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STATUTORY INSTRUMENTS

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**2023 No. 1048**

**The Export Control (Amendment) (No. 2) Regulations 2023**

**Amendment of Council Regulation (EC) No 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items (Recast)**

3.—(1) Council Regulation (EC) No 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items (Recast)(1) is amended as follows.

(2) In Annex I (list of dual-use items)—

- (a) in the section headed “Category 3 — Electronics”, in paragraph 3 of the Technical Notes in entry 3A001.b.12., after “*phase*” omit “*control for transmission and reception of signals.*” in the first place those words appear;
- (b) in the section headed “Category 7 — Navigation and Avionics”, in paragraph 2 of the Technical Notes for entry 7A003 omit—

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“c.	<i>Designed for “aircraft”, land vehicles or vessels, providing position without the use of ‘positional aiding references’, and having any of the following “accuracies” subsequent to normal alignment:</i>
1.	<i>0,8 nautical miles per hour (nm/hr) “Circular Error Probable” (“CEP”) rate or less (better);</i>
2.	<i>0,5 % distanced travelled “CEP” or less (better); or</i>
3.	<i>Total drift of 1 nautical mile “CEP” or less (better) in a 24 hr period;”.</i>

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(1) EUR 2009/428; Annex I was amended by S.I. 2019/771, S.I. 2022/410 and S.I. 2023/302 and 695.