Entry on the Entity List
Addition of Entities and Revision of
RIN 0694–AI53

SUPPLEMENTARY INFORMATION:

FOR FURTHER INFORMATION CONTACT:

DATES:

ACTION:

SUMMARY: In this rule, the Bureau of Industry and Security (BIS) amends the Export Administration Regulations (EAR) by adding six entities to the Entity List. These six entities, all of which are being added under the designation of Russia, have been determined by the U.S. Government to be acting contrary to the national security or foreign policy interests of the United States and are being added consistent with Executive Order 14024, Blocking Property With Respect To Specified Harmful Foreign Activities of the Government of the Russian Federation, issued on April 15, 2021. This rule also corrects one existing entry on the Entity List under the designation of Russia.

DATES: This rule is effective July 19, 2021.

FOR FURTHER INFORMATION CONTACT: Chair, End-User Review Committee, Office of the Assistant Secretary, Export Administration, Bureau of Industry and Security, Department of Commerce, Phone: (202) 482–5991, Fax: (202) 482–3911, Email: ERC@bis.doc.gov.

SUPPLEMENTARY INFORMATION:

Background

The Entity List (supplement no. 4 to part 744 of the EAR) identifies entities for which there is reasonable cause to believe, based on specific and articulable facts, that the entities have been involved, are involved, or pose a significant risk of being or becoming involved in activities contrary to the national security or foreign policy interests of the United States. The EAR (15 CFR parts 730–774) impose additional license requirements on, and limit the availability of most license exceptions for, exports, reexports, and transfers (in-country) to listed entities. The license review policy for each listed entity is identified in the “License Review Policy” column on the Entity List, and the impact on the availability of license exceptions is described in the relevant Federal Register document adding entities to the Entity List. BIS places entities on the Entity List pursuant to part 744 (Control Policy: End-User and End-Used Based) and part 746 (Embargoes and Other Special Controls) of the EAR.

The End-User Review Committee (ERC), composed of representatives of the Departments of Commerce (Chair), State, Defense, Energy and, where appropriate, the Treasury, makes all decisions regarding additions to, removals from, or other modifications to the Entity List and the MEU List. The ERC makes all decisions to add an entry to the Entity List and MEU List by majority vote and all decisions to remove or modify an entry by unanimous vote. The Departments represented on the ERC approved these changes to the Entity List.

Entity List Decisions

A. Entity Additions Consistent With Executive Order 14024

In this final rule, six entities are added to the Entity List on the basis of activities that are described in Executive Order (E.O.) 14024 (86 FR 20249, April 19, 2021), Blocking Property With Respect To Specified Harmful Foreign Activities of the Government of the Russian Federation, issued on April 15, 2021. In E.O. 14024, the President found that specified harmful foreign activities of the Russian government constitute an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. In issuing E.O. 14024, the President declared a national emergency to deal with this threat.

E.O. 14024 elevates the U.S. government’s capacity to deploy strategic and economically impactful sanctions to deter and respond to Russia’s destabilizing behavior and to counter Russia’s harmful foreign activities that threaten the national security and foreign policy of the United States, including: Undermining the conduct of free and fair elections and democratic institutions in the United States and its allies and partners; engaging in and facilitating malicious cyber activities against the United States and its allies and partners that threaten the free flow of information; fostering and using transnational corruption to influence foreign governments; pursuing extraterritorial activities targeting dissidents or journalists; undermining security in countries and regions important to the United States’ national security; and violating well-established principles of international law, including respect for the territorial integrity of states. To address these threats, E.O. 14024 authorizes sanctions on a wide range of persons, including, among others, those operating in the technology and defense and related materiel sectors of the Russian economy and in any additional sectors of the Russian economy as may be determined by the Secretary of the Treasury, in consultation with the Secretary of State.

The Department of the Treasury’s Office of Foreign Assets Control (OFAC) has designated the following six entities as being within the scope of E.O. 14024: Aktionernoe Obshchestvo AST; Aktionernoe Obshchestvo Pasit; Aktionernoe Obshchestvo Positiv Tekhnologiz; Federal State Autonomous Institution Military Innovative Technopolis Era; Federal
Computing Devices and Automation; Research Institute Specialized Security
Technopolis Era; Teknolodzhiz; Russia
out the provisions of E.O. 14024.

implements an appropriate measure in this rule. This license requirement
persons being added to the Entity List.
reexports, or transfers (in-country) to the
these six entities. In addition, no license
policy of a presumption of denial for
transaction involves the U.S. financial
sanctions on these entities will apply to
transfers (in-country) of all items subject
to the EAR to these blocked persons.
This concurrent action by BIS will
complement the actions already taken
by OFAC—Aksionernoe Obshchestvo AST;
Aksionernoe Obshchestvo Pasit;
Aksionernoe Obshchestvo Pozitiv
Teknolodzhiz; Federal State
Autonomous Institution Military
Innovative Technopolis Era; Federal
State Autonomous Scientific
Establishment Scientific Research
Institute Specialized Security
Computing Devices and Automation;
and Obshchestvo S Ogranichennoi
Otvetstvennostyu NEOBIT.

B. Correction to the Entity List
This final rule implements a
correction to one existing entry on the
Entity List under Russia. The correction is
for the entity, Federal Security
Service (FSB). This entity was added to the
EAR on January 4, 2017 (82 FR 724,
January 4, 2017). The License
Requirement for this entity applies to all
items subject to the EAR, apart from
items that are related to transactions
that are authorized by OFAC pursuant
to their February 2, 2017, General
License No. 1 (“Authorizing Certain
Transactions with the Federal Security
Service”). Effective March 2, 2021,
General License No. 1A, dated March
15, 2018, was replaced and superseded
in its entirety by General License No. 1B
(“Authorizing Certain Transactions with
the Federal Security Service”).

This final rule corrects the existing entry’s
License Requirement column by
inserting General License 1B for
reference to OFAC’s General License
No. 1, and amends the effective date
from February 2, 2017, to the current
effective date of March 2, 2021.

Savings Clause
Shipment of items removed from
eligibility for a License Exception or
export, reexport, or transfer (in-country)
without a license (NLR) as a result of
this regulatory action that were en route
aboard a carrier to a port of export,
reexport, or transfer (in-country), on
July 19, 2021, pursuant to actual orders
for export, reexport, or transfer (in-
country) to or within a foreign
destination, may proceed to that
destination under the previous
eligibility for a License Exception or
export, reexport, or transfer (in-country)
without a license (NLR).

Export Control Reform Act of 2018
On August 13, 2018, the President
signed into law the John S. McCain
National Defense Authorization Act for
Fiscal Year 2019, which included the
Export Control Reform Act of 2018
provides the legal basis for BIS’s
principal authorities and serves as the
authority under which BIS issues this
rule.

Rulemaking Requirements
1. Executive Orders 13563 and 12866
direct agencies to assess all costs and
benefits of available regulatory
alternatives and, if regulation is
necessary, to select regulatory
approaches that maximize net benefits
(including potential economic,
environmental, public health and safety
effects, distributive impacts, and
equity). E.O. 13563 emphasizes the
importance of quantifying both costs
and benefits, of reducing costs, of
harmonizing rules, and of promoting
flexibility. This final rule has been
designated to be not significant for
purposes of E.O. 12866.

2. Notwithstanding any other
provision of law, no person is required
to respond to or be subject to a penalty
for failure to comply with a collection
of information, subject to the
requirements of the Paperwork
Reduction Act of 1995 (44 U.S.C. 3501
et seq.) (PRA), unless that collection of
information displays a currently valid
Office of Management and Budget
(OMB) Control Number. This regulation
involves collections previously
approved by OMB under control
number 0694–0088, Simplified Network
Application Processing System, which
includes, among other things, license
applications, and carries a burden
estimate of 29.6 minutes for a manual or
electronic submission. Total burden
hours associated with the PRA and
OMB control number 0694–0088 are not
expected to increase as a result of this
rule.

3. This rule does not contain policies
with federalism implications as that
term is defined in E.O. 13132.

4. Pursuant to section 1762 of ECRA
(see 50 U.S.C. 4821), this action is
exempt from the Administrative
Procedure Act (5 U.S.C. 553)
requirements for notice of proposed
rulemaking, opportunity for public
participation, and delay in effective
date.

5. Because a notice of proposed
rulemaking and an opportunity for
public comment are not required to be
given for this rule by 5 U.S.C. 553, or
by any other law, the analytical
requirements of the Regulatory
Flexibility Act, 5 U.S.C. 601, et seq., are
not applicable. Accordingly, no
regulatory flexibility analysis is required
and none has been prepared.

List of Subjects in 15 CFR Part 744
Exports, Reporting and recordkeeping
requirements, Terrorism.

Accordingly, part 744 of the Export
Administration Regulations (15 CFR
parts 730–774) is amended as follows:
PART 744—[AMENDED]

1. The authority citation for part 744 continues to read as follows:


2. Supplement No. 4 to part 744 is amended in the table under RUSSIA:

   a. By adding in alphabetical order entries for “Aktsionernoe Obshchestvo AST”, “Aktsionernoe Obshchestvo Pozitiv Teknolodzhiz’”;
   b. By revising the entry for “Federal Security Service (FSB)”;
   c. By adding in alphabetical order entries for “Federal State Autonomous

<table>
<thead>
<tr>
<th>Country</th>
<th>Entity</th>
<th>License requirement</th>
<th>License review policy</th>
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</tr>
</thead>
<tbody>
<tr>
<td>RUSSIA........</td>
<td>Aktsionernoe Obshchestvo AST, a.k.a., the following one alias:</td>
<td>For all items subject to the EAR. (See § 744.11 of the EAR).</td>
<td>Presumption of denial ......</td>
<td>86 FR [INSERT FR PAGE NUMBER] July 19, 2021.</td>
</tr>
<tr>
<td></td>
<td>—Advanced Systems Technology, AO.</td>
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<td></td>
<td>d. 3k2 str. 4 etazh 5 kom. 55, shosse Kashirskoe, Moscow 115230, Russia.</td>
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<td>Aktsionernoe Obshchestvo Pasit, a.k.a., the following one alias:</td>
<td>For all items subject to the EAR. (See § 744.11 of the EAR).</td>
<td>Presumption of denial ......</td>
<td>86 FR [INSERT FR PAGE NUMBER] July 19, 2021.</td>
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<td></td>
<td>—Pasit, AO.</td>
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<tr>
<td></td>
<td>Avenue Leninsky, Building 30, Premise 1A, Moscow.</td>
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<td>Aktsionernoe Obshchestvo Pozitiv Teknolodzhiz’, a.k.a., the following two aliases:</td>
<td>For all items subject to the EAR. (See § 744.11 of the EAR).</td>
<td>Presumption of denial ......</td>
<td>86 FR [INSERT FR PAGE NUMBER] July 19, 2021.</td>
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<td></td>
<td>—JSC Positive Technologies; and</td>
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<td>—Pozitiv Teknolodzhiz’, AO.</td>
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<td></td>
<td>d. 23A pom. V kom, 30, shosse Shchelkovskoe, Moscow, 107241, Russia.</td>
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<td>Federal Security Service (FSB), a.k.a., the following one alias:</td>
<td>For all items subject to the EAR (see § 744.11 of the EAR), apart from items that are related to transactions that are authorized by the Department of the Treasury’s Office of Foreign Assets Control pursuant to General License No. 1B of March 2, 2021.</td>
<td>Presumption of denial ......</td>
<td>82 FR 7 24, 1/4/17. 82 FR 18219, 4/18/17. 86 FR [INSERT FR PAGE NUMBER] July 19, 2021.</td>
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<td></td>
<td>—Fedralnaya Sluzhba Bezopasnosti.</td>
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<td></td>
<td>Ulitsa Kuznetskij Most, Dom 22, Moscow 107031, Russia; and</td>
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<td>Lubyanskaya Ploschad, Dom 2, Moscow 107031, Russia.</td>
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<td>—ERA Military Innovation Technopolis; and</td>
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<td>—FGAU VIT ERA.</td>
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<td>Pionerskiy Prospekt, 41 Anapa Krasnodar Krai 353456, Russia.</td>
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<td>—FGANU NII Specvuzavtomatika. Rostov-On-Don, Russia.</td>
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<td>Obshchestvo S Ogranichennoi Otvetstvennostyu NEOBIT, a.k.a., the following one alias:</td>
<td>For all items subject to the EAR. (See § 744.11 of the EAR).</td>
<td>Presumption of denial ......</td>
<td>86 FR [INSERT FR PAGE NUMBER] July 19, 2021.</td>
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<td>—NEOBIT, OOO.</td>
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General License 14 and Subsequent Iterations

**Ukraine-Related Web General Licenses**

**Agency:** Office of Foreign Assets Control, Treasury.

**ACTIONS:** Publication of web general licenses.

**SUMMARY:** The Department of the Treasury’s Office of Foreign Assets Control (OFAC) is publishing six Ukraine-related web general licenses (GLs) in the *Federal Register:* GL 14, GL 14A, GL 14B, GL 14C, GL 14D, and GL 14E, each of which is now expired and was previously issued on OFAC’s website.

**DATES:** GL 14E expired on January 28, 2019. See [supplementary information](#) for additional relevant dates.

**ADDRESSES:** Electronic availability: This document and additional information concerning OFAC are available on OFAC’s website [www.treasury.gov/ofac](http://www.treasury.gov/ofac).

**FOR FURTHER INFORMATION CONTACT:**

**SUPPLEMENTARY INFORMATION:**

**Background:**

On March 6, 2014, the President, invoking the authority of, *inter alia,* the International Emergency Economic Powers Act (50 U.S.C. 1701–1706) (IEEPA), issued Executive Order (E.O.) 13660, “Blocking Property of Certain Persons Contributing to the Situation in Ukraine” (79 FR 13493, March 10, 2014). In E.O. 13660, the President determined that the actions and policies of persons including persons who have asserted governmental authority in the Crimean region without the authorization of the Government of Ukraine that undermine democratic processes and institutions in Ukraine; threaten its peace, security, stability, sovereignty, and territorial integrity; and contribute to the misappropriation of its assets, constitute an unusual and extraordinary threat to the national security and foreign policy of the United States, and declared a national emergency to deal with that threat.


OFAC, in consultation with the Department of State, issued GL 14 on April 23, 2018, pursuant to the Regulations, to authorize certain transactions and activities ordinarily incident and necessary to the maintenance or wind down of operations, contracts, or other agreements involving United Company RUSAL PLC, or any other entity in which United Company RUSAL PLC owns, directly or indirectly, a 50 percent or greater interest, and that were in effect prior to April 6, 2018, through 12:01 a.m. eastern daylight time, October 23, 2018.

Subsequently, OFAC issued five further iterations of GL 14, each of which extended the period the authorizations in GL 14 remained in effect: On September 21, 2018, OFAC issued GL 14A, which replaced and superseded GL 14, and extended the authorizations through 12:01 a.m. eastern standard time, November 12, 2018; on October 12, 2018, OFAC issued GL 14B, which replaced and superseded GL 14A, and extended the authorizations through 12:01 a.m. eastern standard time, December 12, 2018; on November 9, 2018, OFAC issued GL 14C, which replaced and superseded GL 14B, and extended the authorizations through 12:01 a.m. eastern standard time, January 7, 2019; on December 7, 2018, OFAC issued GL 14D, which replaced and superseded GL 14C, and extended the authorizations through 12:01 a.m. eastern standard time, January 21, 2019; and on January 16, 2019, OFAC issued GL 14E, which replaced and superseded GL 14D, and extended the authorizations through 12:01 a.m. eastern standard time, January 28, 2019. Following the delisting of United Company RUSAL PLC on January 27, 2019, OFAC authorization was no longer required to transact with the company or any other entity in which United Company RUSAL PLC owns, directly or indirectly, a 50 percent or greater interest. The texts of GLs 14, 14A, 14B, 14C, 14D, and 14E are provided below.

**OFFICE OF FOREIGN ASSETS CONTROL**

Ukraine-Related Sanctions Regulations 31 CFR Part 589

General License No. 14

Authorizing Certain Activities Necessary to Maintenance or Wind Down of Operations or Existing Contracts With United Company RUSAL PLC

(a) Except as provided in paragraphs (b) and (c) of this general license, all transactions and activities otherwise prohibited by the Ukraine Related Sanctions Regulations, 31 CFR part 589, that are ordinarily incident and necessary to the maintenance or wind down of operations, contracts, or other

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<tr>
<td>d. 21 litera G, ul. Gzhatskaya, St. Petersburg, 195220, Russia.</td>
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