be exported are subject to the EAR but not listed on the Commerce Control
List (CCL) (i.e., items that are classified as EAR99), and second, when the items to be exported are listed on the
CCL but do not require a license. Use of the NLR designator is also a representation that no license is required under
any of the General Prohibitions set forth in part 736 of the EAR.

(2) Item description. You must enter
an item description identical to the
item description on the license when a
license is required, or enter an item de-
scription sufficient in detail to permit
review by the U.S. Government and
verification of the Schedule B Number
(or Harmonized Tariff Schedule num-
ber) for License Exception shipments
or shipments for which No License is
Required (NLR). See § 758.1(g) of the
EAR; and 15 CFR 30.7(l) of the FTSR.

(3) Entering the ECCN. You must
enter the correct Export Control Class-
ification Number (ECCN) on the SED
or AES record for all licensed and Li-
cense Exception shipments, and “No
License Required” (NLR) shipments of
items having a reason for control other
than anti-terrorism (AT). The only ex-
ception to this requirement would be
the return of unwanted foreign origin
items, meeting the provisions of Li-
cense Exception TMP, under § 740.9(b)(3). See § 758.1(g) of the EAR.

(b) Step 28: Destination Control State-
ment. The Destination Control State-
ment (DCS) must be entered on the in-
voice and on the bill of lading, air way-
bill, or other export control document
that accompanies the shipment from
its point of origin in the United States
to the ultimate consignee or end-user
abroad. The person responsible for
preparation of those documents is re-
sponsible for entry of the DCS. The
DCS is required for all exports from the
United States of items on the Com-
merce Control List and is not required
for items classified as EAR99, unless the
export may be made under License
Exception BAG or GFT (see part 740
of the EAR). Reexporters should review
§ 752.15 of the EAR for DCS require-
ments when using a Special Com-
prehensive License; otherwise, DCS re-
quirements do not apply to reexports. See § 758.6 of the EAR.

(c) Step 29: Recordkeeping. Records of
transactions subject to the EAR must
be maintained for five years in accord-
ance with the recordkeeping provisions
of part 762 of the EAR.

[65 FR 42568, July 10, 2000]

§ 732.6 Steps for other requirements.

Sections 732.1 through 732.4 of this
part are useful in determining the li-
cense requirements that apply to you.
Other provisions of the EAR impose
other obligations and requirements.
Some of them are:

(a) Requirements relating to the use
of a license in § 758.4 of the EAR.

(b) Obligations of carriers, for-
warders, exporters and others to take
specific steps and prepare and deliver
certain documents to assure that items
subject to the EAR are delivered to the
destination to which they are licensed
or authorized by a License Exception
or some other provision of the regula-
tions in § 758.1 through § 758.6 of the
EAR.

(c) Duty of carriers to return or un-
load shipments at the direction of U.S.
Government officials (see § 758.8 of the
EAR).

(d) Specific obligations imposed on
parties to Special Comprehensive li-
censes in part 752 of the EAR.

(e) Recordkeeping requirements im-
posed in part 762 of the EAR.

(f) Requirements of part 764 of the
EAR to disclose facts that may come
to your attention after you file a li-
cense application or make other state-
ments to the government concerning a
transaction or proposed transaction
that is subject to the EAR.

(g) Certain obligations imposed by
part 760 of the EAR on parties who re-
ceive requests to take actions related
to foreign boycotts and prohibits cer-
tain actions relating to those boycotts.

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FR 42568, July 10, 2000]