

The United States Department of Commerce regulates exports and reexports of “dual-use” items, i.e., goods, software and technologies with commercial and proliferation/military application, through its Export Administration Regulations (EAR). This fact sheet provides an overview of these regulations and the export licensing requirements that may apply to nLIGHT’s products, but should not be construed to be legal advice.

Useful Resources

General information: <http://www.bis.doc.gov/>

Re-exports: <http://www.bis.doc.gov/index.php/licensing/reexports-and-offshore-transactions>

Export Administration Regulations: <http://www.bis.doc.gov/policiesandregulations/ear/index.htm>

Commerce Country Chart: http://www.bis.doc.gov/index.php/forms-documents/doc_download/14-commerce-country-chart

Commerce Country Groups: http://www.bis.doc.gov/index.php/forms-documents/doc_download/944-740-sup-1

Consolidated Screening List: http://export.gov/ecr/eg_main_023148.asp

Wassenaar Arrangement: <http://www.wassenaar.org/>

Export Classification and Licensing Determination

Certain nLIGHT products are controlled under an **Export Control Classification Number (ECCN)**.

- **ECCN 6A005:** These products are controlled on the U.S. Commerce Control List and require a license for export (from the US) or re-export (from a foreign destination) to certain countries. Refer to the *Commerce Country Chart* referenced above, under National Security Column 2 (NS2): countries with an “X” in the NS2 column require a license. In some cases a license exception may be applicable.
- **ECCN 6A995:** These products are controlled on the U.S. Commerce Control List, but may be exported under ECCN 6A995, No License Required (NLR) to all countries except those in Country Group E: 1 (including Iran, North Korea, Sudan and Syria at the time of this publication), unless otherwise prohibited (*).
- **EAR99:** These products are not controlled on the U.S. Commerce Control List, and may be exported under EAR99, No License Required (NLR) to all countries except to Iran, North Korea, Sudan and Syria, unless otherwise prohibited (*).

For re-exports, products should be classified using the **De Minimis Rule** to determine license requirement. <http://www.bis.doc.gov/index.php/2011-09-13-13-22-03>

(*) Export and re-exports to certain end-users or for certain end-uses of concerns are prohibited or subject to licensing. Exporters and re-exporters should screen parties to their transaction against the *Consolidated Screening List* referenced above and determine that the products will not be used in the design, development, production or use of nuclear, chemical or biological weapons or missiles.

Assistance

For further assistance on exporting or re-exporting, please contact the US Department of Commerce:

Washington D.C. 202-482-4811 | Northern Calif. 408-998-8806 | Southern Calif. 949-660-0144

You may also contact nLIGHT’s Trade Compliance Department at TradeCompliance@nLight.net