

Leuven,

Dear valued customer,

Imec International and its subsidiaries worldwide (collectively, “imec”) are committed to compliance with export/import and sanctions-related laws and regulations applicable in Europe, United States and other countries.

Under such laws and regulations, some products can in some cases be considered as “dual-use” items as they have the potential to be used in both civil and military applications. While many items are not controlled for export, some specific items and their related end-use applications are controlled; consequently, they may require an export license prior to shipment to their final destination.

In the semiconductor manufacturing process, we support you to manufacture a custom product based upon your supplied technical design data and related specifications. Imec will not always be aware of the information that is necessary for regulators to determine whether an export license is needed for us to ship your custom ASICs to you (information which generally will be known to you). Therefore, we ask you to assist us in ensuring we handle your technical data and related ASICs correctly and in compliance with all applicable international trade laws and regulations. We must work in close cooperation with you to ensure that timely delivery of your products is not interrupted by delays due to insufficient information regarding export compliance.

To better assist us in determining if an export license is required to fulfil your expected order as rapidly as possible, we kindly ask you to complete the attached questionnaire, print it on your company letterhead, sign it and send it back.

Please note that the information you will supply in the attached questionnaire is necessary for us to ensure the fulfilment of your expected order. We need to receive this questionnaire well in advance of the expected order in the event an export license is required.

If you have any questions related to the completion of this questionnaire, please revert to us and we will answer in due course.

We thank you for your cooperation which is key for the success of our project.

Kind regards,

[Name Surname]  
[Job function at imec]  
[Email address]  
[Telephone number]

**To: Imec, Kapeldreef 75, B-3001 Leuven, Belgium**

## Export Control Questionnaire ASIC

### A. Company

Company Name:	
Address	
Website	
Trade Compliance Contact Person:	
Phone:	
E-mail address:	
Product Name	
Foundry maskset reference or MPW run number (if already known)	
Your internal project name	

### B. Item information

1. Please provide a brief description of the ASIC and its end-use (including the country of such end-use):

2. Please give a unique description of the ASIC:

- a. ASIC function:
- b. ASIC foundry technology:
- c. Die size: L =            μm x W =            μm

3. Is the product and associated technology/data ('Item') subject to export controls?

Yes ☐

No ☐

If yes, please provide the applicable export control classification number (ECCN or ML) in accordance with the correct jurisdiction (see Notes 1 and 2):

- US Dual-Use List (EAR):            ECCN
- ITAR/US Munitions List:            ECCN
- EU Dual-Use List:            ECCN
- EU Military List:            ECCN
- If the product is subject to another commodity classification list (not mentioned above), please fill the applicable number and the name of the classification lists:

In case of doubts you may consult the UK [goods checker](#)<sup>1</sup> or the US [commerce control list index](#) to help you with the classification.

### C. Final destination

4. Are you going to assemble or incorporate this ASIC into your own end-product?

Yes ☐ No ☐

If yes: please describe the end-product.

If no: is a different entity or person going to assemble or incorporate this ASIC into their own end-product?

Yes ☐ No ☐

If yes: in which country is the different entity or person located? Please provide the name of the entity or person and the address:

5. Is the product specially or originally designed, developed, adapted, modified or funded for a military, space or intelligence application?

Yes ☐ No ☐

If yes, give a brief description of the military, space or intelligence application:

---

<sup>1</sup> Available at this link: <https://www.ecochecker.trade.gov.uk/spirefox5live/fox/spire/>

#### D. Declaration of commitment with regard to the Item

In accordance with the export control and sanction regulations,

- I certify that:
  - (i) The item will only be used for the purpose specified in question 1
  - (ii) I will not re-export the Item, contrary to any applicable export control law or regulation
  - (iii) I will not make any unauthorized export, re-export or transfer to any entity or person that is on any export control restricted list, including any entity that is, to the best of our knowledge owned 50% or more, directly or indirectly, by such restricted entity or person.
  - (iv) I will only re-export or transfer to a third party on condition that the third party accepts the commitments listed in this declaration as binding for itself and on condition that the third party is known to be trustworthy and reliable in the observance of such commitments
  - (v) If the Item is subject to EAR 15 C.F.R. part 744 Supp. 2, I will not use the Item for or supply to a 'military end use(r)' in China, Russia or Venezuela, as described in 15 C.F.R. § 744.21, unless I obtain a valid US export license.
- I further certify that the Item will not be used or likely to be used, wholly or in part for or in connection with any of the following:
  - (i) the design, development, production, handling, operation, maintenance, storage, detection, identification or dissemination of any nuclear, chemical or biological weapon;
  - (ii) the design, development, production, maintenance or storage of systems that are capable of delivering such weapons (e.g. missiles, rockets or unmanned air vehicle systems); or
  - (iii) threats to public security and/or human rights violation.
- Finally, if required with respect to export, re-export or transfer the Item by any applicable export control law or regulation, I certify that, the company has obtained applicable export license required by any applicable government and will inform Imec hereof.

I, \_\_\_\_\_ [Name], certify that the above is true and correct to the best of my knowledge. I confirm that I will notify imec immediately if any product revision change, any end-use change or any law change that creates a change in export control classification. I certify that I am duly authorized to bind \_\_\_\_\_ [Company Name].

\_\_\_\_\_  
Signature by Authorized person

\_\_\_\_\_  
Date

\_\_\_\_\_  
Full name (capital letters)

\_\_\_\_\_  
Title

## Notes

1. **If the product is US origin or subject to US jurisdiction, please refer to the following websites:**
  - (1) For dual use, see Commerce Control List  
<https://www.bis.doc.gov/index.php/regulations/export-administration-regulations-ear>
  - (2) For military use, see the United States Munitions List <https://www.ecfr.gov/cgi-bin/retrieveECFR?gp=&SID=70e390c181ea17f847fa696c47e3140a&mc=true&r=PART&n=pt22.1.121>
2. **If the product is non-US origin nor subject to US jurisdiction, please refer to the following websites:**
  - (1) For dual use, see EU dual use list (<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=OJ:L:2019:338:FULL&from=EN>)
  - (2) For military use, see the EU Common Military List (<https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:52020XG0313%2807%29&from=EN>)
3. **Military end-use will mean:**
  - (a) incorporation into military items listed in the military list (see Note 1.2. or 2.2.);
  - (b) use of production, test or analytical equipment and components therefor, for the development, production or maintenance of military items listed in the above-mentioned list;
  - (c) use of any unfinished products in a plant for the production of military items listed in the above-mentioned list.