

dual-use
EXPORT CONTROLS
of the European Union



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Dual Use Export Controls European Union

Paul Eavis, Anna Shannon



Dual Use Export Controls European Union:

The Diverging Path Cindy Whang, 2018 Modern dual use export controls have been established after World War II by using domestic trade regulations to accomplish national security and non proliferation goals Nation states executing dual use export control do so by allocating liability to exporters of the outbound products and set a list based standard that would prohibit military and dual use goods and technology from being exported The exporter based liability framework and list based standards by which nation states implement export controls have been followed by countries with export control regimes However the increased use of cyber and cloud services technologies have made it necessary to reanalyze the methods of accomplishing the policy goals of export control as there is a shift to address the export control issues of intangible technology transfers This paper argues that the way the dual use export control regulation was amended in the United States in 2016 and the current proposed regulatory changes in EU for dual use technology export control creates potential rifts in the consistency of regulatory standards in regards to cross border technology transfers and such differences might would create challenges for the overall pursuit of the non proliferation of military used technology The impact that a divergence in the structures of the current export control regime would not only be impactful to the United States and EU but also with their international trading partners Enforcing European Union Law on Exports of Dual-use Goods Anna

Wetter, 2009 This report identifies and assesses the role that national law enforcement actors and public prosecutors in the EU member states play in helping prevent the proliferation of weapons of mass destruction WMD by stopping the illicit trade in dual use items In the 1980s and 1990s some EU member states discovered cases of illegal trade in sensitive items for use in for example the Pakistani nuclear weapon programme The report discusses how these cases were dealt with in these countries using a case study model Acknowledging that dual use goods are subject to the free movement of goods within the EU the report emphasizes the importance of coordinating customs and licensing standards among the EU member states to prevent abuse of the EU market for licence shopping It also presents the argument for the coordination of prosecution and penalties for offenders In order to show the level of coordination that is required the report provides an overview of both the international EU and national legal frameworks for control of the export of dual use goods **Dual-Use Export Controls of the European Union**, 2017-12

Export Control Law and Regulations Handbook Yann Aubin, Arnaud Idiart, 2016-05-15 The importance of export control laws and regulations in international trade continues to grow not only because of the increase in world trade and technology dispersion but also due to concerns surrounding national and regional stability and the risk of terrorism Accordingly familiarity with export control laws and regulations around the world has become extremely important for those involved in the international trade of dual use or military goods technology and services In this preeminent handbook now in its third edition two experienced professionals have gathered contributions from expert practitioners and academics The third edition adds three new country chapters Brazil Israel and Sweden and a new separate chapter on

sanctions and embargoes In addition to chapters on the international regime in general the book provides a practical overview of the export import control regimes covering defence and dual use goods and services in fourteen key jurisdictions Country reports each follow the same structure for easy comparison Issues and topics covered include the following and much more import export legal and regulatory requirements for controlled goods and services sanctions for breach of such requirements civil administrative or criminal licence application processes arms dual use and other products embargo including chemical and biological materials and technology and enforcement measures The Handbook also makes available through an online application all important standard export control related forms templates and other related documents all of which readers can use to draft their own documents The Handbook is invaluable to any professional such as lawyers compliance key players procurement logistics finance and customs practitioners working in relation to an organisation with a need to know the specific requirements to be followed for the efficient and legally compliant import or export of controlled military or dual use goods technologies or services

Export Controls Bert Chapman, 2013-10-30 International trade plays an enormous role in economic growth and prosperity This activity can also be used to transfer military equipment knowledge and technology to hostile governments and transnational terrorist and criminal organizations seeking to attack and destroy their enemies The U S and other countries have used economic sanctions such as export controls to try to restrict and eliminate the transfer of weapons and financial assets to these governments and organizations This work examines how the U S has attempted to restrict the export of national security sensitive equipment finance knowledge and technology since World War II with varying degrees of success and failure It also examines how multiple U S Government agencies nongovernmental organizations and international government organizations seek to influence U S international trade foreign and security policies while concluding that some export controls are essential for promoting and defending U S national security interests

Space Technology Export Controls and International Cooperation in Outer Space Michael Mineiro, 2011-11-08 Export controls definitively impact international cooperation in outer space Civil and commercial space actors that engage in international endeavors must comply with space technology export controls In the general discourse members of the civil and commercial space community have an understanding of their domestic export control regime However a careful reading of the literature on space technology export controls reveals that certain questions relevant to international engagements have not been identified or answered What is the legal political origin of space technology export controls How do they relate to the current international legal structure What steps can be taken to evolve our current unilateral paradigm of space technology within the context of peaceful exploration and use of outer space In this book these and other relevant questions on space technology export controls are identified and assessed through an insightful case study of the U S commercial communication export control regime The findings of this case study are used in an international legal political analysis of international space law public international law and international cooperation Breaking new ground in international legal

theory a self justified security dilemma that is manifest in international law is identified and explained as the origin for the current paradigm of space technology export controls

The European Atomic Energy Community in the European Union Context Ilina Cenevska,2016-04-26 Ilina Cenevska s new book The European Atomic Energy Community in the European Union Context The Outsider Within explores the unique nature of the Euratom Community as an entity that establishes a supranational regulation in the civil nuclear industry which while formally belonging to the European Union construct is coincidentally somewhat kept outside the mainstream developments in the Union The book surveys Euratom s status as an outsider within the European Union through the correlation between the principles and mechanisms particular to the functioning of the Euratom legal framework and those devised under the Union framework stricto sensu focusing on two specific areas nuclear safeguards and health and safety in the nuclear domain

Scrutiny of arms export controls (2012) Great Britain: Parliament: House of Commons: Business, Innovation and Skills Committee,2012-07-13 The Committees on Arms Export Controls CAEC believe that the Government should apply significantly more cautious judgements on the export of arms to authoritarian regimes which might be used for internal repression The Committees have scrutinised in unprecedented detail the Government s latest 2010 Annual Report on Strategic Export Controls HC 1402 session 2011 12 ISBN 9780102973662 the Government s quarterly information on individual export licence approvals and refusals and the Government s policies and performance on arms export controls and on arms control generally The Committees conclude that the Government s review of its policies and practices on arms exports following the Arab Spring should not have been carried out merely as an internal review and should instead have been the subject of public consultation in accordance with the Government s stated policy of transparency on arms exports And whilst the Government s introduction of a new licence suspension mechanism is welcome this is not sufficient to ensure that arms exported are not used for internal repression overseas because in many cases the arms will have left the UK before suspension occurs The Government should extend its arms export policy review from countries in the Middle East and North Africa to authoritarian regimes and countries of human rights concern worldwide Annex 7 of the report gives selected arms export licence approvals by the Government to countries of human rights concern and the report also contains details of the extant UK Government approved arms export licences to Argentina Bahrain Egypt Libya Saudi Arabia Syria Tunisia and Yemen

Arms & Dual-use Export Controls Paul Eavis,Anna Shannon,1994

The European Union's Nuclear Non-proliferation Policy Manuel Herrera,2025-04-15 This book looks at European Union EU attempts to manage the risks associated with nuclear non proliferation and assesses its performance and external challenges The introductory section delves into current academic scholarship elucidating the concepts of contestation and performance The second section provides an overview of the historical and institutional evolution and the third scrutinizes the performance The final section examines present policy with case studies on the EU s bilateral relations with Iran and India Adopting a focus on both the development and performance of

the EU's non proliferation and disarmament policy as well as its contestation from non Western countries this book provides a solid and innovative contribution to existing debates on both the EU's non proliferation and foreign policy The book will appeal to scholars researchers and practitioners of International Relations European Union Studies and Nuclear Non Proliferation as it provides an analysis of the intricacy of the EU's non proliferation policy offering fresh perspectives and empirical evidence

The Regulation of Arms and Dual-use Exports Ian Davis, 2002 This study analyses the reasons for and the broad implications of the post cold war reforms of arms and dual use export controls within the European Union It conceptualizes the arms export policy process as a policy system involving the interaction of three basic elements the policy environment policy stakeholders and public policies Three national case studies the UK Germany and Sweden explore the major problems and paradoxes of practical regulatory activity The differences in their approaches including variations in the export control criteria controlled goods decision making bodies licensing decisions and enforcement procedures are rooted in each state's unique historical normative framework Evidence is also presented of policy convergence within the EU as a whole While COCOM was the main instrument of convergence during the cold war the most significant instrument of convergence in the 1990s was EU integration The main conclusions are that the process of European integration in the 1990s led to a significant but incomplete convergence of the three states arms and dual use export controls convergence has gone further for dual use technologies than for military goods convergence accelerated during the late 1990s as a result of the introduction of the EU Code of Conduct on Arms Exports and common measures to combat illicit trafficking in small arms convergence is more advanced for policy making structures than for policy execution structures and further convergence can be expected in the next decade

On the Horizon Reja Younis, 2021-08-15 The Nuclear Scholars Initiative is a signature program run by the Project on Nuclear Issues PONI at the Center for Strategic and International Studies CSIS to engage emerging nuclear experts in thoughtful and informed debate over how to best address the nuclear community's most pressing problems The papers included in this volume comprise research from participants in the 2020 Nuclear Scholars Initiative These papers explore a variety of topics such as the future of arms control treaties the role of artificial intelligence and cyber resilience in nuclear security and the role of regional dynamics in nuclear security

New US Export Controls Martin Chorzempa, Laura von Daniels, 2022 In response to Russia's attack on Ukraine the United States and 37 countries formed a coalition in February 2022 to implement a barrage of export controls outside of any formal arrangement By contrast US controls on China are often unilateral such as its October 2022 measures on semiconductors that went ahead without explicit consent let alone a commitment by its allies to join But to deny China access to dual use technology unilateral export controls will not be effective As European Commission President Ursula von der Leyen announced during her visit to the White House the European Union EU wants to renew its export controls on dual use products and new technologies and to coordinate them more closely with US measures That means that member states will need to develop a common position on

the scope of their export controls including the extent of their alignment with the United States as well as ways forward with multilateral controls of dual use goods given the freeze of the Wassenaar Arrangement due to Russia's actions **Conflict Prevention Policy of the European Union** Peter Cross, Guenola Rasamoelina, SWP-Conflict Prevention Network, 1999

Current Features of the European Union Regime for Export Control of Dual-Use Goods Anna Giulia Micara, 2012 Export control of dual use goods and technologies is a crucial element of the security policies of countries that are exporters of technology aimed at avoiding the proliferation of weapons of mass destruction One of the main features of the EU regime of export control is that it poses challenges in terms of the EU competence that refers to the common commercial policy and to the security policy Indeed this article analyzes the developments concerning the EU competence in this field and how the different nature of the competences has influenced the EU export control regime Moving from the origins of the Community regime for export control mainly in the context of the completion of the internal market in the early 1990s particular attention will be devoted to the limits of Regulation 1334/2000 setting up a Community regime for the export control and of subsequent Regulation 428/2009 *Trade Policy Review - European Union 2011* World Trade Organization, 2011-11-21 The Trade Policy Review Mechanism a permanent feature of the World Trade Organization WTO is designed to contribute to improving adherence by all WTO members to rules disciplines and commitments made under the Multilateral Trade Agreement This volume in the series provides information on the trade policies practices and macroeconomic situations of the European Union Each Trade Policy Review is expertly prepared after in depth analysis of an individual nation by the WTO's Trade Policy Review Board **Estimation of Trade Flows Related to Export-controlled Dual-use Items**, 2011 Dual use items are goods and technologies that have both civil and military uses In the European Union their export is controlled and governed by an EC regulation since the year 2000 Its implementation in terms of legislation export authorisations and customs controls remains the responsibility of each of the 27 Member States For reasons linked to the non proliferation of weapons of mass destruction competition in trade and free market rules it is desirable to achieve a uniform and consistent application of controls throughout the EU in order to promote EU and international security and to provide a level playing field for EU exporters as stated in the regulation How far is the goal Hard to say since no official data about the trade of dual use items are shared among Member States nor with the European Commission Directorate General Trade in charge of the dual use regulation This report presents sources of generic statistical trade data and a methodology to create an approximate picture of extra EU trade flows of dual use items The data stem from goods declarations made by exporters to customs authorities as part of the normal export process for any commodity The data are collected at national level aggregated by categories of goods and made public in web data services on trade The data are referred to a commodity classification system the Combined Nomenclature CN in use for customs controls in the EU However the CN is only indirectly related to dual use items Correspondence tables exist that map dual use items to CN descriptors but they introduce approximations in the

description of the items traded For this reason the CN trade data provide in the general case upper bounds to the real trade volume of dual use items Notwithstanding this limitation the CN trade data may prove useful for some assessments needed for export controls One example is presented in this report It concerns the estimation of extra EU trade flows for dual use chemicals under consideration for inclusion in a Union General Export Authorisation EU GEA EU GEAs define a framework valid in all EU Members States whereby the export of selected categories of dual use items to specific destination countries with a low risk of diversion is automatically authorised An analysis of the volume of exports based on CN trade data allows estimating the impact expected on EU exporters by including given dual use chemicals in an EU GEA To facilitate the estimation of extra EU trade flows it is proposed to develop a dedicated Information Technology tool merging lists of export controlled items with correspondence tables of CN items descriptors and export data Such a tool can become a design and evaluation instrument to assess the economic impact of alternative policy options to regulate the European dual use trade

Green Paper European Commission,2011

U.S. and Japanese Nonproliferation Export Controls Gary K.

Bertsch,Richard T. Cupitt,Takehiko Yamamoto,1996 The editors of this book have gathered writings from various contributors who discuss American and Japanese views of nonproliferation export controls Readers will see the U S s perspective and the Japanese perspective on controlling the export of dual use items for military security reasons and trading these items for economic benefits The book provides an analysis of issues ranging from technology control to democratization to the different interests and preferences of policy makers It also examines the possibility of a multilateral export control arrangement through the cooperation of Japan and the U S This examination includes identifying policy implication opportunities risks and constraints that influence and create an agenda for future nonproliferation export control research between Japan and the U S This book will enlighten readers to the potential of a balanced and durable global partnership The book will make a significant contribution to the on going discussion on the development of export controls in the post Cold War era It will appeal to students and teachers of foreign policy international relations comparative foreign policy comparative political economy and Japanese area studies It will also interest the policy making community *Export Control and WMD Nonproliferation Law* Wei Luo,2009

Decoding **Dual Use Export Controls European Union**: Revealing the Captivating Potential of Verbal Expression

In a period characterized by interconnectedness and an insatiable thirst for knowledge, the captivating potential of verbal expression has emerged as a formidable force. Its capability to evoke sentiments, stimulate introspection, and incite profound transformations is genuinely awe-inspiring. Within the pages of "**Dual Use Export Controls European Union**," a mesmerizing literary creation penned with a celebrated wordsmith, readers embark on an enlightening odyssey, unraveling the intricate significance of language and its enduring effect on our lives. In this appraisal, we shall explore the book's central themes, evaluate its distinctive writing style, and gauge its pervasive influence on the hearts and minds of its readership.

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