



PERMANENT MISSION OF THE REPUBLIC
OF
B U L G A R I A
TO THE UNITED NATIONS

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January 4th, 2008

REFERENCE: S/AC.44/2007/ODA.OC.11, dated Oct.17, 2007

The Permanent Mission of the Republic of Bulgaria to the United Nation in New York presents its compliments to the Secretariat of the Committee established pursuant to Security Council Resolution 1540 (2004), and has the honor to submit an addendum to the updated matrix, sent with a note of the PM No.6094 from December 17th 2007, containing additional information regarding the implementation of the Republic of Bulgaria of UNSC resolution 1540.

The Permanent Mission of the Republic of Bulgaria to the United Nations in New York avails itself of this opportunity to renew to the Secretariat of the Committee established pursuant to Security Council Resolution 1540 the assurances of its highest consideration.)

**Secretariat of the Committee Established
Pursuant to Security Council Resolution 1540 (2004)
Secretariat Building, Room S-3055-I,
United Nations, New York, NY-10017
Attention: Mr. Vesselin Kostov**

№ 30-00-140

35/03.01.08

29
ОТКРИТА ГРАМА

2004
г-н М. Битовски
30-00-140/14.12.2007 г.
3/01/08 г.
Д

ДО
ПОСТОЯННОТО ПРЕДСТАВИТЕЛСТВО
НА Р БЪЛГАРИЯ
НЮ ЙОРК

Относно: Таблица по изпълнението на Резолюция 1540 на СС на ООН

Към Наш № 30-00-140/14.12.2007 г.

Във връзка с необходимостта от предоставяне на актуална информация по изпълнението на резолюция 1540, приложено Ви изпращаме допълнителна информация по таблицата, изпратена Ви на 14 декември м.г., с молба да бъде добавена като *addendum*. Допълнителната информация по текста се съдържа в таблицата, както следва:

- OP 2-Biological Weapons (BW), точка 14 – Other;
- OP 3 (c) and (d) and related matters from OP6 and OP10 – Controls of BW including Related Materials, точка 20 - Transit control, и точка 21 – Trans-shipment control;
- OP 3 (c) and (d) and related matters from OP6 and OP10 – Controls of CW including Related Materials, точка 20 - Transit control, и точка 21 – Trans-shipment control.

Приложение: съгласно текста

София, 3 януари 2008 г.
ЦС/

ДИРЕКТОР:

Д-Р ПЕТЬО ПЕТЕВ

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

State:
Date of Report:
Date of Addendum 2:

Bulgaria

14 December 2007
3 January 2008

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	X	Does not possess weapons of mass destruction	page 2 of Addendum 1
2. General statement on commitment to disarmament and non-proliferation	X	Welcomes the provisions of resolution 1540 as it further strengthens the already existing international instruments for WMD non-proliferation and contributes to the improvement of the international export control system	page 2 of the report
3. General statement on non-provision of WMD and related materials to non-State actors	X	Does not provide any support to non-State actors. Any such support is prohibited under the Bulgarian law	page 3 of the report
4. Biological Weapons Convention (BWC)	X	Ratified 30 June 1972	page 4 of the report
5. Chemical Weapons Convention (CWC)	X	Ratified 29 June 1994	page 4 of the report
6. Nuclear Non-Proliferation Treaty (NPT)	X	Ratified 10 July 1969	page 4 of the report
7. Comprehensive Nuclear Test Ban Treaty (CTBT)	X	Deposit 29 September 1999	http://disarmament.un.org:8080/TreatyStatus.nsf
8. Convention on Physical Protection of Nuclear Material (CPPNM)	X	Ratified 17 October 1985	page 9 of the report http://www.iaea.org/Publications/Documents/Conventions/cppnm_status.pdf
9. Hague Code of Conduct (HCOG)	X	Subscribed 25 November 2002	http://www.minbuza.nl/default.asp?CMS_ITEM=858DD6DAE6BE4DF2ABABD1FE0A25AB3CX3X45455X99
10. Geneva Protocol of 1925	X	Deposit 07 March 1934	http://disarmament.un.org:8080/TreatyStatus.nsf

11	International Atomic Energy Agency (IAEA)	X	Since 1957	http://www.iaea.org/About/Policy/MemberStates
12	Nuclear Weapons Free Zone/ Protocol(s)			
13	Other Conventions/Treaties	X	<ol style="list-style-type: none"> 1. Sea-Bed Treaty, deposit 16 April 1971 2. Antarctic Treaty, deposit 11 September 1978 3. Open Skies, deposit 15 April 1994 4. Mine-Ban Convention, deposit 4 September 1998 	http://disarmament2.un.org/TreatyStatus.nsf
14	Other Arrangements	X	<ol style="list-style-type: none"> 1. Wassenaar Arrangement (WA) 2. Australia Group (AG) 3. Zangger Committee (ZC) 4. Nuclear Suppliers Group (NSG) 5. Missile Technology Control Regime (MTCR) 	page 3 of the report
15	Other	X	<ol style="list-style-type: none"> 1. Proliferation Security Initiative (PSI) Participating State since May 2005 2. State party to 13 UN Conventions and Protocols on Terrorism 3. Global Initiative to Combat Nuclear Terrorism, Participating State since July 2007 	page 3 of the report page 2 of Addendum 1 UN Conventions

OP 2 - Biological Weapons (BW)

State:

Bulgaria

Date of Report:

14 December 2007

Date of Addendum 2:

3 January 2008

Does national legislation exist which prohibits persons or entities 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	YES	if YES, indicate source document	
1	<input checked="" type="checkbox"/>	In accordance with the Constitution, Art. 5, para 4: BWC is part of the domestic legislation	<input checked="" type="checkbox"/>	Penal Code, Article 337	pages 3 and 4 of the report
2	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	Penal Code, Article 339	pages 3 and 5 of the report
3			<input checked="" type="checkbox"/>		
4	<input checked="" type="checkbox"/>	In accordance with the Constitution, Art. 5, para 4: BWC is part of the domestic legislation	<input checked="" type="checkbox"/>	Penal Code, Article 337	pages 3 and 4 of the report
5	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>		
6			<input checked="" type="checkbox"/>		
7	<input checked="" type="checkbox"/>	In accordance with the Constitution, Art. 5, para 4: BWC is part of the domestic legislation	<input checked="" type="checkbox"/>	Penal Code, Article 339	pages 3 and 5 of the report
8			<input checked="" type="checkbox"/>	Penal Code, Article 415	page 5 of the report
9	<input checked="" type="checkbox"/>	Penal Code, Arts. 20-22	<input checked="" type="checkbox"/>	Penal Code, Articles 337, 339 and 415	Penal Code
10	<input checked="" type="checkbox"/>	In accordance with the Constitution, Art. 5, para 4: BWC is part of the domestic legislation	<input checked="" type="checkbox"/>		page 3 of the report
11	<input checked="" type="checkbox"/>	Law on Measures against Financing Terrorist Activities (2003)	<input checked="" type="checkbox"/>	Penal Code, Art. 108a.(terroristic intent)	page 4 of the report Law on Measures against Financing Terrorist Activities
12	<input checked="" type="checkbox"/>	In accordance with the Constitution, Art. 5, para 4: BWC is part of the domestic legislation	<input checked="" type="checkbox"/>	Penal Code, Articles 337, 339	pages 3 and 4 of the report
13			<input checked="" type="checkbox"/>	Penal Code, Articles 337, 339	Penal Code

14	<p>Other</p> <ul style="list-style-type: none"> - With a Decision of the Council of Ministers from 2006 only the Director of the National Centre of Infectious and Parasitic Diseases to the Ministry of Health is allowed to give a permission/certificat for import /export of bacterial, viral and parasitic strains for experimental, industrial, clinical , diagnostic and educational use. - As a result of a decision of the Meeting of Experts on BWC held in Geneva in 2005 it was worked out an "Ethic code of the Bulgarian scientists for preventing and fighting bioterrorism" in 2006
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OP 2 - Chemical Weapons (CW)

State:

Bulgaria

Date of Report:

14 December 2007

Date of Addendum 2:

3 January 2008

Does national legislation exist which prohibits persons or entities 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	YES	if YES, indicate source document	
1 manufacture/produce	X	Law on the Prohibition of the CW and Control over Toxic Chemicals and Their Precursors (adopted in 2000, amended in 2007)	X	Penal Code, Article 337	page 4 of the report
2 acquire	X	In accordance with the Constitution, Art. 5, para 4: CWC is part of the domestic legislation	X	Penal Code, Article 339	pages 3 and 5 of the report
3 possess	X	Law on the Prohibition of the CW and Control over Toxic Chemicals and Their Precursors (adopted in 2000, amended in 2007)	X	Penal Code, Article 339	
4 stockpile/store	X	Law on the Prohibition of the CW and Control over Toxic Chemicals and Their Precursors (adopted in 2000, amended in 2007)	X	Penal Code, Article 337	page 4 of the report
5 develop	X		X	Penal Code, Article 337	
6 transport			X	Penal Code, Article 337	page 4 of the report
7 transfer	X	Law on Export Control of Arms and Dual-Use Items and Technologies (adopted 2007) Law on the Prohibition of the CW and Control over Toxic Chemicals and Their Precursors (adopted in 2000, amended in 2007)	X	Penal Code, Article 339	
8 use	X		X	Penal Code, Article 415	pages 4 and 5 of the report
9 participate as an accomplice in a.m. activities	X	Penal Code, Arts. 20-22	X	Penal Code, Articles 337, 339 and 415	Penal Code
10 assist in a.m. activities	X	In accordance with the Constitution, Art. 5, para 4: CWC is part of the domestic legislation	X		page 3 of the report

11	finance a.m. activities	<input checked="" type="checkbox"/>	Law on Measures against Financing Terrorist Activities (2003)	<input checked="" type="checkbox"/>	Penal Code, Art. 108a.(terroristic intent)	page 4 of the report Law on Measures against Financing Terrorist Activities
12	a.m. activities related to means of delivery	<input checked="" type="checkbox"/>	In accordance with the Constitution, Art. 5, para 4: CWC is part of the domestic legislation	<input checked="" type="checkbox"/>	Penal Code, Articles 337, 339	pages 3 and 4 of the report
13	involvement of non-State actors in a.m. activities			<input checked="" type="checkbox"/>	Penal Code, Articles 337, 339	Penal Code
14	Other					

OP 2 - Nuclear Weapons (NW)

State:

Bulgaria

Date of Report:

14 December 2007

Date of Addendum 2:

3 January 2008

Does national legislation exist which prohibits persons or entities 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	YES	if YES, indicate source document	
1 manufacture/produce	X	In accordance with the Constitution, Art. 5, para 4: NPT is part of the domestic legislation Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	X	1. Penal Code, Article 337 2. Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	pages 3 and 4 of the report Law on Safe Use of Nuclear Energy, 2002, (amended 2007)
2 acquire	X		X	1. Penal Code, Article 339 2. Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	pages 3 and 5 of the report
3 possess	X		X	1. Penal Code, Article 339 2. Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	page 5 of the report
4 stockpile/store	X	Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	X	1. Penal Code, Article 337	page 4 of the report
5 develop	X		X	2. Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	page 4 of the report
6 transport	X		X		page 4 of the report
7 transfer	X	In accordance with the Constitution, Art. 5, para 4: NPT is part of the domestic legislation Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	X	1. Penal Code, Article 339 2. Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	pages 3 and 5 of the report
8 use	X	Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	X	1. Penal Code, Article 415 2. Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	page 5 of the report
9 participate as an accomplice in a.m. activities	X	Penal Code, Arts. 20-22	X	Penal Code, Articles 337, 339 and 415	<u>Penal Code</u> page 3 of the report
10 assist in a.m. activities			X		

	<u>Law on Measures against Financing Terrorist Activities (2003)</u>	<u>Penal Code, Art. 108a. (terroristic intent)</u>	<u>Law on Measures against Financing Terrorist Activities</u>	<u>Law on Safe Use of Nuclear Energy, 2002, (amended 2007)</u>	<u>Penal Code</u>
11	finance a.m. activities	X	X	X	
12	a.m. activities related to means of delivery	X		X	
13	involvement of non-State actors in a.m. activities	X		X	
14	Other				

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

State: Bulgaria
 Date of Report: 14 December 2007
 Date of Addendum 2: 3 January 2008

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 penalties, and others		Remarks
	YES	if YES, indicate source document	YES	if YES, indicate source document	
1 Measures to account for production	X	1. Law on Environmental Protection of 2002, amended in 2007	X		<u>Law on Environmental Protection of 2002, amended in 2007.</u>
2 Measures to account for use	X	2. Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007	X	Law on Environmental Protection of 2002, amended in 2007	
3 Measures to account for storage	X		X		
4 Measures to account for transport					
5 Other measures for accounting					
6 Measures to secure production	X	1. Law on Environmental Protection of 2002, amended in 2007: Security of laboratories and services is further enhanced	X		page 9 of the report Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007
7 Measures to secure use	X	2. Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007	X		
8 Measures to secure storage	X	1. Law on Environmental Protection of 2002, amended in 2007: Strict rules/requirements for storage 2. Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007	X	Penal Code, Art. 349	<u>Penal Code</u>

9	Measures to secure transport	X	<ol style="list-style-type: none"> 1. Law on Automobile Carriage (1999): in accordance with ADR 2. Law on Road Traffic (1999) 3. Regulations on Carriage of Dangerous Goods 4. Law on Civil Aviation (1972) 5. Law on Maritime Space, Internal Waterways and Harbours (2000) 6. Law on Railroad Transport (2000) 	X	<ol style="list-style-type: none"> 1. Presence of licensed experts on safety of carriage of dangerous goods obligatory 2. Transportation follows the norms of OIE 	page 9 of the report
10	Other measures for securing	X	National Standards approved by the Minister of Health			page 8 of the report
11	Regulations for physical protection of facilities/materials/ transports	X	Law on Environmental Protection of 2002, amended in 2007	X	Law on Environmental Protection of 2002, amended in 2007	<u>Law on Environmental Protection of 2002, amended in 2007.</u>
12	Licensing/registration of facilities/persons handling biological materials	X	<ol style="list-style-type: none"> 1. Authorization for work by Ministry of Health 2. Permission for work by Director General of the National Office for Plant Protection 3. License by the Director General of the National Veterinary-Medical Office 4. Minister of Environment and Water 	X	Authorities execute controls over licensed/registered entities	pages 7 to 9 of the report
13	Reliability check of personnel	X	Law on Environmental Protection of 2002, amended in 2007	X	Law on Environmental Protection of 2002, amended in 2007	<u>Law on Environmental Protection of 2002, amended in 2007</u>
14	Measures to account for/secure/ physically protect means of delivery					
15	Regulations for genetic engineering work	X	Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007			<u>Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007</u>

<p>Other legislation/ regulations related to safety and security of biological materials</p>	<p>X</p>	<p>1. Standards by the Minister of Health 2. Law on Plant Protection 3. Regulation on the Implementation of the Law on the Veterinary-Medical Activities 4. Regulation No. 4 for the Licensing of the Production of Veterinary Medicines and Preparations 5. Regulation No. 13 of 13 June 1994 6. Regulation No. 1 on Phytosanitary Control of 27 May 1998 7. Regulation No. 1 of the Ministry of Agriculture and Forestry of 04 January 2002 8. Regulation of the Ministry of Health No. 4 of 14 October 2002</p>	<p>pages 7 to 9 of the report</p>
<p>16</p>	<p>Other</p>		

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

Bulgaria
 State: Bulgaria
 Date of Report: 14 December 2007
 Date of Addendum 2: 3 January 2008

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 penalties, and others		Remarks
	YES	if YES, indicate source document	YES	if YES, indicate source document	
1 Measures to account for production	<input checked="" type="checkbox"/>	1. Law on the Prohibition of the CW and Control over Toxic Chemicals and Their Precursors (amended 2007)	<input checked="" type="checkbox"/>	Penal Code, Article 354 (4)	<u>Law on the Prohibition of the CW and Control over Toxic Chemicals and Their Precursors</u>
2 Measures to account for use	<input checked="" type="checkbox"/>	2. Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007	<input checked="" type="checkbox"/>	Penal Code, Article 354 (4)	
3 Measures to account for storage	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	Penal Code, Article 354 (4)	<u>Penal Code</u>
4 Measures to account for transport					
5 Other measures for accounting					
6 Measures to secure production	<input checked="" type="checkbox"/>	1. Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007	<input checked="" type="checkbox"/>	Penal Code, Article 354 (4)	<u>Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007</u>
7 Measures to secure use	<input checked="" type="checkbox"/>	2. Law on Environmental Protection of 2002, amended in 2007			
8 Measures to secure storage	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>	Penal Code, Article 354 (4)	<u>Penal Code</u>

9	Measures to secure transport	X	<p>1. Law on Automobile Carriage (1999); in accordance with ADR</p> <p>2. Law on Road Traffic (1999)</p> <p>3. Regulations on Carriage of Dangerous Goods</p> <p>4. Law on Civil Aviation (1972)</p> <p>5. Law on Maritime Space, Internal Waterways and Harbours (2000)</p> <p>6. Law on Railroad Transport (2000)</p>	X	<p>Presence of licensed experts on safety of carriage of dangerous goods obligatory</p>	<p>page 9 of the report</p>
10	Other measures for securing					
11	Regulations for physical protection of facilities/materials/ transports	X	<p>1. Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007</p> <p>2. Law on Environmental Protection of 2002, amended in 2007</p>			<p><u>Law on Environmental Protection of 2002, amended in 2007</u></p>
12	Licensing of chemical installations/entities/use of materials	X	<p>Interministerial Commission on Export Control and Non-Proliferation of WMD</p>			<p>pages 6 and 7 of the report</p>
13	Reliability check of personnel					
14	Measures to account for/secure/physically protect means of delivery					
15	National CWC authority	X	<p>1. Interministerial Commission on Export Control and Non-Proliferation of WMD</p> <p>2. Law on Environmental Protection of 2002, amended in 2007</p>			<p>page 7 of the report</p>
16	Reporting Schedule I, II and III chemicals to OPCW	X	<p>Information transmitted to OPCW</p>			<p>page 7 of the report</p>
17	Account for, secure or physically protect old chemical weapons					
18	Other legislation/ regulations controlling chemical materials		<p>Decree No. 16-437 of 04.05.2007 on the terms and conditions for carrying out of activities with the toxic chemical substances and their precursors (published SG, ed. 40 of 24.05.2007)</p>			

19 Other

X

inspections by OPCW

page 7 of the report

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

State:

Bulgaria

Date of Report:

14 December 2007

Date of Addendum 2:

3 January 2008

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized ?	National legal framework		Enforcement: civil/criminal penalties, and others		Remarks
	YES	if YES, indicate source document	YES	if YES, indicate source document	
1 Measures to account for production	X		X		
2 Measures to account for use	X	Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	X	Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	page 6 of the report
3 Measures to account for storage	X		X		
4 Measures to account for transport	X	Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	X		<u>Law on Safe Use of Nuclear Energy, 2002, (amended 2007)</u>
5 Other measures for accounting					
6 Measures to secure production	X	Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	X	Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	<u>Law on Safe Use of Nuclear Energy, 2002, (amended 2007)</u>
7 Measures to secure use	X	1. Regulations for Securing the Physical Protection of Nuclear Facilities, Nuclear Material and Radioactive Substances (2004) 2. Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	X		
8 Measures to secure storage	X		X	1. Penal Code, Article 356 (k) 2. Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	<u>Penal Code</u>

	<p>1. Regulations for Securing the Physical Protection of Nuclear Material (2000)</p> <p>2. Law on Automobile Carriage (1999): in accordance with ADR</p> <p>3. Law on Road Traffic (1999)</p> <p>4. Regulations on Carriage of Dangerous Goods</p> <p>5. Law on Civil Aviation (1972)</p> <p>6. Law on Maritime Space, Internal Waterways and Harbours (2000)</p> <p>7. Law on Railroad Transport (2000)</p> <p>8. Regulation on the conditions and procedure of transport of radioactive material (2005)</p>	<p>X</p>	<p>Presence of licensed experts on safety of carriage of dangerous goods obligatory</p>	<p>page 9 of the report</p>
9	Measures to secure transport	X		
10	Other measures for securing			
11	Regulations for physical protection of facilities/materials/ transports	X	Regulations for Securing the Physical Protection of Nuclear Facilities, Nuclear Material and Radioactive Substances (2004)	Law on Safe Use of Nuclear Energy, 2002, amended in 2007
12	Licensing of nuclear installations/entities/use of materials	X	Law on the Safe Use of Nuclear Energy of 2002 (amended in 2007)	Penal Code, Article 356 (d) and (e)
13	Reliability check of personnel	X	Law on the Safe Use of Nuclear Energy of 2002, (amended in 2007)	Law on the Safe Use of Nuclear Energy of 2002, amended in 2007
14	Measures to account for/secure/physically protect means of delivery	X		Law on the Safe Use of Nuclear Energy of 2002, amended in 2007
15	National regulatory authority	X	Law on the Safe Use of Nuclear Energy of 2002, amended in 2007	<p>www- pub.iaea.org/MTCOD/publication s/PDF/cnpp2003/CNPP_Webp age/PDF/2002/Documents/Doc uments/Bulgaria%202002.pdf</p> <p>1. Nuclear Regulatory Agency (NRA)</p>
16	IAEA Safeguards Agreements	X	1. Safeguards Agreement 2. Additional Protocol in force 10 October 2000	pages 3 and 6 of the report
17	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Expressed support to IAEA DG	<p>http://www- ns.iaea.org/downloads/nw/meet</p>

<p>IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources</p>	<p>X</p>	<p>Contributes to Database Programme</p>	<p>http://www.iaea.org/About/Policy/GC/GC42/Documents/gc42-17.html</p>
<p>19 Other Agreements related to IAEA</p>			
<p>20 Additional national legislation/regulations related to nuclear materials including CPPNM</p>	<p>X</p>	<p>Ratified the amendments to CPPNM on 8 February 2006</p>	<p>page 2 of Addendum 1</p>
<p>21 Other</p>			

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

State: Bulgaria

Date of Report: 14 December 2007

Date of Addendum 2: 3 January 2008

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW 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	YES	if YES, indicate source document	
1 Border control	X	1. Council Regulation 2913/1992 (Community Customs Code) 2. Commission Regulation 2454/1993 (Implementing provisions to the Community Customs Code) 3. EU Regulation no. 648 of 13 April 2005 (Security Amendment) 4. Customs Law (adopted in 1998, amended in July 2007) 5. Law on Ministry of Interior, adopted 24 February 2006	X	1. Penal Code, Article 353 b 2. Customs intelligence, investigations of currency violations, checks on goods, vehicles and persons, searches and confiscations	pages 5 and 10 of the report page 12 and 13 of the EU report <u>Community Customs Code</u>
2 Technical support of border control measures		Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation			
3 negotiating, otherwise assisting in sale of goods and technology	X	Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation	X	Penal Code, Article 337	pages 4 and 10 of the report

		1. Law on Export Control of Arms and Dual-Use Items and Technologies and Regulation for its Implementation, Art. 71			Customs Agency; limited number of specialized customs offices are appointed for handling imports, exports and transits of arms and dual-use items and technologies	
4	Enforcement agencies/authorities	X	X	2. Order 171 of the Director of the Customs Agency (issued 2006) 3. Law on Ministry of Interior, adopted 24 February 2006		
5	Export control legislation in place	X	X	1. Council Regulation (EC) No. 1334/2000, Articles 6 and 7 2. Council Regulation (EC) No. 1183 of 18 September 2007 current lists	Penal Code, Articles 337 and 353 b	
6	Licensing provisions	X	X	3. Law on Export Control of Arms and Dual-Use Items and Technologies Arts. 43 and 44, 4. Regulation for its Implementation	Penal Code, Law on Export Control of Arms and Dual-Use Items and Technologies, Arts. 76,77,78	<u>Law on Export Control of Arms and Dual-Items and Technologies</u> <u>page 14 of the EU report EU Regulation 1334/2000</u>
7	Individual licensing	X				
8	General licensing	X				
9	Exceptions from licensing	X		Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation, Art. 3		<u>page 14 of the EU report Exceptions</u>
10	Licensing of deemed export/visa					
11	National licensing authority	X		1. Council Regulation (EC) No. 1334/2000, Article 6 2. Law on Export Control of Arms and Dual-Use Items and Technologies, Arts. 6, 43,44,46,54,56	Interministerial Commission for Export Control and Non-Proliferation of the WMD	<u>Law on Export Control of Arms and Dual-Items and Technologies</u>
12	Interagency review for licenses					
13	Control lists	X		Council Regulation (EC) No. 1183 of 18 September 2007 current lists		pages 7 and 11 of the report

14 Updating of lists	X	Updated regularly Council Regulation (EC) No. 1183 of 18 September 2007 current lists	X	The lists of dual-use items set out in Annex I and Annex IV shall be updated in conformity with the relevant obligations and commitments, and any modification thereof, that each Member State has accepted as a member of the international non- proliferation regimes and export control arrangements, or by ratification of relevant international treaties.
15 Inclusion of technologies	X	Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation	X	Law on Export Control of Arms and Dual-Use Items and Technologies page 10 of the report
16 Inclusion of means of delivery	X	Council Regulation (EC) No. 1183 of 18 November 2007 current lists	X	page 11 of the report
17 End-user controls	X	Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation	X	page 7 of the report
18 Catch all clause	X	1. Council Regulation (EC) No. 1334/2000, Article 4 2. Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation	X	<u>Law on Export Control of Arms and Dual-Items and Technologies</u>
19 Intangible transfers	X	1. Council Regulation (EC) No. 1334/2000, Art. 2(b) (ii) 2. Law on Export Control of Arms and Dual-Use Items and Technologies, Art. 1	X	<u>Law on Export Control of Arms and Dual-Items and Technologies</u>

20	Transit control	X	1. EU Regulation no. 648 of 13 April 2005 (Security Amendment), Article 1.14; 2. <i>Law on Export Control of Arms and Dual-Use Items and Technologies /Military List, pos.7, A/</i>	X	<i>Law on Export Control of Arms and Dual-Use Items and Technologies</i>	page 8 of the report <u>EU Regulation no. 648/2005</u>
21	Trans-shipment control	X	<i>Law on Export Control of Arms and Dual-Use Items and Technologies /Military List, pos.7, A/</i>	X	<i>Law on Export Control of Arms and Dual-Use Items and Technologies</i>	
22	Re-export control	X	1. Council Regulation (EC) No. 1334/2000, Articles 6 and 7 2. Council Regulation (EC) No. 1183 of 18 September 2007 3. <i>Law on Export Control of Arms and Dual-Use Items and Technologies</i>	X	<i>Law on Export Control of Arms and Dual-Use Items and Technologies, Arts. 76,77,78</i>	<u>Law on Export Control of Arms and Dual-Items and Technologies</u>
23	Control of providing funds	X	Council Regulation (EC) No. 2580 of 27 December 2001			<u>EU Regulation No. 2580/2001</u>
24	Control of providing transport services					
25	Control of importation	X	<i>Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its implementation, Arts. 56 and 57</i> Decree (CoM) No. 115 of 21.05.2007 on adoption of a List of Arms and a List of Dual-use Items and Technologies at import (published SG, ed. 43 of 01.06.2007)	X	1. Penal Code, Article 353 b 2. <i>Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its implementation, Arts. 76, 77 and 78</i>	pages 5 and 8 of the report
26	Extraterritorial applicability	X	Penal Code, Arts. 2-5			
27	Other					

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

State: Bulgaria

Date of Report: 14 December 2007

Date of Addendum 2: 3 January 2008

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	YES	if YES, indicate source document	
1 Border control	X	1. Council Regulation 2913/1992 (Community Customs Code) 2. Commission Regulation 2454/1993 (Implementing provisions to the Community Customs Code) 3. EU Regulation no. 648 of 13 April 2005 (Security Amendment) 4. Customs Law (adopted in 1998, amended in July 2007) 5. Law on Ministry of Interior, adopted 24 February 2006	X	1. Penal Code, Article 353 b 2. Customs intelligence, investigations of currency violations, checks on goods, vehicles and persons, searches and confiscations	pages 5 and 10 of the report <u>Customs Law</u>
2 Technical support of border control measures		Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation			
3 Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation, Arts. 46-53 1. Law on Export Control of Arms and Dual-Use Items and Technologies Art. 71 2. Order 171 of the Director of the Customs Agency (issued 2006) 3. Law on Ministry of Interior, adopted 24 February 2006	X	Penal Code, Article 337	pages 4 and 10 of the report
4 Enforcement agencies/authorities	X		X	Customs Agency; limited number of specialized customs offices are appointed for handling imports and exports of arms and dual-use items and technologies	page 10 of the report

5	Export control legislation in place	X	1. Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007 2. Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation	X	Penal Code, Articles 337 and 353 b	pages 4, 5, 8 and 10 of the report
6	Licensing provisions	X	Law on Protection Against the Harmful Impact of Chemical Substances and Preparations of 2003, amended 2007			page 10 of the report
7	Individual licensing	X	Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation, Arts. 43 and 44	X	Law on Export Control of Arms and Dual-Use Items and Technologies Penal Code, Articles 337 and 353 b	<u>Law on Export Control of Arms and Dual-Items and Technologies</u>
8	General licensing	X	Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation, Arts. 43 and 44	X	Law on Export Control of Arms and Dual-Use Items and Technologies Penal Code, Articles 337 and 353 b	<u>Law on Export Control of Arms and Dual-Items and Technologies</u>
9	Exceptions from licensing	X	Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation, Art. 3			<u>Law on Export Control of Arms and Dual-Items and Technologies</u>
10	Licensing of deemed export/visa					
11	National licensing authority	X	Interministerial Commission for Export Control and Non-proliferation of WMD			http://www.exportcontrol.bg/Mo dulen.php?id=1325
12	Interagency review for licenses	X				
13	Control lists	X	Council Regulation (EC) No. 1183 of 18 September 2007 current lists			page 11 of the report

14	Updating of lists	X	Updated regularly Council Regulation (EC) No. 1183 of 18 September 2007 current lists		page 11 of the report
15	Inclusion of technologies	X	Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation	X	page 10 of the report
16	Inclusion of means of delivery	X	Control lists strictly adhere to the guidelines of MTCR		page 11 of the report
17	End-user controls	X	Required for all Scheduled Chemicals	X	page 7 of the report
18	Catch all clause	X	1. Council Regulation (EC) No. 1334/2000, Article 4 2. Law on Export Control of Arms and Dual-Use Items and Technologies, Art. 68 and the Regulation for its Implementation	X	<u>Law on Export Control of Arms and Dual-Items and Technologies</u>
19	Intangible transfers	X	1. Council Regulation (EC) No. 1334/2000, Art. 2(b) (ii) 2. Law on Export Control of Arms and Dual-Use Items and Technologies, Art. 1	X	
20	Transit control	X	Law on Export Control of Arms and Dual-Use Items and Technologies, as amended and Regulation for its Implementation /CWC, schedule 1/ Law on Export Control of Arms and Dual-Use Items and Technologies /CWC, schedule 1/	X	page 8 of the report
21	Trans-shipment control	X		X	
22	Re-export control	X	1. Council Regulation (EC) No. 1334/2000, Articles 6 and 7 2. Council Regulation (EC) No. 1183 of 18 September 2007 3. Law on Export Control of Arms and Dual-Use Items and Technologies	X	Law on Export Control of Arms and Dual-Use Items and Technologies

23	Control of providing funds				
24	Control of providing transport services				
25	Control of importation	<input checked="" type="checkbox"/>	<p>Law on Export Control of Arms and Dual-Use Items and Technologies Arts. 56 and 57 and the Regulation for its Implementation Decree (CoM) No. 115 of 21.05.2007 on adoption of a List of Arms and a List of Dual-use Items and Technologies at import (published SG, ed. 43 of 01.06.2007)</p>	<input checked="" type="checkbox"/>	<p>Penal Code, Article 353 b Law on Export Control of Arms and Dual-Use Items and Technologies <u>Law on Export Control of Arms and Dual-Items and Technologies</u></p>
26	Extraterritorial applicability	<input checked="" type="checkbox"/>	<p>Law on Export Control of Arms and Dual-Use Items and Technologies Arts. 56 and 57 and the Regulation for its Implementation Decree (CoM) No. 115 of 21.05.2007 on adoption of a List of Arms and a List of Dual-use Items and Technologies at import (published SG, ed. 43 of 01.06.2007)</p>		
27	Other				

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

State: **Bulgaria**
Date of Report: 14 December 2007
Date of Addendum 2: 3 January 2008

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 penalties, and measures of implementation, etc	Remarks
	YES	if YES, indicate source document		
1 Border control	X	<ol style="list-style-type: none"> Council Regulation 2913/1992 (Community Customs Code) Commission Regulation 2454/1993 (Implementing provisions to the Community Customs Code) EU Regulation no. 648 of 13 April 2005 (Security Amendment) Customs Law (adopted in 1998, amended in July 2007) Law on Ministry of Interior, adopted 24 February 2006 	<ol style="list-style-type: none"> Penal Code, Article 353 b Customs intelligence, investigations of currency violations, checks on goods, vehicles and persons, searches and confiscations 	pages 5 and 10 of the report
2 Technical support of border control measures				
3 Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	<ol style="list-style-type: none"> Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation, Arts. 46-53 Law on Export Control of Arms and Dual-Use Items and Technologies Art. 71 Order 171 of the Director of the Customs Agency (issued 2006) Law on Ministry of Interior, adopted 24 February 2006 	Penal Code, Article 337	pages 4 and 10 of the report
4 Enforcement agencies/authorities	X		<ol style="list-style-type: none"> Customs Agency: limited number of specialized customs offices are appointed for handling imports, exports and transits of dual-use items and technologies 	page 10 of the report

5	Export control legislation in place	X		X	Penal Code, Articles 337 and 353 b	pages 4, 5, 8 and 10 of the report
6	Licensing provisions	X	Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation		Interministerial Council on the Military Industrial Complex and the Mobilisation Preparedness of the Country with the Council of Ministers Interministerial Commission for Export Control and Non-proliferation of Weapons of Mass Destruction Ministry of Economy and Energy	page 10 of the report
7	Individual licensing	X		X		
8	General licensing	X		X		
9	Exceptions from licensing	X	Within the Community free circulation of all goods, exceptions are listed in Annex IV to the Council Regulation (EC) No. 1183 of 18 September 2007			page 14 of the EU report <u>Exceptions</u>
10	Licensing of deemed export/visa					
11	National licensing authority	X	1. Commission Regulation (EC) No. 1334/2000, Article 6 2. Law on Export Control of Arms and Dual-Use Items, Arts. 6,43,44,46,54,56			
12	Interagency review for licenses					
13	Control lists	X	Council Regulation (EC) No. 1183 of 18 September 2007 current lists			page 11 of the report

			The lists of dual-use items set out in Annex I and Annex IV shall be updated in conformity with the relevant obligations and commitments, and any modification thereof, that each Member State has accepted as a member of the international non-proliferation regimes and export control arrangements, or by ratification of relevant international treaties.
14 Updating of lists	X Updated regularly Council Regulation (EC) No. 1183 of 18 September 2007 current lists	X	page 11 of the report
15 Inclusion of technologies	X Law on Export Control of Arms and Dual-Use Items and Technologies and the Regulation for its Implementation	X	page 10 of the report
16 Inclusion of means of delivery	X Control lists strictly adhere to the guidelines of MTCR		page 11 of the report
17 End-user controls	X Law on Export Control of Arms and Dual-Use Items and Technologies	X	
18 Catch all clause	X 1. Council Regulation (EC) No. 1334/2000, Article 4 2. Law on Export Control of Arms and Dual-Use Items and Technologies, Art. 68 and the Regulation for its Implementation	X	page 11 of the report
19 Intangible transfers	X 1. Council Regulation (EC) No. 1334/2000, Art. 2(b) (ii) 2. Law on Export Control of Arms and Dual-Use Items and Technologies, Art. 1	X	page 11 of the report
20 Transit control	X 1. Law on Safe Use of Nuclear Energy, 2002, (amended 2007)	X	page 8 of the report
21 Trans-shipment control			

22	Re-export control	X	<p>1. Council Regulation (EC) No. 1334/2000, Articles 6 and 7</p> <p>2. Council Regulation (EC) No. 1183 of 18 September 2007</p> <p>3. Law on Export Control of Arms and Dual-Use Items and Technologies</p>	X	<p>Law on Export Control of Arms and Dual-Use Items and Technologies, Arts. 76,77,78</p>
23	Control of providing funds	X	Council Regulation (EC) No. 2580 of 27 December 2001		
24	Control of providing transport services				
25	Control of importation	X	<p>Law on Export Control of Arms and Dual-Use Items and Technologies Arts. 56 and 57 and the Regulation for its Implementation</p> <p>Decree (CoM) No. 115 of 21.05.2007 on adoption of a List of Arms and a List of Dual-use Items and Technologies at import (published SG, ed. 43 of 01.06.2007)</p>	X	<p>1. Penal Code, Article 353 b</p> <p>2. Law on Export Control of Arms and Dual-Use Items and Technologies, Arts. 76,77,78</p>
26	Extraterritorial applicability	X	Penal Code, Arts. 2-5		
27	Other				

OP 6, 7 and 8 (d) - Control lists, Assistance, Information

State:

Bulgaria

Date of Report:

14 December 2007

Date of Addendum 2:

3 January 2008

Can information be provided on the following issues ?		YES	Remarks
1	Control lists - items (goods/equipment/materials/technologies)	X	Strictly adheres to the control lists of AG, MTCR, NSG, WA and ZC
2	Control lists - other	X	Countries and organizations under UN, EU and OSCE embargo
3	Assistance offered	X	Will consider specific requests to provide assistance as appropriate
4	Assistance requested		
5	Assistance in place (bilateral/plurilateral/multilateral)		
6	Information for industry	X	Government consistently seeks ways to improve dialogue with industries through organizing seminars and workshops; Ministry of Economy and Energy is hosting an internet site with relevant information www.exportcontrol.bg and http://www.mee.government.bg/ind/arms.html
7	Information for the public	X	Ministry of Economy and Energy hosts an internet site with relevant information: www.exportcontrol.bg and http://www.mee.government.bg/ind/arms.html