

CHAPTER VII CONTROL MEASURES

Article 20

1. Exporters of dual-use items shall keep detailed **registers** or records of their **exports**, in accordance with the national law or practice in force in the respective Member States. Such registers or records shall include in particular commercial documents such as invoices, manifests and transport and other dispatch documents containing sufficient information to allow the following to be identified:

- (a) The description of the dual-use items;
- (b) The quantity of the dual-use items;
- (c) The name and address of the exporter and of the consignee;
- (d) Where known, the end-use and end-user of the dual-use items.

2. In accordance with national law or practice in force in the respective Member States, brokers shall keep registers or records for brokering services which fall under the scope of Article 5 so as to be able to prove, on request, the description of the dual-use items that were the subject of brokering services, the period during which the items were the subject of such services and their destination, and the countries concerned by those brokering services.

3. The registers or records and the documents referred to in paragraph 1 shall be kept for at least three years from the end of the calendar year in which the export took place or the brokering service was provided. They shall be produced, on request, to the competent authorities of the Member State in which the exporter is established or the broker is established or resident.

Comments: Several Members States have laid down a longer period than the three years required by Article 20(3). In addition, the relevant registers or records and related documents should be kept for:

- Three years in **Finland, Greece, Ireland, Latvia, Romania.**
- Four years in **Spain.**
- Five years in **Croatia, Czech Republic, Denmark, Hungary, Poland, Slovenia, Spain and Sweden;**
- Seven years in **Austria, Belgium (Flemish Region), Cyprus and in the Netherlands;**
- Ten years in **Belgium (Walloon Region), Bulgaria, Estonia, Luxembourg and Slovakia.**