

A Guide to Canada's Export Controls

Foreword

General

This publication is a guide to Canada's export controls and has been prepared for the information and guidance of exporters. It does not have the force of law, nor does it cover all goods which may be subject to export controls and which may require export permits.

Basis for Export Controls

The Export and Import Permits Act (EIPA), the Export Control List (ECL) and the Area Control List (ACL) are the mechanisms by which Canada controls exports. The Act authorizes the Government to exercise export controls over natural resources to encourage further processing in Canada, to limit the export of goods in circumstances of surplus supply or depressed prices, to restrict the export of softwood lumber products, to ensure that there is an adequate supply and distribution of any article, to enact intergovernmental arrangements or commitments and to ensure that military or strategic goods are not exported to destinations representing a strategic threat to Canada.

Exports to the United States

Under a bilateral agreement with the United States, the requirement for an export permit to the United States is waived for all goods included in the Export Control List except for all goods included in Group 3 and of Group 4 as well as some goods in Group 5.

Re-export of United States Origin Goods

United States origin goods are controlled for re-export from Canada under Item 5400 of Group 5. Although this means all non-strategic U.S. origin goods require an export permit, exporters may benefit, in most cases, from the provisions of General Export Permit No. Ex. 12. Canadian exporters of U.S. origin goods should be aware that depending upon the nature of the goods and the country of destination, exporters may be required to provide a copy of a U.S. export license or verification that such goods may be exported to the specified country without the U.S. license, prior to issuance of a Canadian export permit. Contact the Export Controls Division for more information.

Area Control List (ACL)

Exporters are advised that even if goods are not identified in any of the ECL Groups in this Guide, export permits are required for the export of all goods to ACL countries. There are currently seven countries on the ACL: Angola, Bosnia-Herzegovina, Croatia, Haiti, Libya, South Africa and Yugoslavia.

How to use the Guide to Canada's Export Controls

This Guide identifies goods and technologies subject to Canadian export controls pursuant to the EIPA.

This Guide is divided into eight (8) Groups of goods and technologies. A non-exhaustive but helpful Index listing goods in all eight Groups follows Group 8. A list of Definitions of terms used in Groups 1, 2 and 3 follows Group 3, Definitions used in Group 4, Part II, Group 6 and Group 7 follow their respective Groups also.

Group 1 - International Industrial List

This Group comprises dual-purpose goods and technologies: that is, goods and technologies that have both civilian and military applications.

Group 2 - International Munitions List

This Group comprises goods and technologies that are specially designed or modified for military purposes.

Group 3 - International Atomic Energy List

This Group includes goods that are nuclear-related.

Group 4 - Nuclear Non-proliferation List

This Group also includes goods that are nuclear-related as well as dual-use, civilian goods that could be used in the proliferation of nuclear weapons or nuclear explosive devices. The goods and technologies described in this Group encompass the Zangger List as well as goods subject to control by the Nuclear Suppliers' Group.