

## STATUTORY INSTRUMENTS

# 2008 No. 3231

## The Export Control Order 2008

### PART 2

#### EXPORT AND TRANSFER CONTROLS

##### Transfers from outside the [<sup>F1</sup>United Kingdom] for WMD purposes

**11.**—(1) This article applies where a United Kingdom person (“the transferor”)—

- (a) has been informed by [<sup>F2</sup>the Secretary of State] that software or technology is or may be intended, in its entirety or in part, for WMD purposes; or
- (b) is aware that software or technology is intended, in its entirety or in part, for WMD purposes.

(2) Subject to articles 18 and 26, the transferor shall not transfer the software or technology in question from a place outside the [<sup>F3</sup>United Kingdom] to—

- (a) a destination outside the [<sup>F3</sup>United Kingdom]; or
- (b) a destination within the [<sup>F3</sup>United Kingdom] if the transferor—
  - (i) knows that the final destination of the software or technology is outside the [<sup>F3</sup>United Kingdom]; and
  - (ii) knows that no processing or working is to be performed on the software or technology within the [<sup>F3</sup>United Kingdom],

or, if the destination is the United Kingdom, knows that the software or technology may be or is intended to be used outside the [<sup>F3</sup>United Kingdom] or has been informed by the Secretary of State that it may be or is intended to be so used.

##### Textual Amendments

- F1** Words in art. 11 heading substituted (31.12.2020) by [The Export Control \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/137\)](#), regs. 1, **4(9)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in art. 11(1)(a) substituted (31.12.2020) by [The Export Control \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/137\)](#), regs. 1, **4(10)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in art. 11(2) substituted (31.12.2020) by [The Export Control \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/137\)](#), regs. 1, **4(10)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

**Changes to legislation:**

There are currently no known outstanding effects for the The Export Control Order 2008, Section 11.