

*Translated from Spanish*

**Letter dated 10 January 2008 from the Permanent Representative of Ecuador to the United Nations addressed to the Chairman of the Security Council Committee established pursuant to resolution 1540 (2004)**

Further to your note S/AC.44/2007/OC.47 of 28 December 2007 requesting information on the measures that each State has taken or plans to take to implement Security Council resolution 1540 (2004), I am pleased to transmit herewith the matrix on the implementation by the Government of Ecuador of the above-mentioned resolution.

Please note that the Ministry of Foreign Affairs, Trade and Integration is the relevant political authority, with the Combined Armed Forces Command and National Police being responsible for small arms and light weapons under the Penal Code and the Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunition, Explosives and Related Materials. The National Chemical Weapons Authority is responsible for chemical weapons under Executive Decree No. 246-A of 29 April 1997, while the Ecuadorian Atomic Energy Commission is responsible for nuclear weapons in accordance with the Ecuadorian Atomic Energy Commission Act.

Furthermore, the Government of Ecuador has no objection to this report being disseminated to the public.

(Signed) Rodrigo Riofrío **Machuca**  
Ambassador  
Permanent Representative

List of items subject to prior import controls  
Annex 1, Resolution 379

Abbreviations	Institution
SESA	Agricultural Health Service of the Ministry of Agriculture, Livestock, Aquaculture and Fisheries
CONSEP	Control and Monitoring Directorate of the National Council on Narcotic Drugs and Psychotropic Substances
CC.FF.AA	Logistics Directorate of the Combined Armed Forces Command
MOP	Ministry of Transport and Public Works
CEEA	Ecuadorian Atomic Energy Commission
MIC	Ministry of Industries and Competitiveness
MIN.TUR	Ministry of Tourism
MAGAP	Ministry of Agriculture, Livestock, Aquaculture and Fisheries
MSP	Ministry of Public Health
INP	National Fisheries Institute

**NB:** As far as scheduled raw materials are concerned, import control by the competent health authority would only be required if they were intended for direct sale to the public.

NAN570	Detail	Institution	Control document required	Remarks
2834299000	Other	CC.FF.AA	Import authorization	Only for imports of ammonium nitrate
2904202000	Trinitrotoluene (TNT)	CC.FF.AA	Import authorization	
2920901000	Nitroglycerine (Nitroglycerol)	CC.FF.AA	Import authorization	

2920902000	Pentrite (Pentaerythritol tetranitrate)	CC.FF.AA	Import authorization	
3601000000	Powder	CC.FF.AA	Import authorization	
3602001100	Dynamite	CC.FF.AA	Import authorization	
3602001900	Other	CC.FF.AA	Import authorization	
3602002000	Ammonium nitrate-based	CC.FF.AA	Import authorization	
3602009000	Other	CC.FF.AA	Import authorization	
3603001000	Safety fuses	CC.FF.AA	Import authorization	
3603002000	Detonator cord	CC.FF.AA	Import authorization	
3603003000	Primers	CC.FF.AA	Import authorization	
3603004000	Percussion caps	CC.FF.AA	Import authorization	
3603005000	Incendiary devices	CC.FF.AA	Import authorization	
3603006000	Electric detonators	CC.FF.AA	Import authorization	
3604100000	Fireworks	CC.FF.AA	Import authorization	
3604900000	Other	CC.FF.AA	Import authorization	
8710000000	Tanks and other armoured combat vehicles, including their armaments and spare parts	CC.FF.AA	Import authorization	

8906100000	Warships	CC.FF.AA	Import authorization	
9301190000	Other	CC.FF.AA	Import authorization	
9301200000	Rocket launchers; flame throwers; grenade launchers; torpedo launchers and similar launchers	CC.FF.AA	Import authorization	
9301900000	Other		Import authorization	
9302000000	Revolvers and pistols except those of lines 93.0393.04	CC.FF.AA	Import authorization	
9303100000	Muzzle-loading weapons	CC.FF.AA	Import authorization	
9303200000	Other long-barrelled smooth-bore weapons for hunting and sports purposes	CC.FF.AA	Import authorization	
9303300000	Other long-barrelled weapons for hunting or sports purposes	CC.FF.AA	Import authorization	
9303900000	Other	CC.FF.AA	Import authorization	
9304001000	Air guns	CC.FF.AA	Import authorization	
9304009000	Other	CC.FF.AA	Import authorization	
9305100000	Revolvers or pistols	CC.FF.AA	Import authorization	

9305210000	Smooth-bore guns	CC.FF.AA	Import authorization	
9305290000	Other	CC.FF.AA	Import authorization	
9305910000	Weapons of war of line 93.01	CC.FF.AA	Import authorization	
9305990000	Other	CC.FF.AA	Import authorization	
9306101000	Cartridges	CC.FF.AA	Import authorization	
9306109000	Parts	CC.FF.AA	Import authorization	
9306210000	Cartridges	CC.FF.AA	Import authorization	
9306299000	Parts	CC.FF.AA	Import authorization	
9306301000	Cartridges	CC.FF.AA	Import authorization	
9306309000	Parts	CC.FF.AA	Import authorization	
9306901100	---For weapons of war	CC.FF.AA	Import authorization	
9306901200	Harpoon missiles for harpoon launchers	CC.FF.AA	Import authorization	
9306901900	Other	CC.FF.AA	Import authorization	
9306909000	Parts	CC.FF.AA	Import authorization	
9307000000	Sabres, swords, bayonets, lances and other bladed weapons, their parts and sheaths	CC.FF.AA	Import authorization	

Import control regime  
Legal basis  
Annex 2 of Resolution 379

Logistics Directorate of the Combined Armed Forces Command	Import authorization	Weapons, ammunition, explosives and related materials	<p>Article 23. Implementing regulations for the Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunition, Explosives and Related Materials. Official Gazette No. 32 of March 1997</p> <p>Article 2. Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction.</p> <p>Official Gazette No. 789 of 26 September 1995</p>
Ecuadorian Atomic Energy Commission CEEA	Import licence	Fertile, fissionable radioactive materials, artificial radioisotopes and equipment that generates ionizing radiation	Article 25. Regulations pertaining to radiological safety. Supreme Decree 36, Official Gazette No. 891 of 8 August 1979.
Road Network Maintenance Department of the Ministry of Transport, Public Works - Imports	Import permit	Motor vehicles for transporting passengers and goods, tractors and their parts, trailers and accessories	<p>Article 38 (article replaced by Executive Decree No. 2044, Official Gazette 515 of 30 August 1994). Regulations implementing the Highways Act of the Republic of Ecuador. Ministerial Agreement 80. Official Gazette No. 567 of 19 August 1965.</p> <p>Article 10. — Decision 491</p>

			Article 40. Codification of the Act on Narcotic Drugs and Psychotropic Substances. Codification 2004-025. Official Gazette, supplement No. 490 of 27 December 2004.
			Article 16. Tourism Act (Act No. 97). Official Gazette, supplement No. 733, 27 December 2002.
			Arts. 1 and 2 of Agreement No. 52. Official Gazette No. 481 of 14 December 2006.  Art. 145 general regulations implementing the Act on Fisheries and Fisheries Development and consolidated text on fisheries legislation, Executive Decree No. 3198, Official Gazette 690 of 24 October 2002.

OP 1 and related matters OP 5, OP 6, OP 8 (a), (b) © and OP 10

State:  
Date of Report:ECUADOR  
12 December 2007

Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?	YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc)	Remarks (information refers to the page of the English version of the report or an official web site)
1 General statement on non-possession of WMD			
2 General statement on commitment to disarmament and non-proliferation			
3 General statement on non-provision of WMD and related materials to non-State actors	X	Refrains from providing any support to non-State actors	
4 Biological Weapons Convention (BWC)	X	Deposit 12 March 1975	
5 Chemical Weapons Convention (CWC)	X	Ratified 06 septiembre 1995	
6 Nuclear Non-Proliferation Treaty (NPT)	X	Deposit 07 march 1969	
7 Comprehensive Nuclear Test Ban Treaty (CTBT)	X	Deposit 12 November 2001	
8 Convention on Physical Protection of Nuclear Material (CPPNM)	X	In force 16 February 1996	
9 Hague Code of Conduct (HCCOC)	X	Subscribed	
10 Geneva Protocol of 1925	X	Deposit 16 September 1970	
11 International Atomic Energy Agency (AEA)	X	Since 1958	
12 Nuclear Weapons Free Zone/Protocols	X	Treaty of Tlatelolco, deposit 11 February 1969	
13 Other Conventions/Treaties	X	* Convención Interamericana contra la fabricación y el tráfico ilícito de armas de fuego, municiones, explosivos, y otros materiales relacionados, (CIPTA)	13 November 1997
14 Other Arrangements		* Reglamento modelo por el tráfico internacional de armas de fuego, sus partes, componentes y municiones de la Comisión Interamericana para el Control del Abuso de Drogas (CICAD)	11 June 1998
15 Other		* Decisión 552 Plan Andino para la Prevención combate y erradicación del tráfico ilícito de armas pequeñas y ligeras	25 June 2003.

OP 2- Biological Weapons (BW)

State: Ecuador  
Date of Report: 12 December 2007

ECUADOR  
12 December 2007

Does national legislation exist which prohibits or entitles to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and others if YES, indicate source document	Remarks
	Yes	if YES, indicate source document of national implementation law		
1 manufacture/produce	X	Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials	YES	
2 acquire				
3 possess				
4 stockpile/store				
5 develop				
6 transport		Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials		
7 transfer				
8 use				
9 participate as an accomplice in a. m. activities				
10 assist in a.m. activities				
11 finance a.m. activities				
a.m. activities related to means of delivery		Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials		
12				
13 involvement of non-State actors in a.m. activities				
14 Other				

OP 2- Chemical Weapons (CW)

State:  
Date of Report:

ECUADOR  
12 December 2007

Does national legislation exist which prohibits or entitles to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and others	Remarks
	Yes	If YES, indicate source document of national implementation law		
1 manufacture/reproduce	X	Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials	YES	
2 acquire		Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials		
3 possess				
4 stockpile/store				
5 develop				
6 transport		Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials		
7 transfer				
8 use				
9 participate as an accomplice in a. m. activities				
10 assist in a.m. activities				
11 finance a.m. activities				
12 a.m. activities related to means of delivery		Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials		
13 involvement of non-State actors in a.m. activities				
14 Other				

OP 2- Nuclear Weapons (NW)

State:  
Date of Report:

ECUADOR  
12 December 2007

Does national legislation exist which prohibits or sanctions to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and others	Remarks
	Yes	If YES, indicate source document of national implementation law		
1 manufacture/produce	Yes	Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials	YES	Page 2 of the report
2 acquire				
3 possess				
4 stockpile/store				
5 develop		Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials		page 2 of the report
6 transport				
7 transfer				
8 use				
9 participate as an accomplice in a. m. activities				
10 assist in a.m. activities				
11 finance a.m. activities				
a.m. activities related to means of delivery		Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives And Related Materials		Page 2 of the report
12				
13 Involvement of non-State actors in a.m. activities				
14 Other				

OP 3 (a) and (b) - Account for Secure/Physically protect BW including Related Materials

State:  
Date of Report:

ECUADOR  
12 December 2007

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?		National legal framework	Enforcement: civil/criminal	Remarks
1	Measures to account for production	Yes	YES If YES, indicate source doc	
2	Measures to account for use			
3	Measures to account for storage			
4	Measures to account for transport			
5	Measures to account for accounting			
6	Measures to secure production			
7	Measures to secure use			
8	Measures to secure use storage			
9	Measures to secure use transport			
10	Other measures for securing			
11	Regulations for physical protection of facilities/materials/transport			
12	Licensing of chemical installations/facilities/use of materials			
13	Reliability check of personnel			
14	Measures to account for secure/physically protect means of delivery			
15	Regulations for genetic engineering work			
16	Other legislation/regulations related to safety and security of biological materials			
17	Other	1. Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives and Related Materials.		page 2 of the report

OP 3 (a) and (b) - Account for/Secure/Physically protect CW Including Related Materials

State: ECUADOR  
Date of Report: 12 December 2007

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized	National legal framework	Enforcement: civil/criminal	Remarks
1 Measures to account for production		YES	
2 Measures to account for use			
3 Measures to account for storage			
4 Measures to account for transport			
5 Measures to account for accounting			
6 Measures to secure production			
7 Measures to secure use			
8 Measures to secure use storage			
9 Measures to secure use transport			
10 Other measures for securing		Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives and Related Materials	page 2 of the report
11 Regulations for physical protection of facilities/materials/transport			
12 Licensing of chemical installations/entities/use of materials			
13 Reliability check of personnel			
14 Measures to account for/secure/physically protect means of delivery			
15 National CWC authority	National Chemical Weapons Authority		page 3 of the report
16 OPCW	X		
17 Account for, secure or physically protect old chemical weapons			
18 Other legislation/regulations/control on chemical installations			

19	Other	1. Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives and Related Materials. 2. Act on Objective and Scope Section I, Articles 1 and 2			page 2 of the report
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OP 3 (a) and (b) - Account for/Secure/Physically protect NW including Related Materials

State: ECUADOR  
Date of Report: 12 December 2007

	Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal		Remarks
	Yes	No	if YES, indicate source document	if YES, indicate source document	if YES, indicate source document		
1	Measures to account for production						
2	Measures to account for use	X					
3	Measures to account for storage	X	INF/CIRC/231				
4	Measures to account for transport	X					
5	Measures to account for accounting						
6	Measures to secure production						
7	Measures to secure use						
8	Measures to secure use storage						
9	Measures to secure use transport						
10	Other measures for securing						
11	Regulations for physical protection of facilities/materials/transport						
12	Licensing of chemical installations/entities/use of materials						
13	Reliability check of personnel						
14	Measures to account for/secure/physically protect means of delivery						
15	National regulator authority						
16	IAEA Safeguards Agreements	X		1. Safeguards Agreement in force 10/2001 2. Additional protocol in force 24 October 2001			page 3 of the report
17	IAEA Code of Conduct on Safety and Security of Radioactive Sources						
18	IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources	X		Contributes to Database Programme			
19	Other Agreements related to IAEA						
20	Additional national legislation/regulations related to nuclear materials including CPPMM			Act on the Manufacture, Import, Export, Sale and			
21	Other			And Related Materials			page 2 of the

OP 3 (c) and (d) and related matters from OP 6 and OP 10 - Controls of BW Including Related Materials

State:  
Date of Report:

ECUADOR  
12 December 2007

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfer of BW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal		Remarks
	Yes	No	if YES, indicate source document	if YES, indicate source doc			
1 Border control							
2 Technical support of border control measures							
3 Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology							
4 Enforcement agencies/authorities							
5 Export control legislation in place			X	Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives and Related Materials	X	Combined Armed Forces Ministry of Defence to prohibit export of weapons	page 2 of the report
6 Licensing provisions							
7 Individual Licensing							
8 General Licensing							
9 Exceptions from licensing							
10 Licensing of deemed export/wisa							
11 National licensing authority							
12 Interagency review for licenses							
13 control lists							
15 Inclusion of technologies				National Chemical Weapons Authority			page 3 of the report

Act on the Manufacture, Import, Export, Sale and Possession of Weapons, Ammunitions, Explosives and Related Materials

Combined Armed Forces Command has set up 17 weapons-control units as well as border controls, national level

16	Inclusion of means of delivery						
17	End-user controls						
18	Catch all clause						
19	Intangible transfers						
	Transit control	X					
20							
21	Transit control	X	Act the manufacture, Import, export, Sale and Possession of Weapons, Ammunitions, Explosives and related materials			Ministry of Defence to prohibit transit of weapons	page 2 of the report
22	Re-export control						
23	Control of providing funds						
24	Control of providing transport services						
	Control Importation						
25							
26	Extraterritorial applicability	X	Act the manufacture, Import, export, Sale and Possession of Weapons, Ammunitions, Explosives and related materials			Ministry of Defence to prohibit import of weapons	page 2 of the report
27	Other						

OP 3 (c) and (d) and related matters from OP 6 and OP 10 - Controls of CW including Related Materials

State:  
Date of Report:

ECUADOR  
12 December 2007

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized	National/legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.	Remarks
	Yes	If YES, indicate source document		
1 Border control				
2 Technical support of border control measures Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology			X Combined armed Forces Command has set up 17 weapons-control units as well as border controls	page 2 of the report
3 Enforcement agencies/authorities				
4 Export control legislation in place	X	Act on the Manufacture, Import, Export, sale and possession of Weapons, Ammunitions, Explosives and Related Materials	X Combined armed Forces Command Ministry of defence to prohibit export of weapons	page 2 of the report
5 Licensing provisions				
6 Individual licensing				
7 General licensing				
8 Exceptions from licensing				
9 Licensing of deemed export/visa				
10 national licensing authority				page 2 of the report
11 interagency review for licenses				
12 Control lists				
13 Updating of lists				
14 Inclusion of technologies				
15 Inclusion of means of delivery				page 3 of the report
16 Exporter controls				
17 Importer controls				

19	Intangible transfers						page 2 of the report
	Transit control						
20							page 2 of the report
21	Trans-shipment control	X	Act on the Manufacture, Import, Export, sale and possession of Weapons, Ammunitions, Explosives and Related Materials		Ministry of defence to prohibit export of weapons		page 2 of the report
22	Re-export control						
23	Control of providing funds						
24	Control of providing transport services						
	Control of importation						
25							page 2 of the report
26	Extraterritorial applicability	X	Act on the Manufacture, Import, Export, sale and possession of Weapons, Ammunitions, Explosives and Related Materials		Ministry of defence to prof		page 2 of the report
27	Other						

OP 3 (c) and (d) and related matters from OP 6 and OP 10 - Controls of NW including Related Materials

State:  
Date of Report:

ECUADOR  
12 December 2007

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials ? Can Violators be penalized ?		National legal framework	Enforcement: civil/criminal	Remarks
1	Border control			
2	Technical support of border control measures			
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology			
4	Enforcement agencies/authorities			
5	Export control legislation in place			
6	Licensing provisions	X		Act on the Manufacture, Import, Export, sale and possession of Weapons, Ammunitions, Explosives and Related Materials
7	Individual Licensing			
8	General Licensing			
9	Exceptions from licensing			
10	Licensing of deemed export/visa			
11	National licensing authority			
12	Interagency review for licenses			
13	Control lists			
14	Updating of lists			
15	Inclusion of technologies			
16	Inclusion of means of delivery			
17	End-user controls			
18	Intangible transfers			
19				

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	Transit control						
20							
21	Trans-shipment control	X	Act on the Manufacture, Import, Export, sale and possession of Weapons, Ammunitions, Explosives and Related Materials		X	Ministry of defence is prohibit export of weapons	page 2 of the report
22	Re-export control						
23	Control of providing funds						
24	Control of providing transport services						
	Control of importation						
25							
26	Extraterritorial applicability	X	Act on the Manufacture, Import, Export, sale and possession of Weapons, Ammunitions, Explosives and Related Materials		X	Ministry of defence is prohibit	page 2 of the report
27	Other						

OP 6, 7 and B (d) - Control lists, Assistance, Information

State:  
Date of Report:

ECUADOR  
12 December 2007

Can information be provided on the following issues?	Yes			Remarks
1 Control lists-items (goods/equipment/materials/technologies)				Resolución N° 364 Anexo I del Comercio Exterior e Inversiones
2 Control lists-other	x	List of chemical substances (lists 1, 2 and 3)		page 2 of the report
3 Assistance offered				
4 Assistance requested Assistance in place	x	1. Support needed in the form of resources, equipment and staff training for the prevention and control of WMD their means of delivery. 2. Would be helpful, if experienced States Parties provide advice with a view to amending regulations for existing Act of 07 November 1980		
5 (bilateral/multilateral/multilateral)				
6 Information for industry				
7 Information for the public				