

MEMORANDUM CIRCULAR NO. 20 - 13
Series of 2020

SUBJECT : **STMO's LIST OF PROHIBITED END-USERS**

WHEREAS, pursuant to Section 8 of Republic Act No. 10697, otherwise known as the Strategic Trade Management Act (STMA), the Strategic Trade Management Office (STMO) is created as a bureau under the administrative supervision of the Department of Trade and Industry (DTI) to serve as the executive and technical agency of the national government for the establishment of the management systems for the trade in strategic goods.

WHEREAS, under Section 3 of the STMA, the following activities shall be subject to authorization issued by the STMO: export, import, transit, transshipment, re-export, reassignment, and the provision of related services.

WHEREAS, under Section 4 of the STMA, a National Strategic Goods List (NSGL) shall be created to describe with specificity the strategic goods subject to authorization. The NSGL is composed of three (3) annexes: Military Goods (Annex 1), Dual Use Goods (Annex 2), and Nationally Controlled Goods (Annex 3).

WHEREAS, Sections 9(d) the STMA vest the STMO with the power and function to issue or deny issuance of authorizations for the trade of strategic goods and the provision of related services.

WHEREAS, Section 11 of the STMA impose end-use (catch-all) controls on goods that are not in the NSGL (unlisted goods) and related services subject to specified conditions.

WHEREAS, under Rule IV Section 6 of the STMA Implementing Rules and Regulations, the STMO shall refuse to issue an authorization when strategic goods exported, transited, transshipped, re-exported, reassigned, or related services provided are in breach of United Nations (UN) Security Council sanctions or embargoes;

WHEREAS, the UN Security Council imposes measures against individuals and entities upon their violation of international law including international criminal law, international humanitarian law, and other pertinent laws of the international community.

WHEREAS, the UN Security Council consolidates the names of individuals and entities from the different UN sanctions committees into a single list and updates the consolidated list regularly.

STRATEGIC TRADE MANAGEMENT OFFICE

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NOW, THEREFORE, this Circular is hereby issued for the information, guidance, and compliance of all persons who engage or intend to engage in the trade of strategic and/ or unlisted goods:

1. The STMO adopts the UN Security Council Consolidated List of Individuals and Entities as the STMO's List of Prohibited End-Users. The UN Security Council Consolidated List is made available on the UN official website at <https://www.un.org/securitycouncil/content/un-sc-consolidated-list>. The UN Security Council Consolidated List shall also be published in the DTI-STMO website.
2. Updates or changes on the UN Security Council Consolidated List are adopted immediately by the STMO once it is made available on the UN official website.
3. All persons who engage or intend to engage in the trade of strategic and/ or unlisted goods are prohibited from engaging in any trade with individuals and entities in the List of Prohibited End-Users. Persons are advised to download and check the latest List of Prohibited End-Users before proceeding with any cross-border trade transactions.

This Order shall take effect immediately.
06 April 2020, Makati City.


Recommending Approval:


ATTY. JANICE S. DIMAYACYAC
Director III 

Approved by:


ATTY. LUIS M. CATIBAYAN
Director

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