**Revisions to Form BIS-645P**

**International Import Certificate**

**OMB Control No. 0694-0017**

**(September 2014)**

|  |  |
| --- | --- |
| **Previous Version** | **Replaced With…** |
| **GENERAL INSTRUCTIONS BOX/RIGHT SIDE (COVER PG.)** |  |
| Please disregard the P.O. Box address for the Department of Commerce listed on the back of the IIC Form. | DELETED |
| **PAGE ONE** |  |
| FORM BIS-645P/ATF-4522/DSP-53 (REV 8/02) | FORM BIS-645P/ATF-4522 (REV 6/14) |
| **Title**  U.S. DEPARTMENT OF THE TREASURY  Bureau of Alcohol, Tobacco and Firearms  U.S. DEPARTMENT OF STATE  Office of Munitions Control | U.S. DEPARTMENT OF JUSTICE  Bureau of Alcohol, Tobacco, Firearms,  and Explosives |
| **For U.S. Government Use**  If this form has been approved by the Department of Commerce or the Department of State, it is not valid unless the official seal of the Department of Commerce, or the Department of State, appears in this space. If this form is approved by the Treasury Department, a seal is not required. | If this form has been approved by the Department of Commerce, it is not valid unless the official seal of the Department of Commerce, appears in this space. If this form is approved by the Justice Department, a seal is not required. |
| **4. Representation and undertaking of U.S. importer or principal**  The undersigned hereby represents that he has undertaken to import into the United States of America under a U.S. Consumption Entry or U.S. Warehouse Entry the commodities in quantities described above, or, if the commodities are not so imported into the United States of America, that he will not divert, transship, or reexport them to another destination except with explicit approval of the Department of Commerce, the Department of State, or the Department of the Treasury, as appropriate. … | The undersigned hereby represents that he has undertaken to import into the United States of America under a U.S. Consumption Entry or U.S. Warehouse Entry the commodities in quantities described above, or, if the commodities are not so imported into the United States of America, that he will not divert, transship, or reexport them to another destination except with explicit approval of the Department of Commerce, the Department of State, or the Department of Justice, as appropriate. |
| This document ceases to be valid unless presented to the competent foreign authorities within six months from its date of issue. | This document ceases to be valid unless presented to the competent foreign authorities within 12 months from its date of issue. |
| No import certification may be obtained unless this International Import Certificate has been completed and filed with the appropriate U.S. Government agency (Department of Commerce: 50 U.S.C. app. §2411, E.O. 1221415 C.ER. §368; Department of the Treasury; 22 U.S.C. §2778, E.O. 11959, 27 C.ER. §47; Department of State: 22 U.S.C.2778, 2779, E.O. 11958, 22 C.ER. §123). Information furnished herewith is subject to the provisions of Section 12(c) of the Export Administration Act of 1979, 50 U.S.C. app. 2411(c), and its unauthorized disclosure is prohibited by law. | No permanent import certification may be obtained unless this International Import Certificate has been completed and filed with the appropriate U.S. Government agency (Department of Commerce: 50 U.S.C. app. §2411, E.O. 12214 15 C.F.R. §748; Department of Justice; 22 U.S.C. §2778, E.O. 13637, 27 C.F.R. §447). Information furnished herewith is subject to the provisions of Section 12(c) of the Export Administration Act of 1979, 50 U.S.C. app. 2411(c), and its unauthorized disclosure is prohibited by law. |
| Designated Commerce, State, or Treasury Official | Designated Commerce or Justice Official |
| **Previous Version** | **Replaced With…** |
| **PAGE TWO – COLUMN ONE** |  |
| In accordance with an agreement between the Departments of Commerce, State, and Treasury, Import Certificates issued to facilitate international cooperation in export control matters have been standardized. Under this standardization these agencies will use the same form. The U.S. Department of the Treasury issues the form for articles enumerated on the U.S. Munitions Import List in connection with the issuance of a Treasury Department Import Permit. The U.S. Department of State issues the form in connection with foreign transfer by a U.S. entity of U.S. Munitions List articles. The U.S. Department of Commerce issues the form for all other commodities subject to an Import Certificate requirement. | In accordance with an agreement between the Departments of Commerce and Justice, Import Certificates issued to facilitate international cooperation in export control matters have been standardized. Under this standardization these agencies will use the same form. The U.S. Department of Justice issues the form for articles enumerated on the U.S. Munitions Import List in connection with the issuance of a Justice Department Import Permit. The U.S. Department of Commerce issues the form for all other commodities subject to an Import Certificate requirement. |
| … The quadruplicate copy of this form should be retained by the importer for record purposes, and after the original is signed and numbered by the designated U.S. Commerce, State, or Treasury Department official, the International Import Certificate Number should be entered on the record copy. … | …The quadruplicate copy of this form should be retained by the importer for record purposes, and after the original is signed and numbered by the designated U.S. Commerce or Justice Department official, the International Import Certificate Number should be entered on the record copy. … |
| **Issuance by U.S. Department of Commerce**  Requests for certification and validation of Import Certificates or requests for amendments of Import Certificates may be filed with the Office of Exporter Services, P.O. Box 273, Washington, D.C. 20044. | Requests for certification and validation of Import Certificates or requests for amendments of Import Certificates may be filed with the Bureau of Industry and Security; U.S. Department of Commerce; 14th Street and Pennsylvania Avenue, N.W.; Room 2705; Washington, D.C. 20230; Attn: “IIC enclosed”. |
| **Issuance by U.S. Department of the Treasury**  In the case of articles enumerated in the U.S. Munitions Import List (27 Code of Federal Regulations 447) covering arms, ammunition, and implements of war, communicate with the Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury, Washington, D.C. 20226. | **Issuance by U.S. Department of Justice**  In the case of articles enumerated in the U.S. Munitions Import List (27 Code of Federal Regulations 447) covering arms, ammunition, and implements of war, communicate with the Bureau of Alcohol, Tobacco, Firearms and Explosives, Department of Justice, 244 Needy Road, Martinsburg, WV 25405. |
| **Issuance of U.S. Department of State**  In the case of foreign transfer by a U.S. entity of U.S. Munitions List articles (22 Code of Federal Regulations 121) communicate with the Office of Munitions Control, Department of State, Washington, D.C. 20520. | **Communication with U.S. Department of State concerning Foreign Transfers**  This form does not apply to the foreign trade transfer by a U.S. entity of U.S. Munitions List articles (22 Code of Federal Regulations 121). For such foreign transfers, communicate with the Directorate of Defense Trade Controls, U.S. Department of State, Washington, D.C. 20520. |
| **SPECIAL INSTRUCTIONS**  *Item 4 - …*The U.S. Department of Commerce, Department of State and/or Department of Treasury, shall be notified immediately of any changes of fact or intention set forth on this form. ... | *…*The U.S. Department of Commerce and/or Department of Justice, shall be notified immediately of any changes of fact or intention set forth on this form. ... |
| Where the commodities are not imported into the U.S. under such Customs entries, permission to divert, transship or reexport the commodities must be obtained from the Department of Commerce, Department of State, or Department of Treasury. | Where the commodities are not imported into the U.S. under such Customs entries, permission to divert, transship or reexport the commodities must be obtained from the Department of Commerce, or Department of Justice. |
| **Previous Version** | **Replaced With…** |
| **PAGE TWO – COLUMN TWO** |  |
| **REGULATIONS COVERING USE OF THIS FORM**  (b) The Department of State regulation covering the foreign transfer by a United States entity of United States Munitions List equipment, previous exported from the United States under a license of the department of State, to any country other than the country of ultimate destination as stated in the export license, is set forth in Part 123.10(b) of the ***International Traffic in Arms Regulations***, which is available from the U.S. Government Printing Office. | DELETED |
| **PENALTIES AND SANCTIONS FOR VIOLATIONS**  (a) …The Export Administration Act provides a civil penalty not to exceed $10,000 that may be imposed for each violation of the Export Administration Act or any regulation, order, or license issued under the Act either in addition to or instead of any liability or penalty which may be imposed. Violations involving national security controls imposed under Sections of the Export Administration Act are subject to a civil penalty not to exceed $100,000 for each violation. … | (a) …The International Emergency Economic Powers Act provides a civil penalty not to exceed $250,000 or twice the amount of the transaction that is the basis of the violation that may be imposed for each violation of the International Emergency Economic Powers Act or any regulation, order, or license issued under the Act. … |
| (c)  (2) The Export Administration Act provides that whoever willfully violates any provision of this Act or any regulation, order, or license issued thereunder, shall be fined not more than five (5) times the value of the exports involved or $50,000, whichever is greater, or imprisoned not more than five (5) years, or both. (See also §764.3 of the Export Administration Regulations.) | (2) The International Emergency Economic Powers Act provides that whoever willfully violates any provision of this Act or any regulation, order, or license issued thereunder, shall be fined not more than $1,000,000, or imprisoned not more than twenty (20) years, or both.  (See also §764.3 of the Export Administration Regulations.) |
| (3) For purposes of this paragraph, “controlled country” means any country described in section 620(f) of the Foreign Assistance Act of 1961. | DELETED |
| (4) Any person who willfully violates any provision of section 38 of the Arms Export Control Act, or any rule or regulation issued under that section is subject, upon conviction, to a maximum fine of $100,000 or a maximum of two (2) years imprisonment or both (also see §127.l *et.seq.* of the International Traffic In Arms Regulations). | (3) Any person who willfully violates any provision of section 38 of the Arms Export Control Act, or any rule or regulation issued under that section is subject, upon conviction, to a maximum fine of $1,000,000 or a maximum of twenty (20) years imprisonment or both (also see §127.l *et.seq.* of the International Traffic In Arms Regulations). |