

Director-General of Trade and Industry
Strategic Trade Controls Branch
Trade and Industry Department
Trade and Industry Tower
3 Concorde Road
Kowloon City
Hong Kong

Undertaking for Import of High Performance Computers
(to be completed by authorized representative of end-user)

This Undertaking supports the import licence application no. _____
(Receipt No.)
submitted by _____ to cover the
(Name of Importer)
the importation of _____
(Quantity, Brand and Model No. of Computer(s) under Application)
at a value of _____ from _____
(In HK Dollars) (Name of Foreign Exporting Country/ Place)
for the use by _____
(Name of End-user) (BR No. of End-user)
at _____
(Address of End-user)
We, _____ undertake to abide by
(Name of End-user)
the conditions set out below :

Undertakings

A. The System will only be used for

(details of the end-use)

B. The system will **not** be used for any activities listed below :

- (i) National security work not authorized by the government of the originating country/ place;
- (ii) Any activities prohibited by the Government of the Hong Kong Special Administrative Region under the Laws of Hong Kong;
- (iii) The design, development, production or use of :

- (a) any nuclear explosive device, including any component or subsystem specially designed for such a device;
 - (b) complete rocket systems or unmanned air vehicle systems capable of delivering weapons of mass destruction, including any specially designed component or subsystem of such devices. A delivery system for weapons of mass destruction is defined to include any complete rocket system (including ballistic missiles, space launch vehicles, and sounding rockets) or unmanned air vehicle system (including cruise missile systems, target drones, and reconnaissance drones) that is : intended to deliver nuclear, chemical or biological weapons;
- (iv) The design, development, production, use or maintenance of :
- (a) a nuclear fuel cycle facility (including facilities related to nuclear propulsion) or heavy water production plant in a country/ place not being a party to the Nuclear Non-proliferation Treaty (NNPT);
 - (b) any facility for the production of chemical or biological weapons;
- (v) Military, nuclear, chemical, biological or missile related work.
- C. There will be no involvement in clandestine procurement activities or other activities where there is significant risk of diversion to end-users involved in clandestine activities.
- D. The computer(s), its(their) software or its(their) specially designed technology will not be diverted, transhipped or re-exported to any destination outside the Hong Kong Special Administrative Region except under and in accordance with an export licence granted by the Director-General of Trade and Industry. The computer(s), its(their) software or its(their) specially designed technology will not be re-located, transferred or resold locally to any other user, or agency, or disposed of, or used for any purpose other than that specified in this Undertaking without prior written approval from the Director-General of Trade and Industry.
- E. No change to the end-user or end-use will be made without prior approval from the Director-General of Trade and Industry.
- F. We will report to the Director-General of Trade and Industry immediately in writing of any material change of fact or intention in relation to this Undertaking and any possible violation of the conditions as detailed in this Undertaking.

2. We are aware that if any of the information provided above is false or misleading, or, if we fail to comply with the terms and conditions of this Undertaking, legal and/or administrative action may be taken against _____.

(Name of End-user)

(Signature)

(Name of Signatory)

(Position of Signatory in the Company)

(Date)

(Tel No./Fax No.)

(Official Chop of End-user)

Important Note : The data collected in this form will be kept in confidence. They may however be disclosed to other government departments, or to third parties in Hong Kong or elsewhere, if such disclosure is necessary to facilitate consideration of the related application, is in the interests of Hong Kong, is authorised or required by the law; or if explicit consent to such disclosure is given by the applicant/data subject.

For other information concerning the handling of personal data by the Department, please refer to a relevant Note issued by the Department on the subject, copy of which is obtainable from the Strategic 16/F, Trade and Industry Tower, 3 Concorde Road, Kowloon City, Hong Kong.