

CBP Automated Export System Trade Interface Requirements

Appendix O – DDTC ITAR Exemption Codes

April 3, 2020



U.S. Customs and
Border Protection



APPENDIX O – DDTC ITAR Exemption Codes

DDTC ITAR Exemption Codes

Use a DDTC (Directorate of Defense Trade Controls) ITAR (International Traffic in Arms Reduction) Exemption Code when required in a commodity filing.

These specific citations (exemption number/codes) from the Code of Federal Register (see CFR 120-130) exempt a shipment from the requirement for a license or other written authorization from the Directorate of Defense Trade Controls.

DDTC ITAR Exemption Codes	Description
123.4A1	22 CFR 123.4 (a) (1) Temporary import of U. S. – origin defense items for servicing, inspection, testing, calibration, repair, overhaul, reconditioning, or one-to-one replacement of defective items.
123.4A2	22 CFR 123.4 (a) (2) Temporary import of U.S. – origin defense item to be enhanced, upgraded, or incorporated into another item which the permanent export has been authorized by Directorate of Defense Controls.
123.4A3	22 CFR 123.4 (a) (3) Temporary import of U.S. – origin defense items for demonstration or marketing.
123.4A4	22 CFR 123.4 (a) (4) Temporary import of U.S. – origin defense items which have been rejected for permanent import by Treasury.
123.4A5	22 CFR 123.4 (a) (5) Temporary import of U.S. – origin defense items approved for import under Foreign Military Sales Program.
123.4B	22 CFR 123.4 (b) Temporary import but not subsequent export of item incorporated into another article.
123.6	22 CFR 123.6 From the United States to foreign trade zone or Customs bonded warehouse.
123.9E	22 CFR 123.9 (e) Re-export or retransfer of U.S. – origin items incorporated into foreign defense article to a government of a NATO country or the governments of Australia or Japan.
123.11B	22 CFR 123.11 (b) Vessel or aircraft does not enter territorial waters or airspace if no defense articles are carried as cargo.
123.12	22 CFR 123.12 Shipments between U.S. possessions.
123.13	22 CFR 123.13 Defense article on domestic air shipment via foreign country.
123.16B1	22 CFR 123.16 (b) (1) Defense articles in support of agreements.
123.16B2	22 CFR 123.16 (b) (2) Components or spare parts less than \$500.
123.16B3	22 CFR 123.16 (b) (3) Packing cases for defense articles.
123.16B4	22 CFR 123.16 (b) (4) Models and mock-ups.
123.16B5	22 CFR 123.16 (b) (5) Temporary export for public exhibition, trade show, air show or related event if that article was previously licensed for public exhibition.
123.16B9	22 CFR 123.16 (b) (9) Temporary export of unclassified component, part, tool or test equipment to affiliate or facility owned or controlled by the U.S. person.

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123.17F	22 CFR 123.17 (f) Temporary export of one set of "Body Armor" for personal use without a license from the United States by U.S. persons as defined in the ITAR 120.14.
123.17G	22 CFR 123.17 (g) Temporary export of one set of "Body Armor" for personal use without a license by U.S. persons as defined in the ITAR 120.14 going to Afghanistan and to Iraq.
123.17 H	22 CFR 123.17 (h) Temporary exports of body armor, which may include a helmet, or chemical agent protective gear, which may include one additional filter canister, for personal use to Iraq.
123.17 I	22 CFR 123.17 (i) Temporary exports of body armor, which may include a helmet, or chemical agent protective gear, which may include one additional filter canister, for personal use to Afghanistan.
123.19	22 CFR 123.19 Canadian and Mexican border shipments.
123.22	22 CFR 123.22 Exports of technical data and defense services.
124.2A	22 CFR 124.2 (a) Training in basic operation and maintenance of defense articles authorized for export to the same recipient.
124.2B	22 CFR 124.2 (b) Defense services performed by U.S. persons drafted into military force of a foreign nation.
124.2C	22 CFR 124.2 (c) Maintenance training or performance training to NATO countries, Australia, Japan, and Sweden.
124.3A	22 CFR 124.3 (a) Unclassified technical data within scope of an approved manufacturing license or technical assistance agreement.
124.3B	22 CFR 124.3 (b) Classified technical data in furtherance of an approved manufacturing license or technical assistance agreement.
125.2B	22 CFR 125.2 (b) Technical data for foreign filing of patent application not exceeding its domestic patent filing.
125.4B1	22 CFR 125.4 (b) (1) Technical data pursuant to official written request or directive of Department of Defense.
125.4B2	22 CFR 125.4 (b) (2) Technical data in furtherance of agreement approved under 22 CFR Part 124.
125.4B3	22 CFR 125.4 (b) (3) Technical data in furtherance of contract between exporter and U.S. Government agency that does not disclose design, development, production, or manufacture details of defense article.
125.4B4	22 CFR 125.4 (b) (4) Copies of technical data previously authorized for export to same recipient.
125.4B5	22 CFR 125.4 (b) (5) Technical data regarding basic operations, maintenance, and training to same recipient of lawfully exported defense article.
125.4B6	22 CFR 125.4 (b) (6) Technical data related to firearms not in excess of .50 caliber and ammunition not in excess of .50 caliber, not including design, development, production, or manufacturing details.
125.4B7	22 CFR 125.4 (b) (7) Technical data being returned to original source of import.

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125.4B8	22 CFR 125.4 (b) (8) Technical data directly related to classified information which has been previously authorized for export to same recipient, not including design, development, production, or manufacturing details.
125.4B9	22 CFR 125.4 (b) (9) Technical data sent by U.S. corporation to a U.S. person employed by that corporation overseas or to a U.S. Government agency.
125.4B10	22 CFR 125.4 (b) (10) Unclassified technical data in U.S. by U.S. institution of higher learning to full-time foreign employee.
125.4B11	22 CFR 125.4 (b) (11) Exporter granted written exemption from Directorate of Defense Trade Controls for technical data pursuant to arrangement with Department of Defense, Department of Energy, or NASA.
125.4B12	22 CFR 125.4 (b) (12) Technical data exempt under 22 CFR 126.
125.4B13	22 CFR 125.4 (b) (13) Technical data for public release by cognizant U.S. Government agency or Directorate for Freedom of Information and Security Review.
125.4C	22 CFR 125.4 (c) Defense services and unclassified technical data to nationals of NATO countries, Australia, Japan, and Sweden for responding to written request from Department of Defense for quote or bid proposal.
125.5A	22 CFR 125.5 (a) Unclassified technical data during classified plant visit authorized by Directorate of Defense Trade Controls; approved government-to-government program; or U.S. Government agency having classification jurisdiction over classified defense article or classified technical data.
125.5B	22 CFR 125.5 (b) Classified technical data during plant visit approved by appropriate U.S. Government agency.
125.5C	22 CFR 125.5 (c) Unclassified technical data during plant visit approved by the Directorate of Defense Trade Controls.
126.3	22 CFR 126.3 Exceptional or undue hardship.
126.4A	22 CFR 126.4 (a) Export, Re-export, Re-Transfer or Temporary Import of defense article, technical data, or defense service by agency of U.S. Government.
126.4B	22 CFR 126.4 (b) Export, Re-export, Re-Transfer or Temporary Import of defense article, technical data, or defense service on behalf of U.S. Government.
126.4C	22 CFR 126.4 (c) Return of temporary or permanent export of defense article, technical data, or defense service for end-use by U.S. Government agency in foreign country.
126.5A	22 CFR 126.5 (a) Temporary import and return to Canada of unclassified defense articles originating from Canada.
126.5B	22 CFR 126.5 (b) Permanent or temporary export of certain defense articles, related technical data, and defense services for end-use in Canada.
126.6A	22 CFR 126.6 (a) Defense article or technical data sold, leased, or loaned by Department of Defense to a foreign country or international organization.
126.6B	22 CFR 126.6 (b) Foreign military aircraft or naval vessel.
126.6C	22 CFR 126.6 (c) Defense article, technical data, or defense service sold, leased, or loaned by Department of Defense under Foreign Military Sales Program.
126.16E1	United States and Australian combined military or counter-terrorism operations
126.16E2	United States and Australian cooperative security and defense research, development, production, and support programs
126.16E3	Mutually determined specific security and defense projects where the Government of Australia is the end-user
126.16E4	U.S. Government end-use
126.17E1	United States and United Kingdom combined military or counter-terrorism operations

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126.17E2	United States and United Kingdom cooperative security and defense research, development, production, and support programs
126.17E3	Mutually determined specific security and defense projects where the Government of the United Kingdom is the end-user
126.17E4	U.S. Government end-use
