

Chaudfontaine Newsletter

on dual-use items trade controls



ISSUE #60
September 2025

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LEGAL DEVELOPMENTS: EUROPEAN UNION

Commission

On 8 September 2025, the European Commission adopted a delegated regulation to update the EU dual-use export control list in Annex I of Regulation (EU) 2021/821. Available [here](#).

Council

On 18 July, the Council adopted the 18th package of sanctions on Russia's war of aggression against Ukraine (which include dual-use items related measures). Available [here](#).



LEGAL DEVELOPMENTS: INTERNATIONAL

Japan

On 1 September, the Ministry of Economy, Trade and Industry published a draft amendment to the Export Trade Control Order and opened a public consultation, which run until 2 October. Available (in Japanese) [here](#).

Malaysia

On 12 August, Ministry of Investment, Trade and Industry (MITI) issued Directive No. 2/2025, introducing export, transit and transshipment controls on nuclear- and/or missile-usable items. Available [here](#).

On 14 July, MITI issued Directive No. 1/2025, introducing export, transit, and transshipment controls on high-performance AI chips under the Strategic Trade Act 2010. Available [here](#).

Norway

On 19 September, the Ministry of Foreign Affairs published amendments to the Regulations relating to the export of defence-related products, dual-use items, technology and services Available [here](#).

United Kingdom

On 29 July, the UK ECJU updated the end user undertaking (and guidance). Available [here](#).

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United States

On 29 September, BIS issued a new rule expanding the Entity List to include affiliates. Under the rule, any entity at least 50% owned by one or more parties on the Entity List or Military End-User List will automatically be subject to the same restrictions. Available [here](#).

On 16 September, BIS amended the EAR by adding 32 entities to the Entity List. (These entries are listed under the destination of People's Republic of China, India, Iran, Singapore, Taiwan, Turkey, and the United Arab Emirates). Available [here](#).

On 12 September, BIS issued the 'Statement of Licensing Policy for Export, Reexport, and Transfer (In-Country) Applications Related to Belavia – Belarusian Airlines'. Available [here](#).

On 29 August, the Department of Commerce announced that it had closed export controls loophole for foreign-owned semiconductor fabs in China. Participants of the former Validated End-User (VEU) programme will have 120 days from the date of publication of the rule to apply for and obtain export licences. Available [here](#).

On 28 August, BIS published the rule easing licensing requirements for Export Controls on Syria. Available [here](#).

On 19 August, the US President signed into law the act "Maintaining American Superiority by Improving Export Control Transparency Act". This is to require the Secretary of Commerce to report annually to Congress on applications for dual-use export licenses. Available [here](#).

Taiwan

On 16 September, the International Trade Agency announced that it had added 279 entities to its export control list for strategic high-tech goods, based on the prevention of weapons proliferation, compliance with

international sanctions, and other national security considerations. Available (in original language) [here](#).



OFFICIAL POLICY INFORMATION

On 15 September, the Dutch Ministry of Foreign Affairs published the report on the export of dual-use goods as updated to August 2025. Available (in Dutch) [here](#).

On 12 September, the UK ECJU published guidance on exporting nuclear and related goods to India. Available [here](#).

On 8 September, the UK ECJU published the updated End-user and stockist undertaking (EUSU) form guidance. Available [here](#).

In September, the German BAFA published updated guidance on applying for individual export permits. Available (in German) [here](#).

On 28 August, the UK ECJU published data on Israel export control licensing to 31 July 2025. Available [here](#).

On 19 August, the Swiss State Secretariat for Economic Affairs published a fact sheet on machine tools and sanctions. Available [here](#).

On 14 August, the UK ECJU published licensing statistics on strategic export controls for the periods 1 January to 31 March and 1 October to 31 December 2024. These are available respectively [here](#) and [here](#).

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On 14 August, the UK ECUJ published the updated guidance on Open general export licence regarding dual-use items export after exhibition. Available [here](#).

On 3 August, the UK ECUJ published guidance on supplementary weapons of mass destruction end-use controls. Available [here](#).

In August, the German Federal Office for Economic Affairs and Export Control (BAFA) published a handout aimed at academia and research organisations, which complements the BAFA's Export Control and Academia handbook. Available (in German) [here](#).

In August, the EU Sanctions Helpdesk published new guide on ownership and control in EU sanctions compliance. Available [here](#).

On 28 July, the UK ECUJ published updated guidance on transshipment licenses. Available [here](#).

On 27 July, the Netherlands published the annual report on the issuance of permits for military goods, dual-use items and torture related-items. Available (in Dutch) [here](#).

On 14 July, the Directorate General of Foreign Trade published Trade Notice No. 07/2025-26, which provides guidance on internal compliance programmes for dual-use exports and calls for inputs on the draft document to be adopted by industry for the export of dual-use items. Available [here](#).

On 7 July, the UK ECUJ published the updated guidance "Export controls: dual-use items, software and

technology, goods for torture and radioactive sources." Available [here](#).



MEMBERS' WORKS

Ian J Stewart, "Finally a functional regime: the reconvening of the Nuclear Suppliers Group in the 1990s," *Journal of Strategic Trade Control*, Vol. 3, (September 2025). Available [here](#).

Mark Bromley and Giovanna Maletta, "Using export controls to tackle the proliferation and misuse of spyware and cyber-surveillance tools," *Binding Hook*, 30 September 2025. Available [here](#).

Mark Bromley and Giovanna Maletta, "Export Controls and Spyware: Enhancing Oversight, Transparency and Restraint," *SIPRI*, September 2025. Available [here](#).



STUDIES AND MORE: ARTICLES, REPORTS, LINKS

David M. Allison, Stephen Herzog, "Artificial Intelligence and Nuclear Weapons Proliferation: The Technological Arms Race for (In)visibility," *Risk Analysis*, 25 September. Available [here](#).

Alison J. Stafford Powell, "US: What the New White House AI Action Plan and Executive Order Mean for Export Controls," *Baker McKenzie*, 2 August. Available [here](#).

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Cindy Vestergaard et al., “A Critical Juncture: Global Security and the Age of Converging Technologies,” Stimson, 30 July. Available [here](#).

Sebastiaan Bennink, “Netherlands: unilateral export controls as a tool to safeguard national security and foreign policy objectives,” Global Investigations Review, 16 July. Available [here](#).

Aaron Mak, “Why smuggle chips when you can remote in?,” Politico, 3 July. Available [here](#).

Michal Krelina, “Military and Security Dimensions of Quantum Technologies: A Primer,” SIPRI, July. Available [here](#).



“Taiwan pauses chip export controls as South Africa seeks talks,” Taiwan News, 26 September. Available [here](#).

“China sanctions 6 U.S. companies as trade frictions continue,” ABC News, 25 September. Available [here](#).

Ma Tong, “China hits US firms with export controls, unreliable entity list sanctions; move justified under domestic law, international norms: expert,” Global Times, 25 September. Available [here](#).

US Department of Justice (DoJ), “Company Insider Sentenced To 18 Months In Prison For Fraudulently Obtaining Laboratory Research Products For Illegal Export To China,” 9 September. Available [here](#).

“Japan: METI amends provisions under Export Trade Control Order,” RRMA, 1 September. Available [here](#).

US DoJ, “New Jersey Resident Sentenced to 30 Months in Prison for Role in Global Export Control and Sanctions Evasion Scheme,” 18 August. Available [here](#).

US DoJ, “Two Chinese Nationals Arrested on Complaint Alleging they Illegally Shipped to China Sensitive Microchips Used in AI Applications,” 5 August. Available [here](#).

US DoJ, “Wisconsin Business Owner Pleads Guilty to Violating Export Control Reform Act,” (Andrew Pogosyan Illegally Exported Scientific Equipment to Companies in Russia), 29 July. Available [here](#).

US DoJ, “BIS Reaches Administrative Enforcement Settlement with Andritz Inc.,” 29 July. Available [here](#).

US DoJ, “Cadence Design Systems Agrees to Plead Guilty and Pay Over \$140 Million for Unlawfully Exporting Semiconductor Design Tools to a Restricted PRC Military University,” July 28. Available [here](#).

US DoJ, “Cadence Design Systems to Pay \$95 Million Penalty to BIS for Unauthorized Exports to Chinese Entities Tied to Development of Military Supercomputers,” 28 July. Available [here](#).

“Belgian court orders interim halt to military and dual-use exports bound for Israel,” Global Sanctions, 25 July. Available [here](#).

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Bruce J. Linskens and Alexandre Lamy, “US President Set to Sign Export Control Transparency Act Into Law,” Baker McKenzie, 24 July. Available [here](#).

Jowi Morales, “Chinese companies allegedly smuggled in \$1bn worth of Nvidia AI chips in the last three months, despite increasing export controls — some companies are already flaunting future B300 availability,” Tom’s Hardware, 24 July. Available [here](#).

US DoJ, “Engineer Pleads Guilty to Stealing for Chinese Government’s Benefit Trade Secret Technology Designed for Missile Launch and Detection,” 21 July. Available [here](#).

I. Tan, J. Sum, C. Ng, “Malaysia Introduces New Export Control Directive for Advanced AI Chips,” Baker McKenzie, 17 July. Available [here](#).

“Malaysia says trade permit required for AI chips of U.S. origin,” Reuters, 14 July. Available [here](#).

US DoJ, “BIS Reaches Administrative Enforcement Settlement with Alpha and Omega Semiconductor Incorporated,” 2 July. Available [here](#).



“OF INTEREST”

Dual-use App Assistance – ESU.

Available [here](#).

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](#).

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

European Export Control Association for Research Organisations (EECARO)

Webpage available [here](#).

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

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