

**Bundesamt für Wirtschaft und Ausfuhrkontrolle
Federal Office of Economics and Export Control**

Catch-all controls

International Export Control Conference 2004, London

Catch-all system / Characteristics

- **Is an independent mainstay of the export control system**
- **Is limited to non-listed items**

A licence is required if the items, in their entirety or in part, are or may be intended for certain uses (e.g. development, production of weapons of mass destruction, delivery systems for such weapons and military end-use) and a respective information was provided by the competent authority or by the exporter

Information procedure by the competent authority

- The information should refer to the export of definite items to a definite consignee

- The information should also be addressed to one exporter only

- Time limitation / Consequential effects for comparable exports

Information by the exporter

- The exporter must inform the competent authority if he is aware that goods are or may be used for purposes under catch-all clauses

- The exporter must have a positive knowledge of such a use

- When the competent authority should be informed?
“reasons to believe” / “positive knowledge”

Catch-all controls

The use within the meaning of catch-all clauses:

- interpretation of the term „may be intended“
- technical ability of the goods to be used in the sense of catch-all restrictions
- information about the end-user, consignee (intelligence-information, data submitted by the applicant)

The scope of catch-all controls:

- harmonised interpretation of terms
- it aims for better quality rather than more quantity

Catch-all controls

Industry participation:

- **Export controls within companies:**
 - companies want to avoid negative reports in mass media
 - get important markets by good reputation
 - abide by the law
- **Information programmes for industry:**
 - the competent authority should inform industry about typical sensitive transactions and critical end-users

Summary



**An exchange of experiences is essential
for an effective catch-all control system**

Thank you for your attention

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