



Australian Government

Department of Defence

DEC04 – END USE AND NON TRANSFER CERTIFICATE BY FOREIGN GOVERNMENT

What is the purpose of the DEC04?

The DEC04 - End Use and Non Transfer Certificate authorises a consignee and foreign government end user to receive goods and/or technology for a foreign government military or security end use, on the condition they will not re-export, resell or otherwise transfer, the goods and/or technology without the consent of the Australian Minister for Defence or their delegate.

When do I need to submit a DEC04?

When you are submitting an *Application to Export or Supply Controlled Goods and Technology* and:

- the goods and/or technology are being sold or transferred to a foreign government end user for military or security end-use; or
- Defence Export Controls (DEC) has requested a DEC04 based on the circumstances of your application.

Who needs to complete and sign a DEC04?

An authorised agent of the **Applicant** (*the exporter*) must complete and sign all fields in the Applicant section of this DEC04.

An authorised agent of the **Consignee** (*a third party/intermediary who is a part of the supply chain for the export of the goods and/or technology. For example, a foreign distributor or transport company*) must complete and sign the Consignee section of this DEC04 (if the consignee is NOT the same as the End User). All fields must be completed and the Certification by Consignee section signed.

An authorised agent of the **End User** (*the government entity that will receive and use the goods and/or technology*) must complete the End User and End Use sections, and complete and sign the Certification by End User of this DEC04.

How should I submit my DEC04?

The **Applicant** should send a scanned copy of the DEC04 when submitting an *Application to Export Controlled Goods and Technology* to exportcontrols.applications@defence.gov.au

Where can I find further information on exporting military goods and technology?

The Defence Export Controls website provides further information at www.defence.gov.au/exportcontrols. You can also contact Defence Export Controls on 1800 661 066, or on +61 6266 7222 if outside Australia, between 0830 and 1630 Australian Eastern Standard Time from Monday to Friday except on Public Holidays, and via our email address: exportcontrols@defence.gov.au



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Applicant (the person/company that will export the goods and/or technology)

Person/Company Name	
Phone number	DCRN
Physical Address (PO Box not acceptable)	Company Seal (if available)

Certification by Applicant

- As an authorised agent of the Applicant, I certify that:
 - a. The Applicant will promptly send supplementary certification declaring any change of fact or intention to Defence Export Controls on +61 2 6266 7222 or via email exportcontrols@defence.gov.au, **AND**
 - b. Where the Applicant believes or suspects that the goods or technology will or may potentially be used in a weapons of mass destruction (WMD) program, I will immediately contact Defence Export Controls on +61 2 6266 7222 or via email exportcontrols@defence.gov.au

Name	Position/authority of signatory
Signature	Date

Goods and/or Technology – Please list all goods and/or technology relevant to this export

Country of ultimate destination		
Full Description of Goods and/or Technology (include commercial contract number or order number)	Quantity	Value \$AUD

Consignee *(the third party/intermediary who is a part of the supply chain for the export of the goods and/or Technology – for example, a distributor or a transport company).*

Company Name	
Phone Number	Company Seal (if available)
Physical Address (PO Box not acceptable)	

Certification by Consignee

- As an authorised agent the Consignee, I certify that:
 - a. the Consignee is importing the goods and/or technology listed for delivery to the nominated End User, **AND**
 - b. all details provided in this statement are correct to the best of my knowledge, **AND**
 - c. the goods and/or technology will not be re-exported, resold or otherwise disposed of, to any other party or destination, **AND**
 - d. the Consignee will promptly send supplementary certification declaring any change of fact or intention to the Defence Export Controls on +61 2 6266 7222 or via email exportcontrols@defence.gov.au, **AND**
 - e. where the Consignee believes or suspect that the goods and/or technology will or may potentially be used in a weapons of mass destruction (WMD) program, I will immediately contact Defence Export Controls on +61 2 6266 7222 or via email exportcontrols@defence.gov.au

Name	Position/authority of signatory
Signature	Date

End User *(the government entity that will receive and use the goods and/or technology)*

Government Entity
Phone Number
Physical Address (PO Box not acceptable)

End Use *(to be completed by the End User)*

What will you, as the End User, use the goods and/or technology for?
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Certification by End User

- As an authorised agent of the Government End User I certify that
 - a. all details provided in this statement are correct to the best of my knowledge, **AND**
 - b. I am the end user of the goods and/or technology listed above, **AND**
 - c. the goods and/or technology are for my organisation's exclusive use as detailed above, **AND**
 - d. the goods and/or technology will not be re-exported, resold or otherwise disposed of, to any other party or destination, without the permission of the Australian Defence Minister or their delegate, **AND**
 - e. the goods and/or technology will not be used in the development, production or use of chemical, biological or nuclear weapons or for missiles capable of delivering such weapons; **AND**
 - f. the goods and/or technology will not be used to commit or facilitate serious violations of humanitarian law or human rights law; **AND**
 - g. the Australian Government or its representatives may conduct post shipment inquiries to verify that the end use of the goods complies with the export permission, including this DECO4.

Name		Government Seal (if available)
Position within Government		
Signature	Date	