

Information about export of Wibu-Systems Products

The following information provides instructions for the export of Wibu-Systems products. The notes have been compiled to the best knowledge and belief, but we cannot guarantee its accuracy. Furthermore, legal requirements are constantly changing.

Wibu-Systems products are integrated into client software and complete systems, takes in most cases, the "de minimis" rule. The value of the Wibu-Systems component of the clients product is so low that it need not to be declared separately. In this case, the information below, and tests may be omitted.

Commodity Code (HS Code):

The statistical goods numbers, HS codes, for WibuKey and CodeMeter hardware is as following:

84733020: Composite Circuits (official HS code selection from German customs) or
85235110: Solid-state nonvolatile memory, unrecorded, also applies to WibuBoxes or CmDongles without flash disk, since they each have at least 16kB non-volatile memory.

For more information: <http://auskunft.ezt-online.de>

Information about customs and import duties in many countries can be found at:

http://madb.europa.eu/mkacddb2/datasetPreviewFormATpubli.htm?datacat_id=AT&from=publi

Country of Origin / Preference Documents:

1. Origin regarding law of competition: "Made in Germany".
2. General origin: The Chamber of Commerce can issue a so-called "Certificate of Origin" because the products are in the WIBU-SYSTEMS AG developed and manufactured in Germany.
3. Preference Origin: this must be tested according to rules of international agreements in order to be able to issue long-term supplier's declaration. For all Wibu-Systems products it can be provided with the exception of CodeMeter products with a large flash memory. The flash memory chips are from Korea or Japan origin. It's value must not exceed 40% of the total value of the product to be able to issue a long-term, supplier's declaration.

A long-term supplier's declaration and / or EUR-1 certificate (either form from 6000 EUR or text on invoice) is not necessary if our products in the target country can be imported duty free. This applies to our products with HS 84733020 in most countries. The EUR-1 can be omitted.

For more information: <http://www.wup.zoll.de>

Commerce Control List – Dual Use Rule EU No. 388/2012:

Wibu-Systems can provide a so called „Auskunft zur Güterliste“ for all products from german authority BAFA, Bundesausfuhramt. This AzG confirms that our products are not classified as „Dual-Use Items“ in accordance with Regulation EC No. 388/2102 and EC No. 599/2914. It may be exported to all countries.

Once an embargo comes into force, the export is banned there. Special procedure is currently in countries such as Iran, Cuba, North Korea, Sudan and Syria required (Embargoes overview:

<http://www.ausfuhrkontrolle.info>),

<http://www.ausfuhrkontrolle.info/ausfuhrkontrolle/de/embargos/uebersicht/index.html>).

<http://www.consilium.europa.eu/eeas/foreign-policy/non-proliferation.-disarmament-and-export-control-/security-related-export-controls-i.aspx>

<http://www.ausfuhrkontrolle.info/>

For advance ruling from the Federal Export Office contact ausfuhrkontrolle@bafa.bund.de.

Products are not covered by German Ausfuhrliste AL:

AL means Ausfuhrliste (export commerce control list). The „Auskunft zur Güterliste“, AzG, from German authority BAFA, Bundesausfuhramt confirms that Wibu-Systems products are not classified as „Dual-Use Items“.

Export Control Classification List, Category 5 Part II, see L129/184 in regulation EU No. 388/2012:

http://www.ausfuhrkontrolle.info/ausfuhrkontrolle/de/gueterlisten/anhaenge_egdualusevo/anhang_1_kat_5_2.pdf

http://www.ausfuhrkontrolle.info/ausfuhrkontrolle/de/gueterlisten/anhaenge_egdualusevo/index.html

Note 3: Cryptography Note: AL 5A002 and 5D002 do not control items that meet all of the following:

a. Generally available to the public by being sold, without restriction, from stock at retail selling points by means of any of the following:

1. Over-the-counter transactions; 2. Mail order transactions; 3. Electronic transactions; or 4. Telephone call transactions;

b. The cryptographic functionality cannot be easily changed by the user;

c. Designed for installation by the user without further substantial support by the supplier; and

d. When necessary, details of the items are accessible and will be provided, upon request, to the appropriate authority in the exporter's country in order to ascertain compliance with conditions described in paragraphs (a) through (c) of this note.

Note 4: Category 5, Part 2 does not apply to items incorporating or using “cryptography” and meeting all of the following:

a. The primary function or set of functions is not any of the following:

1. “Information security”; 2. A computer, including operating systems, parts and components therefor; 3. Sending, receiving or storing information (except in support of entertainment, mass commercial broadcasts, digital rights management or medical records management); or 4. Networking (includes operation, administration, management and provisioning);

b. The cryptographic functionality is limited to supporting their primary function or set of functions

c. When necessary, details of the items are accessible and will be provided, upon request, to the appropriate authority in the exporter's country in order to ascertain compliance with conditions described in paragraphs a. and b. above.

L129/184 in der Verordnung EU Nr. 388/2012

Consolidated list for Sanctions

For all deliveries outside the European Community and also in case of doubt, the buyer should be verified that he is not related to terrorism. The following links provide information:

<http://www.ausfuhrkontrolle.info/ausfuhrkontrolle/de/embargos/uebersicht/index.html>).

Key Lengths

The algorithms are listed in the manual and the technical data sheets. It is used 64-bit FEAL32, 128-bit AES, 224-bit ECC, 2048-bit RSA, TDES and SHA-256.

US Export Control Classification Number ECCN:

The WIBU-Systems products are of German origin, and manufactured in Germany. They do not contain sensitive products subject to authorization, software or technology of U.S. American origin, and thus not subject to the US Export Administration Regulation. Nevertheless, BIS (United States Department of Commerce, Bureau of Industry and Security, Washington D.C.) confirmed on June 12, 2013, that Wibu-Systems for the purpose of software licensing and protection are classified as ECCN EAR99, NLR (No License Required). We can provide a copy of this document.

Further information is available at <http://www.access.gpo.gov/bis>.

Karlsruhe, March 30, 2015