International Collaborations

*What to know & who to go to for help*

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Travel Abroad

- Visas and Passports
- Travel Clinics
- Travel Registry
- ISOS and CIGNA
- EduRoam and other resources on travel
At your destination...

• Memorandums of Understanding & Agreement with partners/collaborators
• Leasing/Purchasing property
• Hiring abroad
• Banking in-country

Reporting of Global Activity

• Interactive Map
• Office of Global Strategy and Programs
• Scholars@Duke
• IRS Form 990 of Schedule F
Export Controls Summary

• An export occurs when:
  – Something is sent overseas
  – Technical data is sent overseas
  – Technical data is shared with a foreign national
  – A foreign national is exposed to items that are high-tech (EAR) or were developed for military or space applications (ITAR)

• The following are usually not subject to export controls:
  – Technical data in the public domain
  – Information commonly taught in academic catalog courses
  – “Fundamental Research” Results: Agreements where the sponsor has not imposed any
    • Publication Approvals or Restrictions
      – Also look at Distribution Statements on government reports
    • Foreign National Restrictions
  – The above exemptions do not apply to:
    – Defense Services (assisting foreign space and defense agencies)
    – Encryption technology and code (unless source code published)
    – Shipments of physical goods/items/samples
An important concept of fundamental research

Countries of Concern

- Travel Ban/Strictly Sanctioned/Proscribed from military or space technology
  - Cuba
- Strictly Sanctioned/Proscribed from military or space technology
  - Iran, North Korea, Sudan, Syria
- Sanctioned/Proscribed from military or space technology
  - Belarus, Burma (Myanmar), Ivory Coast, Dem. Rep. of Congo, Liberia, Lebanon, Libya, Somalia, Zimbabwe
- Proscribed from U.S. military or space technology
  - China, Eritrea, Iraq, Venezuela
International Travel

• Inquire with our office prior to travelling to:
  – A sanctioned country
  – Negotiate, solicit, or subcontract with a foreign government representative or a foreign defense manufacturer
  – A conference that:
    • Is by invitation only or
    • Has restrictions on taking notes or photos or
    • Has a registration fee that is significantly higher than the cost to hold it

• Each country has a limit/requirement on carrying cash/cash equivalents across borders
  – United States: No limit but crossing the border with $10,000 or more of cash equivalents must be declared to Customs and Border Protection

• It is illegal to comply with or acknowledge a boycott of Israel

• Register your travel with Duke (https://travel.duke.edu/)
Shipments

- Office of Export Controls will obtain any required export licenses (if we know about the export)
- Shipments (or hand carried equipment) valued over $2,500 must be accompanied with an export declaration
- Somebody in the receiving country will need to clear the shipment through Customs if shipped
- By law, you could still be held responsible for a shipment that is transferred to a third country
- There is no blanket exemption for import duties for academic purposes
- Fed Ex/UPS/DHL – Higher Risk vs. Expedited Service – Do not use for temporary transfers to foreign countries or high valued exports

Collaborations

- Collaboration may be illegal if the end-use of the collaboration is “prohibited:”
  - Weapons development
  - Nuclear
  - Rocket Systems/UAVs
  - Others ... use common sense
- Debarred Parties
  - If not a well known person or entity, inquire with our office
- A license will be needed if the collaboration is in support of a foreign government’s defense or space agency
Sponsored Projects and Proposals

• Pursue awards that will not have any publication approval requirements or foreign national restrictions
  – If you have a technical contact working for the sponsor, speak to them about this as it will help in the contracting phase
  – Never agree to comply with a publication approval process or a restriction on the use of foreign nationals

• Ask the following questions:
  – Am I assisting a foreign government’s defense or space agency?
  – Will a foreign national student/researcher require access to proprietary data or ITAR equipment?
  – Are there international shipments involved?

Please contact us

Global Administrative Policies and Procedures

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