

**Seventh International Export Control Conference Stockholm
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New Austrian Export Control Act

Austria is committed to modernizing its national export control system in order to address the new challenges and security threats and to keep pace with globalization and rapid innovations in technology. To this end a completely restructured Austrian Foreign Trade Act 2005 will enter into force on October 1st 2005.

Austria is working to reform its export controls simultaneously on two fronts: Domestic and within the EU.

Therefore the new Foreign Trade Act complements the European Union Council Regulation (EC) No. 1334/2000 on controlling the export of dual-use goods, it fulfils Austrians international commitments under the Chemical Weapons Convention (CWC), Biological Weapons Convention (BWC) and the commitments of Austria within the international export control regimes (MTCR, NSG, Australia Group). It further strengthens the control on export, transit, brokering and intra EU trade on military items and weapons by introducing new licensing requirements on a national basis.

In detail the following changes compared to the Foreign Trade Act of 1995 have been introduced:

1. Changes and new controls in connection with international and EU commitments comprise:
 - New and more comprehensive controls on brokering according to the Common Position No. 2003/468/CSFP.
 - The introduction of controls on technical assistance and service for the production, development and service of weapons and military goods according to Common Position No. 2000/401/CSFP.
 - Revision of the assessment criteria in order to be compatible with the European Code of Conduct on export of military and dual-use goods.

2. Further changes and new controls include:

- introduction of intra EU controls on military goods
- introduction of transit controls on military items and weapons
- flexible regulation on emergency measures in order to react in a speedy manner to changes in control interests or emerging threats, particularly with regards to terrorism
- Strengthening the provision regarding the nomination of a "responsible person" in an enterprise
- Introduction of a regulation to intensify and ease the cooperation and the information exchange between Ministries and international regimes