



Export Control Act 2002

2002 CHAPTER 28

3 Technical assistance controls

- (1) The Secretary of State may by order make provision for or in connection with the imposition of technical assistance controls in relation to technical assistance of any description.
- (2) For this purpose—
 - “technical assistance controls”, in relation to any technical assistance, means the prohibition or regulation of participation in the provision outside the United Kingdom of that technical assistance; and
 - “technical assistance” means services which are provided or used, or which are capable of being used, in connection with the development, production or use of any goods or technology.
- (3) Technical assistance may be described in the order wholly or partly by reference to the uses to which it (or the goods or technology in question) may be put.
- (4) The power to impose technical assistance controls—
 - (a) shall only be exercised for the purpose of imposing controls corresponding to or connected with—
 - (i) any export controls or transfer controls imposed under section 1 or 2; or
 - (ii) any controls imposed by a directly applicable Community provision on the exportation of goods or the transfer of technology; and
 - (b) is subject to section 5.
- (5) For the purposes of subsection (1) a person participates in the provision of technical assistance outside the United Kingdom if—
 - (a) he provides technical assistance outside the United Kingdom or agrees to do so; or
 - (b) he makes arrangements under which another person provides technical assistance outside the United Kingdom or agrees to do so.

Status: This is the original version (as it was originally enacted).

- (6) The Secretary of State may by order make provision in connection with any controls that may be imposed by a directly applicable Community provision on participation in the provision of technical assistance.
- (7) Technical assistance controls may be imposed on acts done outside the United Kingdom, but only if they are done by a person who is, or is acting under the control of, a United Kingdom person.