

## Export Guidelines

Xenics designs and manufactures infrared products based on sensitive dual-use technologies that are controlled for export, re-export and re-transfer by the United States Government due to their potential application for military, terrorist or other purposes posing a threat to national security.

As a result, Xenics products and associated technical data described herein are subject to US Government Export Regulations, and are controlled for export or transfer outside the USA by the US Export Administration Regulations (ITAR and EAR). This also applies to any transfer of any Xenics products and technical data to foreign persons or entities inside the USA. Note that similar export controls for these goods and technologies have been agreed to under international agreement of 43 participating countries. Please see [Wassenaar Arrangement](#) for additional details.

### 2D SWIR Products

The following Xenics products have been determined by the US Department of State to not be subject to their jurisdiction. These products have been assigned Export Control Classification Numbers (ECCN) by the US Department of Commerce (DOC) and the Bureau of Industry and Security (BIS). All products below have been assigned an ECCN of 6A003.b.4.a and contain a focal plane array controlled by 6A002.a.3.a to 6A002.a.3.e.

| Model Number | Description             | ECCN        |
|--------------|-------------------------|-------------|
| XEN-000297   | Bobcat 640 CL           | 6A003.b.4.a |
| XEN-000298   | Bobcat 640 GigE         | 6A003.b.4.a |
| XEN-000524   | Bobcat 320 GigE 400     | 6A003.b.4.a |
| XEN-000525   | Bobcat 320 GigE Gated   | 6A003.b.4.a |
| XEN-000583   | Bobcat 320 GigE 100     | 6A003.b.4.a |
| XEN-000175   | Cheetah 640 TE1 400     | 6A003.b.4.a |
| XEN-000176   | Cheetah 640 TE1 1700    | 6A003.b.4.a |
| XEN-000577   | Cheetah 640 TE1 800     | 6A003.b.4.a |
| XEN-000109   | Xeva 1.7 320 TE3 CL 100 | 6A003.b.4.a |
| XEN-000110   | Xeva 1.7 320 TE3 CL 350 | 6A003.b.4.a |
| XEN-000114   | Xeva 1.7 640 TE3        | 6A003.b.4.a |

For permanent or temporary export or transfer, an export license from the national export authority or administration would likely be required before the Customer (re-) exports these Products. Additional factors which must be considered are: purpose for export, country of destination, intended end user and intended end use. In some cases, a license exception may apply; in others, export may be prohibited, i.e. to a country currently under export sanctions. Should it be determined a license is required, this process may take 45-90 days. The completion and approval of such export licenses and the application of the local export regulation will be Customer's sole responsibility. No Xenics Products can be sold or shipped to individuals and entities subject to sanctions or other measures imposed by the United Nations Security Council or any other competent authority.

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### **1D (Linear) SWIR Products**

As noted in Category 6 (<https://www.bis.doc.gov/index.php/documents/regulations-docs/2338-ccl6-6/file>) of the Commerce Control List, 6A003.b.4.a does not control imaging cameras incorporating linear “focal plane arrays” with 12 elements or fewer, not employing time-delay-and-integration within the element and designed for Industrial equipment used for inspection, sorting or analysis of the properties of materials. This applies to both the **Lynx Series** and **Manx Series** of Xenics linear SWIR family of products.

### **MWIR Products**

The following Xenics products have been determined by the US Department of State to not be subject to their jurisdiction. These products have been assigned Export Control Classification Numbers (ECCN) by the US Department of Commerce (DOC) and the Bureau of Industry and Security (BIS). All products below have been assigned an ECCN of 6A003.b.4.a and contain a focal plane array controlled by 6A002.a.3.a to 6A002.a.3.e.

| Model Number | Description        | ECCN        |
|--------------|--------------------|-------------|
| XEN-000610   | Tigris 640 InSb    | 6A003.b.4.a |
| XEN-000611   | Tigris 640 InSb BB | 6A003.b.4.a |
| XEN-000612   | Tigris 640 MCT     | 6A003.b.4.a |
| XEN-000613   | Tigris 640 MCT BB  | 6A003.b.4.a |

For permanent or temporary export or transfer, an export license from the national export authority or administration would likely be required before the Customer (re-) exports these Products. Additional factors which must be considered are: purpose for export, country of destination, intended end user and intended end use. In some cases, a license exception may apply; in others, export may be prohibited, i.e. to a country currently under export sanctions. Should it be determined a license is required, this process may take 45-90 days. The completion and approval of such export licenses and the application of the local export regulation will be Customer’s sole responsibility. No Xenics Products can be sold or shipped to individuals and entities subject to sanctions or other measures imposed by the United Nations Security Council or any other competent authority.

### **9 Hz LWIR Products**

As LWIR 9 Hz products are limited to operate at a slow rate (up to 9 Hz), they are controlled for export under US Department of Commerce (DOC), Export Administration Regulations (EAR), Export Control Classification Number (ECCN) 6A993. They may be exported under ECCN 6A993, NLR (No License Required) to all countries except embargoed and terrorist supporting countries, unless otherwise prohibited (No denied parties; screening can be conducted at [www.epls.gov](http://www.epls.gov)). Additionally, they may not be used in the design, development, production, or use of nuclear, chemical or biological weapons or missiles.

### **Documentation Required for Export**

- Restricted Party Screening [www.epls.gov](http://www.epls.gov)
- Export License Approval with associated conditions (If Provided)
- Generate Commercial Invoice to include the following:

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- Product Description
- Quantity
- Value
- Destination Control Statements
- Proof of AES Transaction (If Applicable)
- Generate an AWB (Not Required if Hand-Carried)
- File an Automated Export System record– Additional information regarding AES filing requirements and exemptions to filing can be found on the US Customs website: <http://www.aesdirect.gov/> and the Census regulations website: <http://www.census.gov/foreigntrade/regulations/regs/flipper/index.html#toolsfortrade>
- Consider obtaining a carnet to ease the clearance process. Consult <http://www.atacarnet.com/> for additional information. The carnet must be presented to customs at point of export and import from/into the United States.

### **Additional Resources**

DDTC: [www.pmdtc.state.gov](http://www.pmdtc.state.gov)

BIS: [www.bis.doc.gov](http://www.bis.doc.gov)

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