

# Chaudfontaine Newsletter

on dual-use items trade controls



ISSUE #57  
DECEMBER 2024

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## LEGAL DEVELOPMENTS: EUROPEAN UNION

### Commission

On 7 November, the Commission published the Commission Delegated Regulation (EU) 2024/2547 amending the list of dual-use items. Available [here](#).

On 16 October, the Commission published the Recommendation (EU) 2024/2659 on guidelines on the export of cyber-surveillance items under Article 5 of Regulation (EU) 2021/821 of the European Parliament and of the Council. Available [here](#).

### Council

Council Decision (CFSP) 2024/3187 of 16 December 2024 amending Decision 2014/512/CFSP concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine. Available [here](#).

Agendas for the Working Party on Dual-Use Goods meetings: 17 December, available [here](#); 5 November, available [here](#); 8 October, available [here](#).

### The Netherlands

On 18 October, the Dutch Government published the Regulation introducing a permit requirement for the export of products not listed in Annex I to Regulation 2021/821 (emerging technologies). Available [here](#).



## LEGAL DEVELOPMENTS: INTERNATIONAL

### China

On 3 December, China's Ministry of commerce issued a notice concerning strengthening controls on exports of relevant dual-use items to the united states. Available [here](#) (as translated by CSET).

On 19 October, China published the new regulations governing export controls on dual-use items (adopted at the 41st Executive Session of the State Council on 18 September, and taking effect from 1 December 1 2024). Available [here](#).

### South Korea

On 31 October, South Korea published measures strengthening export controls to restrict North Korea's development of ballistic missiles. Available [here](#).

### Switzerland

On 13 December, the Federal Council mandated the EAER to draw up a list of dual-use goods to be added to the existing list in the Goods Control Ordinance by the end of 2025. Available [here](#).

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## United States

On 13 December, the BIS published the order renewing temporary denial of export privileges against two airlines. Available [here](#).

On 5 December, the BIS published foreign-produced direct product rule additions, and refinements to controls for advanced computing and semiconductor manufacturing items. Available [here](#).

On 2 December, the BIS published the rules strengthening export controls to restrict China's capability to produce advanced semiconductors for military applications. Available [here](#) and [here](#).

On 25 November, the BIS published the final rule strengthening restrictions on exports to Pakistan to address diversion concerns. Available [here](#).

On 1 November, the BIS published "Implementation of Additional Export Controls Against Russia and Belarus Under the Export Administration Regulations (EAR); and Clarifications". Available [here](#).

On 23 October, the BIS published the revision to space-related export controls, including addition of license exception commercial space activities. Available [here](#).

On 9 October, BIS issues new guidance to financial institutions on best practices for compliance with the export administration regulations. Available [here](#).

## United Kingdom

On 18 December, the UK ECJU updated the guidance for exporters on open licence returns. Available [here](#).

On 17 December, the UK ECJU published the UK Strategic Export Controls Annual Report for 2023. Available [here](#).

On 17 December, the UK ECJU published the notice on the sentenced for breaches of UK export controls. Available [here](#).

On 12 December, the UK ECJU updated the reports and data on export control licensing. Available [here](#).

On 10 December, the UK ECJU updated the data on Israel export control licensing data, from 7 October 2023 onwards. Available [here](#).

On 5 December, the UK ECJU updated the statutory guidance on Russia sanctions. Available [here](#).

On 3 December, the UK ECJU updated the Guidance on Standard individual export licences (SIELs). Available [here](#).

On 7 October, the UK ECJU published the updated end-user undertaking form which must be completed to comply with standard individual export licence (SIEL) and standard individual trade control licence (SITCL) terms and conditions. Available [here](#).

On 7 October, the UK ECJU updated the Guidance on how to apply for a trade sanctions licence. Available [here](#).

On 7 October, the UK ECJU updated the Guidance for exporting nuclear and related goods to India. Available [here](#).

## Wassenaar Arrangement

Summary of most recent changes to lists, 5 December. Available [here](#).

List of Dual-Use Goods and Technologies & Munitions List, 5 December. Available [here](#).

Statement issued by 2024 Plenary Chair, 5 December. Available [here](#).

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## MEMBERS' WORKS

Enzo Caponetti, "15th package of EU sanctions: EU reaction to Russian invasion of Ukraine (regularly updated)", ESU, 18 December. Available [here](#).

Ana Sánchez Cobaleda, Quentin Michel, Andrea Romano & Veronica Vella, "Working Paper – Export Controls and Universities: Fundamental Elements," December 2024. Available [here](#) (in spanish).

Kolja Brockmann, Dr Mark Bromley and Giovanna Maletta, "Implications of the UN resolutions on 'international cooperation on peaceful uses': Balancing non-proliferation and economic development," 11 December. Available [here](#).

Sylvain Paile-Calvo, Office of Export Control Cooperation – US Department of State, "EU P2P and EXBS partnerships for supporting the implementation of the resolution 1540", 1540 Compass, Issue 03, UNICRI, December 2024, pp. 11-13. Available [here](#).

Mark Bromley and Giovanna Maletta, "Making the most of the EU catch-all control on cyber-surveillance exports," SIPRI, 18 October. Available [here](#).

Kolja Brockmann and Lauriane Héau, "The Expansion of the NewSpace Industry and Missile Technology Proliferation Risks", SIPRI, October. Available [here](#).



## STUDIES AND MORE: ARTICLES, REPORTS, LINKS

"EU Adopts 15th Russia Sanctions Package and Designates Additional Parties Pursuant to Russian 'Hybrid Threat' and Belarus Sanctions," Baker McKenzie, 17 December. Available [here](#).

Barath Harithas and Andreas Schumacher, "Where the Chips Fall: U.S. Export Controls Under the Biden Administration from 2022 to 2024," CSIS, 12 December. Available [here](#).

On 9 December, Switzerland published report on the risks of proliferation financing. Available [here](#).

Brendan Walker-Munro, "A missed opportunity: amending the Defence Trade Controls Act 2012 (Cth) and research security," Journal of Strategic Trade Control, Vol. 2 (December 2024). Available [here](#).

Alisa Yurchenko, "Investigation: Who helped Russians increase production of domestic attack drones despite sanctions", Kyiv Independent, 21 November. Available [here](#).

On 12 November, BIS released the New Edition of "Don't Let This Happen to You!". Available [here](#).

Sandra Erwin, "Space export reforms to march forward amid transition to new administration," Space News, 7 November. Available [here](#).

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Frank Pan and Ivy Tan, “China Published Implementing Regulations under the Export Control Law,” Baker McKenzie, 7 November. Available [here](#).

Nivedita Raju and Sarah Erickson, “Bringing the space–nuclear nexus into multilateral discussions,” SIPRI, 24 October. Available [here](#).

Joop Voetelink, “Repurposing frozen Russian sovereign assets for the support and reconstruction of Ukraine: a legal assessment”, Journal of Strategic Trade Control, Vol. 2, (October 2024). Available [here](#).

Eleanor Hume and Rowan Scarpino, “Sanctions by the Numbers: Comparing the Trump and Biden Administrations’ Sanctions and Export Controls on China,” CNAS, 23 October. Available [here](#).

“Commerce announces series of rules to modernize space-related export controls,” BIS, 17 October. Available [here](#).

“Japan updates Listed Controlled Items to include sensitive items such as quantum computers,” Baker McKenzie, 15 October. Available [here](#).

“G7 Issues Joint Guidance on Preventing Russian Export Control and Sanctions Evasion,” Baker McKenzie, 14 October, Available [here](#).

Paul Esau, “The trojan submarine: AUKUS, Pillar II, and the U.S. ITAR”, Journal of Strategic Trade Control, Vol. 2, (October 2024). Available [here](#).



“Russian hybrid threats: EU agrees first listings in response to destabilising activities against the EU, its member states and partners”, Council of the EU, 16 December. Available [here](#).

“BIS Imposes \$180,000 Mitigated Penalty Against Indium Corporation for 11 Exports of Electronics Manufacturing Components to Russia,” BIS, 16 December. Available [here](#).

“Founder of Iranian Company and his Co-Defendant Also Charged with Violating Export Control Laws in Conspiracy to Procure Sensitive U.S. Technology for Use in IRGC Military Drones”, US DOJ, 16 December. Available [here](#).

“Dutch exports to circumvention-risk countries surge, study finds,” World ECR, 12 December. Available [here](#).

“Export control enforcement ‘transformed’ since Ukraine invasion, BIS says,” World ECR, 12 December. Available [here](#).

“US, allies explore Russia’s exclusion from Wassenaar export control regime,” World ECR, 5 December. Available [here](#).

“Poland detains German citizen for exporting dual-use goods to Russia,” Reuters, 27 November. Available [here](#).

“Founder of U.S. Freight Forwarding Company Pleads Guilty to Conspiring to Illegally Export Goods from the

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United States to Prohibit Chinese Companies,” US DOJ, 22 November. Available [here](#).

“Indian National Charged with Conspiring to Illegally Export U.S. Aviation Components to Russia”, US DOJ, 22 November. Available [here](#).

“Ukrainian National Involved in Scheme to Export Dual-Use High Precision Jig Grinder to Russia Sentenced to 33 Months in Prison,” US DOJ, 13 November. Available [here](#).

“TSMC to suspend production of advanced AI chips for China from Monday”, Reuters, 8 November. Available [here](#).

“Taiwan says machine tool exports to Russia ‘dropped to zero’ after controls,” World ECR, 7 November. Available [here](#).

“US court upholds longer sentence for China tech export professor,” World ECR, 31 October. Available [here](#).

Karen Freifeld, “Exclusive: TSMC told US of chip in Huawei product after TechInsights finding, source says”, Reuters, October 23. Available [here](#).

Stephen Clark, “Biden administration curtails controls on some space-related exports,” Ars Technica, 18 October. Available [here](#).

“TSMC Says It Obeys Export Controls as US Probes Links to Huawei”, Asia Financial, 18 October. Available [here](#).

“UK government launches new streamlined service for export licences,” World ECR, 17 October. Available [here](#).

“Chinese National Pleads Guilty To Illegally Exporting Semiconductor Manufacturing Machine,” U.S. Attorney's Office, 17 October. Available [here](#).

“India becomes second-largest supplier of restricted tech to Russia,” World ECR, 17 October. Available [here](#).

“Chemical Weapons: EU sanctions renewed for an additional year”, Council of the EU Press release, 14 October. Available [here](#).

“Tampere University requests police to investigate suspected sanctions breach,” YLE News, 9 October. Available [here](#).

“Two Russian Nationals Charged For Their Participation In An Illicit Procurement Network That Exported To Russia Sensitive U.S.-Sourced Microelectronics With Military Applications In Violation Of U.S. Export Controls”, US DOJ, 9 October. Available [here](#).

“Russia: New sanctions framework against those responsible for destabilising activities against the EU and its member states,” Council of the EU Press release, 8 October. Available [here](#).

“UK sanctions Russian troops deploying chemical weapons on the battlefield”, UK Gov. Press release, 8 October. Available [here](#).

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## “OF INTEREST”

### ***Dual-use App Assistance – ESU.***

Available [here](#).

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***EU Dual-Use Legislation Inventory*** – ESU, University of Liège. Available [here](#).

### ***EU Partner-to-Partner (P2P) webpage.***

Webpages available [here](#) and [here](#). Newsletters available [here](#).

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***EU Non-Proliferation and Disarmament Consortium***  
EUNPD Newsletter (monthly). Available [here](#).

### ***European Export Control Association for Research Organisations (EECARO)***

Webpage available [here](#).

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***Journal of Strategic Trade Control*** - ESU, University of Liège. Webpage available [here](#).

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***TIM Dual-Use Web Platform*** – Joint Research Centre (European Commission). Available [here](#).