



Supplier ITAR Regulation & Certification

The International Traffic in Arms Regulations (ITAR) controls products, technologies and services designated as a defense article under the U.S. Munitions List, as well as inherently military technologies. Companies involved in the manufacture, sale or distribution of ITAR controlled goods or services must be “ITAR compliant”.

In accordance with the Kollmorgen Trade Compliance procedure, this Supplier ITAR Certification is required to be completed by all suppliers from which Kollmorgen purchase ITAR controlled goods or services. Failure to complete this certification may result in a loss of ITAR related business.

DEFINITIONS:

- Foreign National: All individuals in the United States or overseas who are not U.S. citizens or lawful permanent residents (i.e. U.S. green card holders).
- Technical Data: Information, other than software, which is required for the design, development, production, manufacture, assembly, operation, repair, testing, maintenance and/or modification of defense articles. For more information, see §120.10 of the International Traffic in Arms Regulations (ITAR), 22 CFR 120 – 130. (Click here and select ITAR Part 120)

CERTIFICATION:

- The Supplier understands that they are required to register with the Directorate of Defense Trade Controls.
- The Supplier understands its responsibilities under U.S. export control laws and regulations, including ITAR, and certifies that it will not disseminate any ITAR-controlled Technical Data that would violate applicable export control laws and regulations.
- The Supplier understands that ITAR restricts Foreign National access to ITAR-controlled Technical Data and Hardware. The Supplier certifies that it will not allow access by any Foreign National to ITAR-controlled Technical Data packages or products without the prior written approval of the Prime Contractor. This includes Foreign National employees as well as Foreign Nationals outside the Supplier’s company, whether located in the U.S. or outside of the U.S.
- The Supplier certifies that it will not assign any Foreign National to perform work which requires access to ITAR-controlled Technical Data or Hardware without the prior written approval of Kollmorgen.
- The Supplier certifies that it will advise its employees who have access to ITAR-controlled Technical Data or Hardware of their obligations regarding compliance with points 2 through 4 above, and that it will actively monitor and enforce compliance.
- The Supplier certifies that it will establish operating procedures and physical security measures designed to protect ITAR-controlled Technical Data packages and Hardware from inadvertent release or disclosure to Foreign Nationals or other unauthorized third parties.
- If the Supplier provides documentation or information containing ITAR-controlled Technical Data to subcontractors, it will mark such documents, emails, etc. with the following statement: “This document contains technical data that is controlled by the International Traffic In Arms Regulations. Access to this document is restricted to U.S. citizens and lawful permanent residents (US green card holders).” By accepting this data, the consignee agrees to honor the requirements of the U.S. International Traffic in Arms Regulations (ITAR).”
- The Supplier certifies that it will, within 30 days of the close of the RFQ (if not awarded the business) or contract, return to Kollmorgen or destroy all information and documents containing ITAR-controlled Technical Data, and all copies in its possession.

I certify on behalf of my company that the above statements are true and correct. I acknowledge that I am responsible for notifying Kollmorgen of any changes in my company’s standing with the U.S. Department of State with regard to export compliance.

Please initial each Certification above and sign below. E-mail signed copy to tradecompliance@kollmorgen.com

Name of Declarant:		Title of Declarant:	
Name of Company:		Signature:	Date: