

Export control and end the of the transition period

22 December 2020



The Export Control Profession

- The only professional body in the UK specially for export control personnel
- Created and led by Export Control specialists
- Promotes professional development and professional recognition of export controls staff
- Providing and supporting training and development opportunities
- Providing resources to enable increased compliance
- Recognised by post-nominal letters (MIExCP, AMIExCP)
- Visit us at www.exportcontrolprofession.co.uk.



Department for
International Trade

Export control and end of transition



Export Control Joint Unit (ECJU)

- Located in DIT, comprises staff from DIT, FCDO, MOD
- Responsible for licensing export of military and dual-use items, firearms, goods usable for capital punishment and torture, and for implementing trade sanctions
- ~13,000 licences granted per year, ~300 refused, target to process at least 70% of cases within 20 working days
- Licence applications submitted via SPIRE online system



Welcome to SPIRE

The Export Control Organisation's
online export licensing system

Using SPIRE, you can apply for an export or trade licence for your activities and items if you require a licence for the wide range of "strategic" goods (such as security items, military goods, civilian products designed with a military use or purpose, firearms, police and paramilitary goods, radioactive sources and much more). You can also use SPIRE to make a Ministry of Defence Form 680 application, Private Venture security grading or Exhibition Clearance applications.

Existing Users

System Message

SPIRE will be unavailable from 08:00 on Saturday 21st November 2020 until 10:00 while essential maintenance is carried out. We apologise for any inconvenience caused.

Username

Password

Login

[I forgot my password](#)

Registering for the Open General Export Licence (Export of Dual-use item to EU Member States)

We have been informed that there are some difficulties in registering the above licence on SPIRE. The steps below set out the process:

- 1) Login into SPIRE
- 2) From the left-hand side menu click on "New Application"
- 3) Scroll down to "OGL/EU GEA", check the circle and click "Start Application"
- 4) Click on the drop down menu and select "Open General Export Licence (Export of Dual-use item to EU Member States)", which is the first one on the list.
- 5) Click Next and then continue to fill out the form fully to complete the registration.

NEW HELPLINE E-MAIL ADDRESS

The Helpline E-Mail address for the Export Control Joint Unit (ECJU) has been changed to exportcontrol.help@trade.gov.uk. E-Mails to the previous address will be redirected for the time being.

The Helpline telephone number remains 020 7215 4594

New Users

[Create a new account](#) to use SPIRE

Company Registration

We advise that you register your company on SPIRE, benefits include:

More Control
Time Saving
Additional Company Security

Login to SPIRE and go to 'Manage My Registration' on the left hand side and click on 'New Registration'

See guidance on [creating a new SPIRE account and registering your company](#).

You are kindly reminded to keep your details on SPIRE up to date so that you may be contacted by ECO regarding your application or Licence

Help & Guidance

[Download Adobe Reader](#) to view PDF files

General Help

- Open General Export Licences
- Strategic export control training for exporters
- Export controls: an introductory guide

Technical Help

- Advice on popups & downloads
- Validating digital signatures
- Security reminders
- How to clone an application
- Technology test page

Open Licences

- Open Licence Returns Guidance

MOD Form 680

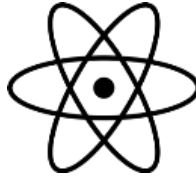
- Uses of the Ministry of Defence Form 680, when you need one and how to get one
- MOD Form 680 Quick Guide

Notices to Exporters

Dual-use goods examples

Categories:

- 0 – Nuclear Materials, Facilities & Equipment
- 1 – Special Materials and Related Equipment
- 2 – Materials Processing
- 3 – Electronics
- 4 – Computers
- 5 – Telecommunications & Information Security
- 6 – Sensors & Lasers
- 7 – Navigation & Avionics
- 8 – Marine
- 9 – Aerospace & Propulsion





Controls now:

- Military goods and technology (Export Control Order 2008)
 - Licence required to all destinations outside UK
- Dual-use items (Council Regulation 428/2009)
 - Licence required for export outside EU
 - Most items move licence-free between Member States (inc. UK)
- Civilian firearms (Council Regulation 256/2012)
 - Commercial exports require a licence; special dealer-to-dealer arrangements in EU
 - European Firearms Pass (EFP) for exports as personal effects
- Goods usable for capital punishment/torture (Regulation 2019/125)
 - Absolute prohibition on some exports; licence required for export of other items outside EU

Changes at the end of transition - summary



- Controls on export of military goods will remain largely unchanged
- EU law will be transferred into UK law as “retained EU law”, with changes made to ensure it operates properly
- Controls on “export outside EU” become controls on “export outside UK”
- However, under the Northern Ireland Protocol “live” EU export control law will continue to apply “to and in” NI

Changes at the end of transition - summary



- Therefore, for dual-use items, firearms, torture/capital punishment goods:
 - The specific export controls that will apply will depend on the place (GB vs NI) from which the goods are exported
- The rest of this presentation considers only exports from GB to EU

Exports of dual-use items from GB to EU



- A licence will be required to export from GB to EU those dual-use items that currently move licence-free
- An Open General Export Licence (OGEL) has been published to facilitate dual-use exports to EU and Channel Islands
- OGEL is available for registration on SPIRE...Around 900 registrations so far
- Where OGEL not applicable, individual licence required

Dual-use licences



- Licences issued by UK will remain valid for export from UK:
 - Individual export licences
 - Registrations for Open General Export Licences and General Export Authorisations
- Licences issued by the UK will no longer be valid for export from the EU:
 - Where goods are to be shipped from an EU Member State, a licence issued by that MS will be required

Dual-use licences



- An export licence issued by one of the 27 EU countries will no longer be valid for export from GB
- A licence issued by an EU MS will be required to export dual-use items from the EU to GB
 - EU will add UK as a permitted destination to EU General Export Authorisation EU001



Exports of civilian firearms

- Commercial exports will continue to require a licence
- Dealer-to-dealer arrangements will no longer apply
- European Firearms Pass (EFP) no longer available for exports as personal effects – instead an exemption in the Export Control Order 2008 will permit these exports



Capital punishment/torture goods

- Individual licence required for GB-EU exports that currently move licence-free
- Apply via SPIRE



Customs arrangements

- Complete a customs declaration
- Licence reference no. to be declared in appropriate place (Box 44)
- Consignment may be detained for additional documentary or physical checks
- HMRC / BF responsible for enforcement of export controls



Register for the EU Dual-Use OGEL

- Register for a SPIRE account and access it
- In SPIRE Workbasket – Left-hand menu scroll down to ‘New Application’ [click]
- The ‘New Application’ screen will show with a text box – click “I wish to continue to apply for a licence”
- Type of Application – scroll down to OGL/EUGEA – click
- OGL/EUGEA – drop down menu – click top option OGEL Export of Dual Use Items to EU Member States
- Complete registration and submit

<https://www.spire.trade.gov.uk/spire/fox/espire/LOGIN/login>



Actions for businesses

- Review the guidance: <https://www.gov.uk/guidance/exporting-controlled-goods-after-eu-exit>
- Check whether your goods are subject to export control
 - Control List: <https://www.gov.uk/guidance/uk-strategic-export-control-lists-the-consolidated-list-of-strategic-military-and-dual-use-items>
 - GoodsChecker Tool via SPIRE: <https://www.ecochecker.trade.gov.uk/spirefox5live/fox/spire/>
- If appropriate, register for OGEL (Export of Dual-Use Items to EU Member States) via SPIRE: <https://www.spire.trade.gov.uk/spire/fox/espire/LOGIN/login>
- Stay up-to-date by registering to receive Notices to Exporters: <https://www.gov.uk/government/collections/notices-to-exporters>

Compliance with Other Regulations

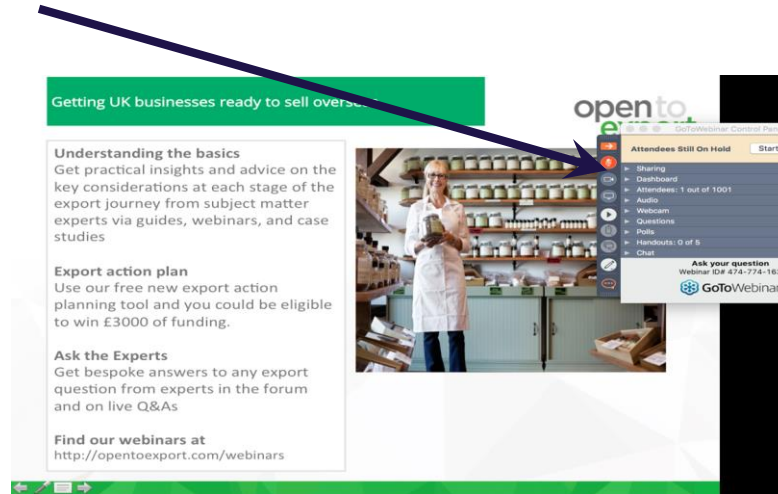
- Impact of the end of transition on other authorisations
- UK is no longer a member of the European Union
 - Check wording on authorisations
 - Identify any ambiguity or lack of clarity
 - Decide whether or how to address them
 - Historical ITAR “Agreements”

On-line training offer

- Partnership with Content Enablers
- Trade compliance practitioner certification series for UK practitioners
- Compliance 2020 and 2021 webinars and events
- Introductory offer:
 - Foundations of US export compliance for UK practitioners course
 - Free for the first 30 days
 - Access to 11 on-demand 'Compliance 2020' webinars and the 'Compliance 2021 Kickoff'
 - <https://ioe.trade-compliance.courses/trade-compliance-practitioner-series>

Questions

Ask your question to our experts using the questions box in your interactive control panel

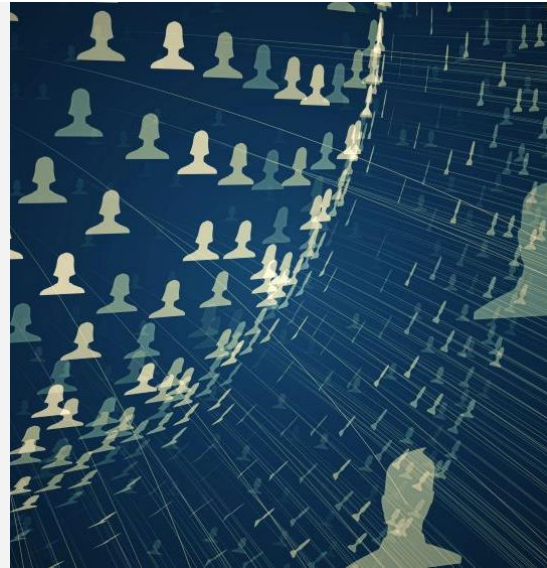


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- *CPD*

<https://www.export.org.uk/page/membership>



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