

1540 COMMITTEE MATRIX OF BELARUS

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: BELARUS
 Date of Report: 20 October 2004
 Date of First Addendum: 30 August 2005
 Date of First Addendum: 18 December 2007

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 9 February 1993	
2	Nuclear Weapons Free Zone/ Protocol(s)			
3	Convention for the Suppression of Acts of Nuclear Terrorism	X	Deposit 13.03 2007	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 9 September 1993	
5	2005 Amendment to the CPPNM			
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 13 September 2000	

7	Chemical Weapons Convention (CWC)	X	Deposit 11 July 1996	
8	Biological Weapons Convention (BWC)	X	Deposit 26 March 1975	
9	Geneva Protocol of 1925			
10	Other Conventions/Treaties	X	<p>State party to 13 of the 19 universal legal instruments against terrorism, including the following relevant to resolution 1540 (2004):</p> <ol style="list-style-type: none"> 1. International Convention for the Suppression of Terrorist Bombings (01/10/2001) 2. International Convention for the Suppression of the Financing of Terrorism (06/10/2004) <ol style="list-style-type: none"> 1. Treaty on the Reduction and Limitation of Strategic Offensive Arms, entered into force 05 December 1994 2. Treaty on the Elimination of Medium- and Short-Range Missiles, acceded on 09 October 1992 	
11	International Atomic Energy Agency (IAEA)	X	Member since 1957	
12	Hague Code of Conduct (HCOC)	X	Subscribed 2005	
13	Other Arrangements	X	<ol style="list-style-type: none"> 1. Zangger Committee (ZC) 2. Nuclear Suppliers Group (NSG) 3. Proliferation Security Initiative (PSI) 4. Global Initiative to Combat Nuclear Terrorism (GICNT) 	
13	General statement on non-possession of WMD	X	State reports that it does not possess nuclear, chemical or biological weapons and their means of delivery and voluntarily gave up possession on the nuclear weapons remaining after the break-up of the Soviet Union	
14	General statement on commitment to disarmament and non-proliferation	X	State reports that its policy is in compliance with international principles on the non-proliferation weapons of mass destruction, conventional arms reduction and disarmament	
15	General statement on non-provision of WMD and related materials to non-State actors	X	State reports that it does not provide support to non-State actors	

16	Other ¹	X	<p>Member of:</p> <ul style="list-style-type: none"> Organisation for Security and Cooperation in Europe (OSCE) Eurasian Group on Combating Money Laundering and Financing of Terrorism (EAG) World Customs Organization (WCO) INTERPOL World Health Organization (WHO) Organisation for Animal Health (OIE) Collective Security Treaty Organization (CSTO) Commonwealth of Independent States (CIS) Eurasian Customs Union 	
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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	
		NW	CW	BW		NW	CW	BW		
1	manufacture/produce	X	X	X	NW/CW/BW: Criminal Code BW: Law 161-3 of 2 July 2010 On Veterinary Activities	X	X	X	NW/CW/BW: Criminal Code, Article 129	
2	acquire	X	X	X	NW/CW/BW: Criminal Code BW: Law 161-3 of 2 July 2010 On Veterinary Activities	X	X	X	NW: Criminal Code, Article 129, 322-325 CW: Criminal Code, Article 129 BW: Criminal Code, Article 129 and 294 illegal acquisition (theft)	
3	possess	X	X	X	NW/CW/BW: Criminal Code BW: Law 161-3 of 2 July 2010 On Veterinary Activities	X	X	X	NW/CW/BW: Criminal Code, Article 129	
4	stockpile/store	X	X	X	NW/CW/BW: Criminal Code BW: Law 161-3 of 2 July 2010 On Veterinary Activities	X	X	X	NW: Criminal Code, Article 129, 322 CW/BW: Criminal Code, Article 129	

5	develop	X	X	X	NW/CW/BW: Criminal Code BW: Law 161-3 of 2 July 2010 On Veterinary Activities	X	X	X	NW/CW/BW: Criminal Code, Article 129	
6	transport	X	X	X	NW/CW/BW: Criminal Code BW: Law 161-3 of 2 July 2010 On Veterinary Activities	X	X	X	NW/CW/BW: Criminal Code, Article 129	
7	transfer	X	X	X	NW/CW/BW: Criminal Code BW: Law 161-3 of 2 July 2010 On Veterinary Activities	X	X	X	NW/CW/BW: Criminal Code, Article 129	
8	use	X	X	X	NW/CW/BW: Criminal Code BW: Law 161-3 of 2 July 2010 On Veterinary Activities	X	X	X	NW: Criminal Code, Article 134, 322 CW/BW: Criminal Code, Article 134	
9	participate as an accomplice in abovementioned activities	X	X	X	NW/CW/BW: Criminal Code	X	X	X	NW/CW/BW: Criminal Code, Articles 16-17	
10	assist in abovementioned activities	X	X	X	NW/CW/BW: Criminal Code	X	X	X	NW/CW/BW: Criminal Code, Articles 16-17	
11	finance abovementioned activities	X	X	X	NW/CW/BW: 1.Criminal Code 2. Act 426-3 of 19 July 2000, "On measures to prevent the legalization of funds obtained by illegal means and financing of terrorist activities"	X	X	X	NW/CW/BW: 1. Act 426-3 of 19 July 2000, "On measures to prevent the legalization of funds obtained by illegal means and financing of terrorist activities" 2.Criminal Code, Article 16 – 6 and Article 290 – 1 (financing of terrorism)	

12	abovementioned activities related to means of delivery ²	X	X	X	NW/CW/BW: Criminal Code	X	X	X	NW/CW/BW: Criminal Code, Article 129	
13	involvement of non-State actors in abovementioned activities	X	X	X	NW/CW/BW: Criminal Code	X	X	X	NW/CW/BW: Criminal Code, Article 126, 289,290	
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		?	<p>NW: 1. Safeguards Agreement (INFCIRC/495) in force : since 2 August 1995 2. Additional Protocol, in force: 30 March 2001</p> <p>BW: Sanitary regulations 17-129 RB 2000 "Safety when working with microorganisms in Groups III and IV of pathogenicity and with helminths</p>		?	<p>CW: 1. Criminal Code, Articles 333 and 334 2. Civil Code 3. Code of Administrative Offences</p>		
2	Measures to account for use				<p>NW: 1. Safeguards Agreement (INFCIRC/495) in force : since 2 August 1995 2. Additional Protocol, in force: 30 March</p>			<p>NW: 1. Criminal Code, Articles 322 and 325 2. Civil Code</p>		

					<p>2001</p> <p>1. Decision 46 of the Ministry for Emergency Situations of 19 September 2006 "Regulations on a unified State system for accounting for and controlling sources of ionizing radiation"</p> <p>2. Decision II-2 of the Department for the Supervision of Industrial and Nuclear Safety (Promatomnadzor) of 28 February 1995, "Regulations for the implementation of IAEA safeguards"</p> <p>3. Decision 11-2 of Department for the Supervision of Industrial and Nuclear Safety (Promatomnadzor). "Structure of the State system of the Republic of Belarus for accounting for and controlling nuclear materials"</p> <p>CW: Decision 1357 of the Council of Ministers of 17 May 2003, "Regulation on the licensing of activities in the sphere of industrial safety"</p> <p>BW: Sanitary regulations 17-129 RB 2000 "Safety when working with microorganisms in Groups III and IV of pathogenicity and with helminths"</p>				<p>3. Code of Administrative Offences</p> <p>CW: 1. Criminal Code, Articles 333, 334 and 336 2. Civil Code 3. Code of Administrative offenses</p> <p>BW: 1. Criminal Code, Articles 333, 334 and 336 2. Civil Code 3. Code of Administrative Offences</p>	
3	Measures to account for storage	X	X	X	<p>NW: 1. Safeguards Agreement (INFCIRC/495) in force : since 2 August 1995 2. Additional Protocol, in force: 30 March 2001</p> <p>1. Decision No 46 of the Ministry for Emergency Situations of 19 September 2006 "Regulations on a unified State system for accounting for and controlling sources of ionizing radiation"</p> <p>2. Decision No. II-2 of the Department for the Supervision of Industrial and Nuclear Safety (Promatomnadzor) of 28 February 1995, "Regulations for the implementation of IAEA safeguards"</p>				<p>NW:</p> <p>CW/BW: 1. Criminal Code, Articles 333 and 334 2. Civil Code 3. Code of Administrative Offences</p>	

				<p>3. Decision No 11-2 of Department for the Supervision of Industrial and Nuclear Safety (Promatomnadzor). "Structure of the State system of the Republic of Belarus for accounting for and controlling nuclear materials"</p> <p>CW: Decision No. 1357 of the Council of Ministers of 17 May 2003, "Regulation on the licensing of activities in the sphere of industrial safety"</p> <p>BW: Guideline 11-7-13-2002 "Procedure for accounting for, storing and transporting micro-organisms in Groups I - IV of pathogenicity"</p>					
4	Measures to account for transport	X	X	X	<p>NW: 1. Decision 46 of the Ministry for Emergency Situations of 19 September 2006 "Regulations on a unified State system for accounting for and controlling sources of ionizing radiation" 2. Decision No. II-2 of the Department for the Supervision of Industrial and Nuclear Safety (Promatomnadzor) of 28 February 1995, "Regulations for the implementation of IAEA safeguards"</p> <p>CW: Decision No. 1357 of the Council of Ministers of 17 May 2003, "Regulation on the licensing of activities in the sphere of industrial safety"</p> <p>BW: Guideline 11-7-13-2002 "Procedure for accounting for, storing and transporting micro-organisms in Groups I - IV of pathogenicity"</p>	?	?	?	<p>NW/CW/BW: 1. Criminal Code, Articles 325, 333 and 334 2. Civil Code 3. Code of Administrative Offences</p>
5	Other measures for accounting	X	X	X	<p>NW: Joint monthly inspections conducted by IAEA and Promatomnadzor</p> <p>CW: Decision No. 8/3818 of the Ministry for Emergency Situations of 11 February</p>	?	?	?	<p>NW/CW/BW: 1. Criminal Code, Articles 333 and 334 2. Civil Code 3. Code of Administrative Offences</p>

					<p>2003, "Instructions regarding the registration of facilities in the State register of hazardous production facilities"</p> <p>BW: Guideline 11-7-13-2002 "Procedure for accounting for, storing and transporting micro-organisms in Groups I - IV of pathogenicity"</p>				
6	Measures to secure production	X	X	X	<p>NW/CW/BW: Act 363-3 of 10 January 2000 "On industrial safety of hazardous production facilities"</p> <p>BW: 2. Sanitary regulations 17-129 RB 2000 "Safety when working with microorganisms in Groups III and IV of pathogenicity and with helminths"</p>	?	?	?	<p>NW/CW/BW: Criminal Code, Art 322, 325, 333 and 334</p>
7	Measures to secure use	X	X	X	<p>NW: 1. Decision No 72 of the Ministry for Emergency Situations of 30 December 2006 2. Safety regulations for nuclear research facilities 3. Safety regulations for the storage and management of spent nuclear fuel 4. Nuclear safety regulations for critical facilities</p> <p>CW: Act 363-3 of the Republic of Belarus of 10 January 2000, "On the industrial safety of hazardous production facilities"</p> <p>BW: Sanitary regulations 17-129 RB 2000</p>	?	?	?	<p>NW/CW/BW: Criminal Code, Articles 322, 333 and 334 2. Civil Code 3. Code of Administrative Offences</p>

					"Safety when working with microorganisms in Groups III and IV of pathogenicity and with helminths"					
8	Measures to secure storage	X	X	X	<p>NW:</p> <ol style="list-style-type: none"> 1. Decision No 72 of the Ministry for Emergency Situations of 30 December 2006 2. Safety regulations for nuclear research facilities 3. Safety regulations for the storage and management of spent nuclear fuel 4. Safety regulations for the storage and transport of nuclear fuel at nuclear power plants 5. Nuclear safety regulations for critical facilities <p>CW:</p> <ol style="list-style-type: none"> 1. Act No. 363-3 of the Republic of Belarus of 10 January 2000, "On the industrial safety of hazardous production facilities" 2. Act No. 32-2 of the Republic of Belarus of 06 June 2001 "On the carriage of hazardous loads" <p>BW:</p> <ol style="list-style-type: none"> 1. Guideline 11-7-13-2002 "Procedure for accounting for, storing and transporting micro-organisms in Groups I - IV of pathogenicity" 2. Comprehensive targeted and prompt inspections of hazardous production facilities 3. Act No. 141-Z of 5 May 1998 "On protecting the population and territories from natural and manmade disasters" 	?	?	?	<p>NW/CW/BW:</p> <ol style="list-style-type: none"> 1. Criminal Code, Articles 322, 333, 334 and 294 (theft) 2. Civil Code 3. Code of Administrative Offences 	
9	Measures to secure transport	X	X	X	<p>NW:</p> <ol style="list-style-type: none"> 1. Decision 72 of the Ministry for Emergency Situations of 30 December 2006 2. Safety regulations for nuclear research facilities 3. Safety regulations for the storage and 	X	X	?	<p>NW/CW/BW:</p> <ol style="list-style-type: none"> 1. Criminal Code, Articles 325, 333, 334 and 294 (theft) 2. Civil Code 3. Code of Administrative Offences 	

				<p>management of spent nuclear fuel</p> <p>4.Safety regulations for the storage and transport of nuclear fuel at nuclear power plants</p> <p>5. Nuclear safety regulations for critical facilities</p> <p>CW:</p> <p>1. Act 32-2 of the Republic of Belarus of 06 June 2001 "On the carriage of hazardous loads"</p> <p>2. Decision 38 of the Ministry for Emergency Situations of 08 November 2003, "Regulations governing the carriage of hazardous loads by road transport"</p> <p>4. Decision 34 of the Ministry for Emergency Situations of 20 October 2004, "Transport safety regulations governing the carriage of hazardous loads by rail transport"</p> <p>BW:</p> <p>1.Guideline 11-7-13-2002 "Procedure for accounting for, storing and transporting micro-organisms in Groups I - IV of pathogenicity"</p> <p>2.Comprehensive targeted and prompt inspections of hazardous production facilities"</p>					
10	Other measures for securing	X	X	X	<p>NW/CW/BW:</p> <p>Decision 60 of the Ministry for Emergency Situations of 1 November 2006 "On the approval of the Instructions concerning the procedure for State inspections and monitoring with regard to the protection of the population and territories from natural and manmade disasters"</p>	?	?	?	<p>NW/CW/BW:</p> <p>1. Criminal Code, Articles 322, 333 and 334</p> <p>2. Civil Code</p> <p>3. Code of Administrative Offences</p>
11	Regulations for physical protection of facilities/materials/ transports	X	X	X	<p>NW:</p> <p>1. Government Decision 338 of 24 May 1993 "On measures for the physical protection</p>	X	?	?	<p>NW/CW/BW:</p> <p>1. Criminal Code, Articles 322, 333 and 334</p> <p>2. Civil Code</p>

				<p>of nuclear materials" 2.Decree No 34 of the Head of Promatomnadzor of 6 May 1994 "Regulations for the physical protection of nuclear materials during their use, storage and transport"</p> <p>CW: Government Decision 1357 of 17 May 2003 "Regulation on the licensing of activities in the sphere of industrial safety"</p> <p>BW: Sanitary regulations 14-65 "Production and quality control of medicinal immune - biological preparations"</p>				3. Code of Administrative Offences	
12	Licensing/registration of facilities/persons handling WMD materials	X	X	X	<p>NW,CW: 1.Government Decision 1357 of 20 October 2003,"Regulation on the licensing of activities in the sphere of industrial safety" 2.Presidential Decree 17 of 14 July 2003 "On the licensing of particular aspects of activity"</p> <p>BW: Government Decree 1378 of 20 October 2003</p>	X	?	?	<p>NW/CW/BW: 1. Criminal Code, Articles 333 and 334 2. Civil Code 3. Code of Administrative Offences</p>
13	Reliability check of personnel								
14	Measures to account for/secure/ physically protect means of delivery								
<p>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.</p> <p>* 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)</p>									

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	Government Decree 756 of 29 December 2006 "Regulations governing the Department for the Supervision of Industrial and Nuclear Safety (Promatomnadzor) of the Ministry for Emergency Situations"	X	Department for the Supervision of Industrial and Nuclear Safety (Promatomnadzor) of the Ministry for Emergency Situations	
2	IAEA Safeguards Agreements	X	1. Safeguards Agreement (INFCIRC/495) in force : since 2 August 1995 2. Additional Protocol, in force: 30 March 2001	X	Promatomnadzor regulations "On the Implementation of IAEA Safeguards" of 28 February 1995	
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Expressed support	X	Expressed support	
4	Supplementary Guidance on the Import and Export of Radioactive Source of the Code of Conduct on the Safety and Security of Radioactive Sources	X	Expressed support	X	Expressed support	

5	IAEA incident and Trafficking Database	X	Participates	X	Participates	
6	Other Agreements related to IAEA	X	<p>1. Convention on Early Notification of a Nuclear Accident, if force 1987-02-26</p> <p>2. Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency, in force 1987-02-26</p> <p>3. Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management, in force 2003-02-24</p> <p>4. Convention on Nuclear Safety, in force 1999-01-27</p> <p>5. Joint Convention on the Safety of Spent Fuel and on the Safety of Radioactive Waste Management, in force 2003-02-24</p> <p>6. Vienna Convention on Civil Liability for Nuclear Damage, in force 1998-05-09</p> <p>7. Protocol to Amend the Vienna Convention on Civil Liability for Nuclear Damage, in force 2003-10-04</p> <p>8. Revised Supplementary Agreement Concerning the provision of technical Assistance by the IAEA, in force 1990-06-29</p>	X	<p>1. Convention on Early Notification of a Nuclear Accident, if force 1987-02-26</p> <p>2. Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency, in force 1987-02-26</p> <p>3. Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management, in force 2003-02-24</p> <p>4. Convention on Nuclear Safety, in force 1999-01-27</p> <p>5. Joint Convention on the Safety of Spent Fuel and on the Safety of Radioactive Waste Management, in force 2003-02-24</p> <p>6. Vienna Convention on Civil Liability for Nuclear Damage, in force 1998-05-09</p> <p>7. Protocol to Amend the Vienna Convention on Civil Liability for Nuclear Damage, in force 2003-10-04</p> <p>8. Revised Supplementary Agreement Concerning the provision of technical Assistance by the IAEA, in force 1990-06-29</p>	
7	Additional national legislation/regulations related to nuclear materials including CPPNM	X	<p>1. Act 122-3 of the Republic of Belarus of 05 November 1998, "On the radiological security of the population"</p> <p>2. Act 32-2 of the Republic of Belarus, of 06 June 2001, "On the carriage of hazardous loads"</p> <p>3. Decision No 21/11/109/30/31/24/11/30/3/11 of the Ministry for Emergency Situations and other public authorities of 27 April 2006 "On the approval of instructions concerning the procedure for</p>			

			cooperation among Government authorities, other State organizations subordinate to the Council of Ministries, and local executive authorities and decisions on the discovery of sources of ionizing radiation"			
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	Government Decision 344 of 27 May 1996, "On the Implementation of the CWC"	X	Ministry of Foreign Affairs	
2	Reporting Schedule I, II and III chemicals to OPCW	X	Reported	X	Reported	
3	Account for, secure or physically protect "old chemical weapons"					
4	Other legislation/ regulations controlling chemical materials	X	Government Decision 461 of 17 July 2006, "On the Import and export of chemicals subject to the control regime of the CWC"	X	Criminal Code, Articles 333 and 334	
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?		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	X	1. Act 96-3 of 9 January 2006 "On the safety of genetic engineering" 2. Government Decision 1049 of 16 August 2006 "On the approval of the Regulations governing the procedure for issuing licences for the import, export or transit of genetically engineered pathogens" 3. Decision 65 of the Ministry of Health of 25 August 2006 "On certain issues relating to the safety of genetic engineering"	X	1. Act 96-3 of 9 January 2006 "On the safety of genetic engineering" 2. Government Decision 1049 of 16 August 2006 "On the approval of the Regulations governing the procedure for issuing licences for the import, export or transit of genetically engineered pathogens" 3. Decision 65 of the Ministry of Health of 25 August 2006 "On certain issues relating to the safety of genetic engineering"	
2	Other legislation/ regulations related to safety and security of biological materials	X	Analysis of the legislation of Belarus in terms of completeness reflected in its obligations under the BWC and the recommendations of the 7th Review Conference of the Convention Modification and approval of the sanitary rules and standards contained in the procedures for accounting, security, transfer and transport of microorganisms in pathogenic hazard groups 1-2			
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, 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
		NW	CW	BW		NW	CW	BW		
1	Border control	X	X	X	NW/CW/BW: 1. Custom Code of the Republic of Belarus 2. Act 1908-XII of 4 November 1992 "On State borders of the Republic of Belarus"	X	X	X	NW/CW/BW: Criminal Code, Article 228	
2	Technical support of border control measures	X	X	X	NW: 1. Customs posts are equipped with fixed and mobile dosimeters NW/CW/BW: Act 235-Z of 6 January 1999 "On the border troops of the Republic of Belarus" 2. Act 77-Z of 3 January 2002 "On combating terrorism".	X	X	X	NW/CW/BW: A computerized system for advance reporting was introduced on a pilot basis at all customs stations in 2009. The system provides a business-to-customs information interface. Vehicle checkpoint development and maintenance 2. Criminal Code Art 228	
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	X	X	NW/CW/BW: 1. Presidential Decree 265 of 11 May 1999 "Regulations about the procedure of granting legal persons of the Republic of Belarus the right to engage in foreign trade activity in connection with specific goods (work, services)"	X	X	X	NW/CW/BW: Criminal Code, Article 228	

					2. Presidential Decree 460 of 17 July 2006 "On measures for the State regulation of the import and export of specific goods (works, services)."					
4	Enforcement agencies/authorities	X	X	X	NW/CW/BW: Presidential Decree 599 of 30 December 2003 " On the establishment of the State Military and Industrial Committee of the Republic of Belarus"	X	X	X	NW/CW/BW: State Military and Industrial Committee Committee for State Security	
5	Export control legislation in place	X	X	X	NW/CW/BW: 1. Act 130-7 of 6 of January 1998 "On export controls"	X	X	X	Criminal Code, Article 228	
6	Licensing provisions	X	X	X	2. Presidential Decree 265 of 11 May 1999 of 11 May 1999,"On the Interdepartmental Commission on Military and Technical Cooperation and Export Controls of the Security Council of the Republic of Belarus"	X	X	X	Criminal Code, Article 228	
7	Individual licensing	X	X	X	3. Presidential Decree 94 of 11 May 1999 of 11 March 2003 "On certain measures to regulate military and technical cooperation between the Republic of Belarus and foreign States "	X	X	X	Criminal Code, Article 228	
8	General licensing	X	X	X	4. Presidential Decree 460 of 17 July 2006 "On measures for the State regulation of the import and export of specific goods (work, services)." 5. Presidential Decree 461 of 17 July 2006 "on the import and export of chemicals subject to the control regime of the CWC"	X	X	X	Criminal Code, Article 228	
9	Exceptions from licensing									
10	Licensing of deemed export/visa									
11	National licensing authority	X	X	X	NW/CW/BW: Presidential Decree 599 of 30 December 2003 " On the establishment of the State Military and Industrial Committee of the Republic of Belarus"	X	X	X	NW/CW/BW: State Military and Industrial Committee	
12	Interagency review for licenses	X	X	X	NW/CW/BW: Inter-departmental Commission on Military and Technical Cooperation and Export Controls of the Security Council of the Republic of Belarus (export	X	X	X	NW/CW/BW: Inter-departmental Commission on Military and Technical Cooperation and Export Controls of the	

					policy body)				Security Council of the Republic of Belarus (export policy body)	
13	Control lists	X	X	X	<p>NW/CW/BW: 1. Decision 14/129 of the State Military and Industrial Committee and the State Customs Committee of 22 December 2006 On the approval of lists of specific goods (works, services)" 2. Presidential Decree 460 of 17 July 2006 "On measures for the State regulation of the import and export of specific goods (work, services)." 3. Government Decision 422 of 29 March 2000 on the list of chemicals for peaceful use, but which can be used in the production of chemical weapons</p>	X	X	X	<p>NW/CW/BW: Criminal Code, Article 228</p>	
14	Updating of lists	X	X	X	<p>NW/CW/BW: Decision 14/129 of the State Military and Industrial Committee and the State Customs Committee of 22 December 2006 On the approval of lists of specific goods (works, services)"</p>		X		<p>CW: Government Decision 422 of 29 March 2000 on the list of chemicals for peaceful use, but which can be used in the production of chemical weapons</p>	
15	Inclusion of technologies	X	X	X	<p>NW/CW/BW: 1. Decision No 14/129 of the State Military and Industrial Committee and the State Customs Committee of 22 December 2006 "On the approval of lists of specific goods (works, services)" 2. Presidential Decree 460 of 17 July 2006 " On measures for the State regulation of the import and export of specific goods (work, services)"</p>	X	X	X	<p>NW/CW/BW: Criminal Code, Article 228</p>	
16	Inclusion of means of delivery	X	X	X	<p>NW/CW/BW: 1. Decision 48 of 18 July 2005 of State Customs Committee "On features of customs clearing and customs control of specific goods" 2. Presidential Decree 460 of 17 July 2006 " On measures for the State regulation of the import and export of specific goods (works, services)"</p>	X	X	X	<p>NW/CW/BW: Criminal Code, Article 228</p>	

17	End-user controls	X	X	X	<p>NW/CW/BW: 1. Government Decision 133 of 4 February 2003" On measures for the State regulation of the import and export of specific goods (works, services)" 2. Presidential Decree 460 of 17 July 2006 " On measures for the State regulation of the import and export of specific goods (works, services)"</p>	X	X	X	<p>NW/CW/BW: Criminal Code, Article 228</p>
18	Catch all clause								
19	Intangible transfers	X	X	X	<p>NW/CW/BW: 1. Government Decision 133 of 4 February 2003" On measures for the State regulation of the import and export of specific goods (works, services)" 2. Presidential Decree 460 of 17 July 2006 " On measures for the State regulation of the import and export of specific goods (works, services)"</p>				
20	Transit control	X	X	X	<p>NW/CW/BW: Government Decision 522 of 24 April 2002 "On transit of goods of military assignment"</p>	X	X	X	<p>NW/CW/BW: Criminal Code, Article 228, 229</p>
21	Trans-shipment control	X	X	X	<p>NW/CW/BW: Government Decision 522 of 24 April 2002 "On transit of goods of military assignment"</p>	X	X	X	<p>NW/CW/BW: Criminal Code, Article 228, 229</p>
22	Re-export control	X	X	X	<p>NW/CW/BW: 1. Government Decision 133 of 4 February 2003" On measures for the State regulation of the import and export of specific goods (works, services)" 2. Presidential Decree 460 of 17 July 2006 " On measures for the State regulation of the import and export of specific goods (works, services)"</p>	X	X	X	<p>NW/CW/BW: Criminal Code, Articles 228, 229</p>
23	Control of providing funds	X	X	X	<p>NW/CW/BW: Act No 2347-XII of 4 June 1993" On the budgetary system of the Republic of</p>	?	?	?	<p>NW/CW/BW: 1. Criminal Code 2. Civil Code</p>

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)			
2	Control lists - other			
3	Assistance offered	X	Republic of Belarus is willing to offer advisory assistance in establishment of rules and regulations governing export controls. Establishment of a registry of institutions and experts to provide advisory and practical assistance in the area of infectious pathology to the member States of the Eurasian Community	
4	Assistance requested	X	Installation at border crossing points of stationary radiation detection systems and modern chemical monitoring devices; training of specialists.	
5	Point of Contact for assistance	X	1. Permanent Mission of Belarus to the UN 2. Department of International Security and Arms Control, Ministry of Foreign Affairs	
6	Assistance in place (bilateral/multilateral)	X	A joint project with the International Atomic Energy Agency (IAEA) to prevent the illicit movement of nuclear and radioactive materials; a joint project with the United States, Japan, Sweden and IAEA to set up a State nuclear materials accounting and control system; a joint project with the United States, Japan and Sweden to set up a nuclear materials physical protection system; and a joint project with Japan to update the system to prevent illicit trafficking in nuclear and radioactive materials along the border of Belarus.	
7	Work with and inform industry	X	State Military and Industrial Committee is in permanent contact with all industrial enterprises, as all legal entities that have obtained a certificate to engage with scheduled items are recorded in the State register of the Committee	
8	Work with and inform the public	X	Information about the international obligations of the Republic of Belarus in the sphere of non-proliferation and disarmament reaches the general public through the mass media. It is publicized at briefings by the press secretary of the Ministry of Foreign Affairs and through the adoption of the appropriate legislative acts	
9	Point of Contact	X	1. Permanent Mission of Belarus to the UN 2. Department of International Security and Arms Control, Ministry of Foreign Affairs	Tel: +375-17-222-2822 Fax: +375-17-222-1964 Email: armscontrol@mfa.gov.by

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