

Types of Strategic High-tech Commodities, Specific Strategic High-tech Commodities, and Exportation to Restricted Regions

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I. Types of strategic high-tech commodities (SHTC)

A. Export Control Lists for SHTC

1. Export Control List for Dual Use Items and Technology
2. Common Military List
3. Sensitive Commodities List for North Korea
4. Sensitive Commodities List for Iran
5. High-Tech Commodities List for Exportation to Russia and Belarus

B. Commodities for export that are not contained on the aforementioned lists, but their end-use or end-users are suspected of developing or manufacturing nuclear, chemical or biochemical weapons, missiles or any other weapons of mass destruction (WMDs).

Aforementioned items suspected of use in the development or manufacturing of nuclear, chemical or biochemical weapons, missiles or any other WMDs that fall under any one of the following circumstances:

1. Overseas traders who are included on the SHTC Export Entity List as announced on the website of the International Trade Administration (TITA) under the Ministry of Economic Affairs (MOEA), or those designated specifically by the competent authority.
2. Overseas traders or agents who are not willing to provide the end-use or end-users of the commodities, or traders with virtually no business background.
3. Product functions and specifications that are not consistent with the business needs of overseas traders or the technological standards of the importing countries.
4. Selling prices, trade terms, and conditions or payments that are not consistent with international trade norms.

5. Overseas traders who are not familiar with the functions of the products, but insist on buying the said commodities, or overseas traders who refuse routine installations, training, or follow-up maintenance services.
6. No specific reasons are given, the dates of transportation and destination are uncertain, the end-consignee for the forwarder or the consignee and place have been suddenly changed.
7. No specific reasons are given, the packing methods, shipping routes, or labels of commodities are suspicious.
8. There are other suspicious circumstances in the trade transaction.

C. The commodity for which an International Import Certificate or a Written Assurance Certificate issued by Taiwan is required by the exporting country for its exportation to Taiwan.

II. Specific SHTC mentioned in Article 13 of the Foreign Trade Act cover SHTC on the export control list and commodities for export that are not contained on the aforementioned lists, but their end-use or end-users are suspected of developing and manufacturing nuclear, chemical or biochemical weapons, missiles or any other WMDs. SHTC that are transported to restricted regions may not transit, transship or be stored in bonded warehouses, logistics centers, or free ports of Taiwan without authorization in accordance with Article 20 of the Regulations Governing the Export and Import of Strategic High-Tech Commodities.

III. Restricted regions include Iran, Iraq, North Korea, China, Sudan, and Syria.

Export restrictions to China shall be limited to 12 categories of semiconductor wafer fabricating equipment for SHTC: chemical mechanical polishers, photo-resist strippers, photo-resist developers, rapid thermal processors, deposition apparatuses, cleaning equipment, dryers, electron microscopes, etchers, ion implanters, photo-resist coaters, and lithography equipment. For other SHTC to be exported to China, provisions of relevant laws and regulations for non-restricted areas shall apply.