

Table of Contents

Legal Authority for the Export Administration Regulations

Part 730 General Information

- 730.1 What these regulations cover
- 730.2 Statutory authority
- 730.3 Dual use and other types of items subject to the EAR
- 730.4 Other control agencies and departments
- 730.5 Coverage of more than exports
- 730.6 Control purposes
- 730.7 License requirements and exceptions
- 730.8 How to proceed and where to get help
- 730.9 Organization of the Bureau of Industry and Security
- 730.10 Advisory information
- Supplement No. 1 to Part 730; Information Collection Requirements Under the Paperwork Reduction Act: OMB Control Numbers
- Supplement No. 2 to Part 730; Technical Advisory Committees
- Supplement No. 3 to Part 730; Other U.S. Government Departments and Agencies with Export Control Responsibilities

Part 732 Steps For Using the EAR

- 732.1 Steps overview
- 732.2 Steps regarding scope of the EAR
- 732.3 Steps regarding the ten general prohibitions
- 732.4 Steps regarding License Exceptions
- 732.5 Steps regarding Electronic Export information (EEI) requirements, Destination Control Statements, and Recordkeeping
- 732.6 Steps for other requirements
- Supplement No. 1 to Part 732; Decision Tree
- Supplement No. 2 to Part 732; Subject to the EAR?
- Supplement No. 3 to Part 732; BIS's "Know Your Customer" Guidance and Red Flags

Part 734 Scope of the Export Administration Regulations

- 734.1 Introduction
- 734.2 Subject to the EAR
- 734.3 Items subject to the EAR
- 734.4 *De minimis* U.S. content
- 734.5 Activities of U.S. and foreign persons subject to the EAR
- 734.6 Assistance available from BIS for determining licensing and other requirements
- 734.7 Published
- 734.8 "Technology" or "software" that arises during, or results from, fundamental research
- 734.9 [Reserved]
- 734.10 Patents
- 734.11 [Reserved]
- 734.12 Effect on foreign laws and regulations
- 734.13 Export
- 734.14 Reexport
- 734.15 Release

734.16	Transfer (in-country)
734.17	Export of encryption source code and object code software
734.18	Activities that are not exports, reexports, or transfers
734.19	Transfer of access information
734.20	Activities that are not deemed reexports
	Supplement No. 1 to Part 734; [Reserved]
	Supplement No. 2 to Part 734; Guidelines for <i>De Minimis</i> Rules

Part 736 General Prohibitions

736.1	Introduction
736.2	General prohibitions and determination of applicability
	Supplement No. 1 to Part 736; General Orders
	Supplement No. 2 to Part 736; Administrative Orders

Part 738 Commerce Control List Overview and the Country Chart

738.1	Introduction
738.2	Commerce Control List (CCL) structure
738.3	Commerce Country Chart structure
738.4	Determining whether a license is required
	Supplement No. 1 to Part 738; Commerce Country Chart

Part 740 License Exceptions

740.1	Introduction
740.2	Restrictions on all License Exceptions
740.3	Shipments of limited value (LVS)
740.4	Shipments to Country Group B countries (GBS)
740.5	Civil end-users (CIV)
740.6	Technology and software under restriction (TSR)
740.7	Computers (APP)
740.8	[RESERVED]
740.9	Temporary imports, exports, reexports, and transfers (in-country) (TMP)
740.10	Servicing and replacement of parts and equipment (RPL)
740.11	Governments, international organizations, international inspections under the Chemical Weapons Convention, and the international space station (GOV)
740.12	Gift parcels and humanitarian donations (GFT)
740.13	Technology and software - unrestricted (TSU)
740.14	Baggage (BAG)
740.15	Aircraft, vessels and spacecraft (AVS)
740.16	Additional permissive reexports (APR)
740.17	Encryption commodities, software, and technology (ENC)
740.18	Agricultural commodities (AGR)
740.19	Consumer Communications Devices (CCD)
740.20	License Exception Strategic Trade Authorization (STA).
740.21	Support for the Cuban People (SCP).
	Supplement No. 1 to Part 740; Country Groups
	Supplement No. 2 to Part 740; Items that may be Donated to Meet Basic Human Needs Under the Humanitarian License Exception
	Supplement No. 3 to Part 740; License Exception ENC Favorable Treatment Countries

Part 742 Control Policy – CCL Based Controls

742.1	Introduction
-------	--------------

742.2	Proliferation of chemical and biological weapons
742.3	Nuclear nonproliferation
742.4	National security
742.5	Missile technology
742.6	Regional stability
742.7	Crime control and detection
742.8	Anti-Terrorism: Iran
742.9	Anti-Terrorism: Syria
742.10	Anti-Terrorism: Sudan
742.11	Specially designed implements of torture, thumbscrews, and handcuffs; and parts and accessories, n.e.s.
742.12	[RESERVED]
742.13	Communications intercepting devices; software and technology for communication interception devices
742.14	Significant items: Hot section technology for the development, production or overhaul of commercial aircraft engines, components, and systems
742.15	Encryption items
742.16	[RESERVED]
742.17	Exports of firearms to OAS member countries
742.18	Chemical Weapons Convention (CWC or Convention)
742.19	Anti-terrorism: North Korea
	Supplement No. 1 to Part 742; Nonproliferation of Chemical and Biological Weapons
	Supplement No. 2 to Part 742; Anti-terrorism Controls: North Korea, Syria and Sudan Contract Sanctity Dates and Related Policies
	Supplement No. 3 to Part 742; [RESERVED]
	Supplement No. 4 to Part 742; [RESERVED]
	Supplement No. 5 to Part 742; [RESERVED]
	Supplement No. 6 to Part 742; Technical Questionnaire for Encryption and Other “Information Security” Items
	Supplement No. 7 to Part 742; Description of Major Weapons Systems
	Supplement No. 8 to Part 742; Self-classification Report for Encryption Items

Part 743 Special Reporting and Notification

743.1	Wassenaar Arrangement
743.2	High performance computers: post shipment verification reporting
743.3	Thermal imaging camera reporting
743.4	Conventional arms reporting
743.5	Prior notifications to Congress of Exports of “600 Series Major Defense Equipment”
	Supplement No. 1 to Part 743; Wassenaar Arrangement Participating States

Part 744 Control Policy: End-user and End-use Based

744.1	General provisions
744.2	Restrictions on certain nuclear end-uses
744.3	Restrictions on certain rocket systems (including ballistic missile systems and space launch vehicles and sounding rockets) and unmanned air vehicles (including cruise missile systems, target drones and reconnaissance drones) end-uses
744.4	Restrictions on certain chemical and biological weapons end-uses
744.5	Restrictions on certain maritime nuclear propulsion end-uses
744.6	Restrictions on certain activities of U.S. persons
744.7	Restrictions on certain exports to and for the use of certain foreign vessels or aircraft
744.8	Restrictions on exports and reexports to persons designated pursuant to Executive Order 13382 – Blocking Property of Weapons of Mass Destruction Proliferators and Their Supporters

744.9	Restrictions on certain exports and reexports of cameras controlled by ECCNs 6A003.b.3, 6A003.b.4.b, or 6A003.b.4.c
744.10	Restrictions on certain entities in Russia
744.11	License requirements that apply to entities acting contrary to national security or foreign policy interests of the United States
744.12	Restrictions on exports and reexports to persons designated in or pursuant to Executive Order 13224 (Specially Designated Global Terrorist) (SDGT)
744.13	Restrictions on exports and reexports to persons designated pursuant to Executive Order 12947 (Specially Designated Terrorists) (SDT)
744.14	Restrictions on exports and reexports to designated Foreign Terrorist Organizations (FTOs)
744.15	Restrictions on exports, reexports and transfers (in-country) to persons listed on the Unverified List
744.16	Entity List
744.17	Restrictions on certain exports, reexports and transfers (in-country) of microprocessors and associated “software” and “technology” for ‘military end uses’ and to ‘military end users’
744.18	Restrictions on exports, reexports, and transfers to persons designated in or pursuant to Executive Order 13315
744.19	Licensing policy regarding persons sanctioned pursuant to specified statutes
744.20	License requirements that apply to certain sanctioned entities
744.21	Restrictions on certain military end-uses in the People's Republic of China (PRC).
744.22	Restrictions on exports, reexports and transfers to persons whose property and interests in property are blocked pursuant to Executive Orders 13310, 13448 or 13464
	Supplement No. 1 to Part 744; Military End-use Examples for §744.17
	Supplement No. 2 to Part 744; List of Items Subject to the Military End-use License Requirement of §744.21
	Supplement No. 3 to Part 744; Countries Not Subject to Certain Nuclear End-use Restrictions in §744.2(a)
	Supplement No. 4 to Part 744; Entity List
	Supplement No. 5 to Part 744; Procedures for End-User Review Committee Entity List Decisions
	Supplement No. 6 to Part 744; Unverified List

Part 745 Chemical Weapons Convention Requirements

745.1	Advance notification and annual report of all exports of Schedule 1 chemicals to other States Parties
745.2	End-Use Certificate reporting requirements under the Chemical Weapons Convention
	Supplement No. 1 to Part 745; Schedules of Chemicals
	Supplement No. 2 to Part 745; States Parties to the Convention on the Prohibition of the Development, Production, Stockpiling, and Use of Chemical Weapons and on Their Destruction
	Supplement No. 3 to Part 745; Foreign Authorized Agencies Responsible for Issuing End-Use Certificates Pursuant to §745.2

Part 746 Embargoes and Other Special Controls

746.1	Introduction
746.2	Cuba
746.3	Iraq
746.4	North Korea
746.5	Russian industry sector sanctions
746.6	[RESERVED]
746.7	Iran
746.8	[RESERVED]
746.9	Syria

Supplement No. 1 to Part 746; Examples of Luxury Goods
 Supplement No. 2 to Part 746; Russian Industry Sector Sanction List

Part 747 [RESERVED]

Part 748 Applications (Classification, Advisory, and License) and Documentation

- 748.1 General provisions
- 748.2 Obtaining forms; mailing addresses
- 748.3 Classification Requests and Advisory Opinions
- 748.4 Basic guidance related to applying for a license
- 748.5 Parties to the transaction
- 748.6 General instructions for license applications
- 748.7 Registering for electronic submission of license applications and related documents
- 748.8 Unique license application and submission requirements
- 748.9 Support documents for evaluation of foreign parties in license applications and/or for promoting compliance with license requirements
- 748.10 People's Republic of China (PRC) End User Statement
- 748.11 Statement by Ultimate Consignee and Purchaser
- 748.12 Firearms Convention (FC) Import Certificate
- 748.13 Hong Kong Import and Export Licenses
- 748.14 Granting of exceptions to the support document requirements
- 748.15 Authorization Validated End-user (VEU)
- Supplement No. 1 to Part 748; BIS-748P; BIS-748P-A: Item Appendix, and BIS-748P-B: End-User Appendix; Multipurpose Application Instructions
- Supplement No. 2 to Part 748; Unique Application and Submission Requirements
- Supplement No. 3 to Part 748; Statement by Ultimate Consignee and Purchaser Content Requirements
- Supplement No. 4 to Part 748; [RESERVED]
- Supplement No. 5 to Part 748; U.S. Import Certificate and Delivery Verification Procedure
- Supplement No. 6 to Part 748; Authorities issuing Import Certificates under the Firearms Convention [RESERVED]
- Supplement No. 7 to Part 748; Authorization Validated End-user (VEU): List of Validated End-Users, Respective Eligible Items for export, reexport and transfer, and Eligible Destinations
- Supplement No. 8 to Part 748; Information Required in Requests for Validated End-User (VEU) Authorization
- Supplement No. 9 to Part 748; End-User Review Committee Procedures

Part 750 Application Processing, Issuance, and/or Denial

- 750.1 Scope
- 750.2 Processing of Classification Requests and Advisory Opinions
- 750.3 Review of license applications by BIS and other government agencies and departments
- 750.4 Procedures for processing license applications
- 750.5 [RESERVED]
- 750.6 Denial of license applications
- 750.7 Issuance of licenses
- 750.8 Revocation or suspension of licenses
- 750.9 Duplicate licenses
- 750.10 Transfer of licenses for exports
- 750.11 Shipping tolerances

Part 752 [RESERVED]

Part 754	Short Supply Controls
754.1	Introduction
754.2	Crude oil
754.3	Petroleum products not including crude oil
754.4	Unprocessed western red cedar
754.5	Horses for export by sea
754.6	Registration of U.S. agricultural commodities for exemption from short supply limitations on export
754.7	Petitions for the imposition of monitoring or controls on recyclable metallic materials; Public hearings
	Supplement No. 1 to Part 754; Crude Petroleum and Petroleum Products
	Supplement No. 2 to Part 754; Unprocessed Western Red Cedar
	Supplement No. 3 to Part 754; Statutory Provisions Dealing with Exports of Crude Oil
Part 756	Appeals
756.1	Introduction
756.2	Appeal from an administrative action
Part 758	Export Clearance Requirements
758.1	The Electronic Export Information (EEI) filing to the Automated Export System (AES)
758.2	Automated Export System (AES)
758.3	Responsibilities of parties to the transaction
758.4	Use of export license
758.5	Conformity of documents and unloading of items
758.6	Destination control statement and other information furnished to consignees
758.7	Authority of the Office of Export Enforcement, the Bureau of Industry and Security, Customs offices and Postmasters in clearing shipments
758.8	Return or unloading of cargo at direction of BIS, the Office of Export Enforcement or Customs Service
758.9	Other applicable laws and regulations
Part 760	Restrictive Trade Practices or Boycotts
760.1	Definitions
760.2	Prohibitions
760.3	Exception to prohibitions
760.4	Evasion
760.5	Reporting requirements
	Supplement Nos. 1-16; Interpretations
Part 762	Recordkeeping
762.1	Scope
762.2	Records to be retained
762.3	Records exempt from recordkeeping requirements
762.4	Original records required
762.5	Reproduction of original records
762.6	Period of retention
762.7	Producing and inspecting records
Part 764	Enforcement and Protective Measures
764.1	Introduction
764.2	Violations

764.3	Sanctions
764.4	Reporting of violations
764.5	Voluntary self-disclosure
764.6	Protective administrative measures
764.7	Activities involving items that may have been illegally exported or reexported to Libya
764.8	Voluntary self-disclosures for boycott provisions
	Supplement No. 1 to Part 764; Standard Terms of Orders Denying Export Privileges

Part 766 Administrative Enforcement Proceedings

766.1	Scope
766.2	Definitions
766.3	Institution of administrative enforcement proceedings
766.4	Representation
766.5	Filing and service of papers other than charging letter
766.6	Answer and demand for hearing
766.7	Default
766.8	Summary decision
766.9	Discovery
766.10	Subpoenas
766.11	Matter protected against disclosure
766.12	Prehearing conference
766.13	Hearings
766.14	Interlocutory review of rulings
766.15	Proceeding without a hearing
766.16	Procedural stipulations; extension of time
766.17	Decision of the administrative law judge
766.18	Settlement
766.19	Reopening
766.20	Record for decision and availability of documents
766.21	Appeals
766.22	Review by Under Secretary
766.23	Related persons
766.24	Temporary denials
766.25	Administrative action denying export privileges
	Supplement No. 1 to part 766; Guidance on Charging and Penalty Determinations in Settlement of Administrative Enforcement Cases
	Supplement No. 2 to part 766; Guidance on Charging and Penalty Determinations in Settlement of Administrative Enforcement Cases Involving Antiboycott Matters

Part 768 Foreign Availability Determination Procedures and Criteria

768.1	Introduction
768.2	Foreign availability described
768.3	Foreign availability assessment
768.4	Initiation of an assessment
768.5	Contents of foreign availability submissions and Technical Advisory Committee certifications
768.6	Criteria
768.7	Procedures
768.8	Eligibility of expedited licensing procedures for non-controlled countries
768.9	Appeals of negative foreign availability determinations
768.10	Removal of controls on less sophisticated items
	Supplement No. 1 to Part 768; Evidence of Foreign Availability

Supplement No. 2 to Part 768; Items Eligible for Expedited Licensing Procedures [RESERVED]

Part 770 Interpretations

770.1 Introduction

770.2 Item interpretations

770.3 Interpretations related to exports of technology and software to destinations in Country Group D:1

Part 772 Definitions of Terms

772.1 Definitions of terms as used in the Export Administration Regulations (EAR)

Part 774 The Commerce Control List

774.1 Introduction

774.2 [RESERVED]

Supplement No. 1 to Part 774; The Commerce Control List

Alphabetical Index to the Commerce Control List

Category 0 - Nuclear Materials, Facilities & Equipment (and Miscellaneous Items)

Category 1 - Materials, Chemicals, "Microorganisms", and Toxins

Category 2 - Materials Processing

Category 3 - Electronics

Category 4 - Computers

Category 5 (Part 1) - Telecommunications

Category 5 (Part 2) - Information Security

Category 6 - Sensors and Lasers

Category 7 - Navigation and Avionics

Category 8 - Marine

Category 9 - Aerospace and Propulsion

Supplement No. 2 to Part 774; General Technology and Software Notes

Supplement No. 3 to Part 774; Statements of Understanding

Supplement No. 4 to Part 774; Commerce Control List Order of Review

Supplement No. 5 to Part 774; Items Classified under ECCNs 0A521, 0B521, 0C521, 0D521 and 0E521

Supplement No. 6 to Part 774; Sensitive List

Supplement No. 7 to Part 774; Very Sensitive List