

- a. Is reasonably satisfied that the equipment or systems:
    1. Are designed for and will be used for specific civil applications; *and*
    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 at 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. A full description of the equipment or systems to be provided;
    3. 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 authorized purposes related to the specific export licence.
5. Governments may permit, as administrative exceptions, the shipment of digital radio equipment or systems embargoed by 1051.b.1. or 1051.b.6. provided:
- a. The equipment or system is intended for general commercial international traffic in an international civil telecommunication system, one end of which is in a COCOM member country;
  - b. It is to be installed in a permanent circuit under the supervision of the COCOM member country licensee;
  - c. No means are to be provided for the transmission of traffic between points in a single proscribed country other than a COCOM-agreed country;
  - d. The "digital transfer rate" at the highest multiplex level does not exceed 156 Mbit/s;
  - e. The equipment does not employ either of the following:
    1. Quadrature Amplitude Modulation (QAM) techniques above 64 QAM; *or*
    2. Other digital modulation techniques with a "spectral efficiency" exceeding 6 bit/s/Hz;
  - f. The equipment is not embargoed by 1051.b.5., 1051.b.8. or 1151.;
  - g. Spare parts shall remain under control of the COCOM member country licensee;
  - h. The COCOM member country licensee or his designated representative who shall be from a non-proscribed country shall have the right of access to all the equipment;
  - i. There will be no transfer of embargoed technology;
  - j. Systems installation, operation and maintenance shall be performed by the licensee or the licensee's designated representative, who shall be from a non-proscribed country, using only personnel from non-proscribed countries, until such time as the Committee agrees otherwise;
  - k. Upon request, the licensee shall carry out an inspection to establish that:
    1. The system is being used for the intended civil purpose; *and*
    2. All the equipment exported under the provisions of this Note is being used for the stated end purpose and is still located at the installation sites;

After each inspection, the licensee shall report his findings to his authorities within one month. The Government of the exporting country must report any deviation from these conditions to the Committee;

1. Governments will notify the Committee 30 days in advance of issuing the licence.

6. 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;
    3. The transmission wavelength does not exceed 1,370 nm when optical fibre is used as the communication medium;
    4. It is 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. that is 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.

7. Governments may permit, as administrative exceptions, the shipment to the People's Republic of China of modems embargoed by 1051.b.3.a. with a "data signalling rate" not exceeding 19,200 bit/s.
8. Governments may permit, as administrative exceptions, the shipment to the People's Republic of China of the following radio relay communication equipment, embargoed by 1051.b.1. or 1051.b.6.:
  - a. Digital microwave radio links for fixed civil installations operating at fixed frequencies not exceeding 19.7 GHz with a capacity of up to 1,920 voice channels of 3.1 kHz or 4 television channels of 6 MHz maximum nominal bandwidth, and associated sound channels;
  - 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 20 GHz;
  - c. Radio transmission media simulators/channel estimators designed for testing equipment described in a. or b. above;
  - d. Power amplifiers not exceeding 10 W and 6/4 GHz transmitters/receivers for communication satellites.
9. 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 1054.1.a. or 1054.c.3., provided that:
  - 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 9.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.
10. 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