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F.No. 1(12)/2015/D(EPC)
Ministry of Defence
Department of Defence Production
D(Export Promotion Cell)

Date: 11 July, 2016

To,

DGOF & Chairman, OFB
CMDs, All DPSUs

Shri Sujith Haridas, DDG
Confederation of Indian Industry
Fax No. 2468 2226

Shri Vivek Pandit, Dir. (Energy & Defence),
FICCI (Fax: 2376 5333)

The Associated Chambers of Commerce and Industry of India (ASSOCHAM),
Corporate Office,
5, Sardar Patel Marg, Chanakya Puri,
New Delhi – 110 021
(Fax No. 2301 7008/09)

Sub: Non-Use of items supplied by Germany for manufacturing of Cluster Munitions.

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Dear Sirs,

You may be aware that Germany has imposed restrictive conditions in allowing access to certain export control items. The ground for such restriction is that such items may be used directly or indirectly in the context of cluster munitions.

2. As an effort of Govt. of India, Germany has agreed to allow access to certain export controlled items by Govt. of India entities subject to a certificate to the effect that "the goods in question will not be used in the context of cluster munitions" being issued by the Govt. of India. Joint Secretary (DIP) in the Department of Defence Production has been nominated as the Competent Authority to issue such a certificate on behalf of Govt. entity. Format of the Certificate is enclosed.

3. It has been decided with the approval of Competent Authority in this Department, that the Certificate should be signed by the Chairman/CMD of the Indian entity and the End User in the Service HQs. etc. Thereafter, it will be countersigned by JS(DIP) on behalf of the Indian facility that is sourcing the item in question and is owned, operated or controlled by, or under contract to the Government of India.

4. This issues with the approval of competent authority.

Encl: As above.

A.

(Kuldeep Parwal)
Deputy Secretary to the Govt. of India
011 23794687 (Telefax)

o/c
issued

END USE/USER CERTIFICATE

It is hereby certified that M/s.....
(Name and Address of Indian Importer), seeks to import controlled items (s) of German origin under
BAFA reference number.....as detailed below:-

1. Name of Supplier		2. Country of Ultimate Destination	3. Name of Ultimate End User
		INDIA	
4.	Contract/Order Reference No.		
5.	Address of End User		
6.	Purpose of End Use		
7.	Name and Description of item/Product/Quantity		
MANUFACTURER PART REFERENCE		DESCRIPTION	QUANTITY

Certification of Consignee

We certify that we are importing the items/products listed in item 7 for delivery to the end-use specified in item 3 for its exclusive use.

Signature with stamp of the authorised signatory in the consignee company

Date:

Certification of Ultimate End User

It is certified that the above said German origin controlled item(s) will not be used by India directly or indirectly in the manufacture of cluster munitions.

Signature with stamp of the authorised signatory in the End User Company /Deptt. Date:

Signature and stamp of JS(DIP) /DDP

Date: