

1540 COMMITTEE MATRIX OF CANADA

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: CANADA
 Date of Report: 31 December 2004
 Date of First Addendum: 19 January 2006
 Date of Second Addendum: 31 January 2008
 Date of Third Addendum: 12 August 2010
 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 8 January 1969	
2	Nuclear Weapons Free Zone/ Protocol(s)			
3	Convention for the Suppression of Acts of Nuclear Terrorism	X	Deposit 21 Nov 2013	

4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 21 Mar 1986	
5	2005 Amendment to the CPPNM	X	Deposit 3 Dec 2013	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 18 December 1998	
7	Chemical Weapons Convention (CWC)	X	Deposit 26 September 1995	
8	Biological Weapons Convention (BWC)	X	Deposit 18 September 1972	
9	Geneva Protocol of 1925	X	Deposit 6 May 1930	
10	Other Conventions/Treaties	X	State party to 14 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 1959 Antarctic Treaty – Deposited 04 May 1988	
11	International Atomic Energy Agency (IAEA)	X	Since 1957	
12	Hague Code of Conduct (HCOC)	X	Subscribed 25 November 2002	
13	Other Arrangements	X	Nuclear Suppliers Group (NSG) Australia Group (AG) Missile Technology Control Regime (MTCR) Zangger Committee (ZC) Wassenaar Arrangement (WA) Proliferation Security Initiative (PSI) Container Security Initiative (CIS) Global Initiative to Combat Nuclear Terrorism (GICNT)	
14	General statement on non-possession of WMD	X	State reports that it does not possess, nor seek to possess, weapons of mass destruction	
15	General statement on commitment to disarmament and non-proliferation	X	State reports that it is fully compliant with commitments under key multilateral non-proliferation treaties and disarmament conventions	
16	General statement on non-provision of WMD and related materials to non-State actors	X	State reports that it does not provide any form of support to non-State actors	

17	Other ¹	X	United States–Canada Regulatory Cooperation Council (RCC) NATO Global Health Security Initiative Global Initiative to Combat Nuclear Terrorism (GICNT) Association of Southeast Asian States (ASEAN) Organization of American States (OAS) Financial Action Task Force (FATF) G8 Global Partnership and the Nonproliferation Directors Group	
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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>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26</p> <p>CW: CWC Implementation Act (1995, c. 25), Sections 6 and 8</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8</p>	X	X	X	<p>NW: Criminal Code (R.S. 1985, c. C-46), Section 82.3, Subsection 99(1) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 48-50</p> <p>CW: CWC Implementation Act (1995, c. 25), Sections 20 to 26 Criminal Code (R.S. 1985, c. C-46), Subsection 99(1)</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Criminal Code, Section 46</p>					
2 acquire	X	X	?	<p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26</p> <p>CW: CWC Implementation Act (1995, c. 25), Sections 6 and 8</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8; Human Pathogen Importation Regulations (HPIR) (if acquiring through import)</p>	X	X	X	<p>NW: Criminal Code (R.S. 1985, c. C-46), Section 82.3. Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), 48-50</p> <p>CW: CWC Implementation Act (1995, c. 25), Sections 20 to 26</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Human Pathogen Importation Regulations, Section 19 Criminal Code, Section 46</p>					

3	possess	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26</p> <p>CW: CWC Implementation Act (1995, c. 25), Sections 6 and 8</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8 Human Pathogen Importation Regulations (HPIR) (if acquiring through import)</p>	X	X	X	<p>NW: Criminal Code (R.S. 1985, c. C-46), Section 82.3, Section 82.4, Subsections 88 (1), 91(2) and 92(2); Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 48-50</p> <p>CW: CWC Implementation Act (1995, c. 25), Sections 20 to 26 Criminal Code (R.S. 1985, c. C-46), Subsections 88 (1), 91(2) and 92(2)</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Human Pathogen Importation Regulations, Section 19 Criminal Code, sections 46, 83, 88, 91, and 92</p>
4	stockpile/store	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26</p> <p>CW: CWC Implementation Act (1995, c. 25), Section 6</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8 Human Pathogen Importation Regulations (HPIR) (if acquired through import)</p>	X	X	X	<p>NW: Criminal Code (R.S. 1985, c. C-46), Section 82.3, Subsections 86(1), 100(1) and 101(1); Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 48-50</p> <p>CW: CWC Implementation Act (1995, c. 25), Section 20 Criminal Code (R.S. 1985, c. C-46), Subsections 86(1), 100(1) and 101(1)</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Human Pathogen Importation Regulations, Section 19 Criminal Code, Sections 86, 100 and 101</p>
5	develop	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26</p> <p>CW: CWC Implementation Act (1995, c. 25),</p>	X	X	X	<p>NW: Criminal Code (R.S. 1985, c. C-46), section 82.3. Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 48-50</p> <p>CW: CWC Implementation Act (1995, c. 25), Section 21</p>

				Section 6 BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8				BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Criminal Code, Sections 46, 83, 88, 91, and 92	
6	transport	X	X	NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26 BW: Transportation of Dangerous Goods Act 1992, Section 5, and amendment 2009 of Sections 5-8	X	X	X	NW: Criminal Code (R.S. 1985, c. C-46), section 82.3, Subsection 86(1) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 48-50 CW/BW: Criminal Code (R.S. 1985, c. C-46), Subsection 86(1)	
7	transfer	X	X	NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26 CW: CWC Implementation Act (1995, c. 25), Section 6 BW: Human Pathogen and Toxins Act (HPTA) of 2009, Sections 6-8 Human Pathogen Importation Regulations (HPIR)	X	X	X	NW: Criminal Code (R.S. 1985, c. C-46), Section 82.3, Subsections 99(1), 100(1) and 101(1); Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 48-50 CW: CWC Implementation Act (1995, c. 25), Section 20 Criminal Code (R.S. 1985, c. C-46), Subsections 99(1), 100(1) and 101(1) BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Human Pathogen Importation Regulations, Section 19	
8	use	X	X	NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26	X	X	X	NW: Criminal Code, (R.S. 1985, c. C-46), Section 82.3 and 82.4, Section 83 and Subsections 86(1) and Subsection 431.2(1)(2) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 48-50	

				<p>CW: CWC Implementation Act (1995, c. 25), Sections 6 and 8</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8 Human Pathogen Importation Regulations (HPIR) (if acquired through import)</p>			<p>CW: CWC Implementation Act (1995, c. 25), Sections 20 to 26 Criminal Code, Section 83 and Subsection 431.2(1)(2)</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Human Pathogen Importation Regulations, Section 19 Criminal Code, sections 83, 86 and 431</p>		
9	participate as an accomplice in abovementioned activities				X	X	X	<p>NW: Criminal Code (R.S. 1985, c. C-46), Sections 21, and Sections 82.3, 82.4, 82.5, 82.6, and 83.01 and Subsections 99(1), 100(1), 101(1) Security of Information Act, Subsection 16: 1, 2 and 3(2)</p> <p>CW: Criminal Code (R.S. 1985, c. C-46), Sections 21 and 83.01 and Subsections 99(1), 100(1), 101(1) Security of Information Act, Subsection 16: 1, 2 and 3(2)</p> <p>BW: Criminal Code (R.S. 1985, c. C-46), Section 21, Section 83.01 (see below) and Subsections 99(1), 100(1), 101(1) Security of Information Act, Subsection 16: 1, 2 and 3(2)</p>	
10	assist in abovementioned activities				X	X	X	<p>NW: Criminal Code, Sections 21, and sections 82.3, 82.4, 82.5, 82.6, and 83.01 and Subsections 99(1), 100(1), 101(1) Security of Information Act, Subsection 16: 1, 2 and 3(2)</p> <p>CW: Criminal Code (R.S. 1985, c. C-46), Sections 21 and 83.01 and Subsections 99(1), 100(1), 101(1)</p>	

									Security of Information Act, Subsection 16: 1, 2 and 3(2) BW: Criminal Code (R.S. 1985, c. C-46), Section 21, Section 83.01 (see below) and Subsections 99(1), 100(1), 101(1) Security of Information Act, Subsection 16: 1, 2 and 3(2)	
11	finance abovementioned activities		?		CW: CWC Implementation Act (1995, c. 25), Section 6	X	X	X	NW: Criminal Code, Sections 21, and Sections 82.5, 83.02, 83.03, 83.04, and 83 CW: Criminal Code, Sections 21 and 83.01 BW: Criminal Code, Sections 21 and 83.01: especially as this implements the Convention on the Suppression of Terrorist Bombing as well as the Terrorist Financing Conventions	
12	abovementioned activities related to means of delivery ²	X	X		NW: Offences Against Public Order CW: CWC Implementation Act (1995, c. 25), Section 2 (2)	X	X	X	NW: Criminal Code, Sections 82.3, 82.4, 82.5, Section 83 and Subsections 86(1), 88(1), 99(1), 100(1) and 101(1) CW: CWC Implementation Act (1995, c. 25), Section 20 Criminal Code (R.S. 1985, c. C-46), Subsections 86(1), 88(1), 99(1), 100(1) and 101(1) BW: Criminal Code (R.S. 1985, c. C-46), Subsections 86(1), 88(1), 99(1), 100(1) and 101(1)	
13	involvement of non-State actors in abovementioned activities	X			NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26	X	X	x	NW: Criminal Code (R.S. 1985, c. C-46), Part II. Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 48-50 CW/BW: Criminal Code (R.S. 1985, c. C-46), Part II	

14	Other	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26: export, import, abandonment</p> <p>CW: CWC Implementation Act (1995, c. 25), Section 6: assigning, encouraging, military preparations Firearms and Other Weapons: Prohibited and Prescribed Weapons</p> <p>BW: BTWC Implementation Act (2004), assented but not yet in force Is in the process of drawing up as a matter of urgency comprehensive regulations to bring the BTWCIA into force</p>	X	X	X	<p>NW: Criminal Code, (R.S. 1985, c. C-46), Subsection 7(2.21) and subsection 7(3.72): Extraterritorial Jurisdiction Nuclear Safety and Control Act (NSCA) (S.C. 1997, c.9), Sections 48-50.</p> <p>CW: CWC Implementation Act (1995, c. 25), Section 22 Criminal Code, Subsection 7(3.72): Extraterritorial jurisdiction</p> <p>BW: Criminal Code, (R.S. 1985, c. C-46), Subsection 7(3.72): Extraterritorial Jurisdiction</p>	

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					
	NW	CW	BW*		NW	CW	BW						
1 Measures to account for production	X	X	X	<p>NW: INFCIRC/164, Agreement Between the Government of Canada and the International Atomic Energy Agency (IAEA) for the Application of Safeguards in Connection with the Treaty on the Non-Proliferation of Nuclear Weapons General Nuclear Safety and Control Regulations (SOR/2000-202) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9)</p> <p>CW: CWC Implementation Act 1995 Declarations Regulations (Chemical Weapons Convention) 2004 Schedule 1 Chemicals Regulations (Chemical Weapons Convention) 2004 Canadian Environmental Protection Act 1999, Sections 66-76 and 80-81 Hazardous Products Act 1998, especially Schedule II, Classes D-F products Controlled Product Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8 Canadian Biosafety Standards and Guidelines (CBSG) 1st edition New Substances Notification Regulations (Organisms) 2005 Hazardous Products Act 1985, Schedule II,</p>	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA) (S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) Criminal Code (R.S. 1985, c. C-46), Section 487</p> <p>CW: CWC Implementation Act (1995), Sections 20-25 Canadian Environmental Protection Act 1999, Part X, especially Section 272 Hazardous Products Act 1998, Section 28 Controlled Products Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Hazardous Product Act 1985, Section 28 Controlled Products Regulations 2008</p>					

				Class D Products					
2	Measures to account for use	X	X	X	<p>NW: INFCIRC/164 General Nuclear Safety and Control Regulations (SOR/2000-202) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9)</p> <p>CW: CWC Implementation Act 1995 Declarations Regulations (Chemical Weapons Convention) 2004 Schedule 1 Chemicals Regulations (Chemical Weapons Convention) 2004 Canadian Environmental Protection Act 1999, Sections 66-76 and 80-81 Hazardous Products Act 1998, especially Schedule II, Classes D-F products Controlled Product Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8 Human Pathogen Importation Regulations (HPIR) if acquired through import Canadian Biosafety Standards and Guidelines (CBSG), 1st edition New Substances Notification Regulations (Organisms) 2005 Hazardous Products Act 1985, Schedule II, Class D Products Health of Animals Act of 1991</p>	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA) (S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) Criminal Code (R.S. 1985, c. C-46), Section 487</p> <p>CW: CWC Implementation Act (1995), Sections 20-25 Canadian Environmental Protection Act 1999, Part X, especially Section 272 Hazardous Products Act 1998, Section 28 Controlled Products Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Human Pathogen Importation Regulation (HPIR), Section 19 Hazardous Product Act 1985, Section 28 Controlled Products Regulations 2008 Health of Animals Act of 1991</p>
3	Measures to account for storage	X	X	X	<p>NW: INFCIRC/164 General Nuclear Safety and Control Regulations (SOR/2000-202) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9)</p> <p>CW: Canadian Environmental Protection Act 1999,</p>	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA) (S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) Criminal Code (R.S. 1985, c. C-46), Section 487</p> <p>CW: Canadian Environmental Protection Act 1999,</p>

				<p>Sections 66-76 and 80-81 Controlled Product Regulations 2008 Consumer Chemical and Containers Regulations (2001)</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 12-17 and 18-30 Canadian Biosafety Standards and Guidelines (CBSG), 1st edition New Substances Notification Regulations (Organisms) 2005 Hazardous Products Act 1985, Schedule II, Class D Products</p>				<p>Part X, especially Section 272 Hazardous Products Act 1998, Section 28 Controlled Products Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Hazardous Product Act 1985, Section 28 Controlled Products Regulations 2008</p>		
4	Measures to account for transport	X	X	X	<p>NW: INFCIRC/164 General Nuclear Safety and Control Regulations (SOR/2000-202) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9) Packaging and Transport of Nuclear Substances Regulations (SOR/2000-208)</p> <p>CW: Transportation of Dangerous Goods Act, 1992</p> <p>BW: Transportation of Dangerous Goods Act 1992, Section 5, and amendment 2009 of Sections 5-8 Plant Protection Act, Section 6</p>	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA) (S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) Criminal Code (R.S. 1985, c. C-46), Section 487</p> <p>CW: Transportation of Dangerous Goods Regulations</p> <p>BW: Transportation of Dangerous Goods Regulations Transportation of Dangerous Goods Act 1992, Sections 33-34, and amendment 2009 for Sections 13-26 and 33-42 Plant Protection Act, Sections 48-50</p>	
5	Other measures for accounting									
6	Measures to secure production	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9) General Nuclear Safety and Control Regulations (SOR/2000-202) Class I Nuclear Facilities Regulations (SOR/2000-204) Class II Nuclear Facilities and Prescribed</p>	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA) (S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) Criminal Code (R.S. 1985, c. C-46), Section 487</p>	

				<p>Equipment Regulations (SOR/2000-205) Nuclear Security Regulations (SOR/2000-209)</p> <p>CW: CWC Implementation Act (1995, c. 25) authorizes regulations Hazardous products Act 1998, especially Schedule II, especially Classes D-F products Controlled Product Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8 Canadian Biosafety Standards and Guidelines (CBSG), 1st edition Plant Protection Act, 1990, Section 6 Hazardous Products Act Controlled Product Regulations</p>				<p>CW: Criminal Code, Sections 334, 341 and 344 CWC Implementation Act (1995), Section 20 Hazardous Products Act 1998, Section 28 Controlled Products Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Criminal Code, Sections 334, 341 and 344-345 Plant Protection Act, 1990, Section 48 Hazardous Product Act 1985, Section 28 Controlled Products Regulations 2008</p>		
7	Measures to secure use	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9) General Nuclear Safety and Control Regulations (SOR/2000-202) Class I Nuclear Facilities Regulations (SOR/2000-204) Class II Nuclear Facilities and Prescribed Equipment Regulations (SOR/2000-205) Nuclear Security Regulations (SOR/2000-209)</p> <p>CW: CWC Implementation Act (1995, c. 25) authorizes regulations Hazardous products Act 1998, especially Schedule II, especially Classes D-F products Controlled Product Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 6-8 Human Pathogen Importation Regulations (HPIR) if acquired through import Canadian Biosafety Standards and Guidelines (CBSG), 1st edition</p>	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA) (S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) Criminal Code (R.S. 1985, c. C-46), Section 487</p> <p>CW: Criminal Code, Sections 334, 341 and 344 CWC Implementation Act (1995), Section 20 Hazardous Products Act 1998, Section 28 4Controlled Products Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Human Pathogen Importation Regulations (HPIR) Section 19 Criminal Code, Sections 334, 341 and 344-345 Plant Protection Act, 1990, Section 48</p>	

				Plant Protection Act, 1990, Section 6 Hazardous Products Act Controlled Product Regulations				Hazardous Product Act 1985, Section 28 Controlled Products Regulations 2008	
8	Measures to secure storage	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9) General Nuclear Safety and Control Regulations (SOR/2000-202) Class I Nuclear Facilities Regulations (SOR/2000-204) Class II Nuclear Facilities and Prescribed Equipment Regulations (SOR/2000-205) Nuclear Security Regulations (SOR/2000-209)</p> <p>CW: Hazardous Products Act 1998 Controlled Product Regulations 2008 Consumer Chemical and Containers Regulations (2001)</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, sections 6-8 , Canadian Biosafety Standards and Guidelines (CBSG), 1st edition Plant Protection Act, 1990, Section 6 Hazardous Products Act Controlled Product Regulations Health of Animals Act of 1991</p>	X	X	X	<p>NW: Nuclear Safety and Control Act (NSCA) (S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) Criminal Code (R.S. 1985, c. C-46), Section 487</p> <p>CW: Hazardous Products Act 1998, Section 28 Controlled Products Regulations 2008</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-582. Criminal Code, Sections 334, 341 and 344-345 Plant Protection Act, 1990, Section 48 Hazardous Product Act 1985, Section 28 Controlled Products Regulations 2008 Health of Animals Act of 1991</p>
9	Measures to secure transport	X	X	X	<p>NW: Transportation of Dangerous Goods Act, 1992 Transportation of Dangerous Goods Act Regulations Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Packaging and Transport of Nuclear Substances Regulations (SOR/2000-208) Nuclear Security Regulations (SOR/2000-209)</p> <p>CW: Transportation of Dangerous Goods Act, 1992 Transportation of Dangerous Goods Act</p>	X		X	<p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) Criminal Code (R.S. 1985, c. C-46), Section 487</p>

				Regulations BW: Transportation of Dangerous Goods Act 1992, Section 5, and amendment 2009 of Sections 5-8				BW: Criminal Code, Sections 334, 341 and 344 Transportation of Dangerous Goods Act 1992, Sections 33-34, and amendment 2009 for Sections 13-26 and 33-42 Transport Canada, Transportation of Dangerous Goods Regulations	
10	Other measures for securing		X	BW: Transportation of Dangerous Goods Act 1992 amendment 2009: requires security plans, training and clearance			X	BW: Government's Biohazard Containment and Safety Unit helps establish biocontainment levels, procedures and protocols	
11	Regulations for physical protection of facilities/ materials/ transports	X	X	NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9) General Nuclear Safety and Control Regulations (SOR/2000-202) Nuclear Security Regulations (SOR/2000-209) Class I Nuclear Facilities Regulations (SOR/2000-204) Packaging and Transport of Nuclear Substance Regulations (SOR/2000-208) BW: Canadian Biosafety Standards and Guidelines (CBSG) 1 st edition, Part I (Standards Chapter 3, Part II (Guidelines) Chapter 6	X		X	NW: Security of Information Act (R.S., c. O-5) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) Government Order requiring the licensees to increase security at major nuclear facilities BW: Security of Information Act (R.S., c. O-5) Canadian Food Inspection Agency	
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials	X	X	X	NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Section 26 General Nuclear Safety and Control Regulations (SOR/2000-202) Class I Nuclear Facilities Regulations (SOR/2000-204) 4. Class II Nuclear Facilities and Prescribed Equipment Regulations (SOR/2000-205) 5. Nuclear Substances and Radiation Devices Regulations (SOR/2000-207) CW:	X	X	X	NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 48 and 50 CW:

				Schedule 1 Chemicals Regulations (Chemical Weapons Convention) 2004 require a license to produce, use, acquire or possess CWC Implementation Act 1995, section 16 BW: Human Pathogens and Toxins Act (HPTA) of 2009, sections 6-8 Canadian Biosafety Standards and Guidelines (CBSG), 1 st edition				CWC Implementation Act 1995, Sections 20-25 BW: Human Pathogens and Toxins Act (HPTA) of 2009, sections 53-58	
13	Reliability check of personnel	X	X	NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9) Class I Nuclear Facilities Regulations (SOR/2000-204) Nuclear Security Regulations (SOR/2000-209) BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 31-35	X	X		NW: Nuclear Safety and Control Act (NSCA) (S.C. 1997, c.9), Section 48 BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58	
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	Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9): establishes the Canadian Nuclear Safety Commission (CNSC)	X	Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment)	
2	IAEA Safeguards Agreements	X	INFCIRC/164, Agreement between the Government of Canada and the International Atomic Energy Agency for the Application of Safeguards in Connection with the Treaty on the Non-Proliferation of Nuclear Weapons (in force 21 February 1972) INFCIRC/164/Add. 1, Protocol Additional to the Agreement Between Canada and the International Atomic Energy Agency for the Application of Safeguards in Connection with the Treaty on the Non-Proliferation of Nuclear Weapons (in force 8 September 2000)	X	Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment)	
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Acceded; Notification pursuant to GC(47)/Res/7.B: implemented under the Nuclear Safety and Control Act (S.C. 1997, c.9)	X	Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment)	
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	Acceded; Notification pursuant to: CG(48)RES/10.D; implemented under the Nuclear Safety and Control Act (S.C. 1997, c.9)	X	Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment)	
5	IAEA Incident and Trafficking Database	X	Contributes to Database Programme	X	Contributes to Database Programme	

6	Other Agreements related to IAEA				
7	Additional national legislation/regulations related to nuclear materials including CPPNM	X	Regulatory Guide: Security Programs for Category I or II Nuclear Material or Certain Nuclear Facilities	X	Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment)
8	Other	X	Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9): various regulations Hazardous Products Act CHAPTER H-3: Regulations apply to radioactive substances but not to substances covered under the Nuclear Safety and Control Act	X	Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment)

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	CWC Implementation Act 1995, Section 3	X	Department of Foreign Affairs, Trade, and Development, Canadian National Authority, Chemical Weapons Convention	
2	Reporting Schedule I, II and III chemicals to OPCW	X	CWC Implementation Act 1995, Section 11 and 16-17 Declarations Regulations (Chemical Weapons Convention) 2004 Schedule 1 Chemicals Regulations (Chemical Weapons Convention) 2004	X	CWC Implementation Act 1995, Sections 20-25	
3	Account for, secure or physically protect "old chemical weapons"					
4	Other legislation/ regulations controlling chemical materials					
5	Other	X	Security of Information Act (R.S., c. O-5)	X	Canadian worked with other national authorities to identify undeclared Schedule 2 facilities	

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	Bio-tech regulations user's guide to federal regulation on biotechnology. Guidelines for the regulation of veterinary biologics produced by biotechnology Human Pathogens and Toxin Act (2009) prohibits producing human pathogens and toxins without an appropriate licence.	X	Animal Health Division of Agriculture Canada under the Animal Disease and Protection Act. Health Canada	
2	Other legislation/ regulations related to safety and security of biological materials			X	Security of Information Act (R.S., c. O-5): communicating, preparing, and extraterritorial jurisdiction	
3	Other	X	BTWC Implementation Act, (2004, c.15, part 23) – not in force Health of Animals Act: regulates use, imports and movement Plant Protection Act: regulates imports and movement Fertilizers Act: regulates imports and movement			

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		NW	CW	BW	NW	CW	BW
1	Border control	X	X	X	<p>NW: Customs Act, 1985, as amended Sec 5-7 Canada Border Services Agency Act 2005 as amended Sec 5</p> <p>CW: Customs Act 1985, as amended Sec 5-7 Canada Border Services Agency Act 2005 as amended Sec 5 Declarations Regulations (Chemical Weapons Convention)</p> <p>BW: Customs Act 1985, as amended Sec 5-7 Canada Border Services Agency Act 2005 as amended Sec 5</p>	X	X	X	<p>NW: Customs Act 1985 as amended Sec 7.1 – 8.1 Canadian Border Services Act 2005 as amended Sec 2 – 5. Canadian Border Services Agency (CBSA) Royal Canadian Mounted Police</p> <p>CW: Customs Act 1985 as amended Sec 7.1 – 8.1 Canadian Border Services Act 2005 as amended Sec 2 – 5. Canadian Border Services Agency (CBSA). Royal Canadian Mounted Police</p> <p>BW: Customs Act 1985 as amended Sec 7.1 – 8.1 Canadian Border Services Act 2005 as amended Sec 2 – 5. Canadian Border Services Agency (CBSA). Royal Canadian Mounted Police Human Pathogens and Toxins Act (HPTA_ of 2009, Sections 53-58 Human Pathogen Importation Regulations (HPIR), Section 19 Health of Animals Act 2005, Sections 65-66</p>					
2	Technical support of border control measures	X	X	X	<p>NW/CW/BW: Customs Act 1985, as amended , Sections 5-7 Canada Border Services Agency Act 2005 as</p>	X	X	X	<p>NW/CW/BW: Customs Act 1985, as amended Sec 5 - 7. Canada Border Services Agency Act 2005 as</p>					

				amended Sec 5 & 9			amended Sec 5 & 9 (Canadian Border Services Agency (CBSA) has deployed a variety of technologies on border such as gamma ray, X ray, radiation detection and density gauges etc.).		
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	X	X	NW/CW/BW: Defence Production Act as amended Firearms Act Export and Import Permits Act (R.S.C, 1985, c. E-19)	X	X	X	NW/CW/BW: Criminal Code: conspiracy activity
4	Enforcement agencies/authorities	X	X	X	NW/CW/BW: Canada Border Services Agency Act 2005 Customs Act 1985, as amended 2009 Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 24-26	X	X	X	NW/CW/BW: Canadian Border Services Agency (CBSA). Under the aegis of Public Safety Canada. CBSA has a Counter-Proliferation Operations Section Royal Canadian Mounted Police
5	Export control legislation in place	X	X	X	NW/CW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Export Permits Regulations (SOR/97-204) NW: Nuclear Non-proliferation Import and Export Control Regulations (SOR/2000-210) General Nuclear Safety and Control Regulations (SOR/2000-202) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 24 and 26 CW: Declarations Regulations (Chemical Weapons Convention) 2010 Schedule 1 Chemicals Regulations (Chemical Weapons Convention) 2004, Section 12 BW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Health of Animals Act, 1991 Section 19 Plant Protection Act, 1990	X	X	X	NW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (inspections and punishment) Criminal Code, Subsections 103(1) and 104(1) CW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 19-21 CWC Implementation Act 1995, Sections 8-10 and 20-26 Criminal Code, Sections 103-104 BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 19-21 Criminal Code, Sections 103-104 Human Pathogen and Toxins Act (HPTA) of

				Human Pathogens and Toxins Act (HPTA) of 2009, Section 7			2009, Sections 53-58			
6	Licensing provisions	X	X	X	<p>NW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Export Permits Regulations (SOR/97-204) Nuclear Non-proliferation Import and Export Control Regulations (SOR/2000-210) General Nuclear Safety and Control Regulations (SOR/2000-202) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 24 and 26</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Export Permits Regulations 1997 Declarations Regulations (Chemical Weapons Convention) 2010 Schedule 1 Chemicals Regulations (Chemical Weapons Convention) 2004, Section 12</p> <p>BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 7-8, 10-11, and 15-18 Export Permits Regulations (SOR/97-204) 1997, Sections 3-14 Health of Animals Act Regulations. Human Pathogens and Toxins Act (HPTA) of 2009 Human Pathogen Importation Regulations (HPIR)</p>	X	X	X	<p>NW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 19-21 Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (inspections and punishment)</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 19-21 CWC Implementation Act 1995, Sections 8-10 and 20-26</p> <p>BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 19-21 Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58. Human Pathogen Importation Regulations (HPIR), Section 19.</p>	
7	Individual licensing	X	X	X	<p>NW/CW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Export Permits Regulations (SOR/97-204)</p> <p>NW: Nuclear Non-proliferation Import and Export Control Regulations (SOR/2000-210) General Nuclear Safety and Control Regulations (SOR/2000-202)</p>	X	X	X	<p>NW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 19-21 Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-</p>	

				<p>Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 24 and 26</p> <p>CW: Declarations Regulations (Chemical Weapons Convention) 2010 Schedule 1 Chemicals Regulations (Chemical Weapons Convention) 2004, Section 12</p> <p>BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 7-8, 10-11, and 15-18 Export Permits Regulations (SOR/97-204) 1997, Sections 3-14 Human Pathogens and Toxins Act (HPTA) of 2009 Human Pathogen Importation Regulations (HPIR)</p>			<p>63 (inspections and punishment)</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 19-21 CWC Implementation Act 1995, Sections 8-10 and 20-26</p> <p>BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 19-21 Human Pathogens and Toxins act (HPTA) of 2009, Sections 53-58. Human Pathogen Importation Regulations (HPIR), Section 19.</p>			
8	General licensing	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 7-8, 10-11, and 15-18 Export Permits Regulations (SOR/97-204) 1997, Sections 3-14</p> <p>NW: Nuclear Non-proliferation Import and Export Control Regulations (SOR/2000-210) General Nuclear Safety and Control Regulations (SOR/2000-202) Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 24 and 26</p>	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 19-21</p> <p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (inspections and punishment)</p>	
9	Exceptions from licensing	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 7-8, 10-11, and 15-18 Export Permits Regulations (SOR/97-204) 1997, Sections 3-14</p> <p>NW: Nuclear Non-proliferation Import and Export Control Regulations (SOR/2000-210) General Nuclear Safety and Control Regulations (SOR/2000-202)</p>	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 19-21</p> <p>NW: Nuclear Safety and Control Act (NSCA)(S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (inspections and punishment)</p>	

12	Interagency review for licenses	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19)</p>	X	X	X	<p>NW/CW/BW: Export Control Handbook indicates that the Department of Foreign Affairs, Trade and Development may consult with other government departments as required (see Section E.1)</p>
13	Control lists	X	X	X	<p>NW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 3 : Export Control List Nuclear Non-Proliferation Import and Export Control Regulations (SOR/2000-210)</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 3 and 5, Export Control List</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, schedules 1 and 5 and human pathogens meeting the risk group definitions in Section 3 Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 3 and 5: Export Control List Health of Animals Act of 1991</p>	X	X	X	<p>NW: Export Control List (SOR/89-202) Nuclear Safety and Control Act (S.C. 1997, c.9), Section 44</p> <p>CW: Export Control List (SOR/89-202)</p> <p>BW: Export Control List (SOR/89-202) Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-58 Human Pathogens Importation Regulations (HPIR), Section 19</p>
14	Updating of lists	X	X	X	<p>NW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 6 Nuclear Non-Proliferation Import and Export Control Regulations (SOR/2000-210)</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 3-4 and 6: Export Control List and Area Control List</p>	X	X	X	<p>NW/CW/BW: Export Controls Hand Book, Section B (“Updates and amendments are typically made annually. Changes to Canada's Export Control List are incorporated through a regulatory amendment process”)</p>

					<p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, schedules 1 and 5 and human pathogens meeting the risk group definitions in Section 3 Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 3 and 5: Export Control List</p>				
15	Inclusion of technologies	X	X	X	<p>NW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 3 and 6 Nuclear Non-Proliferation Import and Export Control Regulations (SOR/2000-210)</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 3 and 6</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, schedules 1 and 5 and pathogens meeting the risk group definition in Section 3 Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 2 and 3</p>	X	X	X	<p>NW/CW/BW: Export Control List (SOR/89-202), specifically includes technology</p> <p>NW: Nuclear Safety and Control Act (S.C. 1997, c.9), Section 44</p>
16	Inclusion of means of delivery	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Sec 3</p>	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Sec 19</p>
17	End-user controls	X	X	X	<p>NW:</p>	X	X	X	<p>NW/CW/BW: Export Control List (SOR/89-202), Item 5505 (Goods and Technology for Certain Uses) Export Permits Regulations (SOR/97-204), Section 3(1)(j) Export Control Handbook 2012 identifies a variety of end-use assurances available, see Section E.4.2</p>

					<p>Export and Import Permits Act (R.S.C, 1985, c. E-19), Nuclear Non-Proliferation Import and Export Control Regulations (SOR/2000-210)</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Export Permits Regulations (SOR/97-204) 1997</p> <p>BW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Export Permits Regulations (SOR/97-204) 1997</p>				
18	Catch all clause	X	X	X	<p>NW: Export and Import Permits Act (R.S.C, 1985, c. E-19) Nuclear Non-Proliferation Import and Export Control Regulations (SOR/2000-210)</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19)</p> <p>BW: Export and Import Permits Act (R.S.C, 1985, c. E-19)</p>	X	X	X	<p>NW/CW/BW: Export Control List (SOR/89-202), see item 5505, "Goods and Technology for Certain Uses" Export and Import Permits Act (R.S.C., 1985, c.E-19), Sections 19- 21</p>
19	Intangible transfers	X	X	X		X	X	X	<p>NW/CW/BW: Export Controls Handbook indicates that export controls include the export of technology by intangible means, with instructions for such applications, see Section E.3.7.3</p>

				<p>NW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Nuclear Non-Proliferation Import and Export Control Regulations (SOR/2000-210)</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19)</p> <p>BW: Export and Import Permits Act (R.S.C, 1985, c. E-19)</p>					
20	Transit control	X	X	X	<p>NW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 12 Transshipment Regulations (C.R.C., c. 606) Nuclear Non-Proliferation Import and Export Control Regulations (SOR/2000-210) Packaging and Transport of Nuclear Substances Regulations (SOR/2000-208)</p> <p>CW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 12 Transshipment Regulations (C.R.C., c. 606)</p> <p>BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 12 Transshipment Regulations (C.R.C., c. 606)</p>	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Sections 19-21</p>
21	Trans-shipment control	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 12 Transshipment Regulations (C.R.C., c. 606)</p>	X	X	X	<p>NW/CW/BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 12 Transshipment Regulations (C.R.C., c. 606)</p>

22	Re-export control	X			<p>NW: Nuclear Non-Proliferation Import and Export Control Regulations (SOR/2000-210) Bilateral Nuclear Agreements between Canada and nuclear trading partner countries (29 agreements/49 countries) require permission for re-transfer/re-export and are administered by the Canadian Nuclear Safety Commission (CNSC)</p>	X	?		<p>NW: Administrative agreements for bilateral Nuclear Cooperation Agreements (NCAs), established by the CNSC pursuant to the Nuclear Safety and Control act (S.C> 1997, c.9), Section 21 Criminal Code, Subsection 7(3.72)</p> <p>CW: Criminal Code, Subsection 7(3.72)</p>	
23	Control of providing funds	X	X	X	<p>NW/CW/BW: Proceeds of Crime (Money Laundering) and Terrorist Financing Act, 2000, as amended, Sections 7 and 7.1</p>	X	X	X	<p>NW/CW/BW: Proceeds of Crime (Money Laundering) and Terrorist Financing Act, 2000 as amended, Section 75(1)</p>	
24	Control of providing transport services	X	X	X	<p>NW/CW/BW: Transportation of Dangerous Goods Act 1992 as amended 2009 requires security plans, training and clearances</p>	X	X	X	<p>NW/CW/BW: Transportation of Dangerous Goods Act 1992 as amended 2009, Sections 33-42</p>	
25	Control of importation	X	X	X	<p>NW: Nuclear Safety Control Act (S.C. 1997, c.9), Sections 24 and 26. Nuclear Non-proliferation Import and Export Control Regulations (SOR/2000-210)</p> <p>CW: CWC Implementation Act (1995, c. 25) Sections 8-10 Declarations Regulations (Chemical Weapons Convention) 2010 Schedule 1 Chemicals Regulations (Chemical Weapons Convention) 2004, Section 12</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 7-8, 18-30 Export and Import Permits Act (R.S.C, 1985, c.</p>	X	X	X	<p>NW: Nuclear Safety and Control Act (S.C. 1997, c.9), Sections 30-35 (inspection) and 48-63 (offences and punishment) 2. Criminal Code, Subsections 103(1) and 104(1)</p> <p>CW: CWC Implementation Act (1995, c. 25) Sections 8-10 and 20-26 Criminal Code, Subsections 103(1) and 104(1)</p> <p>BW: Human Pathogens and Toxins Act (HPTA) of 2009, Sections 53-64 Human Pathogens Importation Regulations</p>	

				E-19), Sections 5-6 and 14: Prohibitions and Import Control List Health of Animals Act, Sections 14-18 Plant Protection Act, Sections 7-9 Fertilizers Act: regulates imports and movement Human Pathogens Importation Regulations (HPIR)			(HPIR) Section 19 Criminal Code, Subsections 103(1) and 104(1) Plant Protection Act 1990, Sections 48-50	
26	Extraterritorial applicability				X	X	X	NW/CW/BW: Criminal Code, Subsection 7(3.72)
27	Other		X	BW: Export and Import Permits Act (R.S.C, 1985, c. E-19), Section 12: Governor in Council makes regulations				

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	<p>Export and Import Permits Act, R.S.C., c. E-19, Section 3: Export Control List. The Export Control List, which is included in A Guide to Canada's Export Controls, identifies specific goods and technology that are controlled for export from Canada to other countries. "A Guide to Canada's Export Controls" is in accordance with the four major multilateral export control regimes or Canada's obligations as a signatory to multilateral or bilateral international agreement</p> <p>Export and Import Permits Act, R.S.C. c, E-19, Section 4: Area Control List, Section 4.1: Automatic Firearms Country Control List,</p> <p>Export and Import Permits Act, R.S.C. c, E-19, Section 5: Import Control List</p>	
2	Control lists - other	X	<p>Area Control List (SOR/81-543) is a list of countries to which the Governor-in-Council deems it necessary to control the export of any and all goods.</p> <p>Human Pathogens and Toxins Act (HPTA) of 2009, schedules 1 and 5 and pathogens meeting the risk group definition in Section 3</p> <p>SCHEDULE 1 – TOXINS</p> <p>SCHEDULE 5 - PROHIBITED HUMAN PATHOGENS AND TOXINS</p>	
3	Assistance offered	X	<p>Canada is in a position to consider offering advanced CBRN training to countries that require this specialised training. Canada, through their work with VERTIC, is also able to offer legislative assistance.</p> <p>International Activities of the Government of Canada includes support for implementation of Art. X of the Biological and Toxin Weapons Convention.</p>	
4	Assistance requested		N/A	
5	Point of Contact for assistance	X	<p>First Secretary, Permanent Mission of Canada to the United Nations, Deputy Director (Nuclear NACD Policy), Non-Proliferation and Disarmament Division (IDA), Department of Foreign Affairs and International Trade</p> <p>Senior Policy Officer, Non-proliferation and Disarmament (Nuclear) Division, Department of Foreign Affairs and International Trade</p>	
6	Assistance in place (bilateral/multilateral)		Canada has provided CBRN training to relevant first responders in numerous countries to date. Regional workshops have taken place for nuclear-security-related legal instruments as well as specific targeted activities for implementation CBRN treaties.	

7	Work with and inform industry	X	The relevant federal Government departments and agencies responsible for the import and export of nuclear and nuclear-related dual-use items have established outreach programmes aimed at providing general information to their main stakeholders and clients. These activities are also supplemented, as required, by additional, specifically-targeted outreach activities. The Canadian National Authority for the CWC pursues an active program of outreach to the Canadian chemical industry, research institutions and universities, including a web site to advise interested parties of these obligations. Canada conducted in 2012 a workshop aiming to develop a curriculum promoting BTWC awareness and compliance in Canada. The Advanced Certificate in International Biological Sciences Security workshop was a collaborative effort by a government agency (the Public Health Agency of Canada (PHAC)), a post-secondary institution (Carleton University's Norman Paterson School of International Affairs Professional Training) and global experts (independent instructors from the University of Bradford)	
8	Work with and inform the public	X	The Ministry of Foreign Affairs, Trade and Development maintains a website devoted to information on Canada's non-proliferation, arms control and disarmament policies. The federal government has also formalized core consultation principles for regulations in Guidelines for Effective Regulatory Consultations (Treasury Board Secretariat, 2007) Public Health Agency of Canada's (PHAC) consultation and outreach policy	
9	Point of Contact	X	First Secretary, Permanent Mission of Canada to the United Nations Deputy Director (Nuclear NACD Policy), Non-Proliferation and Disarmament Division (IDA), Department of Foreign Affairs and International Trade Senior Policy Officer, Non-proliferation and Disarmament (Nuclear) Division, Department of Foreign Affairs and International Trade	
10	Other ⁴	X	Submitted voluntary national implementation action plan on 12 August 2010	

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