



# Defence Export Controls guidance for Team Defence Australia industry delegates

Are you registered with Defence Export Controls?

All companies wishing to participate in a Team Defence Australia industry delegation must be registered with Defence Export Controls (DEC). Companies must provide their Defence Export Control System (DECS) Client Registration Number (DCRN) with their Team Defence Australia expression of interest. If you do not have a DCRN number, register with DEC to obtain one.

Register with Defence Export Controls | Business & Industry | Exports | Department of Defence

#### DEC contact information:

1800 661 066 – 8.30am to 4.30pm Monday to Friday (AEST / AEDT) ExportControls@defence.gov.au

Are you taking goods, software or technology to the tradeshow?

DEC regulates the physical export and intangible supply (by electronic means) of military and dualuse goods and technology.

Is what I'm taking to the tradeshow export controlled?

For tradeshows, DEC are typically asked to assess "marketing material", "goods" and "models" – a brief summary of these description is provided below.

The temporary export of controlled goods, software and technology for the purposes of exhibition and demonstration will require a permit.

If your goods are controlled, or if you are unsure, please submit an export application with DEC.

Assess & apply | Business & Industry | Exports | Department of Defence

#### Marketing Material

Generally marketing material is not controlled and therefore does not require a permit. The export of marketing material will required a permit if it contains information that meets the "technology" threshold as defined in the Defence and Strategic Goods List (DSGL). "Technology" is defined in the DSGL as specific information "required" for the "development", "production", or "use" of a product. For example, if the marketing material contains geometric or assembly information, i.e. as shown on an engineering drawing, it may meet the control threshold for technology and you should seek advice from DEC.

Please consult the DSGL (<u>Defence and Strategic Goods List 2021 (legislation.gov.au)</u> for additional information regarding how "technology" is defined.





## Goods, software and technology

DEC regulates a wide variety of items – see **Annex A** for broad descriptions of what is captured within each DSGL category.

For specific details within each category please consult the DSGL (<u>Defence and Strategic Goods List 2021</u> (<u>legislation.gov.au</u>)).

### *Models of controlled goods*

In some instances, models representing goods controlled in the DSGL will require a permit to export.

Your models may be controlled if any of the following are true:

- The model is of a firearm or man-portable weapon.
- The model has parts or components from the genuine article.
- The model is made from the same materials as the genuine article.
- The model is used for simulating military scenarios or training.
- The model could be used in the development, production, or use of a controlled good.
- The model is to scale or dimensionally accurate, and this information is not in the public domain.

If you believe the model you are taking meets any of the conditions above, or you are unsure, please submit a permit application to DEC.

Do I need a permit if I am travelling with DSGL controlled technology?

If you travel overseas with a laptop and/or storage device containing DSGL controlled technology, or you have access to DSGL technology while overseas via a cloud server, you *do not* require a permit unless your intention is to show the DSGL technology to another person whilst overseas. Supply occurs when a person in Australia sends or provides access to DSGL software or technology to another person outside of Australia. Supply must occur from one person to another, and you cannot supply to yourself.

Please consult the DEC website for more information on travelling and working overseas scenarios - Travelling and working overseas scenarios | Business & Industry | Exports | Department of Defence





Annex A: Broad descriptions of Defence and Strategic Goods List (DSGL) categories.

	PART 1: MUNITIONS LIST
ML1	Smooth bore weapons calibre <20mm; Other weapons calibre $\leq$ 12.7mm (calibre 0.50 inches); Components and accessories.
ML2	Smooth bore weapons >20mm; Other weapons calibre > 12.7mm (calibre 0.50 inches); Components and accessories
ML3	Ammunition and components for ML1, ML2 & ML12, Fuze settings for ML3
ML4	Bombs, torpedoes, rockets, missiles, other explosive devices and charges, components and accessories; Equipment for launching, deploying, decoying, disruption, detection and jamming
ML5	Fire control systems, components and accessories and their countermeasure equipment; Radar, surveillance, tracking systems, and their countermeasure equipment
ML6	Ground vehicles and components
ML7	Chemical or biological toxic agents, "riot control agents", radioactive materials, related equipment, components and materials
ML8	Energetic materials (explosives & chemicals) and related substances
ML9	Vessels of war, special naval equipment, accessories, components and other surface vessels
ML10	Aircraft, unmanned airborne vehicles, aero-engines and aircraft equipment, and related equipment and components
ML11	Electronic equipment not specified elsewhere on the Munitions List specially designed for military use and components
ML12	High velocity kinetic energy weapon systems and related equipment and components
ML13	Armour plate, helmets, body armour and components
ML14	Simulators and training equipment; Components and accessories
ML15	Imaging or countermeasure equipment, infrared, thermal imaging, image intensifier equipment and cameras; Components and accessories
ML16	Forgings, castings and other unfinished products specially designed for any items specified by ML1 - ML4, ML6, ML9, ML10, ML12 or ML19
ML17	Miscellaneous goods, including diving equipment, robots, ferries, containers specially designed or modified for military use, goods treated for or providing signature suppression
ML18	Production and test equipment and components
ML19	Directed energy weapon systems, countermeasure and related equipment and test models (e.g. lasers and particle beam systems)
ML20	Cryogenic and superconductive equipment and specially designed components and accessories
ML21	Software for listed goods (Software specially designed for military use, systems or in relation to other weapons (conventional, nuclear, chemical or biological))
ML22	Technology for listed goods (Technology required for small arms (including reproductions of antique small arms))

ML901- Non-military lethal goods (firearms, ammunition, accessories, energetic materials, detonators not covered elsewhere)

## **PART 2: DUAL-USE LIST**

- **Cat 0 Nuclear Materials, Facilities and Equipment** (Nuclear reactors, gas centrifuges, highstrength metals, equipment and materials especially designed for nuclear use).
- **Cat 1 Materials, Chemicals, Microorganisms and Toxins** (Protective and detection equipment, body armour, precursor chemicals, toxins, casings, pump bodies, impellers and rotors, viruses, bacteria, protective and detection equipment, radiation shielding windows and metal powder production equipment).
- **Cat 2 Materials Processing** (Machine tools for milling, computer numerical controlled machines and components; reaction vessels or reactors, agitators, storage tanks, containers, distillation or absorption columns, valves, multi-walled piping, multiple seal or seal-less pumps, crucibles, robots, vibration test systems, vacuum pumps, chemical processing and handling equipment).
- **Cat 3 Electronics** (Microwave components, acoustic wave devices, high-energy devices, switching devices, detonators, certain integrated circuits, spectrometers electronic detonators, integrated circuits, microwave power modules and mass spectrometers).
- **Cat 4 Computers** (High-performance computers, related electronic assemblies and other specially-designed components, radiation hardened computers, neural and optical computers and related equipment).
- **Cat 5 Telecommunications and Information Security** (Part 1 Telecommunications. Telecommunications systems, optical fibre cables, radio equipment, jamming equipment, and telemetry and telecontrol equipment. Part 2 Information Security (Cryptography). Cryptographic equipment and communications cables systems).
- **Cat 6 Sensors and Lasers** (Marine acoustic systems, hydrophones, high-speed cameras, optical mirrors and lasers, imaging cameras and magnetometers).
- **Cat 7 Navigation and Avionics** (Gyros, accelerometers, inertial navigation systems, flight control systems, equipment used in oceanographic and hydrographic surveying, encrypted global positioning systems).
- **Cat 8 Marine** (Submersible vehicles, underwater vision systems, photographic still cameras, remotely controlled manipulators, noise reduction systems and air independent power systems).
- **Cat 9 Aerospace and Propulsion** (Aero and marine gas turbine engines, liquid rocket propulsion systems, unmanned aerial vehicles, hybrid rocket motors, missiles, re-entry vehicles, UAVs, rocket motors, ramjet engines, sounding rockets and acoustic vibration test equipment).

Note: Each category has the following divisions: A (Systems, equipment and components); B (Test, inspection and production equipment; C (Materials); D (Software); and E (Technology)