00, 8606.99.00	
8607.11.00, 8607.12.00, 8607.19.03, 8607.19.06,	
8607.19.12, 8607.19.15, 8607.19.30, 8607.19.90,	
8607.21.10, 8607.21.50, 8607.29.10, 8607.29.50,	
8607.30.10, 8607.30.50, 8607.91.00, 8607.99.10,	
8607.99.50	
8701.10.00, 8701.20.00, 8701.30.10, 8701.30.50,	
8701.90.10, 8701.90.50	

**PART 591—ROUGH DIAMONDS (SIERRA LEONE & LIBERIA) SANCTIONS REGULATIONS**

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

Sec.  
591.101 Relation of this part to other laws and regulations.

**Subpart B—Prohibitions**

591.201 Prohibited importation of rough diamonds.  
591.202 Permitted importation of rough diamonds.