

1540 COMMITTEE MATRIX OF BANGLADESH

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: **BANGLADESH**
 Date of First Report: **28 June 2006**
 Date of First Addendum: **5 June 2009**
 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	Deposit 31 August 1979	
2	Nuclear Weapons Free Zone/ Protocol(s)			
3	Convention for the Suppression of Acts of Nuclear Terrorism	X	Acceded to the Convention on 7 June 2007	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 11 May 2005	

5	2005 Amendment to the CPPNM			
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 8 March 2000	
7	Chemical Weapons Convention (CWC)	X	Deposit 25 April 1997	
8	Biological Weapons Convention (BWC)	X	Deposit 11 March 1985	
9	Geneva Protocol of 1925	X	Deposit 20 May 1989	
10	Other Conventions/Treaties	X	State Party to 13 of the 19 universal legal instrument 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	Since 27 September 1972	
12	Hague Code of Conduct (HCOC)			
13	Other Arrangements			
14	General statement on non-possession of WMD	X	State reported that it does not develop, acquire, manufacture, possess, transport, transfer or use nuclear, chemical or biological weapons, and their means of delivery	
15	General statement on commitment to disarmament and non-proliferation	X	State reported that it is constitutionally committed to disarmament and non-proliferation (Statement to the General Debate of the First Committee of the General Assembly's 68 th Regular session on 13 October 2013)	
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 ¹	X	Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on their Destruction Four protocols to the Convention on Certain Conventional Weapons	

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		CW: The Chemical Weapons Prohibition Act, 2006, Section 5		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 31 (imprisonment for a term not exceeding 14 (fourteen) years or to a fine not exceeding 50 (fifty) thousand taka or with both)	
2	acquire		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 5		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 31	
3	possess		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 5		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 31	
4	stockpile/store		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 5		X		CW: The Chemical Weapons Prohibition Act, 2006, Section	
5	develop		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 5		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 31	
6	transport									
7	transfer		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 5		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 31	
8	use		X		CW: The Chemical Weapons Prohibition Act, 2006, Section 5 Anti-Terrorism Act 2009, Section 6 (1)(b)-		X	?	CW: The Chemical Weapons Prohibition Act, 2006, Section 31 Anti-Terrorism Act 2009, Section 6 (2)-	

				(terrorist Intent)			(terrorist Intent)	
							BW: Penal Code, 1860 Arts 269, 270 (Negligent or malignant act likely to spread infection of disease dangerous to life)	
9	participate as an accomplice in abovementioned activities		X	CW: The Chemical Weapons Prohibition Act, 2006, Section 5		X	CW: The Chemical Weapons Prohibition Act, 2006, Section 31	
10	assist in abovementioned activities		X	CW: The Chemical Weapons Prohibition Act, 2006, Section 5		X	CW: The Chemical Weapons Prohibition Act, 2006, Section 31	
11	finance abovementioned activities							
12	abovementioned activities related to means of delivery ²							
13	involvement of non-State actors in abovementioned activities		X	CW: The Chemical Weapons Prohibition Act, 2006, Section 5		X	CW: The Chemical Weapons Prohibition Act, 2006, Section 31	
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 Materials³

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		NW: INFCIRC/301 INFCIRC/301/Add.1 CW: The Chemical Weapons Prohibition Act, 2006, Sections 6, 7 and 8		X		CW: The Chemical Weapons Prohibition Act, 2006, Sections 32, 33 and 34	
2	Measures to account for use	X	X		NW: INFCIRC/301 INFCIRC/301/Add.1 CW: The Chemical Weapons Prohibition Act, 2006, Sections 6, 7 and 8		X		CW: The Chemical Weapons Prohibition Act, 2006, Sections 32, 33 and 34	
3	Measures to account for storage	X	X		NW: INFCIRC/301 INFCIRC/301/Add.1 CW: The Chemical Weapons Prohibition Act, 2006, Sections 6, 7 and 8		X		CW: The Chemical Weapons Prohibition Act, 2006, Sections 32, 33 and 34	
4	Measures to account for transport		X		CW: The Chemical Weapons Prohibition Act, 2006, Sections 6, 7 and 8		X		CW: The Chemical Weapons Prohibition Act, 2006, Sections 32, 33 and 34	
5	Other measures for accounting									
6	Measures to secure production		X		CW: The Chemical Weapons Prohibition Act, 2006,		X		CW: The Chemical Weapons Prohibition Act, 2006,	

				Sections 6, 7 and 8				Sections 32, 33 and 34	
7	Measures to secure use		X	CW: The Chemical Weapons Prohibition Act, 2006, Sections 6, 7 and 8		X		CW: The Chemical Weapons Prohibition Act, 2006, Sections 32, 33 and 34	
8	Measures to secure storage		X	CW: The Chemical Weapons Prohibition Act, 2006, Sections 6, 7 and 8		X		CW: The Chemical Weapons Prohibition Act, 2006, Sections 32, 33 and 34	
9	Measures to secure transport		X	CW: The Chemical Weapons Prohibition Act, 2006, Sections 6, 7 and 8		X		CW: The Chemical Weapons Prohibition Act, 2006, Sections 32, 33 and 34	
10	Other measures for securing								
11	Regulations for physical protection of facilities/ materials/ transports								
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials		X	CW: The Chemical Weapons Prohibition Act, 2006, Sections 6, 7 and 8		X		CW: The Chemical Weapons Prohibition Act, 2006, Sections 32, 33 and 34	
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	Bangladesh Atomic Energy Regulatory Act-2012, Section 4	X	Bangladesh Atomic Energy Regulatory Authority (BAERA)	
2	IAEA Safeguards Agreements	X	Safeguards Agreement in force 11 June 1982 Additional Protocol in force 30 March 2001	X	Safeguards Agreement in force 11 June 1982 Additional Protocol in force 30 March 2001	
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Resolution GC(47)/RES/7.B	X	Designated POC Director, Nuclear Safety and Radiation Control Division Bangladesh Atomic Energy Commission (BAEC)	
4	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources					
5	IAEA Incident and Trafficking Database	X	Contributes to the Database Program	X	Contributes to the Database Program	
6	Other Agreements related to IAEA					
7	Additional national legislation/regulations related to nuclear materials including CPPNM	X	Nuclear Safety and Radiation control Rules 1997			
8	Other					

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	The Chemical Weapons Prohibition Act, 2006, Chapter 6, Sections 23-25	X	Bangladesh National Authority for CWC Armed Forces Division Prime Minister's Office	
2	Reporting Schedule I, II and III chemicals to OPCW					
3	Account for, secure or physically protect "old chemical weapons"					
4	Other legislation/ regulations controlling chemical materials					
5	Other					

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?		<u>N</u> ational legal framework		<u>E</u> nforcement: 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					
3	Other					

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	NW/CW/BW: The Customs Act n. IV of 1969, as amended, Chapter III Section 9 & 10 and Chapter VII, Section 42 Border Guard Bangladesh Act (Bangladesh Rifles Order 1972-Presidential Order, Section 8) Coast Guard Act 1994, Section 7	X	X	X	NW/CW/BW: The Customs Act n. IV of 1969,as amended, Chapter XVII, Section 156	
2	Technical support of border control measures	X	X	X	NW/CW/BW: The Customs Act n. IV of 1969, as amended, Chapter II, Section 7 (All officers and staffs of government and semi-government organizations, law enforcement agencies, security forces, autonomous bodies, statutory bodies, financial institutions, educational institutions, private organizations, local government and non-government organizations shall assist the officers of customs in the discharge of their functions under this Act) & Chapter XVIII, Section 160 (Power to screen or X-Ray bodies of suspected persons for detecting secreted goods)	X	X	X	NW/CW/BW: The Customs Act n. IV of 1969,as amended, Chapter XVII, Section 156	
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology									

11	National licensing authority	?			NW: IAEA Guidance on the Import and Export of radioactive sources	?			NW: Director, Nuclear Safety and Radiation Control Division Bangladesh Atomic Energy Commission (BAEC)	
12	Interagency review for licenses									
13	Control lists	?	X		NW: Export Policy 2012-2015 CW: Export Policy 2012-2015 (Chemical products listed in the Chemical Weapons Convention)		X		CW: Export Policy 2012-2015 (Chemical products enlisted in the Chemical Weapons Convention)	
14	Updating of lists									
15	Inclusion of technologies									
16	Inclusion of means of delivery									
17	End-user controls		X		CW: The Chemical Weapons Prohibition Act 2006, Section 8				CW: The Chemical Weapons Prohibition Act 2006, Section 34	
18	Catch all clause									
19	Intangible transfers									
20	Transit control	X	X	X	NW/CW/BW: The Customs Act n. IV of 1969, Chapter XIII, Section 127-129.	X	X	X	NW/CW/BW: The Customs Act n. IV of 1969, Section 156	
21	Trans-shipment control	X	X	X	NW/CW/BW: The Customs Act n. IV of 1969, Chapter XII, Section 122-125	X	X	X	NW/CW/BW: The Customs Act n. IV of 1969, Section 156	
22	Re-export control									
23	Control of providing funds									
24	Control of providing transport services									

25	Control of importation	X	X	X	NW/CW/BW: The Customs Act n. IV of 1969, as amended, Chapter IV, Section 15, 16, and Chapter IX NW/BW: The Import and Export (control) Act, 1950 (The Government may, by order published in the official Gazette and subject to such conditions and exceptions as may be made by or under the order, prohibit, restrict or otherwise control the import or export of goods) CW: The Chemical Weapons Prohibition Act, 2006,Section 9	X	X	X	NW/CW/BW: The Customs Act n. IV of 1969, Section 156 CW: The Chemical Weapons Prohibition Act, 2006, Section 35	
26	Extraterritorial applicability									
27	Other									

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	Export Policy 2012-2015, Annex 1 & 2	
2	Control lists - other			
3	Assistance offered			
4	Assistance requested			
5	Point of Contact for assistance			
6	Assistance in place (bilateral/multilateral)			
7	Work with and inform industry	X	Export-oriented industrialization is one of the major objectives of the present Industrial Policy. Prioritizing export-oriented industries and providing all-out government assistance in respect of this will be ensured.	
8	Work with and inform the public	X	Ministries of Commerce and Industry websites	
9	Point of Contact			
10	Other ⁴			

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