

**DECISION
OF THE COUNCIL OF MINISTERS
(GOVERNMENT) OF THE RUSSIAN FEDERATION
NO. 70 OF JANUARY 27, 1993
ON THE APPROVAL OF REGULATIONS FOR CONTROL OVER
THE EXPORT FROM THE RUSSIAN FEDERATION OF EQUIPMENT,
MATERIALS AND TECHNOLOGIES APPLICABLE IN THE DEVELOPMENT
OF ROCKET WEAPONS
(with the Additions and Amendments of November 19, 1993, May 24, 1995,
September 13, 1996, December 11, 1997, September 29, 1998)**

Decision of the Government of the Russian Federation No. 296 of April 16, 2001 abolished this Decision

Decision of the Government of the Russian Federation No. 1548 of December 11, 1997 replaced the words "the Commission for the Export Control of the Russian Federation under the Government of the Russian Federation" with relevant preposition, if any, with the words: "the Governmental Commission for the Export Control of the Russian Federation" with relevant preposition, if any, in the text of this Decision

In conformity with the Order of the President of the Russian Federation No. 20-rp of January 11, 1993 on the Introduction of Control over the Export from the Russian Federation of Equipment, Materials and Technologies Applicable in the Development of Rocket Weapons, the Council of Ministers (Government) of the Russian Federation hereby resolves:

1. To approve the appended Regulations for Control over the Export from the Russian Federation of Equipment, Materials and Technologies Applicable in the Development of Rocket Weapons.

Regulations approved by the present Decision was informed by the Decision of the Council of Ministers of the R.F. No. 1178 of November 19, 1993

2. The Governmental Commission for the Export Control of the Russian Federation, the Ministry of Foreign Economic Relations of the Russian Federation and the State Customs Committee of the Russian Federation shall be instructed to ensure control over the export from the Russian Federation of equipment, materials and technologies applicable in the development of rocket weapons.

Chairman of the Council of Ministers
- Government of the Russian Federation

Viktor Chernomyrdin

**REGULATIONS
FOR CONTROL OVER THE EXPORT FROM THE RUSSIAN FEDERATION
OF EQUIPMENT, MATERIALS AND TECHNOLOGIES APPLICABLE IN
THE DEVELOPMENT OF ROCKET WEAPONS
(Approved by Decision of the Council of Ministers (Government) of
the Russian Federation No. 70 of January 27, 1993)**

These Regulations were reworded by Decision of the Council of Ministers of the Russian Federation No. 1178 of November 19, 1993

On the strengthening of controls over the export of goods and services having double purposes relating to weapons of mass destruction and rocket powered means of their delivery see Decision of the Government of the Russian Federation No. 57 of January 22, 1998

1. The present Regulations provide for a complex of measures to control the export of equipment, materials and technologies, which may be used for the development of ballistic missiles, carrier rockets of space vehicles and research rockets, and also unmanned flying vehicles (cruise missiles, radio-controlled target aircraft and radio-controlled reconnaissance aircraft) capable of delivering payloads with a weight of over 500 kg for a distance exceeding 300 kilometres, and also special equipment intended for the preparation and launching of said rockets and unmanned flying vehicles (hereinafter referred to as goods and services applied for the development of rockets).

2. Control over the export (transfer or exchange) from the Russian Federation of goods and services applicable in the development of rockets shall be exercised with the aim of counteracting the spread of rocket equipment and technologies which may contribute to the development or acquisition of missile systems capable of delivery of weapons of mass destruction, and also to the creation or acquisition of production capacities for such systems, and shall embrace all types of foreign economic activity (save import), including production, scientific and technical ties, coastal and transborder trade, barter operations, and the demonstration of exhibits at international fairs and exhibitions.

3. The Regulations do not aim at impeding natural space programme or international cooperation under these programmes, unless their realization promotes the creation by the importer of delivery systems of arms of mass destruction.

4. Control over the export from the Russian Federation of goods and services applied for the development of rockets provides for the following:

Decision of the Government of the Russian Federation No. 1100 of September 13, 1996 amended the second paragraph of Item 4 of these Regulations. Amendments shall enter into force three months after the day of official publication of Decree of the President of the Russian Federation No. 1194 of August 16, 1996

[see the previous text of the paragraph](#)

- preparation and making of conclusions on possible export of goods and services applied for the development of rockets, given in the [List](#) (approved by the [Decree](#) of the President of the Russian Federation No. 1194 of August 16, 1996 on the Control over the Export from the Russian Federation of the Equipment, Materials and Technologies Applied in the Creation of Rocket Weapons) of equipment, materials and technologies applied in the development of rocket weapons, whose export is controlled and carried out under licenses (hereinafter referred to as the List);

- licensing and declaration of the export of goods and services applied in the development of rockets.

5. The [List](#) consists of two categories (parts).

The [first category](#) includes complete rocket systems capable of delivering useful loads of not less than 500 kg for a distance of 300 km and more, equipment and technologies, which are most significant in the development of rocket weapons, whose export is, as a rule, banned.

The [second category](#) includes complete rocket systems capable of delivering useful loads for a distance exceeding 300 km and not included in the systems of the [first category](#), materials, equipment and technologies applied in the development of rocket weapons, whose export is carried on under licenses.

If equipment (item) belonging to the [first category](#) is part of any missile system, the latter shall also belong to the [first category](#) with the exception of cases when built-in equipment (item) may not be detached, removed or replaced.

6. Export (transfer or exchange) of complete missile systems, goods and services, included in the [first](#) and [second categories](#) of the List, and also of any rockets or unmanned aircraft shall be banned, if there are grounds, to believe that they are designed for use as means of delivery of weapons of mass destruction.

In considering applications (provided for by [Clause 8](#) of the present Regulations) for the issue of conclusions on the possible export (transfer or exchange) of complete missile systems and

unmanned aircraft relating to the [second category](#), and also of equipment, materials and technologies used in said systems, account shall be taken of the possibility of exchange of crushing range for the weight of a useful load, as a result of which they will relate to the [first category](#).

In those concrete when the equipment of [the first category](#) may, in keeping with [Note 2](#) of the List, be meant for export (transfer or exchange) in the order envisaged for the materials, equipment and technologies relating to the [second category](#), the exporter shall ensure the fulfillment of the terms stipulated in [Clause 7](#) of the present Regulations.

Export of specially designed production capacities intended for the development and production of complete missile systems and equipment (items) contained in the [first category](#) of the List, and also export of technologies of their production shall be banned with the exception of cases admitted by the international control over rocket technology.

Decision of the Government of the Russian Federation No. 521 of May 24, 1995 on Amending the Regulations for Control over the Export from the Russian Federation of Equipment, Materials and Technologies Applicable in the Development of Rocket Weapons amended the first paragraph of Item 7 of these Regulations

[see the previous text of the paragraph](#)

7. The preparation and issue of conclusions by the Governmental Commission for the Export Control of the Russian Federation (Exportkontrol of Russia) on the possible export (transfer or exchange) of goods and services applicable in the development of rockets shall be effected by the Federal Service of Russia for the Currency and Export Control.

The transactors of economic activity in the territory of the Russian Federation or in places (points) under the jurisdiction or control of the Russian Federation, regardless of the forms of property, while concluding contracts or agreements for the export (transfer or exchange) of goods and services applied in the development of rockets, included in the [second category](#) of the List, shall without fail indicate in the text of the contract or agreement the end use of exported goods and services, the importer's commitment that these goods and services will be used only for stated purposes and also will not be copied or changed (with an eye to modernization) or reexport without the written authorization of the exporter.

A permit for reexport, modification or copying shall be without fail agreed upon with Exportkontrol of Russia and may be obtained with the observance of the conditions listed in the present Clause.

Obligations (guarantees) shall be specially completed by the importer in the state organ of the importing country that has appropriate powers, with regard to every specific deal for the delivery (transfer or exchange) of each export item included in the [second category](#) of the List.

In case of export (transfer or exchange) of equipment (items), included in the [first category](#) of the List, the contract or agreement shall also record without fail a provision on the exporter's right to carry out checks of the use of exported goods to ascertain whether the latter complies with the purposes stated in the contract.

Decision of the Government of the Russian Federation No. 521 of May 24, 1995 on Amending the Regulations for Control over the Export from the Russian Federation of Equipment, Materials and Technologies Applicable in the Development of Rocket Weapons amended Item 8 of the Regulations

[see the previous text of the Item](#)

8. Licensing of export (transfer or exchange) of goods and services included in the [List](#) shall be binding on all the transactors of economic activity in the territory of the Russian Federation, regardless of any form of property, and shall be carried out in accordance with the present Regulations.

The export (transfer or exchange) of goods and services included in the List shall be carried out only at non-repeat licenses issued by the Ministry of Foreign Economic Relations of the Russian Federation and the State Committee of the Russian Federation for the Military Technical Policy.

The conclusion made by Exportkontrol of Russia on possible export of goods and services applied for the development of rockets shall be a ground for the issue of a license.

To get the conclusion, the following documents shall be sent to the Federal Service of Russia for the Currency and Export Control: the application for the issue of a conclusion on possible export (transfer or exchange); the application for the issue of a license drawn up in accordance with the requirements made by the Ministry of Foreign Economic Relations of the Russian Federation; a copy of the contract; the originals of documents containing the obligations (guarantees) of the importer (in their absence in the contract text) and of the state body of the importing country, envisaged by [Clause 7](#) of these Regulations.

To get a conclusion on the possible temporary exportation beyond the borders of the Russian Federation of equipment (items), materials and technologies contained in the List for the demonstration at exhibitions and fairs, an application shall be sent to the Federal Service of Russia for the Currency and Export Control. This application shall contain information about the name of the exhibition (fair), the place and terms of exhibiting the objects brought out of the country, and also the obligations (guarantees) for the return importation of the exhibits without changing their quantitative and qualitative characteristics.

The conclusion on possible export (transfer or exchange) shall be issued not later than in 20 days after the Federal Service of Russia for the Currency and Export Control receives the listed documents.

The conclusion shall be sent by the Federal Service of Russia for the Currency and Export Control to the Ministry of Foreign Economic Relations of the Russian Federation, and in respect of the goods and services pertaining to the sphere of military technical cooperation, to the State Committee of the Russian Federation for the Military Technical Policy. A copy of the conclusion shall be sent to the applicant.

The Ministry of Foreign Economic Relations of the Russian Federation shall send (in agreed form) to the Federal Service of Russia for the Currency and Export Control information about licenses issued on the strength of conclusions.

[Decision](#) of the Government of the Russian Federation No. 1132 of September 29, 1998 supplemented Item 8 of these Regulations with the following paragraph

Application for the issuance of a decision of the possibility of export (transfer, exchange) of goods and services used for the creation of rockets, and an application for the issuance of a decision on the possibility of temporary export beyond the borders of the Russian Federation of equipment (articles), materials and technology contained in the List, for demonstration at shows and fairs are subject to mandatory approval by the Ministry of Justice of the Russian Federation.

See the [Instructions](#) on the Procedure for Filing Documents Required to Obtain the Approval of the Ministry of Justice of the Russian Federation of the Applications for the Issuance of Statements on the Possibility of the Exports of Goods and Services Used to Create Missiles; Dual-Purpose Chemicals, Equipment and Know-How That Can Be Applied in the Creation of Chemical Weapons; Dual-Purpose Critical Nuclear Products, Equipment, Materials or Know-How Applied for Nuclear Purposes; Dual-Purpose Goods and Know-How, approved by [Order](#) of the Ministry of Justice of the Russian Federation No. 157 of November 4, 1998

9. In considering applications for the export (transfer or exchange) of goods and services applicable for the development of rockets, the following factors shall be taken into account:

- the requirement for preventing the proliferation of weapons of mass destruction;
- the potentialities and targets of missile and space programmes of a receipt country;
- the significance of deliveries from the standard of creating the systems of delivery of weapons of mass destruction (in addition to manned aircraft);
- the appraisal of the end use of transferred technical means;
- the applicability of appropriate multilateral agreements.

10. The exportation from the Russian Federation of materials, equipment (items) and

technologies containing information that constitutes a state secret shall be made in accordance with the requirements of the [Law](#) of the Russian Federation on the State Secrets.

11. Goods and services applied in the development of rockets and contained in the List shall be subject to customs clearance in a statutory manner when they cross the border of the Russian Federation.

The exporter shall submit to customs the received license, which serves as a ground for passing an export item beyond the Russian Federation.

When exhibits and exhibited materials relating to rocket equipment (items) and technologies contained in the [List](#) are brought out from the Russian Federation for the demonstration at exhibitions and fairs, the customs treatment shall provide for the obligations of the Russian organization that brings out exhibits and exhibited materials concerning their return importation.

Decision of the Government of the Russian Federation No. 521 of May 24, 1995 on Amending the Regulations for Control over the Export from the Russian Federation of Equipment, Materials and Technologies Applicable in the Development of Rocket Weapons amended the fourth paragraph of Item 11 of these Regulations

[see the previous text of the paragraph](#)

The State Customs Committee of the Russian Federation shall present (in agreed form) to the Federal Service of Russia for the Currency and Export Control information about the exportation of goods and services, to which conclusions and licenses provided by [Clause 8](#) of the present Regulations have been issued.

12. Persons who violated the order of control over export, established by the present Regulations shall bear responsibility in keeping with the current legislation of the Russian Federation.