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European Union Issues Update to Dual-Use Export Controls Regulations

On December 3, 2008, a significant amendment to European Union (EU) export controls regulations was published in the *Official Journal of the European Union*. Specifically, Council Regulation (EC) No. 1334/2000, the principal regulation on the control of exports of dual-use items and technology, was revised and updated to reflect changes suggested by outside working groups.

The amending Regulation, (EC) 1167/2008, which was adopted on October 24, 2008, imposes a significant number of changes to Annexes I and IV, and is applicable to all EU Member States. These changes are being implemented as a result of the reports from the review of the Wassenaar Arrangement Dual-Use List and Missile Technology Control Regime (MCTR), as well as by the Australia Group, in an effort to provide clarification and increased consistency on the EU control of exports of dual-use items and technology.

Specifically, the amendment revises certain classifications within Annex 1, the common list of dual-use items subject to controls, and Annex IV, the list of dual-use items that require authorization for intra-Community transfers. The revisions include updates to definitions, as well as the inclusion of new entries of controlled items in Electronics (Category 3), Telecommunications (Category 5), and Propulsion Systems, Space Vehicles and Related Equipment (Category 9). Further, the regulations provide additional commentary and text in an effort to provide additional clarification, notably for controls addressing materials, chemicals, and materials processing.

This *GT Alert* was prepared by Greenberg Traurig's [Export Controls Practice](#) group. Questions about these changes or any other export controls administered by the United States or the European Union can be directed to:

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