
STATUTORY INSTRUMENTS

2022 No. 1042

The Export Control (Amendment) (No. 2) Order 2022

Amendments to the Export Control Order 2008

3.—(1) Schedule 2 (military goods, software and technology) to the Export Control Order 2008⁽¹⁾ is amended as follows.

(2) Under the heading “Definitions”, omit the definition of “special gun-mounting”.

(3) For entry ML1.d., substitute—

“d. Accessories designed for firearms specified in ML1.a., ML1.b. or ML1.c., as follows:

1. Detachable cartridge magazines;
2. Sound suppressors or moderators;
3. ‘Gun-mountings’;

Technical Note: For the purposes of ML1.d.3., a ‘gun-mounting’ is a fixture designed to mount a gun onto a ground “vehicle”, “aircraft”, “vessel” or structure.

4. Flash suppressors;
 5. Optical weapon-sights with electronic image processing;
 6. Optical weapon-sights specially designed for military use.”.
-

(4) In entry ML5, for the words before paragraph a., substitute—

“Fire control, surveillance and warning equipment, and related systems, test and alignment and countermeasure equipment, as follows, specially designed for military use, and specially designed components and accessories therefor:”.

(5) For entry ML5.b., substitute—

“b. Other fire control, surveillance and warning equipment, and related systems, as follows:

1. Target acquisition, designation, range-finding, surveillance or tracking systems;
 2. Detection, recognition or identification equipment;
 3. Data fusion or sensor integration equipment;”.
-

⁽¹⁾ S.I. 2008/3231; relevant amending instruments are S.I. 2017/85, S.I. 2017/697, S.I. 2018/165, S.I. 2018/939, S.I. 2019/137, S.I. 2019/989 and S.I. 2021/586.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(6) In entry ML6, before paragraph a., for “N.B.” substitute “N.B.”.

(7) In entry ML6.a.,—

- (a) omit the Technical Note;
- (b) for the Note, substitute—

“Note 1: ML6.a. includes trailers.

Note 2: In ML6.a. modification of a ground “vehicle” for military use entails a structural, electrical or mechanical change involving one or more specially designed military components.”.

(8) In entry ML8.a.6., for “FOX7” substitute “FOX-7”.

(9) After entry ML8.a.42., before the Note, insert—

“43. TKX-50 (Dihydroxylammonium 5,5’-bistetrazole-1,1’-diolate).”.

(10) Before entry ML8.d., insert—

“Note: ML8.c.12. includes thermites.”.

(11) After entry ML9.a.1., insert—

“Note: ML9.a.1. includes vehicles specially designed or modified for delivery of divers.”.

(12) In entry ML9.a.2., for “other than those” substitute “not”.

(13) After entry ML10.a., insert—

“Note: ML10.a. does not control “aircraft” or “lighter-than-air vehicles” meeting all of the following descriptions:

- a. were first manufactured before 1946;*
- b. do not incorporate items specified in this Schedule unless the items are required to meet safety or airworthiness standards; and*
- c. do not incorporate weapons specified in this Schedule, unless they have been rendered inoperable and incapable of being returned to operation, including:*
 - 1. in the case of firearms to which the “Deactivation Regulation” applies, by having been deactivated and marked in accordance with the technical specifications set out in Annexes I and II to that Regulation;*
 - 2. in the case of firearms to which the “Deactivation Regulation” does not apply, by bearing a mark and being certified as having been rendered incapable of discharging any shot, bullet or other missile in*

accordance with section 8 of the Firearms (Amendment) Act 1988.(2)

(14) After entry ML10.d., insert—

Note: ML10.d. does not apply to propulsion aero-engines that were first manufactured before 1946.”.

(15) For the Technical Note to entry ML10.f., substitute—

Note: ML10.f. includes pressure refuelling equipment and equipment designed to facilitate operations in confined areas, including equipment located on board a ship.”.

(16) Omit the Note after entry ML10.i..

(17) In entry ML13, in the words before paragraph a., for “goods and constructions”, substitute “goods, constructions, components and accessories”.

(18) In entry ML13.a.2., for the N.B., substitute—

N.B.: For body armour plates, see ML13.d.2..”.

(19) For entry ML13.c., including the Note and the N.B., substitute—

-
- “c. Helmets and specially designed components and accessories therefor, as follows:
1. Helmets manufactured according to military standards or specifications, or comparable national standards;
 2. Shells, liners, or comfort pads, specially designed for helmets specified in ML13.c.1.;
 3. Add-on ballistic protection elements, specially designed for helmets specified in ML13.c.1..
- Note 1:* ML13.c. does not control helmets that meet all of the following:
- a. Were first manufactured before 1970;
 - b. Are neither designed or modified to accept, nor equipped with items specified in this Schedule.
- Note 2:* ML13.c. does not control individual helmets when accompanying their users.
- N.B.:* Military high altitude parachutists’ protective headgear is controlled in ML10.h.3..”.
-

(20) For entry ML17.g., substitute—

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“g. Nuclear power generating equipment or propulsion equipment, not specified elsewhere in this Schedule, specially designed for military use and components therefor, specially designed or modified for military use;

Note: ML17.g. includes “nuclear reactors”.

- (21) In entry ML17.h., for “other than those” substitute “not”.
- (22) In entry ML17.m., for “other than those” substitute “not”.
- (23) In entry ML18.b., after “therefor,”, insert “not specified elsewhere in this Schedule,”.
- (24) In entry ML21.c., for “N.B.” substitute “N.B.:”.