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7.3. Exclusion based on acts contrary to the purposes and principles of the United Nations

COMMON ANALYSIS
Last update: January 2025

Article 12(2)(c) QD and Article 17(1)(c) QD | Article 12(2)(c) QD and Article 17(1)(c) QR

(Former) membership in groups such as the IRGC or PMOI/MEK/MKO could trigger relevant considerations and require an examination of the applicant's activities under Article 12(2)(c)/ Article 17(1)(c) QD/QR, in addition to the considerations under Article 12(2)(b)/Article 17(1)(b) QD/QR.

The application of exclusion should be based on an individual assessment of the specific facts in the context of the applicant's activities within that organisation. The position of the applicant within the organisation would constitute a relevant consideration and a high-ranking position could justify a (rebuttable) presumption of individual responsibility. Nevertheless, it remains necessary to examine all relevant circumstances before an exclusion decision can be made.

Where the available information indicates possible involvement in crimes against peace, war crimes or crimes against humanity, the assessment would need to be made in light of the exclusion grounds under Article 12(2)(a)/Article 17(1)(a) QD/QR.

See other contents related to Exclusion:

- 7.1. Exclusion based on the commission of international crimes
- 7.2. Exclusion based on the commission of a serious crime
- *7.3. Exclusion based on acts contrary to the purposes and principles of the United Nations*
- 7.4. Exclusion based on constituting a danger to the community or to the security of the Member State

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