

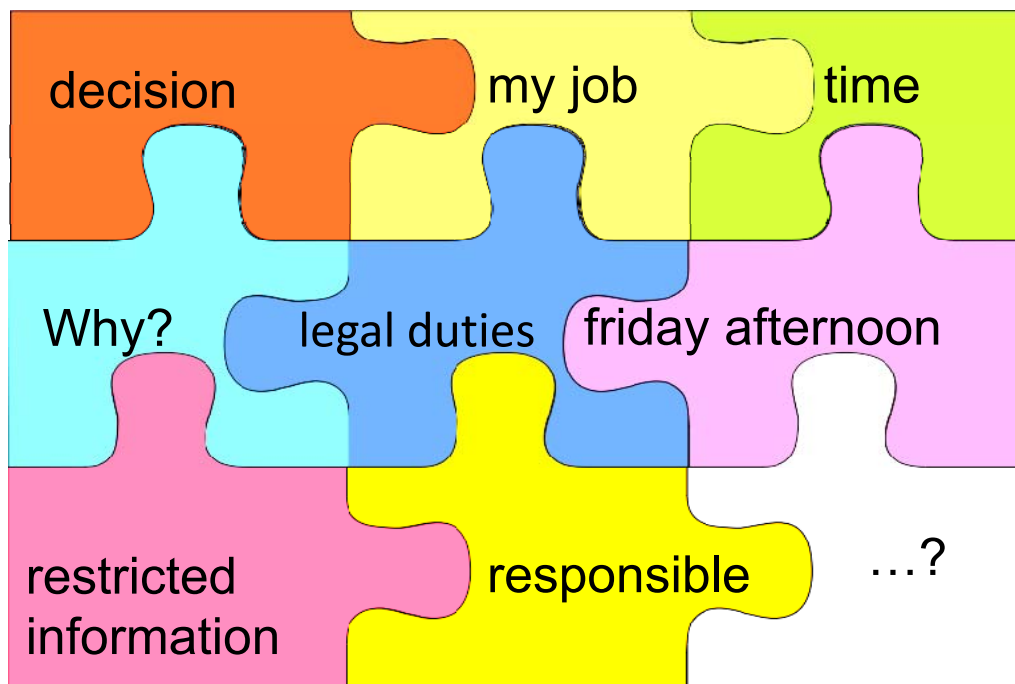
Interagency and international cooperation of EU and Germany

Mr. Axel Krickow, Policy Officer

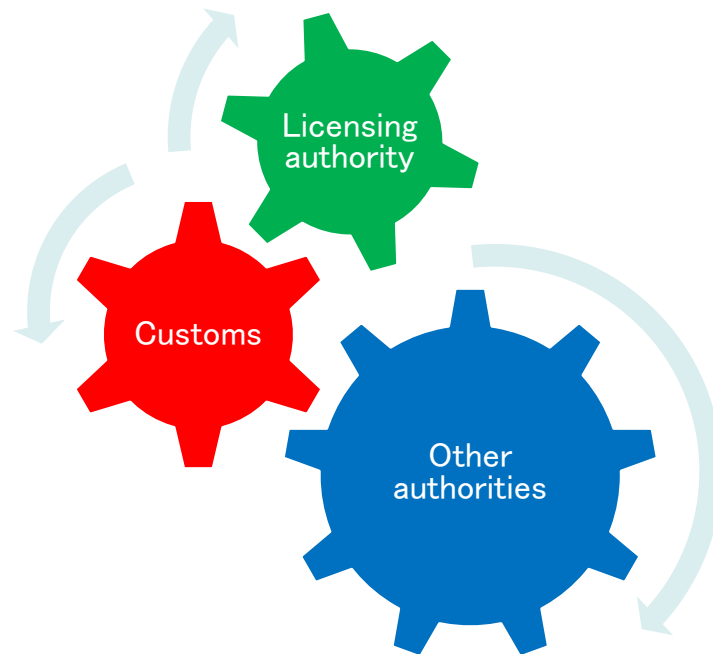
Tokyo, Japan, 22 February 2017

http://www.bafa.de/EN/Foreign_Trade/foreign_trade_node.html

Interagency cooperation - challenges



Important actors



Challenges – two examples

- Different legal terminology
- Technical understanding – commodity identification

Different legal terminology

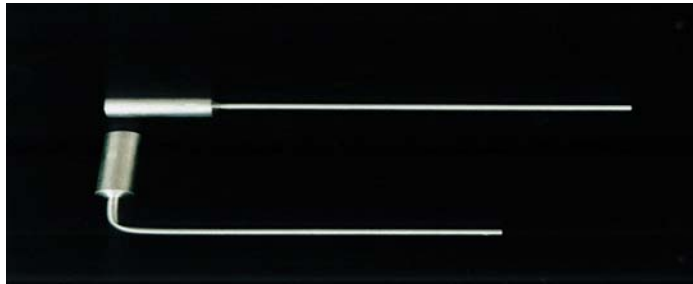
„Export“

Customs Law	Export Control Law	Sanctions by UN SC
<p>Art. 161 EC CC</p> <p>The export procedure shall allow Community goods to leave the customs territory of the Community.</p>	<p>Art. 2 Reg. (EC) No. 428/2009 (Dual Use-Regulation)</p> <ul style="list-style-type: none"> ▪ Export (Art. 161 EC CC) ▪ Re-export (Art. 182 EC CC) ▪ Transmission by an electronic way or „ITT“ 	<p>UN SCR 1718 (2006)</p> <p>All Member States shall prevent the direct or indirect supply, sale or transfer to the DPRK, ...</p>

Listed or not listed?



Control list versus customs tariff system (HS)



Ordered by use

Trigger list 5.1.2. f):
scoops of gas centrifuges for uranium
enrichment

Ordered by state of processing

HS-Code 7608 20 :
aluminium alloy pipes (all kinds)
=> water pipes, flagpoles,
but also scoops of gas centrifuges

NSG - Control List - ordered by use

5. Plants for the separation of isotopes of natural uranium ... and equipment
 - 5.1 Gas centrifuges and assemblies and components especially designed or prepared for use in gas centrifuges
 - 5.1.2 Static components
 - 5.1.2 (f) Especially designed or prepared tubes of up to 12 mm (0.5 in) internal diameter for the extraction of UF_6 gas from within a rotor tube by a Pitot tube action (that is, with an aperture facing into the circumferential gas flow within the rotor tube, for example by bending the end of a radially disposed tube) and capable of being fixed to the central gas extraction system. The tubes are made of or protected by materials resistant to corrosion by UF_6 .

Harmonised system – ordered by state of processing

Section XV Base metals and articles of base metal
Chapter 76 Aluminium and articles thereof

7601 Unwrought aluminium
7602 Aluminium waste and scrap
7603 Aluminium powders and flakes

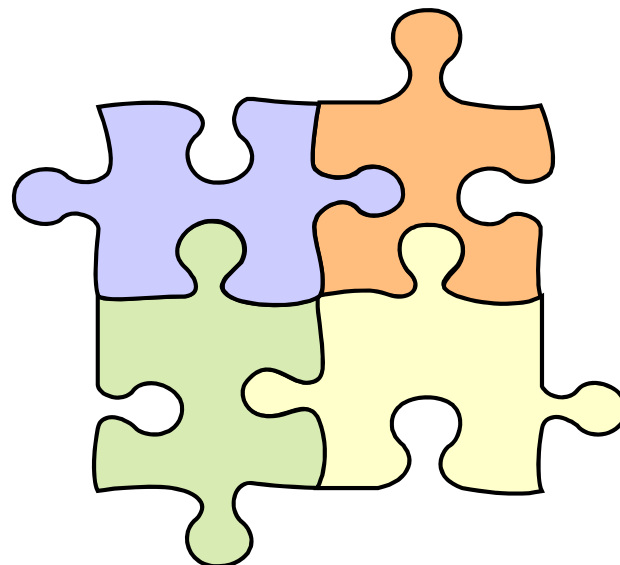
...

7608 Aluminium tubes and pipes

7608 10 of aluminium, not alloyed

7608 20 of aluminium alloy

Is there a possibility to combine NSG-list and HS-Code ?



Correlation for economic operators and customs

HS-Code
7608 20



NSG-List
5.1.2.f

Correlation list between HS-Code and the dual use annex I of the Council Reg. (EC) No 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items:

<http://ec.europa.eu/trade/import-and-export-rules/export-from-eu/dual-use-controls/>

Thank you very much for your attention !



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