

Summary Table 1 – Still Valid MOFCOM & GAC Dual-Use Export Control Announcements on Certain Critical Minerals and Rare Earths

Announcement	Controlled Items	Controlled End Use/End User/Destination	License Review Requirement and Policy
2024 No.46 (Effective from December 3, 2024)	All dual-use items	U.S. military end user or military end use	Export is prohibited. Any organization or individual from any country or region that violates the above provisions and transfers or provides relevant dual-use items originating in China to organizations or individuals in the United States will be held accountable according to law.
2025 No.10 (Effective from February 4, 2025)	Tungsten, tellurium, bismuth, molybdenum and indium-related items with codes 1C117.d &c, 1C004, 1E004, 1E101.b, 1C117.c&d, 6C002.a & 6C002.b, and 6C001.a	N/A	These items are added to the export control list of dual-use items and require a license for export.
2025 No.18 (Effective from April 4, 2025)	Seven medium-and heavy-rare-earth elements , including samarium, gadolinium, terbium, dysprosium, lutetium, scandium and yttrium , as well as metals, alloys, targets, oxides, compounds, mixtures and permanent magnet materials of some or all of the seven elements. Main codes introduced 1C902.a to c and 1C903.b, 1C903.c, 1C904.b, 1C904.c, 1C905.b, 1C905.c, 1C906.b, 1C906.c, 1C907.b, 1C907.c, 1C908.b, 1C908.c all	N/A	These items are added to the export control list of dual-use items and require a license for export. MOFCOM's FAQs on Dual-Use Items No. 4 (Rare Earths) and FAQs on Dual-Use Items No. 5 (Rare-Earth-Related Items) specified exemptions to the implementation of Announcement No. 18 that electronic components or electronic products formed by further processing of permanent magnet materials are not subject to control and no export license is required when exported from China.

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	covering oxides, compounds and their mixtures (including powders) of various medium- and heavy-rare-earth elements.		

Summary Table 2 – Suspended MOFCOM Dual-Use Export-Control Announcements

Announcement	Controlled Items	Controlled End Use/End User/Destination	License Review Requirement and Policy
Export From China to Overseas			
2024 No.46 (Effective Date December 3, 2024) (Suspended from Nov. 9, 2025, to Nov. 27, 2026)	Dual-use items related to gallium, germanium, antimony and superhard materials	Destination is U.S.	Export is prohibited in principle (Presumed Denial)
	Graphite dual-use items	Destination is U.S.	Implement stricter end-user and end-use review
2025 No.55 (Planned Effective Date November 8, 2025) (Suspended from Nov. 7, 2025, to Nov. 10, 2026)	Superhard Materials Covers 2C902.a to d (artificial diamond powders with average particle size $\leq 50\ \mu\text{m}$, artificial diamond single crystals $> 50\ \mu\text{m}$ and $\leq 500\ \mu\text{m}$ (excluding lab-grown diamonds for jewelry), wire saws, grinding wheels) and 2B005.b (direct current plasma jet chemical vapor deposition (DCPCVD) equipment (tariff 84798999) and 2E902 (DCPCVD process technology).	N/A	These items are added to the export control list of dual-use items and require a license for export.
2025 No.56 (Planned Effective Date November 8, 2025)	Certain rare-earth equipment and raw materials Enumerates 2B902.a–z (many specific furnaces, presses, machining and diffusion equipment,	N/A	These items are added to the export control list of dual-use items and require a license for export.

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(Suspended from Nov. 7, 2025, to Nov. 10, 2026)	spare parts) and a separate raw-materials block 1C914.a–c (ores, reagents, extractants incl. P507/P204/N235/C272 etc.)		
2025 No.57 (Planned Effective Date: November 8, 2025) (Suspended from Nov. 7, 2025, to Nov. 10, 2026)	Medium- and heavy-rare-earth-related items 1) Five metal element families: holmium, erbium, thulium, europium, ytterbium (1C909–1C913) with multiple sub-items and their alloys and related products (in the form of ingots, blocks, bars, wires, sheets, rods, plates, tubes, granules, powders, etc.); 2) Target materials, permanent magnet materials, crystal materials, luminescent materials, magnetic refrigeration materials, magnetostrictive materials, optical fiber materials, hydrogen storage materials, ceramic materials, thermal shielding coating materials, etc. containing the above elements; and 3) Oxides, compounds and mixtures of the above elements (including powders, etc.)	N/A	These items are added to the export control list of dual-use items and require a license for export.
2025 No.58 (Planned Effective Date: November 8, 2025) (Suspended from Nov. 7, 2025, to Nov. 10, 2026)	Lithium-Battery and Artificial-Graphite Anode-Material Items Covers finished high-performance batteries, bulk materials (cathode, anode), equipment, and the technologies/know-how for their manufacture with codes 3A001, 3B901.a–c, 3C901.a.1–a.3, 3C901.b.1, 3C902.b.2, 3E901.a–b with multiple sub-items		These items are added to the export control list of dual-use items and require a license for export.
2025 No.62	Rare-earth-related technologies (1) Technologies related to rare-earth mining, smelting and separation, metal smelting, magnetic	Control export from China to overseas and also control deemed export, i.e.,	These items are added to the export control list of dual-use items and require a license for export.

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(Planned Effective Date: November 8, 2025) (Suspended from Nov. 7, 2025, to Nov. 10, 2026)	material manufacturing, and rare-earth-secondary-resource recycling and utilization, and their media (design drawings, process specifications, parameters, procedures, simulation data, etc.); (2) Technologies for assembly, commissioning, maintenance, repair and upgrading of the above-mentioned production lines. The control is at the technology level with 1E902.a and 1E902.b and detailed scope notes (e.g., what “export” covers; covered carriers; catch-all; exclusions, etc.) Exporting non-controlled goods, technologies or services, where the exporter is aware that the goods, technologies or services are used for or substantially contribute to overseas rare-earth mining, smelting and separation, metal smelting, magnetic material manufacturing, or rare-earth-secondary-resource recycling activities.	providing to foreign organizations or individuals within or outside China, including trade export and transfer or provision through any means, such as intellectual property licensing, investment, exchange, donation, exhibition, display, inspection, testing, assistance, teaching, joint research and development, employment or hiring, and consulting.	
Re-Export (from Non-Mainland PRC Country/Region to a Third Country/Region)			
Announcement	Controlled Items	License Review Requirement and Policy	
2025 No.61 (Suspended from Nov. 7, 2025, to Nov. 10, 2026)	(1) All items covered by Annex I (see the attached) originating from China (effective date October 9, 2025); (2) 0.1% de minimis Rule: Items covered by Annex I Part 2 (Rare-Earth-Permanent-Magnet Materials and Rare-Earth Targets) that are manufactured outside China that contain, integrate or are mixed with items covered by Annex I Part 1 (samarium metal, dysprosium metal, gadolinium metal, terbium metal, lutetium	- Overseas exporters who export the above-mentioned items to other countries and regions outside China shall obtain a license. - In principle, application for export to overseas military users, as well as application for export to parties on the Export Control List and Watch List (including their subsidiaries, branches and other branches in which they own 50% or more) will not be approved. - In principle, application for export for the following end uses or possible end uses will not be approved: (1) design, development, production and use of weapons of mass destruction and their means	

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	metal, scandium metal, yttrium metal, samarium-cobalt alloy, terbium-iron alloy, dysprosium-iron alloy, terbium-dysprosium-iron alloy, dysprosium oxide, terbium oxide), and the value of such Part 1 items $\geq 0.1\%$ of the value of the items manufactured outside China (planned effective December 1, 2025); and (3) Foreign Direct Product Rule: Items covered by Annex I produced outside China using technologies originating in China related to rare-earth mining, smelting and separation, metal smelting, magnetic material manufacturing, and rare earth-secondary-resource recycling and utilization (i.e., technologies that have export license requirements according to Announcement No. 62) (planned effective December 1, 2025)	of delivery; (2) terrorist purposes; (3) military use or enhancement of military potential. 4. Export applications for products whose end use is the research and development, production of 14nm and below logic chips, or 256-layer and above memory chips, as well as production equipment, testing equipment and materials for manufacturing the above-mentioned process semiconductors, or the research and development of artificial intelligence with potential military applications will be reviewed on a case-by-case basis. 5. A Chinese exporter must issue a “Declaration of Compliance” to an overseas importer and end-user when exporting dual-use items covered by this announcement. The overseas exporter must also issue a “Declaration of Compliance” to the next recipient when transferring or exporting items controlled under this announcement.	
	Annex I to Announcement 61 (Re-Export) Part 1 Samarium metal, dysprosium metal, gadolinium metal, terbium metal, lutetium metal, scandium metal, yttrium metal, samarium-cobalt alloy, terbium-iron alloy, dysprosium-iron alloy, terbium-dysprosium-iron alloy, dysprosium oxide, terbium oxide Part 2 I. Rare-Earth-Permanent-Magnet Materials 1. Samarium-cobalt-permanent-magnet material 2. NdFeB-permanent-magnet materials containing terbium 3. NdFeB-permanent-magnet materials containing dysprosium 4. Parts, components and assemblies containing the above materials		

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	II. Rare-Earth Targets 1. Samarium-containing targets: a. Samarium target b. Samarium-cobalt-alloy target c. Samarium-iron-alloy target 2. Gadolinium-containing targets: a. Gadolinium target b. Gadolinium-iron-alloy target c. Gadolinium-cobalt-alloy target 3. Target containing terbium: a. Terbium target b. Terbium-cobalt-alloy target c. Terbium-dysprosium-iron-alloy target 4. Target containing dysprosium: a. Dysprosium target b. Terbium-dysprosium-iron-alloy target 5. Lutetium target 6. Scandium target 7. Yttrium-containing targets: a. Yttrium target b. Yttrium-aluminum-alloy target c. Yttrium-zirconium-alloy target		