

## The Export Control (Amendment) Order 2018

### Transposition Note

This Transposition Note, in tabular form, explains how the Export Control (Amendment) Order 2018 (“the 2018 Order”) transposes (EU) Directive 2017/2054 (“the 2017 Directive”) amending Directive 2009/43/EC of the European Parliament and of the Council of 6 May 2009 (“the ICT Directive”). The ICT Directive, as amended, is implemented in the UK by the Export Control Order 2008 (“the 2008 Order”).

The 2017 Directive substitutes a new Annex to the ICT Directive and, to the extent that the new Annex differs from its predecessor, provisions in the 2018 Order amend Schedule 2 to the 2008 Order to reflect the differences.

Provision in Annex to the 2017/ICT Directive	Objectives	Cross-reference in the 2018 Order	Implementation in the 2008 Order
Definition of “adapted for use in war”	Definition deleted	Article 3(2)(a)	Definition of “adapted for use in war” deleted at Definitions section in Schedule 2
Definition of “biological agents”	New Definition	Article 3(2)(b)	New definition of “biological agents” substituted at Definitions section in Schedule 2
Entry ML7	Existing text amended/clarified	Article 3(3)	Substitution of new heading for ML7 in Schedule 2
Entry ML7.a.	Existing text amended/clarified	Article 3(4)	Substitution of new entry ML7.a. in Schedule 2
Entry ML8.a.41.	New entry	Article 3(5)	New entry inserted as ML8.a.41. in Schedule 2
Entry ML8.c.3.	Existing text amended/clarified	Article 3(6)	Substitution of new entry ML8.c.3. in Schedule 2
Entry ML8.h. and Technical Notes	New entry and technical notes for reactive materials	Article 3(8)	New entry and technical notes inserted after entry ML8.g.9. in Schedule 2