

2. Will be operated in the importing country by a civil end-user who has furnished to the supplier a signed statement certifying that the equipment or systems will be used only for the specific end-use;
- b. Notifies the Committee 30 days before the time of licensing the export under the provisions of this Note. The information to accompany each case will include:
 1. End-use assurances provided by the importer and backed by his national authorities;
 2. Acceptance of on-site inspection of the equipment or system by the member country licensee or his designated representative from a non-proscribed country, if requested by the Government of the exporting country in accordance with its national legislation;
 3. A full description of the equipment or systems to be provided; *and*
 4. The installation site and intended application; *and*
- c. Promptly reports to the Committee evidence of:
 1. Any violation of the conditions of this Note; *or*
 2. Any removal or diversion of the equipment from authorised purposes related to the specific export licence.

3. Governments may permit, as administrative exceptions, the shipment to the People's Republic of China of the following communications, measuring or test equipment:

a. Telecommunications transmission equipment embargoed by 1051.b.1., 1051.b.2. or 1051.b.4., provided:

1. It is intended for general commercial traffic in a civil communication system;
2. It is designed for operation at a "digital transfer rate" at the highest multiplex level of 140 Mbit/s or less and at a "total digital transfer rate" of 168 Mbit/s or less;

N.B.:

An additional 2 Mbit/s for operation, maintenance and service communications may be added to the "total digital transfer rate" of 168 Mbit/s.

3. For equipment embargoed by 1051.b.4., the transmission wavelength does not exceed 1,370 nm and optical fibre must be used as the communication medium;
4. It is to be installed under the supervision of the seller in a permanent circuit; *and*
5. It is to be operated by the civilian authorities of the importing country;

b. Measuring or test equipment embargoed by 1052.a.3., 1052.b.1. or 1052.b.2 necessary for the use (i.e., installation, operation and maintenance) of equipment exported under the conditions of this Note, provided:

1. It is designed for use with communication transmission equipment operating at a "digital transfer rate" of 140 Mbit/s or less, and at a "total digital transfer rate" of 168 Mbit/s or less; *and*
2. It will be supplied in the minimum quantity required for the transmission equipment eligible for administrative exception treatment.

N.B.:

Where possible, built-in test equipment (BITE) will be provided for installation or maintenance of transmission equipment eligible for Administrative Exception treatment under this Note rather than individual test equipment.

N.B.:

The Government of the exporting country will notify the Committee of the locations of the connection points, types of equipment being connected and transmission rates 30 days prior to the export licence being issued.

4. Governments may permit, as administrative exceptions, the shipment to the People's Republic of China of the following "telecommunications transmission equipment":

- a. Modems embargoed by 1051.b.3.a. with a "data signalling rate" not exceeding 19,200 bit/s; *or*
- b. "Network access controllers" embargoed by 1051.b.3.c., when exported under the conditions of Note 2 to Category 1040, with a "digital transfer rate" not exceeding 100 Mbit/s.

5. Governments may permit, as administrative exceptions, the shipment to the People's Republic of China of the following, provided the associated multiplex equipment is designed for operation at a "digital transfer rate" at the highest multiplex level of 140 Mbit/s or less:

- a. Digital microwave radio relay equipment embargoed by 1051.b.1. or 1051.b.6., for fixed civil installations, operating

at fixed frequencies not exceeding 23.6 GHz, with a "total digital transfer rate" not exceeding 168 Mbit/s;

- b. Ground communication radio equipment for use with temporarily fixed services operated by the civilian authorities and designed to be used at fixed frequencies not exceeding 23.6 GHz;
 - c. Radio transmission media simulators/channel estimators embargoed by 1052.b.3., designed for testing equipment described in Note 5 a. or b.
6. Governments may permit, as administrative exceptions, the shipment to the People's Republic of China of equipment embargoed by 1051.c.1. or "software" for "common channel signalling" embargoed by 1054.a. or 1054.c.3., provided:
- a. The "common channel signalling" is restricted to quasi-associated or associated mode of operation according to CCITT Red Book, Volume X, fascicle X.1;
 - b. No functions, other than those described in the following recommendations in the Red Book of CCITT: Q.701 to Q.709, Q.721 to Q.725, Q.791 and Q.795, are included;

N.B.:

Only functions described in paragraph 2 of Q.795 are to be included. These Q.795 functions may not provide centralized network control having all of the following characteristics:

- a. Is based on a network management protocol; *and*
- b. Does both of the following:
 1. Receives data from the nodes; *and*
 2. Processes these data in order to:
 - a. Control traffic; *and*
 - b. Directionalise paths;

c. No form of "Integrated Services Digital Network" (ISDN) is provided;

d. Equipment or "software" is restricted to that necessary for the operation within a city or, for "Private Automatic Branch Exchanges", within a radius of 100 km;

e. No means are provided which will allow "common channel signalling" via analogue transmission links;

f. All the applicable conditions enumerated in Note 6.a. to e. are accomplished by:

1. Omission or physical removal of equipment or coding;
2. Over-writing with non-functioning statements; *or*
3. Reasonably non-reversible modifications.

7. Governments may permit, as administrative exceptions, the shipment to the People's Republic of China of equipment embargoed by 1052.a.2., as follows:

- a. Optical fibre or "optical fibre preform" characterization equipment using semiconductor "lasers" with a wavelength not exceeding 1,370 nm;
- b. Equipment for the manufacture of silica-based "optical fibre preforms", optical fibres or cables.

8. Governments may permit, as administrative exceptions, the shipment to the People's Republic of China of repair facilities or "software" embargoed by 1052.a.3. or 1054.a. for repair of "stored programme controlled" communication switching equipment or systems, provided:

- a. The repair facilities:
 1. Are specially designed equipment for repair;
 2. Are to be used to repair embargoed equipment authorised for export as an administrative exception under Note 6 to this Category, or equipment free from embargo;
 3. Are shipped in reasonable quantities necessary for the types and quantities of exported equipment being serviced;
 4. Do not provide local production facilities; *and*
 5. Do not provide for testing of individual electronic components;
- b. The repair does not upgrade the equipment or "software";
- c. All the records of repair activity are kept by a representative of the Western supplier; *and*
- d. Any licence issued by virtue of this Note will be reported to the Committee by the Government of the exporting country at the time of licensing, together with a statement identifying:
 1. The equipment to be provided; *and*
 2. The users and their activities.

N.B.:

Nothing in this Note overrides controls elsewhere in this List.

9. Governments may permit, as administrative exceptions, the shipment to the People's Republic of China of "optical fibre preforms" embargoed by 1053., specially designed for the manufacture of silica-based optical fibres, provided they are