

Export Controls in India – Law and Procedures

In recent years, India has made great advancements in strengthening its export control regulations governing specified goods, services and technologies, which have a dual use for both civilian and military applications. This has resulted in India's membership to three international multilateral regimes, Missile Technology Control Regime, Australia Group and Wassenaar Arrangement. The robust export control regulations have also strengthened India's pending application for membership to the Nuclear Suppliers Group.

The effectiveness of export controls anywhere rests on voluntary compliance and good citizenship. Lack of information and awareness can thwart compliance. The objective of this book is to provide a comprehensive and informed analysis of the applicable law, policy documents, international conventions and best practices introduced by the international regimes for benefit of the users, including governments, practitioners, exporters, importers and logistic providers seeking to deal with such dual use goods, services and technologies in defence, aerospace, chemical and biotechnology, nuclear, engineering goods, software, electronics, pharmaceuticals sectors and research institutions. The book also deals with the enforcement of these regulations both by the Custom authorities and the Directorate General Foreign Trade.

This book has an exclusive section on procedures complete with all applicable forms to facilitate the application process. There is also a model internal compliance programme (ICP) template provided that can be customised by companies to their specific requirements. ICPs are gaining recognition in the Indian export control regulations and it is advisable for companies to put in place the ICPs as these may allow them better benefits as the export control regulations evolve in India.

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