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Make provision for the regulation of the re-export of military equipment and goods further to their original exportation from the United Kingdom.

BE IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Re-export controls

- (1) The Export Control Act 2002 is amended as follows.
- (2) After section 1 insert—

“1A Re-export controls

- (1) The Secretary of State shall by order make provision for or in connection with the imposition of re-export controls in relation to goods of any description. 5
- (2) For this purpose “re-export controls” means the prohibition or regulation of the further exportation, subsequent to the original exportation of those goods from the United Kingdom, of any goods subject to export controls. 10
- (3) An order under subsection (1) must, in particular, specify—
 - (a) that all export licensing documentation should include a requirement that the exported goods may not be re-exported without express written permission from the licensing authority; and 15
 - (b) that permission for the re-exportation of goods cannot be given unless full details are provided about the future destination, end-user and end-use of the goods.
- (4) Goods may be described in the order wholly or partly by reference to the uses to which the goods, or any information recorded on or derived from them, may be put. 20
- (5) The power to impose re-export controls is subject to section 5.

- (6) The Secretary of State may by order make provision in connection with any controls that may be imposed by a directly applicable Community provision on the re-exportation of goods.
- (7) For the avoidance of doubt, re-export controls may apply in relation to the removal from the original export destination from the United Kingdom of vehicles, vessels and aircraft (as an exportation of goods), whether or not they are moving under their own power or carrying goods or passengers.” 5
- (3) In section 5(1), after “export controls” insert “, re-export controls”.
- (4) After section 5(4) insert – 10
- “(4A) Re-export controls may be imposed in relation to any description of goods within one or more of the categories specified in the Schedule for such controls.”
- (5) In section 11, in the definition of “control order”, after “1(1)” insert “, 1A(1)”.
- (6) In section 11, after the definition of “place” insert – 15
- ““re-export controls” has the meaning given in section 1A(2)”.
- (7) In section 13(5) after “1” insert “, 1A”.
- (8) In paragraph 1(1) of the Schedule, after “Export controls” insert “, re-export controls”.
- (9) In paragraph 2(1) of the Schedule, after “Export controls” insert “and re-export controls”. 20
- 2 Short title, etc.**
- (1) An order under section 1A(1) of the Export Control Act 2002, as inserted by this Act, must come into force no later than two years after the day on which this Act is passed. 25
- (2) This Act may be cited as the Re-Export Controls Act 2011.

Re-Export Controls Bill [HL]

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Brought from the Lords, 12 January 2011.

*Ordered, by The House of Commons,
to be Printed, 27 January 2011.*

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LONDON – THE STATIONERY OFFICE LIMITED
Printed in the United Kingdom by
The Stationery Office Limited
£x.xx

Bill 138

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