**ITAR Certification**

*The Arms Export Control Act and the implementing regulation, the ITAR, states at ITAR Section 122.1, "Any person who engages in the United States in the business of either manufacturing or exporting of defense articles or furnishing defense services is required to register with the U.S. Department of State Office of Defense Trade Controls. Manufacturers who do not engage in exporting must nevertheless register."*

*U.S. Person means a person who is a citizen of the United States or who is a lawful permanent resident as defined by 8 U.S.C.-1101 (a) (20) or who is a protected individual as defined by 8 U.S.C. 1324B (a) (3). It also means any corporation, business association, partnership, society, trust, or any other entity, organization or group that is incorporated to do business in the United States. It also includes any government (Federal, State or local entity).*

*This definition does not include any foreign person as defined in Section 120.16 of the*

*International Traffic in Arms Regulations (ITAR). Note: Persons with Employment* Authorization Cards are foreign persons for the purposes of the ITAR.

1. Are you a manufacturer? [ ] YES [ ] NO
2. If not a manufacturer, please describe your company’s products/services:

1. If required, are you registered with the US Department of State, Directorate of Defense Trade Controls, as a manufacturer, in accordance with Section 122.1 of the ITAR?

[ ] YES [ ] NO

1. If yes, is your registration current? [ ] YES [ ] NO

If you answered yes to both questions 3 and 4, please attach a copy of your registration to this form.

If you answered no to either question 3 or 4, your signature below certifies that your company will submit an application for registration, or renewal, as appropriate with the Department of State, within sixty (60) days of your signature directly below. If you have not submitted your application for registration within the sixty (60) day period, you may be ineligible for any future work with Chemring Energetic Device.

Please note: If you are not a manufacturer but provide a service that will cause you to come in contact with parts/products owned by Chemring Energetic Devices and/or are a recipient of ITAR controlled data, you will need to have an export compliance plan for the handling and control of ITAR controlled technical data/products.

1. Do you have an export compliance program? [ ] YES [ ] NO
2. Please identify if your company has any requirement to share technical data provided by

Chemring Energetic Deviceswith foreign persons or company’s located offshore.

 [ ] YES [ ] NO

**ITAR Certification continued**

By your signature below:

* You acknowledge your company’s commitment that any technical data or products/parts owned by Chemring Energetic Devices, as previously defined, received from Chemring Energetic Deviceswill not be provided to persons within your employ who are not defined as “US persons” by the ITAR, nor will the technical data be forwarded to other US companies without the same flow down requirements pertaining to the ITAR.
* You acknowledge that any requirement for the export by your company of technical data provided by Chemring Energetic Devicesrequires a Department of State license approval in addition to Chemring Energetic Devicesconcurrence.
* Your company confirms it and its suppliers are not currently debarred or suspended

pursuant to any of the statutes listed at ITAR 120.27 or from contracting with any agency of the US Government.

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| Accepted and agreed to: Signature of Authorized Certifier: |       | Date: |       |

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| --- | --- |
| Your company name: |       |
| Address: |       |
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| Name of individual to receive RFQ’s, Purchase Orders and ITAR Controlled Technical Data:  |       |
| Telephone Number: |       |
| Fax Number: |       |
| E-mail address: |       |

By signature below I certify that the company and individual noted above are U.S. Persons as defined in ITAR 120.15.

|  |  |  |  |
| --- | --- | --- | --- |
| Signature of Authorized Certifier: |       | Date: |       |
| Name of Certifier: |       |  |  |
| Name of Company: |       |  |  |