

EXECUTIVE ORDER

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BLOCKING PROPERTY AND PROHIBITING  
CERTAIN TRANSACTIONS RELATED TO BURMA

By the authority vested in me as President by the Constitution and the laws of the United States of America, including the International Emergency Economic Powers Act (50 U.S.C. 1701 *et seq.*) (IEEPA), the National Emergencies Act (50 U.S.C. 1601 *et seq.*), the Burmese Freedom and Democracy Act of 2003 (Public Law 108-61, as amended, 50 U.S.C. 1701 note), and section 301 of title 3, United States Code, and in order to take additional steps with respect to the Government of Burma's continued repression of the democratic opposition in Burma,

I, GEORGE W. BUSH, President of the United States of America, hereby expand the scope of the national emergency declared in Executive Order 13047 of May 20, 1997, and relied upon for additional steps taken in Executive Order 13310 of July 28, 2003, finding that the Government of Burma's continued repression of the democratic opposition in Burma, manifested most recently in the violent response to peaceful demonstrations, the commission of human rights abuses related to political repression, and engagement in public corruption, including by diverting or misusing Burmese public assets or by misusing public authority, constitute an unusual and extraordinary threat to the national security and foreign policy of the United States, and I hereby order:

Section 1. Except to the extent provided in section 203(b)(1), (3), and (4) of IEEPA (50 U.S.C. 1702(b)(1), (3), and (4)), the Trade Sanctions Reform and Export Enhancement Act of 2000 (title IX, Public Law 106-387), or regulations, orders, directives, or licenses that may be issued pursuant

to this order, and notwithstanding any contract entered into or any license or permit granted prior to the effective date of this order, all property and interests in property of the following persons that are in the United States, that hereafter come within the United States, or that are or hereafter come within the possession or control of United States persons, including their overseas branches, are blocked and may not be transferred, paid, exported, withdrawn, or otherwise dealt in:

(a) the persons listed in the Annex attached and made a part of this order; and

(b) any person determined by the Secretary of the Treasury, after consultation with the Secretary of State:

(i) to be a senior official of the Government of Burma, the State Peace and Development Council of Burma, the Union Solidarity and Development Association of Burma, or any successor entity to any of the foregoing;

(ii) to be responsible for, or to have participated in, human rights abuses related to political repression in Burma;

(iii) to be engaged, or to have engaged, in activities facilitating public corruption by senior officials of the Government of Burma;

(iv) to have materially assisted, sponsored, or provided financial, material, logistical, or technical support for, or goods or services in support of, the Government of Burma, the State Peace and Development Council of Burma, the Union Solidarity and Development Association of Burma, any successor entity to any of the foregoing, any senior official of any of the foregoing, or any person whose property and interests in property

are blocked pursuant to Executive Order 13310 or section 1(b)(i)-(v) of this order;

(v) to be owned or controlled by, or to have acted or purported to act for or on behalf of, directly or indirectly, any person whose property and interests in property are blocked pursuant to Executive Order 13310 or section 1(b)(i)-(v) of this order; or

(vi) to be a spouse or dependent child of any person whose property and interests in property are blocked pursuant to this order or Executive Order 13310.

Sec. 2. (a) Any transaction by a United States person or within the United States that evades or avoids, has the purpose of evading or avoiding, or attempts to violate any of the prohibitions set forth in this order is prohibited.

(b) Any conspiracy formed to violate any of the prohibitions set forth in this order is prohibited.

Sec. 3. For purposes of this order:

(a) the term "person" means an individual or entity;

(b) the term "entity" means a partnership, association, trust, joint venture, corporation, group, subgroup, or other organization;

(c) the term "United States person" means any United States citizen, permanent resident alien, entity organized under the laws of the United States or any jurisdiction within the United States (including foreign branches), or any person in the United States; and

(d) the term "Government of Burma" means the Government of Burma (sometimes referred to as Myanmar), its agencies, instrumentalities and controlled entities, and the Central Bank of Burma.

Sec. 4. I hereby determine that the making of donations of the type specified in section 203(b)(2) of IEEPA (50 U.S.C. 1702(b)(2)) by, to, or for the benefit of, persons whose property and interests in property are blocked pursuant to section 1 of this order would seriously impair my ability to deal with the national emergency declared in Executive Order 13047, and relied upon for additional steps taken in Executive Order 13310, and expanded in this order, and hereby prohibit such donations as provided by section 1 of this order.

Sec. 5. For those persons whose property and interests in property are blocked pursuant to section 1 of this order who might have a constitutional presence in the United States, I find that because of the ability to transfer funds or other assets instantaneously, prior notice to such persons of measures to be taken pursuant to this order would render these measures ineffectual. I therefore determine that for these measures to be effective in addressing the national emergency declared in Executive Order 13047, and relied upon for additional steps taken in Executive Order 13310, and expanded in this order, there need be no prior notice of a listing or determination made pursuant to this order.

Sec. 6. The Secretary of the Treasury, after consultation with the Secretary of State, is hereby authorized to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by IEEPA and section 4 of the Burmese Freedom and Democracy Act of 2003 as may be necessary to carry out the purposes of this order. The Secretary of the Treasury may redelegate any of these functions to other officers and agencies of the United States Government consistent with applicable law. All agencies of the United States

Government are hereby directed to take all appropriate measures within their authority to carry out the provisions of this order.

Sec. 7. The Secretary of the Treasury, after consultation with the Secretary of State, is authorized to determine, subsequent to the effective date of this order, that circumstances no longer warrant inclusion of a person in the Annex to this order and that the property and interests in property of that person are therefore no longer blocked pursuant to section 1 of this order.

Sec. 8. Nothing in this order is intended to affect the continued effectiveness of any rules, regulations, orders, licenses, or other forms of administrative action issued, taken, or continued in effect heretofore or hereafter under 31 C.F.R. chapter V, except as expressly terminated, modified, or suspended by or pursuant to this order.

Sec. 9. This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, instrumentalities, or entities, its officers or employees, or any other person.

Sec. 10. This order is effective at 12:01 a.m. eastern daylight time on October 19, 2007.

THE WHITE HOUSE,

October 19, 2007.

## Office of Foreign Assets Control

### RECENT OFAC ACTIONS

10/19/2007

<http://www.treas.gov/offices/enforcement/ofac/actions/20071019a.shtml>

The following individuals have been named by the President under the executive order, "Blocking Property and Prohibiting Certain Transactions Related to Burma:"

MYINT, Htay (a.k.a. MYINT, U Htay), Burma; DOB 6 Feb 1955; citizen Burma; nationality Burma; Chairman, Yuzana Company Limited (individual) [BURMA]

SHWE, Khin (a.k.a. SHWE, Khin, Dr.), Burma; DOB 21 Jan 1952; citizen Burma; nationality Burma; President, Zay Gabar Company (individual) [BURMA]

ZA, Pye Phyo Tay, Burma; 6 Cairnhill Circle, Number 18-07, Cairnhill Crest 229813, Singapore; DOB 29 Jan 1987; citizen Burma; nationality Burma; Son of Tay Za. (individual) [BURMA]

ZA, Tay (a.k.a. TAYZA; a.k.a. TEZA; a.k.a. ZA, Te; a.k.a. ZA, U Tay; a.k.a. ZA, U Te), Burma; 6 Cairnhill Circle, Number 18-07, Cairnhill Crest 229813, Singapore; DOB 18 Jul 1967; citizen Burma; nationality Burma; Managing Director, Htoo Trading Company Limited; Chairman, Air Bagan Holdings Pte. Ltd. (d.b.a. Air Bagan); Managing Director, Pavo Trading Pte. Ltd. (individual) [BURMA]

ZAW, Thidar (a.k.a. ZAW, Daw Thidar; a.k.a. ZAW, Thida), Burma; 6 Cairnhill Circle, Number 18-07, Cairnhill Crest 229813, Singapore; DOB 24 Feb 1962; citizen Burma; nationality Burma; Wife of Tay ZA (individual) [BURMA]

The following entities have been named by the President under the executive order, "Blocking Property and Prohibiting Certain Transactions Related to Burma:"

AIR BAGAN HOLDINGS PTE. LTD. (a.k.a. AIR BAGAN), 545 Orchard Road, #01-04 Far East Shopping Centre, Singapore 238882, Singapore; 56 Shwe Taung Gyar Street, Bahan Township, Yangon, Burma; 78th Street, Bet, Mandalay, Burma; 134 Bogyoke Street, Myoma Quarter, Taunggyi, Burma; 3, Aung Thate Di Quarter, Nyaung U, Burma; Sandoway Inn, Thandwe, Burma; Pathein Hotel, Kanthonesint, Petheing-Monywa Road, Burma; 572 Ye Yeik That Street, Pear Ayekari Hotel, Myauk Ywa Quarter, Burma; 48 Quarter 2, Zay Tan Lay Yat, Kyaing Tong, Burma; 156 Bogyoke Aung San Road, Aung Chan Thar Building, San Sai Quarter, Tachileik, Burma; Myeik Golf Club, Pearl Mon Hotel, Airport Junction, Myeik, Burma; 244 Bet, Duwa Za Junn & Bayin Naung St., Third Quarter, Myitkyina, Burma; 414 Bogyoke Road, Kaw Thauung, Burma; Doing business as AIR BAGAN [BURMA]

AIR BAGAN LIMITED (a.k.a. AIR BAGAN), 3, Aung Thate Di Quarter, Nyaung U, Burma; 56 Shwe Taung Gyar Street, Bahan Township, Yangon, Burma; 78th Street, Bet, Mandalay, Burma; 134 Bogyoke Street, Myoma Quarter, Taunggyi, Burma; Sandoway Inn, Thandwe, Burma; Pathein Hotel, Kanthonesint, Petheing-Monywa Road, Burma; 572 Ye Yeik Tha Street, Pear Ayekari Hotel, Myauk Ywa Quarter, Burma; 48 Quarter 2, Zay Tan Lay Yat, Kyaing Tong, Burma; 156 Bogyoke Aung San Road, Aung Chan Thar Building, San Sai Quarter, Tachileik, Burma; Myeik Golf Club, Pearl Mon Hotel, Airport Junction, Myeik, Burma; 244 Bet, Duwa Zaw Junn & Bayin Naung St., Thida Quarter, Myitkyina, Burma; 414 Bogyoke Road, Kaw Thauung, Burma; No.6/88, 6 Quarter, Lalway, Naypyitaw, Burma; Kalaymyo, Red Cross Building, Bogyoke Street, Kalay Myo, Burma; Doing business as AIR BAGAN. [BURMA]

HTOO TRADING COMPANY LIMITED (a.k.a. HTOO GROUP OF COMPANIES; a.k.a. HTOO TRADING GROUP COMPANY), 5 Pyay Road, Hlaing Township, Yangon, Burma [BURMA]

HTOO WOOD PRODUCTS PTE. LIMITED (a.k.a. HTOO FURNITURE; a.k.a. HTOO WOOD; a.k.a. HTOO WOOD PRODUCTS; a.k.a. HTOO WOOD-BASED INDUSTRY), No. 21 Thukha Waddy Road, Yankin T/S,

Yangon, Burma; 3 Shenton Way, #24-02 Shenton House, Singapore, 068805, Singapore; 5 Pyay Road, Hlaing Township, Yangon, Burma; Shwe Pyithar T/S, Tangon, Burma [BURMA]

PAVO TRADING PTE. LTD., 3 Shenton Way , #24-02 Shenton House, Singapore 068805, Singapore [BURMA]

YUZANA COMPANY LIMITED (a.k.a. YUZANA CONSTRUCTION), No. 130 Yuzana Centre, Shwegondaing Road, Bahan Township, Yangon, Burma [BURMA]

**ZAY GABAR COMPANY (A.K.A. ZAYKABAR COMPANY), BURMA [BURMA]**

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**RECENT OFAC ACTIONS**

**10/19/2007**

<http://www.treas.gov/offices/enforcement/ofac/actions/20071019.shtml>

**The following individuals have been added to OFAC's SDN list:**

LIN, Aung Thein (a.k.a. "LYNN, Aung Thein"), Burma; DOB 1952; citizen Burma; nationality Burma; Brigadier General, Mayor and Chairman of Yangon City (Rangoon) City Development Committee (individual) [BURMA]

LWIN, Saw, Burma; DOB 1939; citizen Burma; nationality Burma; Major General, Minister of Industry 2 (individual) [BURMA]

MIN, Zaw, Burma; DOB 10 Jan 1949; citizen Burma; nationality Burma; Colonel, Minister of Electric Power 1 (individual) [BURMA]

MYINT, Kyaw (a.k.a. MYINT, Kyaw, Dr.), Burma; DOB 1940; citizen Burma; nationality Burma; Minister of Health (individual) [BURMA]

NYEIN, Chan (a.k.a. NYEIN, Chan, Dr.; a.k.a. NYEIN, Chang, Dr.), Burma; DOB 1944; citizen Burma; nationality Burma; Minister of Education (individual) [BURMA]

THA, Soe, Burma; DOB 1945; citizen Burma; nationality Burma; Minister of National Planning and Economic Development (individual) [BURMA]

THAUNG (a.k.a. THAUNG, U), Burma; DOB 6 Jul 1937; citizen Burma; nationality Burma; Minister of Labor; Minister of Science & Technology (individual) [BURMA]

THEIN, Tin Naing, Burma; DOB 1955; citizen Burma; nationality Burma; Brigadier General, Minister of Commerce (individual) [BURMA]

TUN, Hla, Burma; DOB 11 Jul 1951; citizen Burma; nationality Burma; Major General, Minister of Finance and Revenue (individual) [BURMA]

TUN, Saw, Burma; DOB 8 May 1935; citizen Burma; nationality Burma; Major General, Minister of Construction (individual) [BURMA]

**ZAW, THEIN, BURMA; DOB 20 OCT 1951; CITIZEN BURMA; NATIONALITY BURMA; BRIGADIER GENERAL, MINISTER OF TELECOMMUNICATIONS, POST, & TELEGRAPH (INDIVIDUAL) [BURMA]**

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## RECENT OFAC ACTIONS

09/27/2007

<http://www.treas.gov/offices/enforcement/ofac/actions/20070927.shtml>

The following individuals have been added to OFAC's SDN list:

AYE, Maung; DOB 25 Dec 1937; citizen Burma; nationality Burma; Vice Senior General; Vice-Chairman of the State Peace and Development Council; Deputy Commander-in-Chief, Myanmar Defense Services (Tatmadaw); Commander-in-Chief, Myanmar Army (individual) [BURMA]

BO, Maung; DOB 16 Feb 1945; citizen Burma; nationality Burma; Lieutenant-General; Chief of Bureau of Special Operation 4; Member, State Peace and Development Council (individual) [BURMA]

HTWE, Aung; DOB 1 Feb 1943; citizen Burma; nationality Burma; Lieutenant-General; Chief of Armed Forces Training; Member, State Peace and Development Council (individual) [BURMA]

MANN, Shwe (a.k.a. MANN, Thura Shwe); DOB 11 Jul 1947; citizen Burma; nationality Burma; Joint Chief of Staff; Member, State Peace and Development Council (individual) [BURMA]

MYINT, Ye; DOB 21 Oct 1943; citizen Burma; nationality Burma; Lieutenant-General; Chief, Military Affairs; Chief, Bureau of Special Operation 1; Member, State Peace and Development Council (individual) [BURMA]

OO, Maung; DOB 1952; citizen Burma; nationality Burma; Major General; Minister of Home Affairs (individual) [BURMA]

OO, Tin Aung Myint (a.k.a. OO, Thiha Thura Tin Aung Myint); DOB 27 May 1950; citizen Burma; nationality Burma; Lieutenant-General; Quartermaster General; Minister of Military Affairs; Member, State Peace and Development Council (individual) [BURMA]

SEIN, Thein; DOB 20 Apr 1945; POB Patheingyi, Irrawaddy Division; citizen Burma; nationality Burma; Adjutant General; First Secretary, State Peace and Development Council (individual) [BURMA]

SHWE, Than; DOB 2 Feb 1935; alt. DOB 2 Feb 1933; citizen Burma; nationality Burma; Senior General, Minister of Defense and Commander-in-Chief of Defense Services; Chairman, State Peace and Development Council (individual) [BURMA]

SWE, Myint; DOB 24 Jun 1951; citizen Burma; nationality Burma; Lieutenant-General; Chief of Military Affairs Security (individual) [BURMA]

THI, Lun; DOB 18 Jul 1940; citizen Burma; nationality Burma; Brigadier-General; Minister of Energy (individual) [BURMA]

WIN, Kyaw; DOB 3 Jan 1944; citizen Burma; nationality Burma; Lieutenant-General; Chief of Bureau of Special Operation 2; Member, State Peace and Development Council (individual) [BURMA]

WIN, Nyan; DOB 22 Jan 1953; citizen Burma; nationality Burma; Major General; Minister of Foreign Affairs (individual) [BURMA]

WIN, Soe; DOB 10 May 1947; citizen Burma; nationality Burma; Lieutenant-General; Prime Minister; Member, State Peace and Development Council (individual) [BURMA]