

## **Federal Law on Export Control**

Passed by the State Duma on 22 June 1999 and Approved by the Federation Council  
on 2 July 1999

This Federal Law establishes the principles of state policy and the legal bases of the actions of government agencies of the Russian Federation in the sphere of export control and defines the rights, obligations, and responsibility of participants in foreign economic activity.

### **CHAPTER I. GENERAL PROVISIONS**

#### **Article 1. Basic Terminology**

The following basic terminology will be used for the purposes of this Federal Law:

- foreign economic activity--foreign trade, investment, and other activity, including cooperative production, in the international exchange of goods, information, work, services, and the results of intellectual activity, including the exclusive rights to them (intellectual property);
- export control--the group of measures securing the procedures established by this Federal Law and by other federal laws and regulatory legal instruments of the Russian Federation for foreign economic activity with goods, information, work, services, and the results of intellectual activity that could be used in the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment;
- intraorganizational export control program--organizational, administrative, informational, and other measures taken by organizations for compliance with export control standards;
- weapons of mass destruction--nuclear, chemical, bacteriological (biological), and toxic weapons;
- delivery systems--missiles and unmanned aircraft capable of delivering weapons of mass destruction;
- controlled goods and technologies--crude resources, materials, equipment, scientific and technical information, work, services, and the results of intellectual activity that could, by virtue of their distinctive features and properties contribute substantially to the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment;
- Russian participants in foreign economic activity (Russian parties)--legal entities established in accordance with laws of the Russian Federation and located permanently within the territory of the Russian Federation, as well as individual businessmen registered within the territory of the Russian Federation according to the procedure established by laws of the Russian Federation, and physical persons with a permanent or primary place of residence within the territory of the Russian Federation, authorized to conduct foreign economic activity in accordance with laws of the Russian Federation;
- foreign parties--legal entities and organizations of any other legal organizational form with civil legal standing defined by the laws of the foreign state in which they were established; physical persons with civil legal standing and civil legal capacity defined by the laws of the foreign state of which they

are citizens, and stateless individuals with civil legal standing defined by the laws of the foreign state in which these parties have a permanent place of residence.

### **Article 2. Sphere of Application of This Federal Law**

This Federal Law will regulate relations between government agencies of the Russian Federation and Russian participants in foreign economic activity during export control operations.

This Federal Law will apply to foreign economic activity with goods, information, work, services, and the results of intellectual activity that could be used in the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment subject to export control for the purposes specified in this Federal Law.

The export control of weapons and military equipment, as well as information, work, services, and the results of intellectual activity, including the exclusive rights to them (intellectual property), that are products for military use will be conducted in accordance with laws of the Russian Federation in the sphere of military-technical cooperation.

### **Article 3. Russian Federation Legislation in Export Control Sphere**

Legislation of the Russian Federation in the sphere of export control will be based on the Constitution of the Russian Federation and will consist of this Federal Law, other federal laws, and other regulatory legal instruments of the Russian Federation adopted in accordance with those laws.

All aspects of export control operations will be under the exclusive jurisdiction of the Russian Federation.

### **Article 4. Purposes of Export Control**

The principal purposes of export control are the following:

- the protection of the interests of the Russian Federation;
- the satisfaction of the requirements of international treaties of the Russian Federation pertaining to the non-proliferation of weapons of mass destruction and their delivery systems and to the control of exports of military and dual-use products;
- the creation of the necessary conditions for the integration of the Russian Federation economy into the world economy.

### **Article 5. Principles of State Policy in Export Control Sphere**

1. The state policy the Russian Federation conducts in the sphere of export control will be part of the domestic and foreign policy of the Russian Federation and will be conducted exclusively for the purpose of safeguarding the security of the state and its political, economic, and military interests.

2. State policy in the sphere of export control will be based on the following fundamental principles:

- the conscientious observance of the Russian Federation's international obligations pertaining to the non-proliferation of weapons of mass destruction and their delivery systems and to the control of exports of military and dual-use products;
- the legality, openness, and accessibility of export control information;
- the primacy of state security interests;
- the performance of export control operations only to the degree necessary for the attainment of its goals;
- the unity of the customs territory of the Russian Federation;
- the consistency of export control procedures and standards with common international standards and practices;
- interaction with international organizations and foreign states in the sphere of export control for the purpose of strengthening international security and stability and preventing the proliferation of weapons of mass destruction and their delivery systems.

#### **Article 6. Records (Lists) of Controlled Goods and Technologies**

Records (lists) of controlled goods and technologies will be approved by edicts of the President of the Russian Federation at the request of the Government of the Russian Federation. The Russian Federation presidential edicts approving records (lists) of controlled goods and technologies will enter into force no earlier than three months after the date of their official publication.

Records (lists) of controlled goods and technologies will be compiled by federal agencies of the executive branch of government with the help of representatives of the Federal Assembly of the Russian Federation, industrial and scientific organizations, and their associations and unions.

#### **Article 7. Methods of Conducting Export Control**

Export control in the Russian Federation will be conducted by means of the legal regulation of foreign economic activity, including the following:

- the identification of controlled goods and technologies--i.e., the establishment of the correspondence of specific crude resources, materials, equipment, scientific and technical information, work, services, and the results of intellectual activity representing the objects of foreign economic operations to the goods and technologies included in the records (lists) specified in Article 6 of this Federal Law;
- authorization procedures for foreign economic operations with controlled goods and technologies envisaging licensing or some other form of state regulation;
- customs inspections and the customs clearance of controlled goods and technologies taken out of the Russian Federation in accordance with laws of the Russian Federation on customs;
- currency control in foreign economic operations with goods, information, work, services, and the results of intellectual activity, including the verification of timely and complete deposits of hard currency receipts in accounts in authorized banks of the Russian Federation;
- the application of state constraints (sanctions) against parties violating the procedures specified in this Federal Law, other federal laws, and other

regulatory legal instruments of the Russian Federation in foreign economic operations with goods, information, work, services, and the results of intellectual activity that could be used in the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment, or attempting to commit these acts.

## **CHAPTER II. LEGAL BASES OF ORGANIZATION OF EXPORT CONTROL**

### **Article 8. Powers of Russian Federation President and Russian Federation Government in Export Control Sphere**

The President of the Russian Federation will do the following:

- define the basic guidelines of state policy in the sphere of export control;
- secure the coordinated functioning and interaction of government agencies of the Russian Federation in the sphere of export control;
- approve records (lists) of controlled goods and technologies.

The Government of the Russian Federation will do the following:

- organize the implementation of state policy in the sphere of export control, including compliance with international export control standards;
- define the procedures of foreign economic operations with goods, information, work, services, and the results of intellectual activity that could be used in the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment, on the basis of and pursuant to this Federal Law, other federal laws, and presidential edicts of the Russian Federation;
- make decisions within the confines of its authority on the negotiation and endorsement of international agreements of the Russian Federation in the sphere of export control;
- exercise other powers in the sphere of export control on the basis of the Constitution of the Russian Federation, federal constitutional laws, federal laws, and presidential edicts of the Russian Federation.

### **Article 9. Interdepartmental Export Control Coordinating Body**

An interdepartmental export control coordinating body will be established to secure the implementation of state policy in the sphere of export control, including compliance with international export control standards, and coordinate the activities of federal agencies of the executive branch of government and oversee organizational-procedural work pertaining to export control in the Russian Federation.

The Statute on the Interdepartmental Export Control Coordinating Body and its personnel will be approved by the President of the Russian Federation.

Members of the Federal Assembly of the Russian Federation may attend meetings of the interdepartmental export control coordinating body.

### **Article 10. Powers of Federal Agencies of Executive Branch in Export Control Sphere**

Federal agencies of the executive branch of government will secure the implementation of this Federal Law, edicts and directives of the President of the Russian Federation, decrees and directives of the Government of the Russian Federation, and the international commitments of the Russian Federation in the sphere of export control in accordance with the powers conferred on them by laws of the Russian Federation.

### **Article 11. Special Authorized Federal Executive Body in Export Control Sphere**

A special authorized federal agency of the executive branch in the sphere of export control, chosen by the Government of the Russian Federation, will be responsible for the implementation of state policy and the functional regulation and organization of interdepartmental interaction in the sphere of export control in the Russian Federation.

The special authorized federal agency of the executive branch in the sphere of export control will be a currency control agency. The powers of this federal agency of the executive branch of government in the sphere of currency control will be defined by the Government of the Russian Federation.

Proposals submitted by federal agencies of the executive branch of government pertaining to export control and submitted to the Government of the Russian Federation for consideration will be subject to the approval of the special authorized federal agency of the executive branch in the sphere of export control.

The special authorized federal agency of the executive branch in the sphere of export control will organize the work of notifying Russian participants in foreign economic activity of the purposes, procedures, and standards of export control in conjunction with other federal agencies of the executive branch of government.

### **Article 12. Regulatory Legal Instruments of Federal Executive Agencies in Export Control Sphere**

Federal agencies of the executive branch of government may publish regulatory legal instruments pertaining to export control within the confines of their authority on the basis of and pursuant to this Federal Law, other federal laws, edicts of the President of the Russian Federation, and decrees of the Government of the Russian Federation.

The regulatory legal instruments published by federal agencies of the executive branch of government must be registered according to the procedure established by laws of the Russian Federation.

### **Article 13. Right of Access to Information**

Federal agencies of the legislative branch and federal agencies of the executive branch of government exercising powers in the sphere of export control will be entitled to request and receive documents and information required for the purposes of export control.

### **Article 14. Obligations of Participants in Foreign Economic Activity To Furnish Information for Export Control Purposes**

Russian participants in foreign economic activity must furnish federal agencies of the

executive branch of government exercising powers in the sphere of export control with documents, written and oral explanations, and other information required for the performance of the agencies' duties and functions envisaged in this Federal Law and other regulatory legal instruments of the Russian Federation in the sphere of export control at the request of those agencies.

Russian participants in foreign economic activity will be responsible for the accuracy of information presented for export control purposes to federal agencies of the executive branch of government exercising powers in the sphere of export control.

#### **Article 15. Obligations of Federal Executive Agencies with Regard to Furnished Information**

Information provided to federal agencies of the executive branch of government exercising powers in the sphere of export control by participants in foreign economic activity in accordance with this Federal Law and other regulatory legal instruments of the Russian Federation in the sphere of export control will be used exclusively for the purposes of export control.

Information constituting state or commercial secrets or other secrets protected by law and confidential information must not be published, used by officials of those agencies for their own purposes, or transmitted to third parties, except in the cases envisaged in laws of the Russian Federation.

#### **Article 16. Intraorganizational Export Control Programs of Organizations**

Federal agencies of the executive branch of government will assist organizations in the development of intraorganizational export control programs and give them the necessary informational and procedural assistance for the purpose of securing compliance with the procedures specified in this Federal Law, other federal laws, and other regulatory legal instruments of the Russian Federation in foreign economic activity with goods, information, work, services, and the results of intellectual activity that could be used in the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment.

Intraorganizational export control programs will be mandatory for organizations conducting scientific and (or) production activity for the satisfaction of federal state needs in connection with the maintenance of the defensive capabilities and security of the Russian Federation and regularly earning income from foreign economic operations with controlled goods and technologies.

The special authorized federal agency of the executive branch in the sphere of export control will set up a system for the official certification of organizations with intraorganizational export control programs and issue official state certificates to them in accordance with laws of the Russian Federation.

The procedures for the official certification of organizations with intraorganizational export control programs will be defined by the Government of the Russian Federation.

#### **Article 17. Audits of Financial and Economic Activity**

The special authorized federal agency of the executive branch in the sphere of export

control will be entitled to order or conduct audits, within the confines of its authority, of the financial and economic activity of parties conducting foreign economic operations with goods, information, work, services, and the results of intellectual activity for the purpose of securing compliance with laws of the Russian Federation in the sphere of export control if there is reason to suspect non-compliance or only partial compliance with these laws.

During audits of financial and economic activity, the officials of the special authorized federal agency of the executive branch in the sphere of export control will be entitled to do the following:

- demand the free submission of any documents (including bank and customs documents) and information these officials require for the performance of their duties, and examine these documents and information;
- request reports and written and oral explanations from the parties whose financial and economic activity is being audited;
- request documents that could serve as evidence of the violation of laws of the Russian Federation in the sphere of export control;
- compile reports (protocols) of the results of audits, listing the specific violations;
- issue orders obligating the parties whose financial and economic activity is being audited to correct discovered violations, and also set the deadlines for the correction of the violations;
- exercise other powers specified in laws of the Russian Federation.

The actions of officials of the special authorized federal agency of the executive branch in the sphere of export control during audits of financial and economic activity must not inflict irreparable damage on the parties whose financial and economic activity is being audited.

Information collected during these audits will be confidential and will be covered by Article 15 of this Federal Law.

### **CHAPTER III. REGULATION OF FOREIGN ECONOMIC ACTIVITY WITH GOODS, INFORMATION, WORK, SERVICES, AND RESULTS OF INTELLECTUAL ACTIVITY THAT COULD BE USED IN DEVELOPMENT OF WEAPONS OF MASS DESTRUCTION, THEIR DELIVERY SYSTEMS, AND OTHER TYPES OF WEAPONS AND MILITARY EQUIPMENT**

#### **Article 18. Requirements of Foreign Economic Transactions with Controlled Goods and Technologies**

Foreign economic transactions envisaging the transfer of controlled goods and technologies to a foreign party will require the foreign party's written promise that the goods and technologies will not be used in the development of weapons of mass destruction and their delivery systems.

The Government of the Russian Federation will be entitled to set additional requirements for the terms of foreign economic transactions with controlled goods and technologies, including the right to verify the proper use, in accordance with

assumed commitments, of the goods and technologies received by the foreign party in the transaction.

### **Article 19. Licensing of Foreign Economic Operations with Controlled Goods and Technologies**

Foreign economic operations envisaging the transfer of controlled goods and technologies to a foreign party will require a license.

Licenses for foreign economic operations with controlled goods and technologies envisaging their transfer to a foreign party will be issued by the federal agency of the executive branch of government specified in the fourth paragraph of Article 12 of the Federal Law "On the State Regulation of Foreign Trade Operations."

General licenses--i.e., licenses specifying the quantity of goods without identifying the specific users--may be issued for the export of certain types of controlled goods and technologies to foreign states adhering, in their domestic and foreign policy, to the common principles and standards of international law in the sphere of the non-proliferation of weapons of mass destruction and their delivery systems. The list of foreign states and types of controlled goods for which general export licenses can be issued will be compiled by the Government of the Russian Federation.

A general license may be issued only to a Russian legal entity with an intraorganizational export control program and the official state certificate specified in Article 16 of this Federal Law, obtained according to the established procedure.

Controlled goods and technologies taken out of the Russian Federation without being transferred to a foreign party, particularly for display in exhibits or for personal use, will not require a license on the condition that the goods and technologies will remain under the direct control of the Russian party taking them out of the Russian Federation and will be returned to the Russian Federation by the scheduled date.

The decision to allow controlled goods and technologies to leave the Russian Federation without a license will be made by the interdepartmental export control coordinating body according to the procedure defined by the Government of the Russian Federation.

### **Article 20. Comprehensive Control**

1. Russian parties may not negotiate or conduct foreign economic transactions with goods, information, work, services, and the results of intellectual activity or participate in these transactions in any other capacity if these parties have valid reason to believe that these goods, information, work, services, and results of intellectual activity will be used by a foreign state or foreign party for the development of weapons of mass destruction and their delivery systems.

2. Russian participants in foreign economic activity must obtain permits, according to the procedure established by regulatory legal instruments of the Russian Federation, from the interdepartmental export control coordinating body to conduct foreign economic operations with goods, information, work, services, and the results of intellectual activity not covered by the records (lists) specified in Article 6 of this Federal Law if the Russian participants in foreign economic activity:

- have been notified by the special authorized federal agency of the executive branch in the sphere of export control or another authorized state agency that these goods, information, work, services, and results of intellectual activity may be used for the purposes specified in Subsection 1 of this article.
- have reason to believe that these goods, information, work, services, and results of intellectual activity may be used for the purposes specified in Subsection 1 of this article.

### **Article 21. Official Expert Assessments of Foreign Economic Transactions**

Foreign economic transactions with goods, information, work, services, and the results of intellectual activity subject to export control in accordance with articles 6 and 20 of this Federal Law will require official expert assessments. The official expert assessments will be conducted by federal agencies of the executive branch of government and will consist in an analysis of the documents and information pertaining to the foreign economic transaction in order to determine their correspondence to the international commitments of the Russian Federation, state interests, and environmental safety requirements.

The results of the official expert assessment will be the basis for the issuance or refusal to issue the licenses or permits specified in articles 19 and 20 of this Federal Law.

The procedures and terms of official expert assessments will be defined by the Government of the Russian Federation.

### **Article 22. General Requirements of Procedures for Issuance, Registration, and Revocation of License or Permit**

1. Licenses or permits for foreign economic operations with goods, information, work, services, and the results of intellectual activity specified in articles 19 and 20 of this Federal Law (hereafter referred to as licenses or permits) will be issued by the appropriate state agency on the basis of written applications from the Russian parties conducting these operations.

Documents containing accurate information about the goods, information, work, services, and results of intellectual activity and indicating the foreign state to which the goods, information, work, services, and results of intellectual activity will be taken must be attached to the application.

Federal laws and other regulatory legal instruments of the Russian Federation may envisage the submission of additional documents, or may require the official registration of other documents, depending on the type of goods, information, work, services, and results of intellectual activity and the distinctive features of the foreign economic operations with them.

2. The decision to issue or refuse to issue a license or permit will be made by the state agencies specified, respectively, in articles 19 and 20 of this Federal Law no more than 45 days after the receipt of the applications and documents specified in Subsection 1 of this article.

Regulatory legal instruments of the Russian Federation may set shorter deadlines for

the issuance or refusal to issue licenses or permits.

The state agency making the decision to issue or refuse to issue the license or permit must notify the applicant of the decision within three days.

Notice of the refusal to issue a license or permit will be sent (or given) to the applicant in written form and will indicate the reasons for the refusal.

3. The following will be grounds for the refusal to issue a license or permit:

- the existence of false, misleading, or incomplete information in the documents submitted by the applicant;
- a negative report on the official expert assessment conducted in accordance with Article 21 of this Federal Law;
- the organization of a foreign economic operation with goods, information, work, services, and the results of intellectual activity on terms injuring or threatening to injure the interests of the Russian Federation;
- other grounds envisaged in laws of the Russian Federation on export control.

4. Fees in amounts established by the Government of the Russian Federation will be collected in accordance with laws of the Russian Federation for the processing of applications for licenses or permits and the official registration of the licenses or permits by the state agency issuing these documents.

The fees paid for the processing of applications for licenses or permits and the official registration of these licenses or permits will be included in the federal budget.

5. The license or permit may set additional conditions for foreign economic operations and requirements for the goods, information, work, services, and results of intellectual activity included in these operations.

The license or permit may be used by the legal holder only for the foreign economic operation with goods, information, work, services, and the results of intellectual activity for which the license or permit was issued.

6. The license or permit may be revoked without advance notice or may be suspended by the state agency issuing the document in the following cases:

- the submission of the appropriate request by the holder of the license or permit;
- the liquidation of the legal entity for which the license or permit was issued;
- the violation of the requirements or conditions of the license or permit by the holder of the license or permit;
- the violation of laws of the Russian Federation by the holder of the license or permit;
- the illegality of the decision to issue the license or permit;
- the existence of other grounds envisaged in laws of the Russian Federation in the sphere of export control.

The decision to suspend or revoke the license or permit will be reported by the state agency issuing the document to the holder of the license or permit within three days after the decision has been made.

7. The Government of the Russian Federation will be entitled to set additional requirements, within the confines of its authority, for the procedures for the issuance, official registration, suspension, or revocation of licenses and permits, which must not contradict this Federal Law, and conditions for the issuance, official registration, suspension, or revocation of licenses and permits.

### **Article 23. Records of Foreign Economic Transactions**

Russian participants in foreign economic activity must keep records of foreign economic transactions with goods, information, work, services, and the results of intellectual activity for the purposes of export control.

Documents pertaining to foreign economic transactions with goods, information, work, services, and the results of intellectual activity will be kept on file for three years, unless a longer period of storage is specified by laws of the Russian Federation.

The procedures and format of records of foreign economic transactions for the purposes of export control will be defined by the special authorized federal agency of the executive branch in the sphere of export control.

### **Article 24. Identification of Controlled Goods and Technologies**

The identification of controlled goods and technologies and the performance of all of the necessary actions connected with applications for licenses for foreign economic operations with controlled goods and technologies or permits to take them out of the Russian Federation without a license will be the responsibility of the Russian participants in foreign economic activity.

Russian participants in foreign economic activity will be entitled to entrust the identification of controlled goods and technologies to an organization with a special permit, obtained according to the procedure established by the Government of the Russian Federation, for the performance of actions for the identification of controlled goods and technologies (hereafter referred to as the expert organization) by concluding the appropriate agreement with that expert organization. In this case the expert organization will be responsible for the accuracy and validity of the results of the identification of controlled goods and technologies.

### **Article 25. Prohibitions and Restrictions of Foreign Economic Activity with Goods, Information, Work, Services, and Results of Intellectual Activity That Could Be Used in Development of Weapons of Mass Destruction, Their Delivery Systems, and Other Types of Weapons and Military Equipment**

Prohibitions and restrictions of foreign economic activity with goods, information, work, services, and the results of intellectual activity that could be used in the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment may be instituted for the protection of national interests and the fulfillment of the international obligations of the Russian Federation.

Prohibitions and restrictions of foreign economic activity with goods, information,

work, services, and the results of intellectual activity that could be used in the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment, pertaining to certain foreign states in the interest of safeguarding the security of the Russian Federation, will be instituted by federal laws.

Prohibitions and restrictions of foreign economic activity with goods, information, work, services, and the results of intellectual activity that could be used in the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment, pertaining to the international commitments of the Russian Federation, will be instituted by edicts and directives of the President of the Russian Federation.

Prohibitions and restrictions of foreign economic activity with goods, information, work, services, and the results of intellectual activity that could be used in the development of weapons of mass destruction, their delivery systems, and other types of weapons and military equipment, pertaining to certain foreign parties conducting activity inconsistent with the principles of the non-proliferation of weapons of mass destruction and their delivery systems, will be instituted by decrees of the Government of the Russian Federation.

#### **CHAPTER IV. PROVISION OF INTERESTED PARTIES WITH EXPORT CONTROL INFORMATION**

##### **Article 26. Receipt of Information on Reasons for Decision or Action (Inaction)**

The Russian participant in foreign economic activity representing the object of an export control decision made by a federal agency of the executive branch of government and the Russian participant in foreign economic activity with regard to which this decision was not made within the deadline specified by laws of the Russian Federation will be entitled to request the agency for the reasons and grounds for the decision or the failure to make a decision within the two months following the date of the decision or the expiration of the deadline for the decision.

The request must be processed by the federal agency of the executive branch of government within a month.

If the request is submitted in written form, the response must also be delivered in written form.

##### **Article 27. Publication of Regulatory Legal Instruments in Export Control Sphere**

Regulatory legal instruments of the Russian Federation in the sphere of export control and regulatory legal instruments issued by federal agencies of the executive branch in the sphere of export control will be subject to official publication according to the procedure established by laws of the Russian Federation.

##### **Article 28. Information About Regulatory Legal Instruments in Export Control Sphere**

Information about the regulatory legal instruments specified in Article 27 of this Federal Law, including the title of the regulatory legal instrument, the subject, and the

publication in which the instrument was published, will be furnished to all interested Russian participants in foreign economic activity and citizens without charge by the special authorized federal agency of the executive branch in the sphere of export control.

## **CHAPTER V. INTERNATIONAL COOPERATION BY RUSSIAN FEDERATION IN EXPORT CONTROL SPHERE**

### **Article 29. Purposes and Forms of International Cooperation by Russian Federation in Export Control Sphere**

International cooperation by the Russian Federation in the sphere of export control will be conducted for the following purposes:

- the coordination of efforts and interaction with foreign states to prevent the proliferation of weapons of mass destruction, their delivery systems, and their development technologies;
- the promotion of a stable and secure system of international relations;
- the creation of favorable conditions for the integration of the Russian Federation economy into the world economy on an equitable and mutually beneficial basis;
- the more active participation of the Russian Federation in the international exchange of goods, information, work, services, and the results of intellectual activity, including the exclusive rights to them (intellectual property), and the creation of broader opportunities for access to world high-technology markets for Russian participants in foreign economic activity;
- the improvement of international and intrastate export control mechanisms, the discovery of violations of laws of the Russian Federation in the sphere of export control, and the identification of the parties responsible.

International cooperation by the Russian Federation in the sphere of export control will be conducted by means of the Russian Federation's participation in international export control frameworks and international forums, negotiations and consultations with foreign states, the mutual exchange of information, and the organization of joint programs and other projects in this sphere on a bilateral and multilateral basis.

Federal agencies of the executive branch of government will interact with international organizations, government agencies, and foreign non-governmental organizations in the sphere of export control within the confines of their authority and according to the procedure established by laws of the Russian Federation.

The Russian Federation will promote the development of contacts and the exchange of information between Russian public organizations and foreign non-governmental organizations assisting in the effective functioning of intrastate export control mechanisms.

## **CHAPTER VI. LIABILITY FOR VIOLATION OF LAWS OF RUSSIAN FEDERATION IN EXPORT CONTROL SPHERE**

### **Article 30. Violations of Laws of Russian Federation in Export Control Sphere**

The following are violations of laws of the Russian Federation in the sphere of export control:

- the performance of foreign economic operations with goods, information, work, services, and the results of intellectual activity subject to export control in accordance with articles 6 and 20 of this Federal Law without a license or permit;
- the submission of forged documents or documents containing false information to obtain a license or permit for foreign economic operations with goods, information, work, services, and the results of intellectual activity subject to export control in accordance with articles 6 and 20 of this Federal Law;
- the violation of the requirements and terms of licenses or permits for foreign economic operations with goods, information, work, services, and the results of intellectual activity subject to export control in accordance with articles 6 and 20 of this Federal Law;
- non-compliance or improper compliance with the instructions of the special authorized federal agency of the executive branch in the sphere of export control;
- the creation of obstacles to keep the officials of federal agencies of the executive branch exercising powers in the sphere of export control from performing their duties;
- the unwarranted refusal to furnish information requested by federal agencies of the legislative and executive branches for the purposes of export control or the deliberate distortion or concealment of this information;
- the violation of the established procedure for keeping records of foreign economic transactions with goods, information, work, services, and the results of intellectual activity for the purposes of export control.

### **Article 31. Liability of Officials of Organizations and Citizens for Violations of Laws of Russian Federation in Export Control Sphere**

The officials of organizations and citizens guilty of violations of laws of the Russian Federation in the sphere of export control will be subject to criminal, administrative, and civil legal penalties in accordance with laws of the Russian Federation.

### **Article 32. Liability of Organizations for Violations of Laws of Russian Federation in Export Control Sphere**

1. Organizations violating laws of the Russian Federation in the sphere of export control may be charged fines.

The violations envisaged in the first, second, or third paragraphs of Article 30 of this Federal Law will be subject to a fine in the amount of the value of the goods, information, work, services, and results of intellectual activity representing the direct objects of the violations.

The violations envisaged in the fourth or fifth paragraphs of Article 30 of this Federal Law will be subject to a fine in the amount of 100 times the minimum wage established by laws of the Russian Federation at the time the penalty is imposed.

The fines specified in this article will be collected by the special authorized federal agency of the executive branch in the sphere of export control.

2. In the case of the violations envisaged in the first, second, or third paragraphs of Article 30 of this Federal Law, resulting in the infliction of considerable injury on the political and economic interests of the Russian Federation, national defense, and state security, or in the case of a repeat offense, the organization may lose the right to conduct certain types of foreign economic activity for up to three years.

The decision to disallow certain types of foreign economic activity by the organization will be made by the Government of the Russian Federation on the recommendations of the interdepartmental export control coordinating body.

### **Article 33. Appeal of Decisions and Actions (Inaction) of Federal Agencies of Executive Branch and Their Officials**

The decisions and actions (inaction) of federal agencies of the executive branch of government and their officials in export control operations may be appealed in court in accordance with laws of the Russian Federation.

## **CHAPTER VII. FINAL PROVISIONS**

### **Article 34. Enactment of This Federal Law**

1. This Federal Law will enter into force on the date of its official publication.

2. The President of the Russian Federation is requested and the Government of the Russian Federation is ordered to bring their regulatory legal instruments into conformity with this Federal Law.

President of the Russian Federation

Boris Yeltsin

The Kremlin, Moscow

18 July 1999

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