

Export Parts Policy - Website

Export Parts Policy and Export Restrictions Information

Louisiana Cat is pleased to assist international customers with their global Caterpillar parts and service needs. Our experienced staff of certified professionals have years of experience in exporting parts worldwide and stands ready to provide you with fast, exceptional service. In addition to Caterpillar parts, we are able to export parts from a number of other manufacturers as well. Please note that potential customers will need to provide detailed business and fleet information. Third party companies purchasing for fleet owners will need to follow a certification process.

Export control laws and regulations are complex. Summaries of such laws and regulations provided by Louisiana Cat herein are not comprehensive and are not to be taken as legal advice or counseling.

The U.S. Department of State's Directorate of Defense Trade Controls, the U.S. Department of Commerce's Bureau of Industry and Security, and the U.S. Department of the Treasury's Office of Foreign Assets Control administer export control regulations that affect some aspects of our business. Additionally, as a Caterpillar Dealer, we follow the Caterpillar Export Parts Policy which establishes a set of practices by which we operate under that could limit or prevent the sale of certain parts and product. We request that all customers read and familiarize themselves with the following regarding certain applicable export regulations.

The sale, transfer, transportation, or shipment outside of the U.S. of any product prohibited or restricted for export without complying with U.S. export control laws and regulations, including proper export licensing, documentation or authorization, is strictly prohibited and may result in civil penalties and/or constitute a federal crime. Louisiana Cat will not engage in any transaction that requires the illegal export of any products and will not assist directly or indirectly with the illegal export or re-export of any products.

If you wish to purchase an item for ultimate shipment or end-use destination outside of the United States, please contact us at EXPORT@LouisianaCat.com for additional information.

Depending on the value of the order, the specific item, the end user or intended use, the country of ultimate destination, Louisiana Cat may be required to apply for an export license with the appropriate U.S. government agency. **Several items available for purchase on the website may require an export license, or be of legal or proprietary nature and not allowed to be sold for export purposes.**

International Traffic in Arms Regulations (ITAR): ITAR is an acronym for International Traffic in Arms Regulations (22 CFR, Parts 120-130) which covers the export of defense articles. Defense articles are defined by ITAR § 120.3 as any article (item) that is specifically designed, developed, configured, adapted, or modified for a military application. In designating an article as a defense article, U.S. Department of State's Directorate of Defense Trade Controls (DDTC) evaluates if the article has any predominant civil applications and if there exists a performance equivalent in the civilian sector. Once DDTC designates an item as a defense article it is placed on a list named the U.S. Munitions List (USML) which is maintained by DDTC. With this in mind, some of the items on this may be subject to the ITAR, and export is strictly prohibited without authorization or a license issued by the DDTC. By proceeding with a transaction to purchase any ITAR restricted item, the Customer certifies that (i) the purchase does not require Louisiana Cat to export such items, unless Louisiana Cat is aware of the export and has obtained the appropriate U.S. Government authorization; (ii) the Customer does not intend to export such items after receipt from Louisiana Cat without the appropriate U.S. Government export authorization; (iii) the Customer does not intend to export, transfer, sell, or furnish the item to any foreign person, whether abroad or in the U.S., including any Foreign Embassy in the U.S., without the appropriate U.S. Government export authorization; (iv) the Customer understands that a foreign person under the ITAR § 120.16 means "any natural person who is not a lawful permanent resident as defined by 8 U.S.C. § 1101(a)(20) or who is not a protected individual as defined by 8 U.S.C. § 1324b(a)(3)," and can mean "any foreign corporation, business association, trust, society, or any other entity or group that is not incorporated or organized to do business in the U.S., as well as international organizations, foreign governments, and any

agency or subdivisions of government (e.g. diplomatic missions)" (See ITAR § 120.16); (v) the Customer is a U.S. Person as defined by ITAR § 120.15, meaning the Customer is a lawful permanent resident of the U.S., as defined by 8 U.S.C. § 1101(a)(20), or is a protected individual as defined by 8 U.S.C. § 1324b(a)(3), or is a "corporation, business association, partnership, society, trust, or any other entity, organization or group that is incorporated to do business in the U.S., or is a governmental (federal, state, or local) entity" (See ITAR § 120.15).

Export Administration Regulations (EAR): The Department of Commerce (DOC) oversees the export of everything that is not designated a defense article by DDTTC. The Bureau of Industry and Security (BIS) is an agency within the DOC that administers the Export Administration Regulations (EAR) which is found in 15 CFR, Parts 730-774.

Some of the items on this website are subject to the Export Administration Regulations (EAR), and export may be restricted by the U.S. Department of Commerce's Bureau of Industry and Security. By proceeding with a transaction to purchase any restricted item(s), the Customer certifies that (i) the purchase does not require Louisiana Cat to export such items, unless Louisiana Cat is aware of the export and has obtained the appropriate U.S. Government authorization; (ii) the Customer does not intend to export such items after receipt from Louisiana Cat without the appropriate U.S. Government export authorization.

Important Export Restrictions Warning!

- 1) Export of some Louisiana Cat products is strictly prohibited without a valid export license issued by the U.S. Department of State, in accordance with **International Traffic in Arms Regulations (ITAR)** (22 C.F.R. 120-130) or a valid export license issued by the U.S. Department of Commerce, in accordance with the **Export Administration Regulations (EAR)** (15 C.F.R. 730-774).
- 2) U.S. law prohibits the sale, transfer, or export of items to certain restricted parties, destinations, and embargoed countries, as identified on lists maintained by the U.S. Department of State, the U.S. Department of Commerce, and the U.S. Department of Treasury. It is the responsibility of the Customer to be aware of these lists, which can be found at the U.S. Government websites listed below. By proceeding with any transaction, the Customer certifies that the Customer will not engage in any unauthorized transaction involving the export of Louisiana Cat products to any restricted parties or destinations.

By proceeding with a transaction to purchase any items from Louisiana Cat, the Customer certifies that it will comply with all requirements imposed by all applicable laws, regulations and administrative policies.

For further information regarding the applicable laws, regulations, and policies contact:

- **U.S. Department of Commerce**
Bureau of Industry and Security
Tel.: (202) 482-4811
Website: <http://www.bis.doc.gov>
- **U.S. Department of State**
Bureau of Political-Military Affairs
Directorate of Defense Trade Control
Tel.: (202) 663-1282
Website: <http://www.pmdt.state.gov>
- **U.S. Department of the Treasury**
Office of Foreign Assets Controls
Tel.: (202) 622-2480
Website: <http://www.treas.gov/offices/enforcement/ofac>

Submitted orders will be subject to review and possible cancellation or delay. Louisiana Cat reserves the right to inquire into the end use and country of ultimate destination of any product ordered via this website.