

4 September 2017



**Invitation to discussion forum:
“Compliance in Export Control of Dual-Use Items”**

Dear Sir or Madam,

The European Union is currently undertaking a recast of Regulation (EC) No. 428/2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items. One major aspect of the recast is the question how to address compliance requirements for exporters under the new Regulation. In this regard, we would like to invite you to a discussion forum regarding the practical aspects of compliance in dual-use export control as well as challenges for future regulation on:

Thursday, 12 October 2017

from 13:00 to 17:00 h

**at the Permanent Representation of the Federal Republic of Germany to the EU,
rue Jacques de Lalaing 8-14, 1040 Brussels.**

Program:

13:00 – 13:15 h Welcome address by Dr. Nils Weith, Head of unit for dual-use export control, German Federal Ministry of Economic Affairs and Energy

13:15 – 14:45 h **Panel 1: Current Compliance Practice in Export Control**

This panel will examine the current requirements for companies in order to comply with export control regulations: What is the current regulatory standard? What constitutional requirements are to be observed for imposing compliance requirements? Which steps do companies have to take to fulfill their compliance obligations? What kind of information do they have to evaluate? What is “knowledge/ awareness”? What is the relevant threshold under criminal law? What kind of measures are required in other legislative areas?

Participants:

- Mahmut Sen, Legal Compliance, Siemens AG
- Dominique Lamoureux, Vice President, Ethics and Corporate Responsibility, Thales
- Stephan Morweiser, Senior prosecutor at the German Federal High Court of Justice
- Holger Beutel, German Federal Office for Economic Affairs and Export Control (BAFA)
- Moderator: Adrian Toshev, dual-use unit, German Federal Ministry of Economic Affairs and Energy

14:45 – 15:15 h Coffee break

15:15 – 16:45 h **Panel 2: Compliance Requirements under the new Regulation**

This panel will discuss what the tasks, challenges and limits for future compliance requirements might be. What is the goal to be achieved by compliance? What standards/benchmarks exist to define such goal? What information needs to be processed and assessed for compliance purposes? How can it be verified? Who is to perform this task? What are the responsibilities of companies vs. the authorities? How shall the different responsibilities be configured and implemented?

Participants:

- Marietje Schaake, Member of the European Parliament, INTA-committee (ALDE)
- Bernd Dittmann, head of the German Business Representation in Brussels, Federation of German Industries (BDI)
- Christian Mihr, Director, Reporters Without Borders
- Dr. Nils Weith, Head of unit for dual-use export control, German Federal Ministry of Economic Affairs and Energy
- Moderator: Dr. Sibylle Bauer, Director, Stockholm International Peace Research Institute (SIPRI)

16:45 h Concluding remarks

Participation in the discussion forum is free. Please register **by 25 September 2017** at wi-s1-eu@brue.auswaertiges-amt.de. We would like to inform you that there will be security checks at the entrance (hand luggage and identity cards or passports). Please note that your luggage must not exceed the dimensions of hand luggage. Please refrain from taking photos/videos of the entrance area. Please bring an identification document (ID card/passport). For questions please call: +32 2787 1111.

Kind regards,
Dr. Nils Weith