Department for International Trade

General Export Authorisation

The Trade in Torture etc Goods

This text is reproduced purely as a communication tool and has no legal effect. The legal versions of the relevant text can be found in Regulation (EUR) 2019/125 of the European Parliament and of the Council of 16 January 2019 concerning trade in certain goods which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment (codification). References in GEA No 001 to “this regulation”, mean EUR 2019/125 as amended by https://www.legislation.gov.uk/uksi/2020/1479/contents/made

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General Export Authorisation

Part 1 — Goods

This general export authorisation covers the goods listed in any entry in Annex IV to Regulation EU2019/125.

It also covers supplies of technical assistance to the end-user to the extent that such assistance is necessary for the installation, operation, maintenance or repair of those goods whose export is authorised, if such assistance is provided by the exporter.

Part 2 — Destinations

This general export authorisation is valid for exports to the following destinations:

Relevant British Territories:

— Anguilla,

— Bermuda,

— Falkland Islands,

— Gibraltar,

— Montserrat,

— Saint Helena and Dependencies,

— South Georgia and the South Sandwich Islands,

— Turks and Caicos Islands

Albania
Andorra
Argentina
Australia
Benin
Bolivia
Bosnia and Herzegovina
Canada
Cape Verde
Colombia
Costa Rica
Djibouti

Dominican Republic
Ecuador
Gabon
Georgia
Guinea-Bissau
Honduras
Iceland
Kyrgyzstan
Liberia
Liechtenstein
Mexico
Moldova
Mongolia
Montenegro
Mozambique
Namibia
Nepal
New Zealand
Nicaragua
Norway
Panama
Paraguay
Philippines
Rwanda
San Marino
Sao Tome and Principe
Serbia
Seychelles
South Africa
Switzerland (including Büsingen and Campione d'Italia)
Timor-Leste
Togo
Turkey
Turkmenistan
Ukraine
Uruguay
Uzbekistan
Venezuela

Part 3 — Conditions and requirements for using this general export authorisation

(1) This general export authorisation may not be used if:

(a) the exporter has been prohibited from using this general export authorisation in accordance with Article 20(1) of Regulation (EC) No 2019/125;

(b) the competent authority has informed the exporter that the goods in question are or may be intended, in their entirety or in part, either for

re-export to another country or to be used for the purpose of capital punishment in another country;

(c) the exporter knows or has reasonable grounds to believe that the goods in question are intended, in their entirety or in part, either for re-export to another country or to be used for the purpose of capital punishment in another country;

(d) the relevant goods are exported to a customs free zone or free warehouse which is located in a destination covered by this general export authorisation;

(e) the exporter is the manufacturer of the medicinal products in question and has not made a legally binding agreement with the distributor requiring the latter to make all supplies and transfers subject to the conclusion of a legally binding agreement requiring, preferably subject to a dissuasive contractual penalty, the customer

(i) not to use any of the goods received from the distributor for capital punishment;

(ii) not to supply or transfer any of these goods to a third party, if the customer knows or has reasonable grounds to believe that the goods are intended to be used for the purpose of capital punishment; and

(iii) to impose the same requirements on any third party to which the customer might supply or transfer any of these goods.

(f) the exporter is not the manufacturer of the medicinal products in question and has not obtained a signed end-user declaration from the end-user in the country of destination;

(g) the exporter of medicinal products has not concluded a legally binding agreement with the distributor or end-user requiring, preferably subject to a dissuasive contractual penalty, the distributor or, if the agreement was concluded by the end-user, the end-user to obtain prior authorisation from the exporter for

(i) any transfer or supply of any part of the shipment to a law enforcement authority in a country or territory that has not abolished capital punishment;

(ii) any transfer or supply of any part of the shipment to a natural or legal person, entity or body procuring relevant goods for or providing services involving use of such goods to such a law en-forcement authority, and

(iii) any re-export or transfer of any part of the shipment to a country or territory that has not abolished capital punishment; or

(h) the exporter of goods other than medicinal products has not concluded a legally binding agreement referred to in point (g), with the end-user.

(2) Exporters that use this general export authorisation shall notify the competent authority of their first use of this general export authorisation no later than 30 days after the date when the first export took place.

Exporters shall also report in the customs declaration the fact that they are using this general export authorisation.