

EXPORT RESTRICTION NOTICE AND CLAUSE

- 1) The subcontractor shall comply will all U.S. export control laws and regulations, including the Atomic Energy Act of 1954, as amended; the Arms Export Control Act (22 USC 2751 et seq.); the Export Administration Act of 1979 (560 U.S.C. Append 2401 et seq.); Assistance to Foreign Atomic Energy Activities (10 CFR part 810); Export and Import of Nuclear Equipment and Material (10 CFR part 110); International Traffic in Arms Regulations (22 CFR parts 120 et seq.); Export Administration Regulations (15 CFR parts 730 et seq.); Foreign Assets Control Regulations (31 CFR parts 500 et seq.); and the Espionage Act (37 U.S.C. 791 et seq.), in the performance of this subcontract.
- 2) In the absence of available license exemptions/exceptions, the subcontractor shall be responsible for obtaining the appropriate licenses or other approvals, if required, for exports of hardware, technical data, and software, or for the provision of technical assistance.
- 3) The subcontractor shall be responsible for obtaining export licenses, if required, before utilizing foreign persons in the performance of this subcontract, including instances where the work is performed on-site at the Los Alamos National Laboratory, where the foreign person will have access to export-controlled technical data or software.
- 4) The subcontractor shall be responsible for all regulatory record keeping requirements associated with the use of licenses and license exceptions/exemptions.
- 5) The use, disposition, export, or reexport of any University and/or Government-furnished property under this subcontract is subject to the applicable export controls set forth in paragraph 1) above, which among other things prohibit:
 - a. The making of false statements and concealment of any material information regarding the use or disposition, export or reexport of the property;
 - b. Any use or disposition, export or reexport of the property which is not authorized in accordance with the provisions of this subcontract; and
 - c. Export or reexport of such property contrary to U.S. law or regulations.
- 6) The subcontractor shall be responsible for ensuring that the provisions of this clause apply to its subcontractors including any arrangement for the transfer or sale of any property that has been transferred or acquired under this subcontract from the University.