Export Control Data Sheet

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| --- |
| 1. **Company and Product Data**
 |
| **Company:** |       |
| **Street / House Number:** |       |
| **Postal code / Place:** |       /       |
| **Contact / Function:** |       /       |
| **Email / Telephone number:** |       /       |
|  |
| **Contact Bayern-Chemie:** |       |
| **Document No. / Position:** |       /       |
| **Part-No. / Description:** |       /       |
| **Quantity / Value per item:** |       /       (indicate currency) |
|  |  |
| **Manufacturer of the product:** |       |
| **Manufacturer Part-No.:** |       |
| **Country of origin:** |       |
|  |
| **Is the product subject to one of the following laws/regulations?** |
| 1. **Supplier’s national export laws/regulations**
 |
| 1. Dual-Use Item
 | [ ]  No | [ ]  Yes, please indicate control list classification:       |
| 1. Military Item
 | [ ]  No | [ ]  Yes, please indicate control list classification:       |
| 1. War Weapon
 | [ ]  No | [ ]  Yes, please indicate war weapon list classification:       |
| 1. **The product is (or includes) an item subject to US-Export Regulations**
 |
| 1. Item is ITAR
 | [ ]  No | [ ]  Yes, please indicate USML- No.:       \*) |
| 1. Item is EAR
 | [ ]  No | [ ]  Yes, please indicate ECCN-No.:       \*) |
| 1. Item is EAR99
 | [ ]  No | [ ]  Yes |
| 1. Item is SME
 | [ ]  No | [ ]  Yes |
| 1. Item is MDE
 | [ ]  No | [ ]  Yes |
| 1. DSP83 required?
 | [ ]  No | [ ]  Yes |
| 1. **Export control laws/regulation of other country(s)**
 |
| Is the product subject to export control regulation of any other country? |
| 1. European Union
 | [ ]  No | [ ]  Yes | Please indicate specific restrictions for this product:      |
| 1. Others
 | [ ]  No | [ ]  Yes | Please indicate specific restrictions for this product:      |
| Remarks: |       |

I hereby confirm the completeness and correctness of information.

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|       |  |       |  |       |
| Name  |  | Function |  | Date / Location |

\*) Please send a copy of your export license to Bayern-Chemie by email as soon as you received the license with reference to this declaration.

**Instructions how to fill in this Export Control Data Sheet**

In order to be able to keep the national and international export regulations, we need detailed information about the offered/ordered products according to legal obligation.

For the purpose of this declaration “product” means “Hardware, Software, Technology or Services”.

Without your information a correct respect of the relevant statutory regulations is not guaranteed.

This form must be completed by the supplier as part of the offer/order and be returned to Bayern-Chemie by Email.

We point out that

* the declaration is to be emitted only with this form
* that an annual assessment on the export inspection states of the supplied products can become necessary

The following numbers refer to the Sections of the Declaration:

**1. Company and Product Data**

* For the indication of the value please also indicate the currency.
* Please indicate Manufacturer of the product and Country of origin, even if the supplier is the manufacturer.

**2. Supplier’s national export laws/regulations**

1. Dual-Use Item (usable for both civil and military applications):

European Union Member States are subject to the modified regulation (CE) 428/2009 for the control of dual-use goods, which are listed in the regulation. (<http://eur-lex.europa.eu>)

Dual Use items controlled by the German authorities are listed in the External Trade Regulation (AWV) (<http://www.ausfuhrkontrolle.info/ausfuhrkontrolle/de/gueterlisten/ausfuhrliste/index.html>).

Please indicate the number of the export list item.

1. Military Item (specially designed, modified, or adapted for a military purpose):

Military Items are subject to National Export/Re-export Regulations of the supplier. Military items controlled by the German authorities are listed in the External Trade Regulation (AWV):

(<http://www.ausfuhrkontrolle.info/ausfuhrkontrolle/de/gueterlisten/ausfuhrliste/index.html>).

Please indicate the number of the export list item.

1. War Weapons

War weapons are under control of the government of the German Federal Republic. War Weapon could be articles, materials or organisms. They are specified in the war weapon list (<http://www.ausfuhrkontrolle.info/ausfuhrkontrolle/de/gueterlisten/ausfuhrliste/index.html>).

Please indicate the number of the war weapon list item.

**3.** **The product is (or includes) an item subject to US-Export Regulations**

If the product is from US origin, or has been produced using a US origin equipment, software or technology, it may be subject to US export control regulations.

1. If the product is classified as ITAR please indicate the USML Number (United State Munition List). Please find further information on ITAR under <http://www.pmddtc.state.gov/regulations_laws/itar_official.html>
2. If the product is classified as EAR please indicate the ECCN Number (Export Control Classification). Please find further information on ITAR under <http://beta-www.bis.doc.gov/>
3. If the product is classified as EAR99, the indication of an ECCN number is omitted.
4. Please indicate here whether the product is a “Significant Military Equipment (SME)”.
5. Please indicate here whether the product is a „Major Defense Equipment (MDE)”.
6. Please indicate here whether an End-Use Statement according to DSP83 is required.

**4. Export control regulation of other country(s)**

If the product is subject to export restriction with regards to another country (other than the supplier’ country and US), this can imply constraints regarding its re-export, of which Bayern-Chemie must be informed. National general licenses of the European Union Member States for intra-community transfers will have most particularly to be taken into account in this evaluation. Specific conditions or restrictions attached to the re-export of the delivered product shall be described

It is necessary to indicate which licenses the supplier had or will have to obtain to deliver this product to Bayern-Chemie, whether an end use commitment is necessary for this type of transfer, and whether some specific conditions are imposed for the re-export of the product, integrated or not.

Please send the additionally necessary documents (e.g., the copy of the export license with the constraints and all necessary information) by email.

If the requested information is not available, a statement is to be made over the reasons for not submitting the required information and a description of Bayern-Chemie obligations under these export licenses and end-user commitments must be provided.

1. Please indicate:
* whether special constraints of the European Union are present for the product
* whether an End-Use Statement is required before shipping the product to Bayern-Chemie
* the control list classification necessary before shipping of the product to Bayern-Chemie
1. Please indicate
* whether special constraints of any other country are present for the product
* whether an End-Use Statement is required before shipping the product to Bayern-Chemie
* the control list classification necessary before shipping of the product to Bayern-Chemie

| **Abbreviation**  | **Explanation** |
| --- | --- |
| AWG  | German “Außenwirtschaftsgesetz” (External Trade Law) |
| AWV  | German „Außenwirtschaftsverordnung (External Trade Regulation) |
| DSP | Department of State Publication |
| DSP-83 | Non-Transfer and use certificate |
| EAR  | Export Administration Regulations  |
| EAR99 | Catching classification for goods, which are not listed in the ECCN |
| ECCN | Export Control Classification Number  |
| ITAR  | International Traffic in Arms Regulations  |
| MDE | Major Defense Equipment |
| Part-No. | Part Number of the Product |
| SME | Significant Military Equipment |
| USML-No. | United States Munitions List Number |