FLOWCHART 2: CLASSIFIED IN CATEGORY 5, PART 2 OF THE EAR

THIS ITEM IS CONTROLLED UNDER CATEGORY 5, PART 2 OF THE EAR
(CONTINUED FROM FLOWCHART 1)

Is the item described in Note 3, Cat. 5, Part 3 – mass market (and not described by 740.17(b)(2) and (b)3(iii)?

If yes:

5A992.c, 5D992.c
(5E992.b – “use” technology)
See 740.17 table for authorizations and requirements
*IF <64 sym/768 asym/128 e. curve, then not in Cat. 5, Part 2

If no:

5A002/5B002/5D002/5E002
See License Exception ENC 740.17 table
(Other License Exception available for export may include TMP, BAG, GOV, or LVS)

Is the transaction described in 740.17(a)?

If yes:

No submission requirement to BIS to export

If no:

Is the item described in 740.17(b)(2) or (b)(3)(iii)?

If yes:

Submit a Classification Request to BIS. Semi-annual sales report also required
Reminder: Not eligible for Mass Market – Note 3 of Cat. 5, Part 2

If no:

Is the item described in 740.17(b)(3)(i), (ii) or (iv)?

If yes:

Submit a Classification Request to BIS.

If no:

The item is described in 740.17(b)(1) - Self-Classify
Submit Annual self-classification report