

**MEASURE**  
**of the Ministry of Economy of the Slovak Republic**

dated May 15, 2017,

**establishing the type of transfer license for individual categories of defence-related products**

Ministry of Economy of the Slovak Republic, pursuant to § 43 e) of Act No. 392/2011 Coll. on trade with defence-related products and on changes and amendments to several Acts (the "Act") hereby defines:

**§ 1**

- (1) Products of defence industry, for which general transfer license is being issued, are specified in Annexes No. 1 to 3.
- (2) Products of defence industry, for which global transfer license is being issued, are specified in Annexes No. 4.
- (3) Products of defence industry, for which individual transfer license is being issued, are specified in Annexes No. 5.

**§ 2**

This measure implements the binding legal acts of the European Union specified in Annex No. 6.

**§ 3**

The decree of the Ministry of Economy of the Slovak Republic no. 2/2012 dated 16 December 2011 laying down the type of transfer license for individual types of defence-related products (Notice No. 108/2012 Coll.), as amended by Decree No. 2/2014 of 1 December 2014 (Notice No. 391/2014 Coll.) is hereby cancelled.

**§ 4**

This measure becomes effective on June 1, 2017.

**Peter Žiga**

Minister

**GENERAL TRANSFER LICENSE - SCOPE**

<b>ML No.</b>	<b>§ 24 par. 2 a) of the ACT</b>
<b>List of ML categories</b>	
ML 1	Included subitem d)
ML 2	Included subitem c) and d)
ML 3	Not included
ML 4	<p>Included subitems a) and b) except for the following items and products:</p> <ol style="list-style-type: none"> <li>1. mines,</li> <li>2. cluster ammunition, explosive bombs and sub-ammunition and their specially designed components,</li> <li>3. rifle grenades and hand grenades,</li> <li>4. torpedoes, headless torpedoes and torpedo bodies,</li> <li>5. bombs</li> <li>6. guided, unguided and other missiles (rockets, guided missiles, MANPADS and similar),</li> <li>7. infantry explosive devices, adhesive and hollow charges. The following weapons are excluded as well:               <ol style="list-style-type: none"> <li>1. explosive heads and explosive charges,</li> <li>2. ignition charges,</li> <li>3. target detection heads, guiding systems, targeting devices,</li> <li>4. individual rocket stages,</li> <li>5. heads,</li> <li>6. motors,</li> <li>7. thrust vector control systems,</li> <li>8. rocket launchers and launching devices,</li> <li>9. entrapment, distraction, interference or interruption systems,</li> <li>10. specially designed parts for MANPADS.</li> </ol> </li> </ol>
ML 5	<p>Included are all products except for the following:</p> <ol style="list-style-type: none"> <li>1. defence devices,</li> <li>2. devices and parts excluded from other categories as part of the same general transfer license.</li> </ol>
ML 6	<p>Included are all products except for the following:</p> <ol style="list-style-type: none"> <li>1. complete vehicles,</li> <li>2. undercarriages and turrets,</li> <li>3. devices and parts excluded from other categories as part of the same general transfer license.</li> </ol>
ML 7	Included subitem g).
ML 8	Not included
ML 9	<p>Included are all products except for the following:</p> <ol style="list-style-type: none"> <li>1. complete vessels and submarines,</li> <li>2. sensing devices used under water and their specially designed parts</li> <li>3. air-independent drive systems for submarines and their specially designed parts,</li> <li>4. complete ship hulls,</li> <li>5. defence devices,</li> <li>6. devices and parts excluded from other categories as part of the same general transfer license.</li> </ol>

ML 10	Included are all products except for the following: <ol style="list-style-type: none"> <li>1. complete aircraft,</li> <li>2. complete unmanned aircraft ("UAV") and parts specially designed or modified for unmanned aircraft,</li> <li>3. fighter aircraft and helicopter fuselages,</li> <li>4. fighter aircraft motors,</li> <li>5. devices and parts excluded from other categories as part of the same general transfer license.</li> </ol>
ML 11	Included subitem a). Only the following products: <ol style="list-style-type: none"> <li>1. guiding and navigation devices except for systems for MANPADS or according to definition within MTCR I,</li> <li>2. automatic command and control systems.</li> </ol>
ML 12	Not included
ML 13	Included subitems c) and d).
ML 14	Included are all products except for MANPADS simulators.
ML 15	Included subitems b), c), d) and e).
ML 16	Included are all products except for the following: <ol style="list-style-type: none"> <li>1. MANPADS-related products,</li> <li>2. all product-related items, the export of which is not allowed within the same general transfer license.</li> </ol>
ML 17	Included subitems a), b), d), e), j), k), l), m), n), o) and p). All products except for subitem n): test models are excluded if they are specially designed for development of items specified in ML 4, ML 6, ML 9 or ML 10 and the same applies to parts specially designed for these test models.
ML 18	Not included
ML 19	Not included
ML 20	Not included
ML 21	Included subitems a) and b). Only the following products and only if permitted in other categories within the same general transfer license: <ol style="list-style-type: none"> <li>a) "software" specially designed or modified for: <ol style="list-style-type: none"> <li>1. operation or maintenance of the facilities defined in Act No. 392/2011 Coll. on trade in defense-related products and on the amendment of certain acts as amended.</li> </ol> </li> <li>b) specific "software" except for software specified in ML 21 a): <ol style="list-style-type: none"> <li>1. "Software" specially designed for military use and specially designed for the modelling, simulation or evaluation of military weapon systems;</li> <li>4. "Software" specially designed for military use and specially designed for the application of command, control, communication and information systems (C3I) or command, control, communication, computer and information systems (C4I).</li> </ol> </li> </ol>
ML 22	Included subitem a). All technologies, except for those required for development and production, and only if permitted in other categories within the same general transfer license.

**GENERAL TRANSFER LICENSE - SCOPE**

<b>ML No.</b>	<b>§ 24 par. 2 b) of the Act</b>
<b>List of ML categories</b>	
ML 1	Included
ML 2	Included from subitem a) only machine guns; only spare components for ML2 item
ML 3	Included subitem a) only ammunition for weapons listed in ML1, its parts and
ML 4	Not included
ML 5	Not included
ML 6	Included are all products except for the following: <ol style="list-style-type: none"> <li>1. complete vehicles,</li> <li>2. undercarriages and turrets,</li> <li>3. devices and parts excluded from other categories as part of the same general transfer license.</li> </ol>
ML 7	Not included
ML 8	Not included
ML 9	Included are all products except for the following: <ol style="list-style-type: none"> <li>1. complete vessels and submarines,</li> <li>2. sensing devices used under water and their specially designed parts</li> <li>3. air-independent drive systems for submarines and their specially designed parts,</li> <li>4. complete ship hulls,</li> <li>5. defence devices,</li> <li>6. devices and parts excluded from other categories as part of the same general transfer license.</li> </ol>
ML 10	Included are all products except for the following: <ol style="list-style-type: none"> <li>1. complete aircraft,</li> <li>2. complete unmanned aircraft and parts specially designed or modified for unmanned aircraft,</li> <li>3. fighter aircraft and helicopter fuselages,</li> <li>4. fighter aircraft motors,</li> <li>5. devices and parts excluded from other categories as part of the same general transfer license.</li> </ol>
ML 11	Included subitem a). Only the following products: <ol style="list-style-type: none"> <li>1. guiding and navigation devices except for systems for MANPADS or according to definition within MTCR I,</li> <li>2. automatic command and control systems.</li> </ol>
ML 12	Not included
ML 13	Included subitems c) and d).
ML 14	Included
ML 15	Included subitems b), c) and d).
ML 16	Included are all products except for the following: <ol style="list-style-type: none"> <li>1. MANPADS-related products,</li> <li>2. all product-related items, the export of which is not allowed within the same general transfer license.</li> </ol>

ML 17	Included subitems a), b), d), e), j), k), l), m), n), o) and p). All products except for subitem n): test models are excluded if they are specially designed for development of items specified in ML 4, 6, 9 or 10 and the same applies to parts specially designed for these test models.
ML 18	Not included
ML 19	Not included
ML 20	Not included
ML 21	<p>Included subitems a) and b).</p> <p>Only the following products and only if permitted in other categories within the same general transfer license:</p> <p>a) "software" specially designed or modified for:</p> <ol style="list-style-type: none"> <li>1. operation or maintenance of devices defined in the Annex to directive 2009/43/EC;</li> </ol> <p>b) specific "software" except for software specified in ML 21 a):</p> <ol style="list-style-type: none"> <li>1. "Software" specially designed for military use and specially designed for the modelling, simulation or evaluation of military weapon systems;</li> <li>4. "Software" specially designed for military use and specially designed for the application of command, control, communication and information systems (C3I) or command, control, communication, computer and information systems (C4I).</li> </ol>
ML 22	Included subitem a). All technologies, except for those required for development and production, and only if permitted in other categories within the same general transfer license:

**GENERAL TRANSFER LICENSE - SCOPE**

<b>ML No.</b>	<b>§ 24 par. 2 c) and 2 d) of the Act</b>
	<b>List of ML categories</b>
ML 1	Included
ML 2	Included
ML 3	Included
ML 4	Included
ML 5	Included
ML 6	Included
ML 7	Not included
ML 8	Not included
ML 9	Included
ML 10	Included
ML 11	Included
ML 12	Not included
ML 13	Included
ML 14	Included
ML 15	Included
ML 16	Included
ML 17	Included are only subitems a), b), c), d), e), f), i), j), k), l), m), n), o) and p).
ML 18	Included
ML 19	Not included
ML 20	Not included
ML 21	Included
ML 22	Not included

**GLOBAL TRANSFER LICENSE - SCOPE**

<b>ML No.</b>	
	<b>List of ML categories</b>
ML 1	Not included
ML 2	Not included
ML 3	Not included
ML 4	Not included
ML 5	Not included
ML 6	Not included
ML 7	Not included
ML 8	Not included
ML 9	Not included
ML 10	Not included
ML 11	Not included
ML 12	Not included
ML 13	Not included
ML 14	Not included
ML 15	Not included
ML 16	Included
ML 17	Not included
ML 18	Not included
ML 19	Not included
ML 20	Not included
ML 21	Not included
ML 22	Not included

**INDIVIDUAL TRANSFER LICENSE - SCOPE**

<b>ML No.</b>	
	<b>List of ML categories</b>
ML 1	Included
ML 2	Included
ML 3	Included
ML 4	Included
ML 5	Included
ML 6	Included
ML 7	Included
ML 8	Included
ML 9	Included
ML 10	Included
ML 11	Included
ML 12	Included
ML 13	Included
ML 14	Included
ML 15	Included
ML 16	Included
ML 17	Included
ML 18	Included
ML 19	Included
ML 20	Included
ML 21	Included
ML 22	Included



**LIST OF ADOPTED LEGALLY BINDING ACTS OF THE EUROPEAN UNION**

Directive 2009/43/EC of the European Parliament and of the Council of 6 May 2009 simplifying terms and conditions of transfers of defence-related products within the Community (OJ EU L 146, 10. 06. 2009) in wording of the Commission directive 2010/80/EU dated 22 November 2010 (OJ EU L 308, 24. 11. 2010) Commission directive 2012/10/EU dated 22 March 2012 (OJ EU L 85, 24. 03.2012), Commission directive 2012/47/EU dated 14 December 2012 (OJ EU L 31, 31. 01. 2013), Commission directive 2014/18/EU dated 29 January 2014 (OJ EU L 40, 11. 02. 2014) Commission directive (EU) 2016/970 dated 27 May 2016.