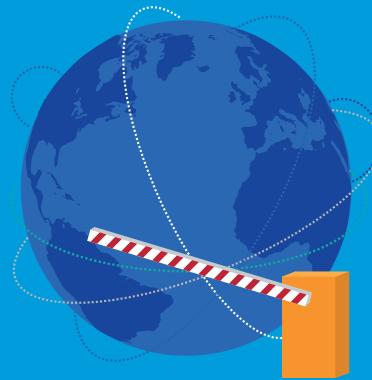


Export Control Readiness Check



Export control regulations are currently in a state of flux, also due to current policy decisions. At the same time compliance requirements are being ratcheted up. Both demand effective export control processes. Our Export Control Readiness Check gives you a rapid initial overview of potential recommendations for processes and action.

Your challenge

In our experience, many businesses link compliance requirements in respect of export controls often only to supplies to third countries. This is a common misconception as these requirements also apply to EU supplies of goods that are subject to approval. This especially covers dual-use goods: meaning that goods with civilian and military applications may be traded within the EU only with a transfer licence. This, for instance, includes goods for joint strategic surveillance or goods with cryptanalytic features. Software transfers must also be screened: would you have realised that the employee holidaying in Cuba who updates their mobile phone software might be violating US sanctions? And how can you ensure that cloud-based software is not downloaded in restricted countries? Other things to take into account are „blacklists“ of people and organisations all the way through to official approval requirements for supplies to sensitive countries.

On 30 June 2019, the European Commission published a recommendation for companies' internal dual-use trade controls (Commission recommendation (EU) 2019/1318) and thereby increased legal requirements. One thing is clear: appropriately designing the processes and controls is a demanding task, and may also affect your business. If you ask the right questions at an early stage, necessary measures can be taken. This is where our Export Control Readiness Check can help you out.

Our service – your benefits

The key elements of our Export Control Readiness Check are a kick-off call and a subsequent half-day workshop (online or on site). Our experts explain the requirements concerning export controls, showing you which rules apply to your business and what requirements follow from this. To allow a proper focus on the specific circumstances of your business, our experts will inspect your compliance documents and processes relevant to export control legislation in advance, the scope of which will be discussed in the kick-off call. Subsequent to the workshop, you will receive a short report with a description of the current situation and your current risks. On the basis of this, our experts will derive company-specific measures.

In this way we can help you to ensure export control compliance at a time of continually changing restrictions, in respect of both countries and goods (including software & technology), and organisations. The workshop also includes a discussion of existing export control processes for software & technology transfer.



Well-equipped to meet your needs

With our cross-functional team of foreign trade law^(a) and customs experts, we are available for your queries relating to foreign trade and export controls. Having provided advice to a number of businesses of diverse sizes, we not only have wide-ranging experience in the operational implementation of export control legislation but are also very familiar with the interfaces between customs and foreign trade legislation.

Please do not hesitate to contact us regarding your issues – from assessing an individual case through to non-binding initial information free of charge. Please get in touch.

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^(a) Legal services are provided by KPMG Law Rechtsanwaltsgesellschaft mbH.