

New Policies and Procedures for Registration Under the International Traffic in Arms Regulations (“ITAR”)

Aerospace & Defense Group Newsletter

Effective September 26, 2011, new policies and procedures went into effect for registration under the International Traffic in Arms Regulations (“ITAR”). Although the changes were designed to simplify and streamline the registration process, existing and potential registrants should familiarize themselves with the new policies and procedures and leave themselves sufficient time to make registration renewals and new registrations in a timely manner taking into account the new requirements.

The changes fall into two categories:

1. New Form DS-2032

The Statement of Registration Form, DS-2032, has been extensively revised:

- The form now includes dropdown menus, additional boxes to check, and other interactive features. It must be typewritten.
- The form of transmittal letter has been eliminated and the certifications concerning criminal indictment or conviction, eligibility to contract with and receive licenses from the U.S. Government, and foreign ownership and control that were contained in the transmittal letter are now incorporated into the DS-2032.
- Certain blocks of the form no longer permit attachments. In lieu of attachments, the number of items in a block can be expanded by clicking on an “add item” box.
- An organizational chart must be attached that shows all layers of organization through the ultimate parent of the registrant (U.S. or foreign).

The new Form DS-2032 and instructions can be accessed at:

http://pmdrtc.state.gov/registration/documents/DS2032_ext_v1.4READ.pdf

2. Registration Fees Must Be Paid Electronically

All registration fees are now required to be paid electronically in U.S. currency through a U.S. financial institution and drawn from the registrant’s account. No other form of payment will be accepted. The summary of the final rule implementing electronic payments states: that this method of payment will “simply the collection and verification of payments, eliminate the need to manually process and collect returned payments, and eliminate the possibility of lost payments.” Instructions for making electronic payments can be found at <http://www.pmdrtc.state.gov/registration/epr.html>, and the text of the final rule is at http://pmdrtc.state.gov/FR/2011/final_rule_electronic_payment.pdf.

If you have any questions regarding the new ITAR registration procedures or any other aspect of the ITAR, please contact your Butzel Long attorney or the author of this Client Alert:

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