

EGADD "Information Pod" at DSEI 2019

Members are reminded that, once again, it is planned for EGADD to have an information "pod" at the biennial DSEI 2019 exhibition, which is due to take place at the ExCeL Exhibition Centre in London Docklands, on Tuesday 10th to Friday 13th September. The pod at S2-161, close to the ECJU's own stand (S2-168), and it is planned to be manned throughout the exhibition by export control experts drawn mostly from the EGADD Executive Committee; if any EGADD Members are planning on attending DSEI 2019, they are warmly encouraged to pop by the stand and pose any queries that they may have with the experts who will be on duty at the event. Also in attendance at DSEI 2019 will be the redoubtable George Grammas, Partner at leading US legal firm Squire Patton Boggs, who can also be contacted on any US export control issues.

EGADD Main Meeting

This year's annual Main Meeting will be taking place in London on **Thursday 17th October**. Delegates have the opportunity to discuss the latest topical news on export and trade control issues with subject matter experts, covering key subjects such as:

- Overview of EGADD's activities over the last 12 months, plans for 2020, EGADD's Sub-Committees, query on training;
- The New Professional Body
- An Overview of UK Export Controls & Update, Including Brexit and LITE
- An Overview of Customs Controls and Brexit, Including an update on CHIEF and CDS
- The F680 System
- The WATERGUARD Project
- Update on the UN's Arms Trade Treaty and other policy developments
- US regulations on "Emerging Technologies"
- Dow Jones' Screening Software system
- Content Enablers' Training courses
- Export Control considerations and Information Technology
- FCO's Issues and Concerns
- LITE Demonstration
- Dual-Use Goods and Licensing, Post-Brexit
- WATERGUARD Demonstration

Further details of this event are to be found at:

<https://www.adsgroup.org.uk/events-list/egadd-annual-main-meeting-2019/>

Employment Opportunities in the Strategic Export Controls Arena

Members are reminded that EGADD offers a service whereby anyone with any vacancies within the discipline of export and trade controls can advertise any potential employment opportunities on the EGADD website, at: <https://www.egad.org.uk/news/job-opportunities/>.

Useful Websites:

www.pmdtc.state.gov/ www.strategicexportcontrols.org/
www.davidhayes-exportcontrols.com
www.egad.org.uk www.export-consultancy.co.uk
www.importexportsolutions.co.uk www.techuk.org/
www.adsgroup.org.uk www.siaed.org
www.strongandherd.co.uk www.export-controls.co.uk
www.gov.uk/government/organisations/export-control-organisation
www.gov.uk/browse/business/imports-exports/import-and-export-controls

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NEWS LETTER



www.egad.org.uk

News: Appeal Court Decision on the UK Government's Licensing Policy towards Saudi Arabia and its allies

Members will be very well aware of the Appeal Court decision of 20th June relating to the UK Government's export licensing decision-making policy for the supply of controlled items to the members of the Saudi Arabia-led coalition which is actively engaged in the current, on-going civil war in Yemen.

A reminder that the background documents are:

High Court documents: <https://www.judiciary.uk/judgments/the-queen-on-the-application-of-campaign-against-arms-trade-v-secretary-of-state-for-international-trade-and-others/>

Full judgement: <https://www.judiciary.uk/wp-content/uploads/2019/06/CAAT-v-Secretary-of-State-and-Others-Open-12-June-2019.pdf>

Press summary: <https://www.judiciary.uk/wp-content/uploads/2019/06/R-CAAT-v-SSIT-Press-Summary-v3.pdf>

ADS' response is to be found at: <https://www.adsgroup.org.uk/news/newsroom/ads-statement-on-court-of-appeal-ruling-on-defence-exports/>.

A copy of the UK Government's initial response to the ruling is to be found at: <https://www.parliament.uk/business/news/2019/june/trade-secretary-update-on-high-court-ruling-on-saudi-arabia-trade/>

The Government issued a Notice to Exporters on 25th June (<https://www.gov.uk/government/publications/notice-to-exporters-201909-court-of-appeal-judgment-about-military-exports-to-saudi-arabia/notice-to-exporters-201909-court-of-appeal-judgment-about-military-exports-to-saudi-arabia>), and then the details of six revised OGELs on 18th July (<https://www.gov.uk/government/publications/notice-to-exporters-201911-6-new-ogels-issued>) in response to this judgement.

The EGADD Secretary has been dealing with a number of queries from companies since the 20th June ruling, and the ECJU has now asked him to try to compile a consolidated listing of any, outstanding queries which UK Industry still has, which have not been clearly answered in the above documents.

If any companies have any issues or queries where they feel that clarification is still needed, that they would like the Secretary to raise anonymously on their behalf with HMG, they should be sent to Brinley.Salzmänn@adsgroup.org.uk

Review of the ECJU's Website Guidance

The ECJU is currently undertaking a fundamental review and consolidation of the many and various guidance documents that are presently available from the GOV.UK website, to try to rationalise these and remove out-of-date guidance.

EGADD's Awareness Outreach Activities Sub-Committee has been playing a crucial role in these endeavours by providing an Industry viewpoint on this rationalisation process, to try to ensure that nothing useful for companies is lost in the transition process to the new format.

However, the ECJU is now desperately seeking a wider Industry input on which existing documents, and guidance documents which are currently on the GOV.UK website companies find useful and feel that they need to be retained. They cannot keep everything as part of the rationalisation process, but they need to know what documents can be safely archived, and which need to be retained and kept updated.

Therefore, we would be immensely grateful if companies could please provide some input to Brinley.Salzmänn@adsgroup.org.uk on which guidance (or other) documents currently available via the GOV.UK website they regularly use, and would want to see retained at the end of the rationalisation process.

Training Initiatives

EGADD is delighted to announce a new collaboration with Content Enablers (<https://www.contentenablers.com/site/>), the global leader in trade compliance training, to help Member Companies meet these challenges.

Content Enablers' unique, web-based training can be used for all employees, but is also available in function-specific modules for HR, Engineering, and Sales and Marketing professionals – all presented in an intuitive process that helps learners understand the regulations regarding:

- Who is involved in their transactions,
- What goods or services are the subject of their transactions, and
- How their transactions are being conducted.

The content is presented in clear, easy-to-understand microlearning elements that highlight key compliance concepts relevant to each job function, offer engaging scenarios that illustrate how these concepts can impact day-to-day job situations, and provide additional resources to reinforce learning.

In addition to the functional-modules, specific courses on UK Import, Sanctions & Embargoes, and UK Bribery Act 2010 are also available to EGADD Members.

Users who complete a Content Enablers course designed for EGADD will earn a certificate with continuing professional development units endorsed by King's College London, one of the top-rated universities in the world.

Members can register for these courses for £95 to £103 by visiting the site at <https://tradecompliance.courses/pages/egadd>

Meanwhile, sight must not be lost of EGADD's relationship with Cranfield University (<https://www.cranfield.ac.uk/>) in the further development of their joint training courses – details available at: <https://www.strategicexportcontrols.org/>

HMRC Import Tax Changes

EGADD has been asked to bring to EGADD Members' attention the information at: <https://www.gov.uk/government/publications/revenue-and-customs-brief-2-2019-vat-import-vat-deducted-as-input-tax-by-non-owners>. This HMRC brief explains the correct treatment for the deduction of import VAT paid by a taxable person who is not the owner of the relevant goods. It also explains what actions HMRC will take in relation to incorrect claims for previous periods. You should read this brief if you are:

- a non-owner who has reclaimed import VAT on goods imported into the UK
- a 'toll operator'
- advisers or agents dealing with businesses importing goods to the UK

If anyone has any queries on this, they can raise these with EGADD's external Customs & VAT Advisor:

Gary Charles Associates
Tel: 07766 751124

The OGEL (Information Security Systems)

When this OGEL (<https://www.gov.uk/government/publications/open-general-export-licence-information-security-items>) was first published, in April 2018, it was stated both at the time and subsequently by a UK Government Minister at that year's ECJU Symposium, in London, that HMG would welcome feedback from Industry on how its utility could be improved. We (EGADD and techUK's TCCG) have now been asked to seek comments from companies on this, which can be fed into HMG for its consideration, with a view to enhancing the utility of future iterations of this OGEL.

Therefore, we would be immensely grateful if EGADD Members could please provide some input to Brinley.Salzmänn@adsgroup.org.uk as to their own practical experiences of trying to work with this OGEL, and suggestions for how it might be able to be improved.

This is a vital opportunity for Industry to provide suggestions to the Government on how this OGEL might be able to be improved

Japanese Export Controls on Korea

Members might have seen some media reports about the recently-introduced Japanese export licensing policy towards the Republic of Korea. The Center for Information on Security Trade Control (CISTEC), in Japan (<http://www.cistec.or.jp/english/>), with whom EGADD has a very close working relationship, has sent it some informed and detailed background information on this, which has been uploaded onto the EGADD website at:

<https://www.egad.org.uk/2019/08/27/cistecs-explanation-in-english-on-japan-metis-update-of-the-legal-application-of-export-controls-to-south-korea/> to provide some authoritative guidance on the latest state of play on this.

FORTHCOMING EVENTS

Export Controls & Trade Sanctions Seminar
London, 24 September
Kate.Bullard@bakermckenzie.com

Intermediate and Foundation Workshops
Oxford, 25 and 26 September
denise.carter@trade.gov.uk

Global Trade Controls
London, 25-26 September
yoko.green@knect365.com

Defence Exports
Amsterdam, 25-26 September
ihitchen@smi-online.co.uk

Licenses Workshop
Oxford, 26 September
denise.carter@trade.gov.uk

Customs Brexit and Trade Seminar
London, 26 September
Kate.Bullard@bakermckenzie.com

ITAR Controls on non-US Transactions
Amsterdam, 30 September - 1 October
jill@learnexportcompliance.com

Export Licensing Beginners Seminar
London, 1 October
Christine.Gomm@adsgroup.org.uk

EAR/OFAC Controls on non-US Transactions
Amsterdam, 2-3 October
jill@learnexportcompliance.com

Incoterms 2020
London, 15 October
theller@iccwbo.uk

EGADD Annual Main Meeting
London, 17 October
Jemma.Keen@adsgroup.org.uk

Intermediate and Foundation Workshops
Leeds, 16 and 17 October
denise.carter@trade.gov.uk

Licenses Workshop
Leeds, 17 October
denise.carter@trade.gov.uk

SIA's Fall Advanced Conference
Washington DC, 28-29 October
www.siaed.org/events

European Forums on US Export Controls
Brussels, 19 November
S.Gayant@americanconference.com

EGADD Intermediate Export Controls Seminar
London, 20 and 21 November
Chloe.Gale@adsgroup.org.uk

ECJU's Regional Symposium
Birmingham, 26 November
denise.carter@trade.gov.uk

Advanced Conference on Customs Compliance
London, 3-4 December
speakeropportunity@C5-Online.com