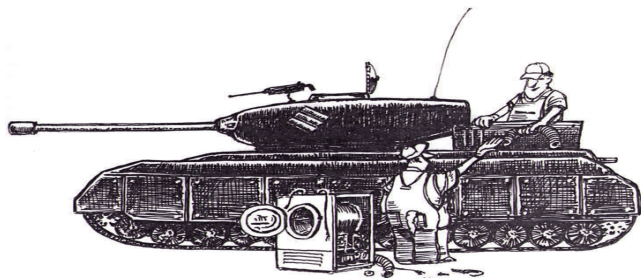


What is Export Licensable?

Technology-Driven Controls

Military List: almost anything “specially designed or modified (in form, fit or function) for military use”

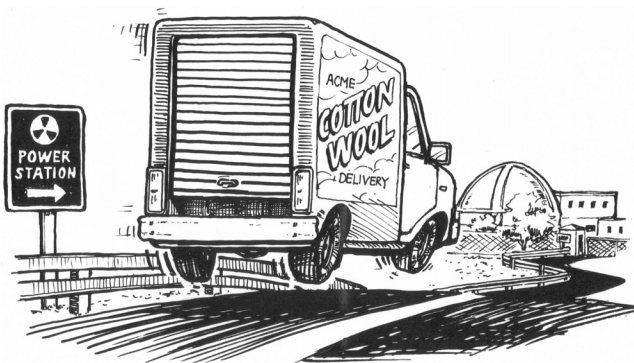


‘IF A COMPONENT IS ORIGINALLY DESIGNED OR MODIFIED FOR MILITARY USE, THEN IT ALWAYS RETAINS THIS STATUS AND REQUIRES AN EXPORT LICENCE, NO MATTER WHAT OTHER USES ARE SUBSEQUENTLY MADE OF IT.’

Dual Use List: a very wide range of goods and technologies originally designed for civil uses, but which also could have potential military applications

End-Use Driven Controls

Weapons of Mass Destruction: ANY goods or technology for use in connection with the development, production, handling, operation, maintenance, storage, detection, identification or dissemination of chemical, biological or nuclear weapons or other nuclear explosive devices, or the development, production, maintenance or storage of missiles capable of delivering such weapons



What is Export Licensable? (Continued)

Military End-Use: ANY goods or technology intended for use by a military customer in a nation subject to an EU Common Position or Joint Action, OSCE or UN arms embargo.

Torture End-Use (To Be Introduced): ANY goods or technology intended for use in connection with the infliction of capital punishment, torture or other cruel, inhuman or degrading treatment or punishment.

Common Misconceptions

“Export controls are only to do with ‘arms’ - ie weapons - and not my non-weapon related military equipment” - **WRONG** The scope of export controls encompasses a very wide range of goods and technologies, including very many outside the normal perception of “military equipment” (eg 2B352b of the dual-use goods regulations catch certain types of home brew kits)

“Export controls are only to do with major items of equipment, and not my components” - **WRONG** Export controls affect goods, technologies and software down to component level

“Export controls only affect permanent shipments of goods” - **WRONG** Any movements of controlled goods overseas, even if only on a temporary basis, are controlled

“Export controls only affect the movement of goods” - **WRONG** For many years controls have been in place on the movement of ‘technology’

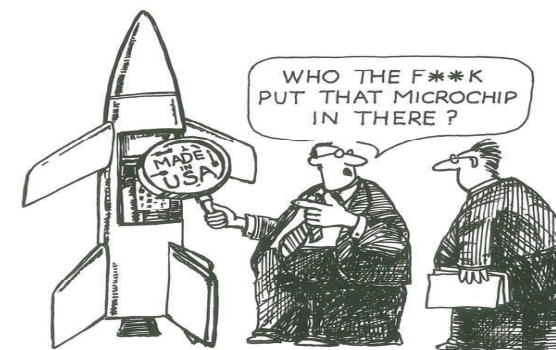
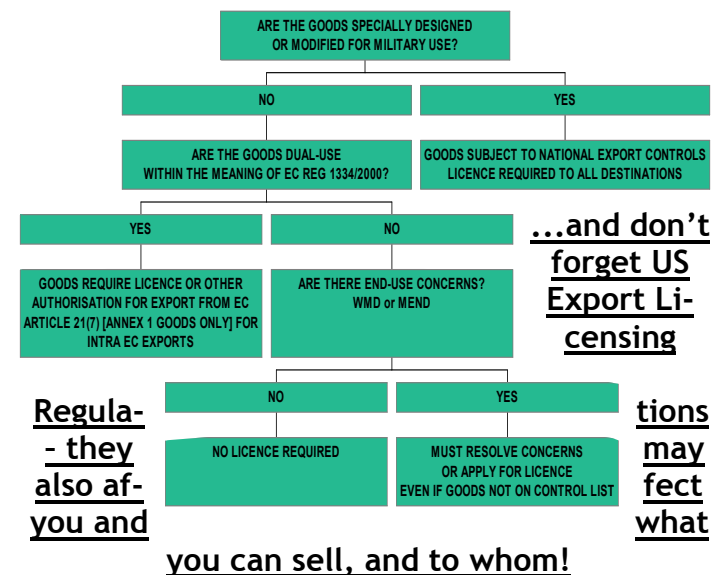
“You do not need export licences for the European Union” - **WRONG** Military List controls affect exports to anywhere outside of the UK (including the Channel Islands!)

“Export controls do not affect the return of samples” - **WRONG** Export licenses are always required for movements of controlled goods from the UK.

“You don’t need export licence for supplying UK MoD/Armed forces overseas” - **WRONG** Export licences are required for ANY and ALL shipments overseas.

“The trafficking and Brokering (Trade) controls do not impact on me—I just arrange the shipping” **WRONG** The scope of the trade controls can be quite wide, and can catch a range of activities such as the provision of transportation, of financial, insurance, promotion, and other such activities

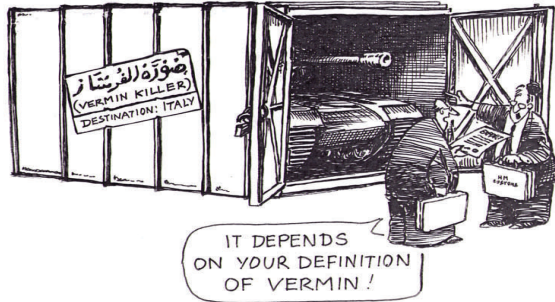
Assessing Export Licensable Status



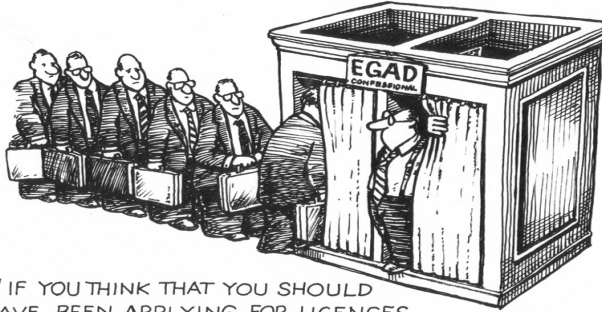
“THE INCLUSION OF A SINGLE U.S. CONTROLLED COMPONENT IN SOMETHING MAY VERY WELL MEAN THAT ANY EXPORTER WOULD HAVE TO OBTAIN U.S. EXPORT LICENSING APPROVAL FOR THE FINAL FINISHED ITEM – AND ALWAYS IN THE CASE OF I.T.A.R. COMPONENTS.”

Submitting an Export Licence Application

Accuracy: You **MUST** always be totally open and honest in the information that you submit to the Government when applying for an export licence



Fortunately, help is at hand: Industry helping Industry...and it's for **FREE!!!**



"IF YOU THINK THAT YOU SHOULD HAVE BEEN APPLYING FOR LICENCES, SPEAK TO THE **EGAD** FOR CONFIDENTIAL ADVICE ON:"

Industry Helpline:

Tel: +44 (0)20 7091 7822

Fax: +44 (0)20 7091 4545

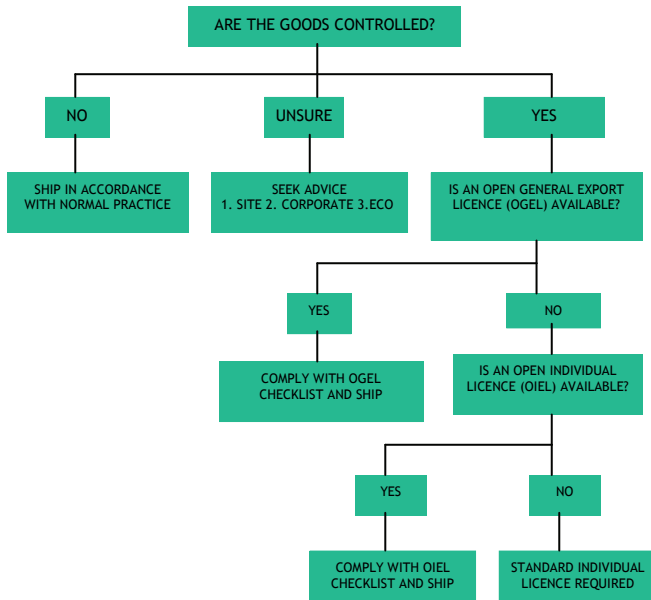
Email: Brinley.Salzmann@adsgroup.org.uk

www.egad.org.uk



But export controls are nothing to do with ME....are they?

What type of Licence is needed?



URL: www.egad.org.uk