

Chaudfontaine Newsletter

on dual-use items trade controls



ISSUE #64
September 2026

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LEGAL DEVELOPMENTS: EUROPEAN UNION

Commission

On 14 September 2026, the European Commission adopted a Delegated Regulation updating the EU dual-use export control list in Annex I of Regulation (EU) 2021/821. The updated EU control list enters into force upon publication in the Official Journal after the usual two-month scrutiny period for the Council and the European Parliament. Available [here](#).

On 3 July, the European Commission published an updated compilation of national control lists under Article 9(4) of Regulation (EU) 2021/821 of the European Parliament and of the Council. Available [here](#).

Court of Justice of the EU

On 24 September, the Advocate General at the Court of Justice of the EU has issued her non-binding opinion in Case C-538/25 on the meaning of "dual-use items" in Article 2(1) of the EU dual-use regulation. Available [here](#).



LEGAL DEVELOPMENTS: INTERNATIONAL

China

In August, China added US companies to countermeasure sanctions list & adds additional controls on drone exports to US. Available [here](#).

On 24 July, China announced the addition of 14 EU entities to its Restricted Namelist under China's export control framework. The measure was introduced in response to the EU's 21st package of sanctions against Russia, which included several companies from mainland China and Hong Kong SAR. As a result, Chinese export operators are prohibited from exporting dual-use items to the listed entities, and overseas organizations and individuals are prohibited from transferring or providing China-origin dual-use items to them. Available [here](#). (For the full list of affected entities, refer to the article on Beijing's Export Control in the sections below.)

Thailand

The Ministry of Commerce notification on the designation of dual-use items as goods requiring a licence for export and re-export outside the Kingdom, B.E. 2569 (2026) has entered into force as of 30 July 2026. Available [here](#).

United Kingdom

On 30 September 2026, the Export Control Joint Unit (ECJU) announced updates to its End-User and Stockist Undertaking (EUSU) form, which is used in support of applications for Standard Individual Export Licences (SIELs), Standard Individual Trade Control Licences (SITCLs), and technical assistance licences. Available [here](#).

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On 25 June 2026, the Export Control Joint Unit published an updated Open General Export Licence (OGEL) for the export of dual-use items. Available [here](#).

United States

On 28 August, the BIS revised the Export Administration Regulations (EAR) by easing export controls on certain Unmanned Aerial Vehicles (UAVs or drones) and related parts, components, accessories, attachments, technology, and software. Available [here](#).

On 14 July, the BIS amended the EAR to provide enhanced favorable treatment for the United Arab Emirates (UAE). the UAE has been moved to a more favorable country group, expanding access to license exceptions, including for certain dual-use, advanced computing, and strategic technologies. Available [here](#).



OFFICIAL POLICY INFORMATION

The ECJU updated its guidance on Open General Export Licences (OGELs) on 9 September 2026. Companies using OGELs should review any changes affecting their export activities. Available [here](#).

On 27 August, the UK ECJU published updates on: "Strategic export controls: licensing statistics." Available [here](#).

"National Security Science and Technology Strategy," the White House, 20 August. Available [here](#).

In a notice published on 30 July 2026, HM Revenue & Customs (HMRC) disclosed that Airbus Operations Limited paid a £6.41 million compound settlement for breaches of UK export control regulations. Available [here](#).

On 23 July 2026, the European Commission launched an Open Public Consultation and Call for Evidence on the evaluation of Regulation (EU) 2021/821, with submissions accepted until 15 October 2026. In parallel, it opened a Targeted Consultation for businesses, industry associations, research institutions, and academia, which closed on 11 September 2026. The consultations aim to assess the effectiveness and impact of the EU dual-use export control framework and identify potential areas for improvement. Available [here](#) and [here](#).

Over the past three months, additional information on the implementation of UN Security Council Resolution 1540 has been submitted by Germany, Cambodia, Lithuania, Algeria, Ukraine, Latvia, Portugal, Slovenia, Pakistan, the Republic of Moldova, Bangladesh and Slovakia. Available [here](#).



STUDIES AND MORE: ARTICLES, REPORTS, LINKS

Joe Khawam, "How Export Controls Can—and Cannot—Reduce the Risks of Open-Weight Models," 29 September. Available [here](#).

Brendan Walker-Munro, "Describing a Novel Framework to Replace Dual-Use as a Technological Label," Sci Eng Ethics, 24 September. Available [here](#).

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Sylwia Lis, Alexandra Kumar and Elliot Hecht, “National Security Science and Technology Strategy Highlights Expanded Role for Export Controls, Investment Screening, and Data Security,” 17 September. Available [here](#).

Stephen Herzog, “From proliferation to restraint: a process-based approach to artificial intelligence and weapons of mass destruction,” The Nonproliferation Review, 14 September. Available [here](#).

Narek Nersisyan, “From list-based control to conditional dual-use: firearms, the Wassenaar Arrangement, and the reform of strategic trade control,” Journal of Strategic Trade Control, Vol. 4, (September 2026). Available [here](#).

Yves Melin and Isabel Fressynet, “EU export controls: Advocate General proposes a significant broadening of the catch all clause,” Cattwyk, September. Available [here](#).

Ong Soon Gin, “Mandatory synchronization of export control and tariff classifications under STS Circular No. 2/2024: legal basis, operational implications, and policy significance under Malaysia's Strategic Trade Act 2010,” Journal of Strategic Trade Control, Vol. 4, (August 2026). Available [here](#).

“Beijing's Export Control Counterpunch: 14 EU Entities Added to China's Controlled List,” Geopolitechs, 24 July. Available [here](#).

Sumon Dantiki et al., “United States: Administration Issues New Executive Order on Quantum Innovation,” Baker McKenzie, July 21. Available [here](#).

“Thailand's 2026 Dual-Use Export Controls: Licensing for Category 0 Goods and e-TCWMD Compliance,” 6 July. Available [here](#).



Ashley Pemberton, “Russia 'smuggling in tech disguised as sex toys' to avoid sanctions and boost war effort,” Daily Star, 28 September. Available [here](#).

Anton Shilov, “Leading semiconductor analyst says AMD should be investigated for 'treason' over availability of restricted chips in China, AMD blames diversion of export-controlled RFSoc — \$36,000 radar silicon allegedly quoted at \$1,000 for crowdfunding project,” Tom's Hardware, 24 September. Available [here](#).

“Thailand enhances dual-use items controls to meet emerging challenges,” The Nation, 23 September. Available [here](#).

Donald Pearce, “The Closing of the “Cloud Loophole”: Why Your SaaS Subscriptions May Soon Be Export-Controlled,” Export Compliance Training Institute, 16 September. Available [here](#).

Anniek Bao, “Wealthy Chinese, tech talent confront tighter borders as Beijing widens exit controls,” CNBC, 15 September. Available [here](#).

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Jake Roach, “New US export controls reportedly target Chinese access to remote AI servers — Trump admin's cut-down AI diffusion rule could be shared with industry as soon as September”, Tom's Hardware, 28 August. Available [here](#).

Kai Nicol-Schwarz, “The U.S. banned Nvidia's best chips from going to China. Now it's trying to close a crucial loophole,” CNBC, 19 August. Available [here](#).

“Austrian Court Convicts Cousins in Russian Export Control Violation,” Devdiscourse, 12 August. Available [here](#).

“China detains Japanese businesspeople amid export crackdown,” Asia Today, 11 August. Available [here](#).

Anton Shilov, “US lawmaker wants gov't to enforce regulation to ensure 'chipmakers conduct adequate due diligence on their customers' — House member calls for Biden-era export control to be enforced,” Tom's Hardware, 11 August. Available [here](#).

Huizhong Wu and Kanis Leung, “China Adds Polish University to Export Control List, a First for EU Higher Education,” CASRAI, AP News, 7 August. Available [here](#).

“China announces countermeasures against Washington, including controls on drone exports to the US,” CASRAI, 7 August. Available [here](#).

Antoni Łukasik, “Why Did China Sanction 2 High-Tech Institutions in Poland?,” The Diplomat, 29 July. Available [here](#).

“Estonian National Pleads Guilty to Exporting Electronics for the Benefit of Russian Military,” US DoJ, 23 July. Available [here](#).

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Osmond Chia, “Anthropic says US lifts export ban on its advanced AI tools,” BBC, 1 July. Available [here](#).

“Three major export control bills advance in National Defense Authorization Act, threatening crypto mining chip supply,” Crypto Briefing, 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 EUNPDC Newsletter (monthly). Available [here](#).

European Export Control Association for Research Organisations (EECARO)

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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](#).

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