



UNIVERSITY OF MASSACHUSETTS BOSTON
PROVOST AND VICE CHANCELLOR FOR ACADEMIC AFFAIRS

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EXPORT CONTROLS AND TRADE SANCTIONS **POLICY STATEMENT**

It is the policy of the University of Massachusetts Boston to comply fully with export control and trade sanctions laws and regulations. The Oversight Committee for Export Control Compliance (OCECC) oversees export controls and trade sanctions compliance.

It is also the mission and policy of the University of Massachusetts Boston to conduct instruction and research openly and without prohibitions on the dissemination of learning or research results. As a consequence, in most instances, the requirements of U.S. export control laws can be appropriately satisfied through reliance on available exclusions, such as exclusions for educational information and information that is publicly available or in the public domain.

Chief among these are the fundamental research exclusions (FRE) under the Export Administration Regulations (EAR) and International Traffic in Arms Regulations (ITAR). Fundamental research is basic or applied research in science and engineering, the results of which are ordinarily published and shared broadly within the scientific community. Restrictions on the publication of research results and personnel access restrictions can invalidate the fundamental research exclusion. Furthermore, the FRE does not provide exclusion for the physical export of goods or materials (even where FRE applies to the research).

Export controls may also apply to the disclosure of certain kinds of information and the provision of certain kinds of services to foreign nationals inside the United States (deemed exports). An export license may be required before initiating these activities.

Furthermore, the University of Massachusetts Boston demands strict compliance with the Office of Foreign Assets Control (OFAC) regulations governing transactions with embargoed countries and prohibited entities and individuals. A license from OFAC may be required for certain transactions. For the most current information on export control and trade sanctions regulations, review the resources provided at end of this campus policy statement.

You are responsible for securing your research and technology, chemicals and biological materials in addition to proprietary and Government articles entrusted to you against unauthorized use or theft. You are also responsible for screening any potential foreign research collaborator and foreign visitor against Lists to Check to ensure that the individual is not embargoed or sanctioned and to ensure the proposed end use is appropriate.

Faculty, administrators and staff are expected to contact the OCECC with any questions about the application of U.S. export controls or trade sanctions to their research or other activities. In addition, faculty, administrators and staff must promptly report any potential violations to the OCECC.

Please bear in mind that willful and knowing violation of ITAR, EAR or OFAC is a criminal offense. Significant civil penalties can apply to accidental or innocent violations.

Thank you for your attention and cooperation to this important matter.



Winston E. Langley
Provost and Vice Chancellor For Academic Affairs

12/30/2010

Resources:

Bureau of Industry and Security U.S. Department of Commerce Export Administration Regulations

U.S. Department of State Directorate of Defense Trade Controls

U.S. Department of the Treasury OFAC Civil Penalties and Enforcement