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STATUTORY INSTRUMENTS

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**2004 No. 3101**

**OVERSEAS TERRITORIES**

The Export of Goods, Transfer of Technology  
and Provision of Technical Assistance  
(Control) (Overseas Territories) Order 2004

Made - - - - 16th December 2004

THE EXPORT OF GOODS, TRANSFER OF TECHNOLOGY  
AND PROVISION OF TECHNICAL ASSISTANCE  
(CONTROL) (OVERSEAS TERRITORIES) ORDER 2004

1. Citation
  2. Extent and interpretation
  3. Extension of Order to territories
  4. Guidance about the exercise of functions under this Order
  5. Application to the Sovereign Base Areas of Akrotiri and Dhekelia of provisions relating to penalties for offences and proceedings
  6. Duty to make available Schedules
  7. European Community matters
  8. Exercise of powers of the Governor
- Signature

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SCHEDULE 1 — TERRITORIES TO WHICH THE ORDER EXTENDS

SCHEDULE 2 — PROVISIONS OF THE EXPORT OF GOODS, TRANSFER OF TECHNOLOGY AND PROVISION OF TECHNICAL ASSISTANCE (CONTROL) ORDER 2003 AS EXTENDED TO THE OVERSEAS TERRITORIES LISTED IN SCHEDULE 1

1. Commencement
2. Interpretation
  - PART I — CONTROL ON THE EXPORT OF GOODS
  3. Export of military and certain other goods
  4. Export of dual-use goods and end-use control
  5. End-use control and goods in transit
  - PART II — CONTROLS ON THE TRANSFER OF TECHNOLOGY

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

6. Electronic transfer of controlled military and certain other technology
7. Electronic transfer of controlled dual-use technology and software and end-use controls
8. Electronic transfer of all software and technology and end-use controls
9. Non-electronic transfer of all software and technology and end-use controls
- PART III — CONTROL ON THE PROVISIONS OF TECHNICAL ASSISTANCE
10. End-use control on technical assistance
- PART IV — EXCEPTIONS TO THE CONTROLS IN PARTS I, II AND III
11. Aircraft, vessels, firearms and ammunition and goods transit
- PART V — LICENCES
12. Licences
13. Registration with the Governor
14. Record keeping and inspection
15. Licence refusals etc. and appeals
- PART VI — GENERAL
16. Offences and penalties
17. Misleading applications for licences
18. Failure to comply with licence conditions
19. Customs powers to require evidence of destination
20. Customs powers
21. Application of customs and excise laws
22. Use and disclosure of information
23. Service of notices
24. Repeals and revocations
25. Transitional arrangements

SCHEDULE 3 — SECTION 9 OF EXPORT CONTROL ACT 2002 AS EXTENDED TO THE OVERSEAS TERRITORIES LISTED IN SCHEDULE 1

SCHEDULE 4 — APPLICATION TO THE SOVEREIGN BASE AREAS OF AKROTIRI AND DHEKELIA OF PROVISIONS RELATING TO PENALTIES FOR OFFENCES AND PROCEEDINGS

1. Any person who commits an offence under paragraph 16(1) or...
2. Any person who commits an offence under paragraph 16(2) of...
3. Any person who commits an offence under paragraph 16(4) or...
4. Any person who commits an offence under paragraph 16(7), 17(1)...
5. Where a body corporate is guilty of an offence under...
6. Proceedings for a misdemeanour under this Order, being an offence...
7. Proceedings against any person for an offence under this Order...
8. No proceedings for an offence under this Order shall be...

Explanatory Note