

# DRAFT 1540 COMMITTEE MATRIX OF ALBANIA

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to inter-governmental organizations. The matrices are prepared under the direction of the 1540 Committee.

The 1540 Committee intends to use the matrices as a reference tool for facilitating technical assistance and to enable the Committee to continue to enhance its dialogue with States on their implementation of Security Council Resolution 1540.

The matrices are not a tool for measuring compliance of States in their non-proliferation obligations but for facilitating the implementation of Security Council Resolutions 1540 (2004), 1673 (2006), 1810 (2008) and 1977 (2011). They do not reflect or prejudice any ongoing discussions outside of the Committee, in the Security Council or any of its organs, of a State's compliance with its non-proliferation or any other obligations. Information on voluntary commitments is for reporting purpose only and does not constitute in any way a legal obligation arising from resolution 1540 or its successive resolutions.

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

State: ALBANIA  
 Date of Report: 28 October 2004  
 Date of First Addendum: 03 January 2008  
 Date of Committee Approval:

Legally binding instruments, organizations, codes of conduct, arrangements, statements and other issues.		YES	If YES, relevant information (i.e. signing, accession, ratification, etc.)	Remarks (information refers to the page of the English version of the national report or an official web site)
1	Nuclear Non-Proliferation Treaty (NPT)	X	Accession 12 September 1990	
2	Nuclear Weapons Free Zone/ Protocol(s)			
3	Convention for the Suppression of Acts of Nuclear Terrorism	?	Signed 23 November 2005	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Entry into force 4 April 2002	

5	2005 Amendment to the CPPNM	X	Ratified 26 April 2013	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 23 April 2003	
7	Chemical Weapons Convention (CWC)	X	Deposit 11 May 1994	
8	Biological Weapons Convention (BWC)	X	Accession 3 June 1992	
9	Geneva Protocol of 1925	X	Accession 20 December 1989	
10	Other Conventions/Treaties	X	State Party to 13 out of 19 universal legal instruments against terrorism, including the following relevant to resolution 1540 (2004): 1997 International Convention for the Suppression of Terrorist Bombings 1999 International Convention for the Suppression of the Financing of Terrorism	
11	International Atomic Energy Agency (IAEA)	X	Member since 23 August 1957	
12	Hague Code of Conduct (HCOC)	X	Subscribed on 25 November 2002	
13	Other Arrangements	X	Proliferation Security Initiative Participant Global Initiative to Combat Nuclear Terrorism (GICNT) Partner Nation Signed Declaration on Implementation of the World Customs Organization (WCO) 2005 Framework of Standards to Secure and Facilitate Global Trade (SAFE Framework of Standards) Decision to seek membership of the Wassenaar Arrangement (Decision of the Council of Ministers No. 248, 30 April 2004)	
14	General statement on non-possession of WMD	X	State reported that it does not produce, stockpile or transfer nuclear, biological or chemical weapons and that it does not possess nuclear weapons. It also reported that it has completed the destruction of all chemical weapons.	
15	General statement on commitment to disarmament and non-proliferation	X	State reported that it supports the international efforts for the establishment of a non-proliferation regime in all countries and that it has taken appropriate legislative measures to prevent the proliferation of WMD	
16	General statement on non-provision of WMD and related materials to non-State actors	X	State reported that it does not provide any form of support to non-State actors	
17	Other <sup>1</sup>	X	Member of: Organization for Security and Co-operation in Europe (OSCE) INTERPOL International Maritime Organisation (IMO) World Health Organisation (WHO) World Organisation for Animal Health (OIE) World Customs Organisation (WCO)	

			MONEYVAL European Union (EU) membership candidate status Decision of the Council of Ministers No. 604, 28 August 2003 on "Approving, in Principle, the EU Code of Conduct on Arms Exports"	
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1. Including, as appropriate, information with regard to membership in relevant international, regional or sub-regional organizations.

## OP 2 - Nuclear Weapons (NW), Chemical Weapons (CW) and Biological Weapons (BW)

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, source document of national implementation law	YES			if YES, source document					
		N W	C W	B W		N W	C W	B W						
1	manufacture/produce	X	X	X	<p><b>NW:</b> Constitution, Art 122, in conjunction with the Nuclear Non-proliferation Treaty (NPT) (Art. 122: "Any international agreement that has been ratified constitutes part of the internal juridical system after it is published in the Official Journal of the Republic of Albania. It is implemented directly, except for cases when it is not self-executing and its implementation requires issuance of a law") Criminal Code No. 7895 of 27 January 1995, as amended, Art 234, 232, 230</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003 for Implementation of the CWC, Article 24 Criminal Code No. 7895 of 27 January 1995, as amended, Art 234, 232, 230</p> <p><b>BW:</b> Constitution, Art 122, in conjunction with the BWC Criminal Code No. 7895 of 27 January 1995, as amended, Art 234, 232, 230</p>	X	X	X	<p><b>NW/ CW/ BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art 234, 232, 230</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 26</p>					
2	acquire	X	X	X	<p><b>NW:</b> Constitution, Art 122, in conjunction with the NPT Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230</p>	X	X	X	<p><b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230</p>					

				<p><b>CW:</b> Law No. 9092 of 03 July 2003, Article 24 Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230</p> <p><b>BW:</b> Constitution, Art 122, in conjunction with the BWC, Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230</p>			<p><b>CW:</b> Law No. 9092 of 03 July 2003, Article 26</p>			
3	possess	X	X	X	<p><b>NW:</b> Constitution, Art 122, in conjunction with the NPT Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 24 Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230</p> <p><b>BW:</b> Constitution, Art 122, in conjunction with the BWC Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230</p>	X	X	X	<p><b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 26</p>	
4	stockpile/store	X	X	X	<p><b>NW:</b> Constitution, Art 122, in conjunction with the NPT Criminal Code No. 7895 of 27 January 1995, as amended, Art. 234 (“with the intent of committing acts of terrorism”)</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 24 Criminal Code No. 7895 of 27 January 1995, as amended, Art. 234 (“with the intent of committing acts of terrorism”)</p> <p><b>BW:</b> Constitution, Art 122, in conjunction with the BWC</p>	X	X	X	<p><b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 234</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 26</p>	

					Criminal Code No. 7895 of 27 January 1995, as amended, Art. 234 (“with the intent of committing acts of terrorism”)				
5	develop	X	X	X	<p><b>NW:</b> Constitution, Art 122, in conjunction with the NPT Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (“scientific research”), 232 (“preparation, training and giving any form of instruction”)</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 24 Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (“scientific research”), 232 (“preparation, training and giving any form of instruction”)</p> <p><b>BW:</b> Constitution, Art 122, in conjunction with the BWC Criminal Code No. 7895 of 27 January 1995, as amended, Art. 234 (“scientific research”), 232 (“preparation, training and giving any form of instruction”)</p>	X	X	X	<p><b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art 230, 232</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 26</p>
6	transport	X	X	X	<p><b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended , Art 230, 234</p>	X	X	X	<p><b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended , Art 230, 234</p>
7	transfer	X	X	X	<p><b>NW:</b> Constitution, Art 122, in conjunction with the NPT Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (“trading”), 282b (“illegal trade of...radioactive substances...”)</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 24</p>	X	X	X	<p><b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230</p> <p><b>NW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282b</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 26</p>

				<p>Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (“trading”)</p> <p><b>BW:</b> Constitution, Art 122, in conjunction with the BWC Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (“trading”)</p>					
8	use	X	X	X	<p><b>NW:</b> Constitution, Art 122, in conjunction with the Convention for the Suppression of Terrorist Bombings Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (“use of nuclear material”, “explosion of...other lethal equipment in public places etc.”), 232 (“preparation, training and giving any form of instruction ... for ... using...”), 282b (“preparation, training and providing instructions ... to ... use ...”)</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 24 Constitution, Art 122, in conjunction with the Convention for the Suppression of Terrorist Bombings Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (“explosion of...other lethal equipment in public places etc....as well as environmental distribution of hazardous substances...”), Art. 232 (“preparation, training and giving any form of instruction ... for ... using ...”), 282b (“preparation, training and providing instructions ... to ... use ... hazardous”)</p> <p><b>BW:</b> Constitution, Art 122, in conjunction with the Convention for the Suppression of Terrorist Bombings</p>	X	X	X	<p><b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230, 232, 282b</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003 for Implementation of the CWC, Art 26</p>

					Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (“explosion of...other lethal equipment in public places etc....as well as environmental distribution of hazardous substances...”), Art. 232 (“preparation, training and giving any form of instruction ... for ... using ... bacteriological”), 282b (“preparation, training and providing instructions... to...use...”)				
9	participate as an accomplice in abovementioned activities	X	X	X	<b>NW/CW/BW:</b> Constitution, Art 122, in conjunction with the Convention for the Suppression of Terrorist Bombings Applicable to all prohibitions indicated above	X	X	X	<b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Chapter IV (“collaboration”), Art. 231, 232 and 234/a (recruitment, preparation, training, establishment of terrorist organizations), 282a, 282b
10	assist in abovementioned activities	X	X	X	<b>NW/CW/BW:</b> Constitution, Art 122, in conjunction with the Convention for the Suppression of Terrorist Bombings. Applicable to all prohibitions as indicated above  <b>CW:</b> Law No. 9092 of 3 July 2003, Art 24	X	X	X	<b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Chapter IV (“collaboration”), Art. 231, 232 and 234/a (recruitment, preparation, training, establishment of terrorist organizations), 282a, 282b  <b>CW:</b> Law No. 9092 of 3 July 2003, Art 26
11	finance abovementioned activities	X	X	X	<b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art.230/a-ç (Financing of terrorism) Law No. 9258 of 15 July 2004 on Measures for the Suppression of Terrorism Financing	X	X	X	<b>NW/CW/BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230/a-ç, 234/a (“financing of terrorist organisations”) Law No. 9258 of 15 July 2004, Art. 24
12	abovementioned activities related to means of delivery <sup>2</sup>		X	X	<b>CW:</b> Law No. 9092 of 3 July 2003, Art. 2 (1c), 24  <b>BW:</b> Constitution, Art 122, in conjunction with the BWC			X	<b>CW:</b> Law No. 9092 of 3 July 2003, Art 26
13	involvement of non-State actors in	X	X	X	<b>NW/CW/BW:</b> Constitution, Art 122, in conjunction with the	X	X	X	<b>NW/CW/BW:</b> Applicable to all prohibitions indicated above



	abovementioned activities				Convention for the Suppression of Terrorist Bombings Applicable to all prohibitions indicated above  <b>CW:</b> Law No. 9092 of 3 July 2003 for Implementation of the CWC, Article 24				
14	Other								

2. Means of delivery: missiles, rockets and other unmanned systems capable of delivering nuclear, chemical, or biological weapons that are specially designed for such use.

**OP 3 (a) and (b) - Account for/Secure/Physically protect NW, CW and BW, including Related Materials <sup>3</sup>**

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW, CW, BW and Related Materials? Can violators be penalized?		National legal framework					Enforcement: civil/criminal penalties and others					Remarks
		YES			if YES, source document	YES			if YES, source document			
		N W	C W	B W *		N W	C W	B W				
1	Measures to account for production	X	X		<p><b>NW:</b> INFCIRC/359/Mod.1</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003 for Implementation of the CWC, Article 5</p>	X	X	?	<p><b>NW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282(breach of rules for keeping, manufacturing, using, storing, transporting or selling radioactive substances)</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 26 Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281 (breach of rules for keeping, manufacturing, using, storing, transporting or selling poisonous substances)</p> <p><b>BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281 (breach of rules for keeping, manufacturing, using, storing, transporting or selling poisonous substances).</p>			
2	Measures to account for use	X	X		<p><b>NW:</b> INFCIRC/359/Mod.1</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 5</p>	X	X	?	<p><b>NW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Article 26 Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281</p> <p><b>BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281</p>			

3	Measures to account for storage	X	X		<b>NW:</b> INFCIRC/359/Mod.1  <b>CW:</b> Law No. 9092 of 3 July 2003, Article 5	X	X	?	<b>NW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282  <b>CW:</b> Law No. 9092 of 3 July 2003, Article 26 Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281  <b>BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281
4	Measures to account for transport		X		<b>CW:</b> Law No. 9092 of 3 July 2003, Article 5	X	X	?	<b>NW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282 (radioactive substances)  <b>CW:</b> Law No. 9092 of 3 July 2003, Article 26 Criminal Code. Art. 281  <b>BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281
5	Other measures for accounting								
6	Measures to secure production					X	?	?	<b>NW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282 ("radioactive substances")  <b>CW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281  <b>BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281
7	Measures to secure use					X	?	?	<b>NW:</b> Criminal Code No. 7895 of 27 January 1995, as

								amended, Art. 282 (“radioactive substances”)  <b>CW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, as amended, Art. 281  <b>BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, as amended, Art. 281		
8	Measures to secure storage					X	?	?	<b>NW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282 (“radioactive substances”)  <b>CW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, as amended, Art. 281  <b>BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, as amended, Art. 281	
9	Measures to secure transport					X	?	?	<b>NW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281 (“radioactive substances”)  <b>CW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281  <b>BW:</b> Criminal Code No. 7895 of 27 January 1995, as amended, Art. 281	
10	Other measures for securing					X			<b>NW:</b> State informed about the implementation of the IAEA Project on “Establishment of a Framework and a Pilot Deployment of Equipment to Secure Radioactive Material out of State Regulatory Control in the Republic of Albania”	

11	Regulations for physical protection of facilities/materials/transports	X				<b>NW:</b> Law for the Protection from Ionizing Radiation No. 8025 dated 9 September 1995	X			<b>NW:</b> Radiation Protection Commission (RPC)	
12	Licensing/registration of installations/facilities/persons/entities/use/handling of materials	X	X			<b>NW:</b> Law for the Protection from Ionizing Radiation No. 8025 dated 9 September 1995  <b>CW:</b> Law No. 9092 of 3 July 2003, Articles 9 to 14	X	X		<b>NW:</b> Radiation Protection Commission (RPC)  <b>CW:</b> Law No. 9092 of 3 July 2003, Article 26	
13	Reliability check of personnel										
14	Measures to account for/secure/ physically protect means of delivery										

3. Related materials: materials, equipment and technology covered by relevant multilateral treaties and arrangements, or included on national control lists, which could be used for the design, development, production or use of nuclear, chemical and biological weapons and their means of delivery.

\* Information required in this section may also be available in the State's Confidence Building Measures report, if submitted to the BWC Implementation Support Unit (online at: [http://www.unog.ch/80256EE600585943/\(httpPages\)/4FA4DA37A55C7966C12575780055D9E8?OpenDocument](http://www.unog.ch/80256EE600585943/(httpPages)/4FA4DA37A55C7966C12575780055D9E8?OpenDocument))

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

	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, source document	YES	if YES, source document	
1	National regulatory authority	X	Law for the Protection from Ionizing Radiation, No. 8025, of 9 September 1995	X	Institute of Nuclear Physics Radiation Protection Commission (RPC)	
2	IAEA Safeguards Agreements	X	Safeguards Agreement in force since 25 March 1988 (INFCIRC/359) Additional Protocol in force since 3 November 2010 (INFCIRC/358)			
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Made political commitment to Code of Conduct on Safety and Security of Radioactive Sources, Notification pursuant to GC(47)/RES/7.b	X	Adopted by the Radiation Protection Commission	
4	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources	X	Notification Pursuant to GC(48)/RES/10.D	X	Notification Pursuant to GC(48)/RES/10.D	
5	IAEA Incident and Trafficking Database	X	Participates in IAEA Incident and Trafficking Database	X	Participates in IAEA Incident and Trafficking Database	
6	Other Agreements related to IAEA	X	Convention on Early Notification of a Nuclear Accident, in force 30 October 2003 Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency, in force 31 May 2003	X	Convention on Early Notification of a Nuclear Accident, in force 30 October 2003 Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency, in force 31 October 2003	
7	Additional national legislation/regulations related to nuclear materials including CPPNM					

8	Other	X	<p>Document "Responsive Plan for unauthorized acts involving nuclear and other radioactive materials" being drafted in advance of signing up to ITDB</p> <p>Decision of the Council of Ministers No. 99 dated 18 February 2005 on "For the adoption of the Albanian catalogue on classification of residual materials"</p> <p>Decision of the Council of Ministers No. 835 dated 28 December 2005 "For the adoption of the hazardous residual materials, residual materials and composts which are prohibited to be imported, stockpiled and destroyed"</p> <p>Law No. 9537 dated 18 May 2006 "For the administration of the hazardous residual materials"</p>			
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**OP 3 (a) and (b) - Account for/Secure/Physically protect CW including Related Materials (CW specific)**

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, source document	YES	if YES, source document	
1	National CWC authority	X	Law No. 9092 of 3 July 2003, Article 3: Minister of Defence	X	Ministry of Defence	
2	Reporting Schedule I, II and III chemicals to OPCW	X	Law No. 9092 of 3 July 2003, Article 5	X	Law No. 9092 of 3 July 2003, Article 5	
3	Account for, secure or physically protect "old chemical weapons"					
4	Other legislation/ regulations controlling chemical materials					
5	Other	X	Law No. 9108 dated 17 July 2003 "On chemical materials and preparates"; Decision of the Council of Ministers No. 99 dated 18/02/2005 on "For the adoption of the Albanian catalogue on classification of residual materials"; Decision of the Council of Ministers No. 835 dated 28 December 2005 "For the adoption of the hazardous residual materials, residual materials and composts which are prohibited to be imported, stockpiled and destroyed"; Law No. 9537 dated 18 May 2006 "For the administration of the hazardous residual materials".	X	Declared its chemical weapons stockpile in 2003; destruction completed according to Statement to 12th session of Conference of States Parties, OPCW, 6 November 2007.	



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

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, source document	YES	if YES, source document	
1	Regulations for genetic engineering work					
2	Other legislation/ regulations related to safety and security of biological materials	X	<p>Law No. 9362, dated 24 March 2005, "Plant Protection Service", amended by Law No. 9908, dated 24/04/2008</p> <p>Decision of Council of Ministers No. 72 dated 06/02/2003, "On the Approval of Phytosanitary Quarantine Inspection Rules"</p> <p>Law No. 9308 of 4 November 2004 On Veterinary Service and Inspectorate</p> <p>Law No. 7643 dated 2 December 1992 "On Sanitary Service"</p> <p>Sanitary and Phytosanitary measures drafted by relevant competent authorities in various directorates of Ministry of Health and MAFCP.</p>	X	<p>Plant Protection Department, Ministry of Agriculture, Food and Consumer Protection (MAFCP)</p> <p>Veterinary Directory in the Ministry of Agriculture and Food</p>	
3	Other	X	<p>Decision of the Council of Ministers No. 99 dated 18 February 2005 on "For the adoption of the Albanian catalogue on classification of residual materials";</p> <p>Decision of the Council of Ministers No. 835 dated 28 December 2005 "For the adoption of the hazardous residual materials, residual materials and composts which are prohibited to be imported, stockpiled and destroyed";</p> <p>Law No. 9537 dated 18 May 2006 "For the administration of the hazardous residual materials".</p>			

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

	Which of the following legislation, procedures, measures, and agencies exist to control border crossings, export/import and other transfers of NW, CW, BW and Related Materials? Can violators be penalized?	National legal framework						Enforcement: civil/criminal penalties, and measures of implementation, etc.						Remarks
		YES			if YES, source document	YES			if YES, source document					
		N W	C W	B W		N W	C W	B W						
1	Border control	X	X	X	<b>NW/CW/BW:</b> Law No.8449, dated 27 January 1999, Customs Code of the Republic of Albania, as amended Decision of the Council of Ministers No. 205, dated 13 April 1999 "Implementing Provisions of the Customs Code of the Republic of Albania", as amended Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Art 27	X	X	X	<b>NW/CW/BW:</b> General Directorate of Customs Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-Use Goods and Technologies Criminal Code No. 7895 of 27 January 1995, as amended, Art 230 Trading of biological and nuclear weapons Art. 281-282 import, export, transit and trade in poisonous and radioactive substances.					
2	Technical support of border control measures	?	?	?	<b>NW/CW/BW:</b> Agreement between the Authority of the State Export Control (AKSHE) and Albanian General of Customs of 15 December 2011  <b>CW:</b> Law No. 9092 of 3 July 2003, Art 6 ("cooperation with experts")	X	X	X	<b>NW/CW/BW:</b> Mobile scanners and fixed monitors at the port of Durres and other locations. Customs uses ASYCUDA World (automated system for customs data) for their basic risk analysis system  <b>NW:</b> Mobile Expert Service Team, Institute of Nuclear Physics					
3	Control of brokering, trading in, negotiating, otherwise assisting in	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and	X	X	X	<b>NW/CW/BW:</b> State Export Control Authority ("Autoritetit të Kontrollit Shtetëror të Eksporteve", AKSHE), in					

	sale of goods and technology				Dual-use Goods and Technologies Decision of the Council of the Ministers No. 109, dated 09 February 2011 (updated) "On the List of Military Goods and Dual-Use Goods and Technologies, subject to State Export Control Authority"  <b>CW:</b> Law No. 9092 of 3 July 2003, Art 9				the Ministry of Defence Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 Trading of biological and nuclear weapons, Art. 281-282 import, export, transit and trade in poisonous and radioactive substances. Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV	
4	Enforcement agencies/authorities	X	X	X	<b>NW/CW/BW:</b> Law No.8449, dated 27 January 1999, Customs Code, as amended Council of Ministers Decision No. 43, dated 16 January 2008, On organization, function and status of State Export Control Authority (AKSHE)	X	X	X	<b>NW/CW/BW:</b> General Directorate of Customs State Export Control Authority (AKSHE) is the main authority	
5	Export control legislation in place	X	X	X	<b>NW/CW/BW:</b> Law No.8449, dated 27 January 1999, Customs Code as amended Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies  <b>CW:</b> Law No. 9092 of 3 July 2003, Arts 9, 11	X	X	X	<b>NW/CW/BW:</b> General Directorate of Customs Council of Ministers Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV Criminal Code, as amended, Art. 230 Trading of biological and nuclear weapons, Art 281-282 import, export, transit and trade in poisonous and radioactive substances  <b>CW:</b> Law No. 9092 of 3 July 2003, Arts 9, 11,26	
6	Licensing provisions	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies	X	X	X	<b>NW/CW/BW:</b> AKSHE Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 Trading of biological and nuclear weapons, Art 281-282 import, export, transit and trade in poisonous and radioactive	

					<p><b>NW:</b> Law for the Protection from Ionizing Radiation, No. 8025, dated 9 September 1995</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Arts 9, 11</p>				substances	<p><b>NW:</b> Radiation Protection Commission</p>
7	Individual licensing	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies</p>	X	X	X	<p><b>NW/CW/BW:</b> AKSHE Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 Trading of biological and nuclear weapons, Art 281-282 import, export, transit and trade in poisonous and radioactive substances</p>	
8	General licensing	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Art 17</p>	X	X	X	<p><b>NW/CW/BW:</b> AKSHE Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (trading of biological and nuclear weapons), Art 281-282 (import, export, transit and trade in poisonous and radioactive substances)</p>	
9	Exceptions from licensing	X	X	X	<p><b>NW, CW, BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Art. 3</p>	X	X	X	<p><b>NW/CW/BW:</b> AKSHE</p>	
10	Licensing of deemed export/visa	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies</p>	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies</p>	
11	National licensing authority	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State</p>	X	X	X	<p><b>NW/CW/BW:</b> AKSHE</p>	

				<p>Import-Export Control of Military Goods and Dual-use Goods and Technologies</p> <p><b>NW:</b> Law for the Protection from Ionizing Radiation, No. 8025, dated 9 September 1995 Decision of the Council of the Ministers No. 357 date 13 June 2007 (Import permission of radioactive materials issued by Ministry of Foreign Affairs)</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Arts 9,11</p>				<p><b>NW:</b> Radiation Protection Commission</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, on CWC Implementation, Arts 9 (Council of Ministers); 11 (Minister of Industry and Energy)</p>	
12	Interagency review for licenses	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Art. 19</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Art. 9</p>	X	X	X	<p><b>NW/CW/BW:</b> License applications are reviewed by AKSHE “with other state bodies, entities, institutions and other structures joining in, if necessary, provided that the questions under examination fall within their powers” (these include : intelligence services, Customs, Ministry of Foreign Affairs, Ministry of Economy, Ministry of Finance etc.)</p>
13	Control lists	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Art. 10</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003: Chemical substances in Schedules 1, 2 and 3</p>	X	X	X	<p><b>NW/CW/BW:</b> Council of Ministers Decision of the Council of the Ministers No. 109, dated 9 February 2011 (updated) “On the List of Military Goods and Dual-Use Goods and Technologies, subject to State Export Control Authority” Criminal Code No. 7895 of 27 January 1995, as amended, Art. 230 (trading of biological and nuclear weapons), Art 281-282 (import, export, transit and trade in poisonous and radioactive substances)</p>
14	Updating of lists	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control, of Military Goods and Dual-use Goods and Technologies Art 10</p>	X	X	X	<p><b>NW/CW/BW:</b> Annual update of lists by Council of Ministers, lists compliant with EU dual-use list and the lists of the other international regimes on arms control</p>

15	Inclusion of technologies	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Art. 2, 10	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV
16	Inclusion of means of delivery	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies.	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV
17	End-user controls	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies Art 25	X	X	X	<b>NW/CW/BW:</b> AKSHE
18	Catch all clause	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies Art. 11	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV
19	Intangible transfers	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies.	X	X	X	<b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control, Chapter IV Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282/b (preparation, training and issuing of instructions, even in an anonymous and electronic way)
20	Transit control	X	X	X	<b>NW/CW/BW:</b> Law No.8449, dated 27 January 1999, Customs Code as amended Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies Art. 11  <b>CW:</b> Law No. 9092 of 3 July 2003, Art 9	X	X	X	<b>NW/CW/BW:</b> AKSHE Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282/a (import, export, transit and trade in poisonous and radioactive Substances)

21	Trans-shipment control	X	X	X	<p><b>NW/CW/BW:</b> Law No.8449, dated 27 January 1999, Customs Code as amended Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies Art 11.</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Art 9</p>	X	X	X	<p><b>NW/CW/BW:</b> General Directorate of Customs AKSHE Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282/a (import, export, transit and trade in poisonous and radioactive substances)</p>
22	Re-export control	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies Art 18</p> <p><b>NW:</b> Law for the Protection from Ionizing Radiation, No. 8025, dated 9 September 1995</p>	X	X	X	<p><b>NW/CW/BW:</b> AKSHE Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies, Chapter IV Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282/a (import, export, transit and trade in poisonous and radioactive substances)</p> <p><b>NW:</b> Radiation Protection Commission</p>
23	Control of providing funds	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9258 of 15 July 2004 on Measures for the Suppression of Terrorism Financing including its bylaws and regulations Law No. 9917 of 19 May 2008 “On the Prevention of Money Laundering and Terrorism Financing” including its bylaws and regulations Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies.</p>	X	X	X	<p><b>NW/CW/BW:</b> The General Directorate for the Prevention of Money Laundering at the Ministry of Finance serves as Financial Intelligence Unit (FIU) of Albania. Its tasks include the fight the financing of terrorism by means of gathering, verifying, assessing and controlling information provided by financial services providers and others as well as to coordinate its activities with other law enforcement and intelligence agencies. Law No. 9258 of 15 July 2004, Art. 24 Law No. 9917 of 19 May 2008, Art. 27</p>
24	Control of providing transport services	?	?	?	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control</p>	?	?	?	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control of Military Goods and Dual-use Goods and Technologies</p>

25	Control of importation	X	X	X	<p><b>NW/CW/BW:</b> Law No.8449, dated 27 January 1999, Customs Code, as amended Law No. 9707, dated 5 April 2007, On State Import-Export Control of Military Goods and Dual-use Goods and Technologies</p> <p><b>NW:</b> Decision of the Council of the Ministers No. 357 date 13 June 2007, "On the procedures for issuing the diplomatic clearance for entrance, lending and transit of the navy military vehicles, military aviation, and armoured vehicles: Import permission of radioactive materials issued by Ministry of Foreign Affairs</p> <p><b>CW:</b> Law No. 9092 of 3 July 2003, Arts 9, 11</p>	X	X	X	<p><b>NW/CW/BW:</b> Customs authorities AKSHE Criminal Code No. 7895 of 27 January 1995, as amended, Art. 282/a (import, export, transit and trade in poisonous and radioactive substances)</p> <p><b>CW:</b> Law No. 9092 on CWC Implementation of 3 July 2003, Arts.9: Council of Ministers; 11: Ministry of Industry and Energy</p>	
26	Extraterritorial applicability	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control</p>	X	X	X	<p><b>NW/CW/BW:</b> Law No. 9707, dated 5 April 2007, on State Import-Export Control Criminal Code No. 7895 of 27 January 1995, as amended, Art 231 (even if against other state) in line with Council of Europe Convention on Prevention of Terrorism</p>	
27	Other		X	X	<p><b>CW:</b> Decision of the Council of Ministers No. 99 dated 18 February 2005 on "For the adoption of the Albanian catalogue on classification of residual materials" Decision of the Council of Ministers No. 835 dated 28 December 2005 "For the adoption of the hazardous residual materials, residual materials and composts which are prohibited to be imported, stockpiled and destroyed" Law No. 9537 dated 18 May 2006 Law No. 9362, dated 24 March 2005, "For the administration of the hazardous residual materials"</p>			X		



				<p><b>BW:</b>  “Plant Protection Service”, amended by Law No. 9908, dated 24 April 2008  Decision of Council of Ministers No. 72 dated 06 February 2003, “On the Approval of Phytosanitary Quarantine Inspection Rules”  Law No. 9308 of 4 November 2004 On Veterinary Service and Inspectorate  Law No. 7643 dated 2 December 1992 “On Sanitary Service”</p>			<p><b>BW:</b>  Plant Protection Department, Ministry of Agriculture, Food and Consumer Protection (MAFCP)  Veterinary Directory in the Ministry of Agriculture and Food</p>	
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## OP 6, 7 and 8 (d) - Control lists, Assistance, Information

Can information be provided on the following issues?		YES		Remarks
1	Control lists - items (goods/ equipment/ materials/ technologies)	X	Decision of the Council of Ministers No. 106, dated 09 February 2011, on "Adopting the List of Military Goods and the List of Dual-use Goods and Technologies subject to State Import-Export Control." In line with EU lists, as mentioned above.	
2	Control lists - other	X	List contained in the IAEA Code of Conduct for Category 1 and 2 (radioactive sources) Hazardous/waste materials	
3	Assistance offered			
4	Assistance requested	X	October 2004 (partially met since then): Adoption of appropriate domestic legislation concerning the implementation of the EU Code of Conduct. Improvement of existing licensing systems on export-import of materials that might be used for manufacturing of WMD. Improvement of logistics of customs and border police concerning the controlling of materials being imported to or exported by Albania or transiting through the territory of the country.	
5	Point of Contact for assistance	X	Point of Contact: Permanent Mission of Albania to the United Nations; Head of UN Section at Ministry of Foreign Affairs OSCE Point of Contact: Director of Albanian State Export Control Authority	
6	Assistance in place (bilateral/multilateral)	X	"EU Pilot project" implemented by the Federal Office of Economics and Export Control (BAFA), from USA DOE, FCO of UK. Orphan source detection program by Radiation Protection Commission and Institute of Nuclear Physics, with technical and financial support of ANEA and US DOE. Numerous seminars and working groups with representatives of counterpart institutions in the field of export control were held in Albania and abroad with financial support of US Government (State Department), EU (BAFA), SIPRI and self-funded	
7	Work with and inform industry			
8	Work with and inform the public			
9	Point of Contact	X	Point of Contact: Permanent Mission of Albania to the United Nations; Head of UN Section at Ministry of Foreign Affairs OSCE Point of Contact: Director of Albanian State Export Control Authority	
10	Other <sup>4</sup>	X	1540 Committee visited Albania from 30 January to 1 February 2012	

4. Information may include references to voluntary implementation national action plan and visits to States, at their invitation, by the 1540 Committee.