



## 2020 Update of the EU Control List of Dual-Use Items

On 7 October 2020, the European Commission adopted the annual Delegated Regulation that updates the EU dual-use export control list in Annex I to Regulation (EC) No 428/2009. This brings it in line with the decisions taken within the framework of the international non-proliferation regimes and export control arrangements in 2019 and until end of February 2020 (in order to take into account the decisions taken in the Australia Group in February 2020). The majority of the changes result from amendments agreed at the Wassenaar Arrangement, but important changes also reflect the decisions taken in the Australia Group in February 2020.

The main changes resulting from amendments at the Wassenaar Agreement include the following:

- New decontrol note for certain carbon "fibrous or filamentary materials" (1A002 – Note 5)
- Replacement of national equivalents with "equivalent standards" (1A005.b.)
- Amendment to control entry for planar absorbers made of sintered ferrite (1C001.a – Note 1.d.2.)
- Amendment to control entry for metal alloys (1C002 – Technical Note 3)
- Amendment to control entry for fluids and lubricating materials (1C006.d.)
- Amendment to control entry for anti-friction bearings and bearing systems (2A001)
- Addition of a New Note to control entry for machine tools equipped with electronic devices for "numerical control" (2B001 – Note 4)
- Amendment to control entry for simulation software (3D003) and new Technical Note for local definition of 'computation lithography' (Technical Note & Note)
- New local definition of 'floating-point' and 'fixed-point' for technology for the development or production of microprocessor microcircuits (3E002.a., .b., .c. – Technical Notes 1 & 2)
- New entry for certain "software" specially designed for monitoring or analysis by law enforcement (5D001.e.1., .2.) including new Technical Notes 1 & 2 and related decontrol note
- Amendment to control entry for Information security system to refer to secure "cryptographic activation" (5A002.a.)
- Amendment to decontrol note for information security system in order to include gateways (5A002.a. – Note 2.h.)
- New entry for systems, equipment and components for defeating, weakening or bypassing "information security" (5A004.b.1. - .2.) accompanied with a Technical Note and decontrol notes Note 1 and Note 2
- Amendment to entries 5D002.a.3. and 5D002.c.3. to include new sub-paras
- New decontrol Note for "technology" for information security system (5E002.a.–Note)
- Amendment to control entry for space qualified components for optical system (6A004.c.4)
- Amendments to control entry for some lasers (6A005.a.1. - .2.a.)
- New entry for "sub-orbital craft" (9A004.h.)
- New local definition for 'combined cycle engines' (9A011 – Technical Note)
- Amendment to control entry for 'fan blades' including new sub-paras (9E003.a.11.a. - .b.) and a new local definition of 'fan blades' (Technical note to 9E003.a.11.a)

Some changes result from amendments and new controls agreed at the Australia Group, including:

- New entry for 24 chemicals, including Novichok nerve agent precursors (1C350.66. to 1C350.89)

- Amendment to decontrol note for chemical mixtures (1C350 – Note 3)
- New entry for Middle East Respiratory Syndrome-related coronavirus (MERS-related coronavirus – 1C351.a.59)
- Amendments to control entries for valves and components (2B350.g.1.a. - .2.a.) and new Technical Note on Nominal size and Nominal Pipe Size of such items
- New Technical Note for cultivation chamber holding devices (2B352.b. – Technical Note 2)

Some changes result from amendments agreed at the Missile Technology Control Regime, including:

- New local definition for 'CEP' and new Technical Note for 'CEP' (7A103.c. – Technical Note 2)
- Amendment to control entry 7A117 and related Technical Note ('Circle of Equal Probability' being replaced by 'CEP' (Circular Error Probable of Circle of Equal Probability)
- Amendment to entry for turbojet and turbofan engines (9A101.a.1. - .a.2.) and new Technical Note for clarification on determination of specific fuel consumption (9A101.a. – Technical Note 2)
- Amendment to control entry for test benches or test stands (9B117).

Other changes were substantially editorial changes made to bring Annex I controls in line with Regime controls and changes for the correction of minor errors.

Subject to the Council and the European Parliament raising no objections within a period of 2 months, the Commission Delegated Regulation is scheduled for publication in the *Official Journal of the European Union* on 14 December 2020 and will enter into force on the day following that of its publication.

[The 2020 Commission Delegated Regulation](#)

[The Comprehensive Change Note Summary 2020 provides a detailed overview of all technical changes compared to the 2019 EU Dual-Use Control List across all 10 categories.](#)

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