

**EXPORT CONTROL CHECKLIST**  
**NMSU TECHNOLOGY CONTROL PLAN APPENDIX B (3/2017)**  
**International Traffic in Arms Regulations**  
**22 CFR 121.1**

The International Traffic in Arms Regulations encompass “defense articles” and “defense services.” A defense article is any item appearing on the U.S. Munitions List and a defense service is essentially the furnishing of technical assistance, training or technical data related to defense articles. Each category of the U.S. Munitions List includes numerous specific defense articles. Although no generic definition of listed defense articles or services is included in ITAR, a practical definition can be gleaned from 22 CFR §120.3:

**§120.3 Policy on designating and determining defense articles and services.**

An article or service may be designated or determined in the future to be a defense article (see §120.6) or a defense service (see §120.9) if it:

- a. Is specifically designed, developed, configured, adapted or modified for a military application, and
  - i. Does not have predominant civil applications, and
  - ii. Does not have performance equivalent (defined by form, fit and function) to those of an article or service used for civil applications; or
- b. Is specifically designed, developed, configured, adapted or modified for a military application, and has significant military or intelligence applicability such that control under this subchapter is necessary.

The intended use of the article or service after its export (i.e., for a military or civilian purpose) is not relevant in determining whether the article or service is subject to the controls of this subchapter. Any item covered by the U.S. Munitions List must be within the categories of the U.S. Munitions List. ....

**U.S. Munitions List Categories** (current as of March 7, 2017)

Category I	Firearms, Close Assault Weapons and Combat Shotguns
Category II	Guns and Armament
Category III	Ammunition/Ordnance
Category IV	Launch Vehicles, Guided Missiles, Ballistic Missiles, Rockets, Torpedoes, Bombs and Mines
Category V	Explosives and Energetic Materials, Propellants, Incendiary Agents and their Constituents
Category VI	Surface Vessels of War and Special Naval Equipment
Category VII	Ground Vehicles
Category VIII	Aircraft and Related Articles
Category IX	Military Training Equipment and Training
Category X	Protective Personnel Equipment
Category XI	Military Electronics
Category XII	Fire Control, Laser, Imaging, and Guidance Equipment
Category XIII	Materials and Miscellaneous Articles
Category XIV	Toxicological Agents, Including Chemical Agents, Biological Agents, and Associated Equipment
Category XV	Spacecraft Systems and Related Articles
Category XVI	Nuclear Weapons Related Articles
Category XVII	Classified Articles, Technical Data, and Defense Services Not Otherwise Enumerated
Category XVIII	Directed Energy Weapons
Category XIX	Gas Turbine Engines and Associated Equipment
Category XX	Submersible Vessels and Related Articles
Category XXI	Articles, Technical Data, and Defense Services Not Otherwise Enumerated

**A detailed list of articles, services, and technical data included in the above categories, as set forth in 22 CFR §§120-130, can be found at: [http://www.pmdtc.state.gov/regulations\\_laws/itar.html](http://www.pmdtc.state.gov/regulations_laws/itar.html)**