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Industry Security Notice

Number 2011/

Subject: Procedure for United Kingdom Non-Governmental entities to apply for Approved Community status to receive US defence articles under the scope of the Defence Trade Cooperation Treaty (DTCT)¹ signed by the United Kingdom and United States Governments in Washington and London on the 21st and 26th June 2007 respectively.

Introduction: The DTCT and its supporting Implementing Arrangement which was signed on 14th February, 2008 provides a comprehensive framework for Exports and Transfers of non-exempted US defence articles to approved United Kingdom organisations without the need for an export licence or other written authorisation when such Exports and Transfers are in support of the following activities:

- i. United Kingdom and United States combined military or counter terrorism operations as described in the agreed DTCT Implementing Arrangement;
- ii. United Kingdom and United States cooperative security and defence research, development, production and support programmes that are identified pursuant to the DTCT Implementing Arrangement;
- iii. Mutually agreed specific security and defence projects where Her Majesty's Government is the end-user that are identified pursuant to the DTCT Implementing Arrangement;
- iv. United States Government end-use.

¹ <http://www.pmdtc.state.gov/treaties/index.html>

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The DTCT places specific commitments and obligations on the United Kingdom Government in respect of the security and oversight of US defence articles exported under the DTCT and such material may only be exported to those Non-Governmental entities that have been approved by the United Kingdom and United States Governments as included within the United Kingdom Non-Governmental Approved Community. In addition individuals within the Approved Community entities requiring access to US defence articles marked USML-RESTRICTED or above must have been granted a Personal Security Clearance.

Action by Industry: Companies wishing to be considered for United Kingdom Non-Governmental Approved Community status should apply to Ministry of Defence (MOD) DE&S DHSY/PSYA organisation at the address below using the application form attached at Annex A.

For the application to be considered full details for the reason for the requirement for Approved Community status must be provided. For the application to be successful the company must agree to register for access to the relevant pages on the DE&S DHSY/PSYA restricted access website for which, depending on the method of connection, a licence fee may be payable.

Expiry Date: This ISN remains valid indefinitely or until superseded.

Point of Contact: Ministry of Defence, DE&S, Security Advice Centre, Poplar-1 # 2004, Abbey Wood, Bristol, England, BS34 8JH, Tel: 030679 34378, <mailto:desinfra-securityadvicecentre@mod.uk>

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ANNEX A

APPLICATION FOR A NON-GOVERNMENTAL UNITED KINGDOM ENTITY TO JOIN THE DTCT APPROVED COMMUNITY

NAME & ADDRESS OF FACILITY TO BE CONSIDERED

NAME & ADDRESS OF HEAD OFFICE (IF DIFFERENT)

Post Code:	Post Code:

Tel N°
Fax N°

Tel N°
Fax N°
VAT Reg N°
Company Reg N°s

DETAILS OF INDIVIDUAL ACTING AS OR NOMINATED TO BE FACILITY SECURITY CONTROLLER

DETAILS OF INDIVIDUAL ACTING AS OR NOMINATED TO BE COMPANY BOARD LEVEL CONTACT

Name:	Name:
DoB:	DoB:
Place of Birth:	Place of Birth:
Country of Birth:	Country of Birth:
Nationality/ties:	Nationality/ties:
Work Address:	Work Address:
Post Code:	Post Code:
Fax N°	Fax N°
e-Mail	e-Mail

In accordance with the Data Protection Act 1998, the Ministry of Defence will collect, use, protect and retain the information on this form in connection with all matters relating to our personnel administration and policies.

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IF INCORPORATED, PLEASE GIVE DETAILS OF ALL ASSOCIATED COMPANIES, SUBSIDIARIES, PARENT OR HOLDING COMPANIES, INCLUDING FULL NAME AND ADDRESS AND COUNTRY IN WHICH REGISTERED

Post Code:	Post Code:

Post Code:	Post Code:

Post Code:	Post Code:

DATE OF FORMATION OF THE COMPANY, OR THE INCORPORATION AND A BRIEF HISTORY

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DIRECTORS INFORMATION

PLEASE PROVIDE DETAILS OF CHAIRMAN, DEPUTY CHAIRMAN, ALL DIRECTORS (INDICATING SPECIFICALLY THOSE WHO HOLD EXECUTIVE APPOINTMENTS) AND COMPANY SECRETARY. SIMILAR INFORMATION SHOULD BE PROVIDED FOR INDIVIDUALS

	Chairman	Deputy Chairman	Director	Director
Surname Now				
Surname at Birth if different				
All other surnames used				
Full Forenames				
Place of Birth				
County/State				
Country				
Date of Birth				
Current Nationality				
Previous Nationalities				
Dual National Y/N				
State Dual Nationality				
If Naturalised, Number and Date of Certificate				
Full Permanent Address				
Post Code:				
Since (Date)				
Position in Company				
Signature*				

HOLDING MORE THAN ONE FIFTH OF PAID UP SHARES, PREFERENCE SHARES, OR LOAN CAPITAL.

***A SIGNATURE CONFIRMS AGREEMENT TO BACKGROUND CHECKS BEING MADE ON THE BOARD MEMBERS WITH OTHER GOVERNMENT AGENCIES
PLEASE CONTINUE OVERLEAF AND ON CONTINUATION SHEETS AS NECESSARY**

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DIRECTORS CONTINUATION SHEET

	Chairman	Deputy Chairman	Director	Director
Surname Now				
Surname at Birth if different				
All other surnames used				
Full Forenames				
Place of Birth				
County/State				
Country				
Date of Birth				
Current Nationality				
Previous Nationalities				
Dual National Y/N				
State Dual Nationality				
If Naturalised, Number and Date of Certificate				
Full Permanent Address				
Post Code:				
Since (Date)				
Position in Company				
Signature*				

***A SIGNATURE CONFIRMS AGREEMENT TO BACKGROUND CHECKS BEING MADE ON THE BOARD MEMBERS WITH APPROPRIATE OTHER GOVERNMENT AGENCIES.**

PLEASE CONTINUE OVERLEAF AND ON CONTINUATION SHEETS AS NECESSARY

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INFORMATION ON VIOLATIONS OF UNITED STATES EXPORT CONTROL LAWS OR REGULATIONS AS CONSIDERED BY THE UNITED STATES GOVERNMENT

In accordance with the criteria set out in the Cabinet Office Security Policy Framework and to inform the assessment of the suitability of the above named facility to become a member of the Defence Trade Co-operation Treaty Approved Community. Previous convictions or current indictments for violations of United Kingdom or United States export control laws or regulations as considered by the United States Government are to be listed below.

Law/Regulation	Date of Indictment	Details of Violation	Date of Conviction	Penalty

If necessary please continue on a separate sheet.

INFORMATION ON VIOLATIONS OF UNITED KINGDOM EXPORT CONTROL LAWS OR REGULATIONS AS CONSIDERED BY HER MAJESTY'S GOVERNMENT

In accordance with the criteria set out in the Cabinet Office Security Policy Framework and to inform the assessment of the suitability of the above named facility to become a member of the Defence Trade Co-operation Treaty Approved Community. Previous convictions or current indictments for violations of United Kingdom or United States export control laws or regulations as considered by Her Majesty's Government are to be listed below.

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Do you have a current contract with the US Government or a US Company? If yes please give details below, including details of the Contracting Authority.

Do you have facilities cleared to List X standards, if yes, list them below

PLEASE PROVIDE FULL REASONS FOR APPLYING TO JOIN THE APPROVED COMMUNITY INCLUDING THE DETAILS OF AN UK OR US DEFENCE CONTRACTS CURRENTLY BEING UNDERTAKEN BY THE COMPANY

DECLARATION

I confirm that the information provided on this form is, to the best of my knowledge, complete and accurate.

I confirm that, as a duly authorised officer of the company, I agree on behalf of the company to background checks being completed on the company and the identified Directors.

By signing and submitting this application to join the Approved Community, I confirm that the Company is aware of the terms and conditions attached to Approved Community status and fully accept them.

PRINT NAME	<input type="text"/>	GNATURE	<input type="text"/>
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POSITION IN COMPANY	<input type="text"/>
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DATE	<input type="text"/>
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RESTRICTED WHEN COMPLETED

The Ministry of Defence is committed to ensuring that all your personal data including that of a sensitive nature is used with your consent, respect for your privacy and only for the limited, clearly stated purposes within the form/or as stated below. This also accords with our legal obligations under the Data Protection Act 1998.

The information of a sensitive nature contained in this form will be used by the Ministry of Defence, Defence Equipment & Support – Deputy Head Security & Principal Security Adviser Organisation (MOD DE&S DHSY/PSYA) to consider the suitability of the company to be included in the “Approved Community” as a non-governmental United Kingdom entity under the provisions of the United Kingdom/United States Defence Trade Cooperation Treaty (DTCT).

The information contained within this form may be required to be passed to the United States government authorities involved in the DTCT Approved Community approval process.

By signing this form you are confirming that you understand the above and that you agree that the personal data of a sensitive nature contained in this form can be used as stated.

RESTRICTED WHEN COMPLETED