



ADS DEFENCE TRADE CO-OPERATION TREATY (DTCT) WORKSHOP

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WELCOME

- ⦿ Introductions
- ⦿ Safety and comfort matters
- ⦿ Lunch & refreshments
- ⦿ A half day workshop
- ⦿ Presentations and discussions
- ⦿ Informal and relaxed approach



WORKSHOP OBJECTIVES

After the workshop, the attendees will have:

- ◉ Identified the benefits of joining the approved community.
- ◉ Understood the application process.
- ◉ Understood how to comply with the treaty security requirements.
- ◉ Understood how the process can be managed efficiently.

AGENDA

09:30 - 09:40	Welcome
09:40 - 10:10	The Treaty and its Benefits <ul style="list-style-type: none">• Treaty• Benefits• Exclusions
10:10 - 10:50	The Application Process <ul style="list-style-type: none">• ISN 2011
1050 - 1110	Coffee Break
11:10 - 12:20	Approved Community Requirements <ul style="list-style-type: none">• List X Facility Physical Security Requirements• Personnel Security Clearances• Website Access
12:20 - 12:50	Engagement with the MOD
12.50 - 1330	Q&A
13:30 - 14:30	Lunch

THE DEFENCE TRADE CO-OPERATION TREATY (DTCT)



TREATY AIM

To create a framework for two-way, license free-trade in certain defence articles between UK and US members of an 'Approved Community'.

'Without need for export licences or other formal authorisation'

REFERENCES

- ⦿ Previous ADS Workshops
- ⦿ http://www.adsgroup.org.uk/pages/30788820.asp#aGroup_2
- ⦿ Commons Select Defence Committee publications
- ⦿ US publications

TREATY BACKGROUND (1)

- Why was there a need for the Treaty?
 - Perceived to be restricting trade
 - Urgent Operational Requirements
 - Concern about Joint Strike Fighter project
 - ITAR waiver did not succeed
 - Between 2006-2008, 13,000 licences issued
 - Aim to reduce by 70%

TREATY BACKGROUND (2)

- ◉ Similar Treaty being ratified with Australia
- ◉ Relevant US legislation:
 - Arms Export Control Act (AECA)
 - International Traffic in Arms Regulations (ITAR)
 - United States Munitions List (Not just munitions)

TREATY BACKGROUND (3)

- Treaty signed in June 2007, but not in force
- Facilitates trade in support of following activities:
 - Military or CT Ops
 - Security and Defence Research
 - Security and Defence Projects
 - US end-use

TREATY BACKGROUND (4)

- ◉ Negotiation (US Policy review, Foreign nationals, exclusions)
- ◉ Current plan is March 2012 (subject to Congress)
- ◉ Implementing arrangements, MoU Feb 2008
- ◉ Implementation 'Rules' DTCT, Nov 2011

BENEFITS

- ⦿ Reduced delivery time for Defence projects
- ⦿ Improved sustainment by permitting transfers within the Approved Community without further US approvals
- ⦿ Improved business opportunities, by permitting UK and US companies to share technical data without licences, and
- ⦿ Greater opportunities for UK companies to tender for US contracts.

INDIRECT BENEFITS

- ⦿ The ability for Approved Community companies to manage their own security clearances.
- ⦿ Support facility List X approval

(List X and the DTCT Approved Community are not synonymous. Membership of one does not confer automatic membership of the other)

EXCLUSIONS

- Published in the Implementation of Defence Trade Cooperation Treaties, published 22 Nov 2011.
Exclusions listed and include:
 - Nuclear
 - Anti-Tamper
 - Automatic Target Acquisition for autonomous systems
 - Torpedoes & Firearms
 - Software source code
 -and many more

THE APPLICATION PROCESS

MOD PRINCIPAL SECURITY ADVISER (PSYA)

- The application process is managed by PSyA
- Presentation on 8 Nov is on the ADS website
- Three stage process:
 - UK due diligence checks using List X protocols
 - US checks
 - Facility Security Clearance
- Requirement to comply with the HMG Security Policy Framework (SPF)

THE COMMITMENT

- Companies wishing to join the approved community should understand the commitment
 - Cost to secure facilities and accredit IT to List X standards
 - Personnel security checks
 - Management commitment and resource
 - US scrutiny
- The process will probably take longer than you anticipate.

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APPLICATION PROCESS: STEP 1

- Contact MOD DE&S DHSY/PSYA
 - MOD, DE&S, Security Advice Centre, Poplar-1 #2004, Abbey Wood, Bristol, BS34 8JH
 - Tel: 0306 7934378
 - Mail: desinfra-securityadvicecentre@mod.uk
- Request and/or Confirm Annex A of the DTCT Industry Security Notice has not changed

APPLICATION PROCESS: STEP 2

- Complete Annex A of DTCT Industry Security Notice
 - Provide contact details
 - Nominate Security Controller
 - Nominate Board Level Contact
 - Company information
 - Director information
 - Export Violation information (if any)
 - Current contracts
 - List X details (if applicable)
 - Reason for Joining
 - Declaration

APPLICATION PROCESS: STEP 3A

- ◉ If the Board Level Contact and the nominated Security Controller (and possibly others) do not hold the appropriate security clearances (minimum SC) PSyA will sponsor those individuals
- ◉ Individuals will be sent a link to an online form and requested to complete a questionnaire (Cerberus application)
- ◉ The process takes about 6-8 weeks from submission (if no complications)

APPLICATION PROCESS: STEP 3B

- ◉ If the facility used to store or process the Defence articles is not List X, review the security controls and take remedial action to comply with the required standards. (More detail to follow)
- ◉ Prepare for site visit and inspection by PSyA
- ◉ Hopefully pass inspection first time, if not, action the findings of the report and request another inspection.

APPLICATION PROCESS: STEP 3C

- ◉ If an IT systems is used to process of store Defence Articles it will need to be accredited by DSAS.
- ◉ Requirement for an RMADS:
 - Description of the system
 - Risk Assessment and Treatment
 - CHECK IT Health Check (Pen and Vuln Test)
 - Security Operating Procedures
- ◉ The situation regarding Industry accreditation may change (DSAS resource issues), may evolve into a self accreditation process.

APPLICATION PROCESS: STEP 4

- ◉ Success - Receive notification of membership of the Approved Community.
- ◉ Follow up actions:
 - Apply for RESTRICTED website access
 - Apply for a Cerberus account to manage own security clearances
 - Apply for Crypto Custodians course (if you have a requirement to manage Crypto)
 - Attend Security Controller and Board Level Representative briefings
 - Join DISA (if not already a member)

APPROVED COMMUNITY REQUIREMENTS

LIST X REQUIREMENTS

- Defined in the SPF section of the Cabinet Office
Website: <http://www.cabinetoffice.gov.uk/resource-library/security-policy-framework>
- Personnel Security Clearance Requirements

CABINET OFFICE - SPF

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Security Policy Framework

The Security Policy Framework (SPF) describes the standards, best practice guidelines and approaches that are required to protect UK Government assets (people, information and infrastructure). It focuses on the outcomes that are required to achieve a proportionate and risk managed approach to security that enables government business to function effectively, safely and securely.

Downloads

- [Understanding the Security Policy Framework \(pdf, 84kb\)](#)
File type: PDF - Portable Document format | File size: 83.93 kB
- [HMG Security Policy Framework \(Version 7 – October 2011\) \(pdf, 545kb\)](#)
File type: PDF - Portable Document format | File size: 544.50 kB
- [Nuclear Industries Security Regulations 2003 \(pdf, 102kb\)](#)
File type: PDF - Portable Document format | File size: 102.26 kB
- [Contractual process \(pdf, 424kb\)](#)
File type: PDF - Portable Document format | File size: 424.30 kB
- [Industrial security – departmental responsibilities \(pdf, 228kb\)](#)
File type: PDF - Portable Document format | File size: 227.74 kB
- [Security requirements for list x contractors \(pdf, 256kb\)](#)

Related News and Media

- [Draft Cabinet Manual published](#)
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Most recent resources

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- Minister for Civil Society writes to Lord Hodgson about progress with Red Tape Task Force recommendations
- Procurement Policy Note 01/12 – Use of Pre-Qualification Questionnaires
- Government Construction newsletters
- Government Construction Task

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LIST X POLICY DOCUMENTS (1)

- ◉ The Contractual Process, Ver 6.0, Oct 11 from a Contracting Authority perspective
 - Security responsibilities
 - Protection of PM assets
 - Security Aspects Letter
 - Oversight and assurance
 - Sub-contracting

LIST X POLICY DOCUMENTS (2)

- ◉ Industry Security - Departmental Responsibilities, Ver 6.0, Oct 11
 - Mandatory Requirement
 - List X
 - Placing a Contractor on List X

LIST X POLICY DOCUMENTS (3)

- ◉ Security Requirements for List X Contractors, Ver 7.0, Oct 11
 - Contractor Management Responsibilities
 - Visitors
 - Preparation and Contingency
 - Inspections
 - Advertisements
 - US Re-Export Controls

LIST X SITE INSPECTION

○ Inspection and Controls

- Company details
- Contacts (personnel responsibilities)
- Contract information (to assess scale)
- Contact with Police, Agencies (DISA)
- Personnel security (numbers, clearance, procedures)
- Document security (containers, checks, weeding)
- IT Security (accreditation, mobile devices)
- Physical security (see over)

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LIST X PHYSICAL SECURITY

- The inspections will assess:
 - Container type, Room & Building type
 - Access and Visitor control
 - Guards & Fence/Entry control
 - IDS, Searches, PIDS
 - CCTV & Lighting
- Security Evaluation Assessment Panel (SEAP) -
Approved security products and designs

LIST X SCORING AND REPORT

- ◉ Defence in Depth approach
- ◉ Not all controls required
- ◉ PSYA List X Adviser will score the physical security element.
- ◉ Scoring combined with findings in the Report will determine the result

RESTRICTED WEBSITE

- ◉ Access from the Internet (if no RLI connection available)
- ◉ Information provided by PSYA
- ◉ Managed by Cap Gemini through DECS Collaboration Programme (DCP)
- ◉ Need a Smart Card (and Reader), issued through local Chamber of Commerce office.

ENGAGEMENT WITH THE MOD

WORKING RELATIONSHIPS (1)

- ◉ The application process will take time (work on 4-6 months if no delay on the Company side)
- ◉ Could take longer 6-8 months not unusual
- ◉ MOD resourcing issues
 - PSYA
 - Defence Business Service National Security Vetting (DBS NSV), the old DVA
 - Defence Security Assurance Services (DSAS)

WORKING RELATIONSHIPS (2)

- ◉ Potential US scrutiny
- ◉ Other applications
 - Cerberus
 - RESTRICTED website access



Any Questions?

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