



## **Provisions for export control and external trade information**

NGPM GmbH and its suppliers are legally obliged to consistently adhere to the specifications for customs and export control pursuant to foreign trade and customs law, and to ensure that said specifications are duly implemented.

On this basis the following points govern the processing of matters relating to customs law and the obligations that you as a supplier have towards NGPM GmbH regarding customs.

Since all supplied products are to be used for domestic and foreign projects, we must ensure that you provide the necessary customs and export control information.

### **1) Delivery of community goods = goods in free circulation within the EU**

With regard to the sale of your products (even if they are handled or processed by us) it is essential to verify the origins of the goods in order to receive customs advantages when exporting in certain countries.

We therefore ask you to issue a legally binding supplier's declaration / long-term supplier's declaration pursuant to EC Regulation 1207/2001.

If you are unable to provide evidence of the originating status due to preferential reasons, the trade country of origin, i.e. the non-preferential origin, must be specified pursuant to Regulation (EEC) No. 2913/92 Article 22 et seq. of the Customs Code.

The supplier must immediately notify NGPM GmbH of a change in origin in writing and without having to be prompted to do so.

Upon request, the supplier shall verify the information about the origin of the goods using the official and approved information certificate INF 4.

We would like to point out that you will be billed for any costs incurred (e.g. custom duties and costs for relabelling goods) as a result of not submitting the declarations or doing so late, or any wrong information contained therein.

### **2) Delivery from third countries = non-EU states**

If the EU grants customs exemptions or reductions to import goods due to a preferential agreement with the supplier country the supplier shall undertake to provide all documentation so that NGPM GmbH can benefit from these exemptions or reductions.

For all imports, a movement certificate (EUR. 1, ATR, Form A or a certificate of origin on the invoice) is to be issued and passed on with the goods. In exceptional cases the movement certificate may be submitted at a later date.

If a movement certificate is not submitted for a shipment, although the requirements for this are specified, NGPM GmbH reserves the right to continue charging any incurred custom duty amounts to the supplier.



### 3) Export controls

Various information specific to the products that you distribute is required to adhere to the legal provisions from foreign trade and customs law.

We therefore ask you to submit the following information:

- a) What are the statistical numbers of the supplied parts (pursuant to regulation (EEC) 2658/1987 - in its valid version)?
- b) Are the goods classified according to European foreign trade law?
  - If yes, this means that the product is subject to the export list criteria / list of dual-use goods - Annex I of Regulation (EC) No. 428/2009 (in its valid version), and that we require the list number, including the sub-number (example: 5a002a1a).
- c) Do the goods contain parts that are subject to authorisation?
- d) Are the goods subject to US re-export regulations?
  - If yes, which classification do the goods have according to the US Export Administration Regulations (EAR) - ECCN (Export Control Classification Number), pursuant to the Commerce Control list. Here we also need the sub-number (example: 5D992b2).
  - Were the goods transported through the USA, produced or stored in the USA or manufactured using US technology?
- e) What is the non-preferential origin of your goods and the components, including technology and software?
- f) Please name a contact person in your company so that any queries can be clarified.

Due observance of the legal requirements cannot be guaranteed without this information.

If we so request, the supplier is obliged to notify us in writing of all other foreign trade information regarding its goods and components, and to inform us immediately (prior to delivering the goods affected) in writing of any changes to the existing information.