

DRAFT 1540 COMMITTEE MATRIX OF DENMARK

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: DENMARK
Date of Report: 27 October 2004
Additional Information Reports: 08 November 2005
 01 July 2013

Last Revised: February 2015
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 03 January 1969	
2	Nuclear Weapons Free Zone/ Protocol(s)			
3	Convention for the Suppression of Acts of Nuclear Terrorism	X	Deposited 20 March 2007	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposited 06 September 1991	
5	2005 Amendment to the CPPNM	X	Deposited 19 May 2010	

6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 21 December 1998	
7	Chemical Weapons Convention (CWC)	X	Deposit 13 July 1995	
8	Biological Weapons Convention (BWC)	X	Deposit 01 March 1973	
9	Geneva Protocol of 1925	X	Deposit 05 May 1930	
10	Other Conventions/Treaties	X	State Party to 14 of 19 universal legal instrument against terrorism, including the following relevant to resolution 1540 (2004): 1997 International Convention for the Suppression of Terrorist Bombings 1999 The International Convention for the Suppression of the Financing of Terrorism	
11	International Atomic Energy Agency (IAEA)	X	Since 1957	
12	Hague Code of Conduct (HCOC)	X	Subscribed 25 November 2002	
13	Other Arrangements	X	Missile Technology Control Regime (MTCR) Nuclear Supplies Group (NSG) Zangger Committee (ZC) Australia Group (AG) Wassenaar Arrangement (WA) Proliferation Security Initiative (PSI) Global Initiative to Combat Nuclear Terrorism (GICNT)	
14	General statement on non-possession of WMD	X	State reported that it does not possess nuclear, chemical or biological weapons	
15	General statement on commitment to disarmament and non-proliferation	X	State reported that it actively promotes the universal adoption of the main multilateral disarmament and non-proliferation treaties and participates in the implementation of the EU Strategy Against the Proliferation of WMD	
16	General statement on non-provision of WMD and related materials to non-State actors	X	State reported that it does not provide any form of support to non-State actors that attempt to develop, acquire, manufacture, possess, transport, transfer or use nuclear, chemical or biological weapons and their means of delivery	
17	Other ¹	X	EU Council Decision of 17 November 2003 to include WMD provisions in Agreements with third countries - Revised Cotonou Partnership Agreement (the CPA II) Member of: WCO WHO OIE INTERPOL	

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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	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 5, BW: Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 4	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10 BW: ACT No. 474 of 17 June 2008 (on securing specific biological substances, delivery systems and related materials), Section 6 Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 24 3. Criminal Code Section 192	
2	acquire	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 5 BW: Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 4 and 19	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10 BW: ACT No. 474 of 17 June 2008 (on securing specific biological substances, delivery systems and related materials), Section 6 Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 24 Criminal Code Chapter 5	
3	possess	X	X	X	NW/CW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 5 BW: Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 4	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10 BW: ACT No. 474 of 17 June 2008 (on securing specific biological substances, delivery systems and related materials), Section 6 Executive Order no.981 of 15 October 2009 (on securing specific biological substances,	

								delivery systems and related materials), Article 24 Criminal Code Section 192		
4	stockpile/store	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 5, (Possess) BW: Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 4	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10 BW: ACT No. 474 of 17 June 2008 (on securing specific biological substances, delivery systems and related materials), Section 6 Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 24	
5	develop	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 5, BW: Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 4	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10 BW: ACT No. 474 of 17 June 2008 (on securing specific biological substances, delivery systems and related materials), Section 6 Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 24	
6	transport	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 5, BW: Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 1 and 16	X	X	X	Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10 BW: ACT No. 474 of 17 June 2008 (on securing specific biological substances, delivery systems and related materials), Section 6 Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 24	
7	transfer	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 5, (Convey) BW: Executive Order no.981 of 15 October 2009	X	X	X	NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10 BW: ACT No. 474 of 17 June 2008 (on securing specific biological substances, delivery	

				(on securing specific biological substances, delivery systems and related materials), Article 1 and 19			systems and related materials), Section 6 2. Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 24	
8	use	X	X	X NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 5, BW: Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 4	X	X	X NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10 BW: ACT No. 474 of 17 June 2008 (on securing specific biological substances, delivery systems and related materials), Section 6 2. Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 24	
9	participate as an accomplice in abovementioned activities	X	X	X NW/CW/BW: 1. Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10, Subsection 5 . Criminal Code Section 23	X	X	X NW/CW/BW: Criminal Code, Sections 23, ,	
10	assist in abovementioned activities	X	X	X NW/CW/BW: Weapons Act, Section 7 (c) (technical assistance - only outside EU) Criminal Code Section 23	X	X	X NW/CW/BW: Criminal Code, Sections 23	
11	finance abovementioned activities	X	X	X NW/CW/BW: Act on Measures to Prevent Money Laundering and Financing of Terrorism No. 442, 2007, Section 4 and 5 (consolidated the Danish Act 117 of 2006 on Measures to Prevent Money Laundering and Terrorist Financing and its 2007 amendments)	X	X	X NW/CW/BW: Act on Measures to Prevent Money Laundering and Financing of Terrorism No. 442, 2007, Section 5 and 37 Criminal Code, Sections 192a (1) and (2), 114 (1) 6) and 114 a and b	
12	abovementioned activities related to means of delivery ²	X	X	X NW/CW/BW: 1. Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 5 BW: Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 4	X	X	X NW/CW/BW: Consolidated Act No. 1316 of 26 November 2007 on Weapons and Explosives, Section 10	
13	involvement of non-State actors in	X	X	X NW/CW/BW: Consolidated Act No. 1316 of 26 November	X	X	X NW/CW/BW: Consolidated Act No. 1316 of 26 November	

	abovementioned activities				2007 on Weapons and Explosives, BW: Executive Order no.981 of 15 October 2009 (on securing specific biological substances, delivery systems and related materials), Article 3 and 4				2007 on Weapons and Explosives, Section 10	
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	X	NW: INFCIRC/193 Radioactive Substances Act, n. 94, 1953, Section 1 (No radioactive substance can be manufactured, possessed or imported without a licence) Regulation n. 1231 of 2005 Executive Order n. 315 of 1972 The Emergency Management Act 2009 as amended CW: Law on inspections declaration submission and control under the United Nations Convention on the Prohibition of Chemical Weapons Act no. 443 of 14 June 1995 as amended, Chapter 2 Chemical Substances and Products Act, Section 38c and 39 3. Executive Order no.235 of 30 March 2004	X	X	X	NW: National institute of Radiation Hygiene under the National Board of Health Notification to National Board of Health for using such substances in new diagnostic and research methods Emergency Management Agency- Ministry of Defence: (Anyone in possession of nuclear material must keep record and submit reports) Denmark Nuclear legal, regulatory and institutional Framework document in Denmark folder CW: Law on inspections declaration submission and control under the United Nations Convention on the Prohibition of Chemical Weapons Act no. 443 of 14 June 1995 as amended, Section 8 Chemical Substances and Products Act, Chapter 13 BW: ACT No. 474 of 17 June 2008; Act on securing specific biological substances, delivery systems and related materials, Section 6 Executive Order 981 of 2009, Article 24	

				BW: ACT No. 474 of 17 June 2008; Act on securing specific biological substances, delivery systems and related materials, Section 1 and 5 Executive Order 981 of 2009, Article 4, 17 and 18 Regulation (EC) n. 851/2004 of the European Parliament and the Council of 21 April 2004 establishing an European Centre for Disease Prevention and Control, Article 3 defines the mission to include identification and assessment of emerging threats, including the collection of relevant data and coordinate public health services surveillance networks						
2	Measures to account for use	X	X	X	NW: INFCIRC/193 Radioactive Substances Act, n. 94, 1953, Section 1 Regulation n. 1231 of 2005 Executive Order n. 315 of 1972 The Emergency Management Act 2009 as amended CW: Law on inspections declaration submission and control under the United Nations Convention on the Prohibition of Chemical Weapons Act no. 443 of 14 June 1995 as amended, Chapter 2 Chemical Substances and Products Act, Chapter 6 Executive Order no.235 of 30 March 2004 BW: ACT No. 474 of 17 June 2008; Act on securing specific biological substances, delivery systems and related materials, Section 1 and 5 Executive Order 981 of 2009, Article 4, 5-9 Regulation (EC) n. 851/2004 of the European Parliament and the Council of 21 April 2004 establishing an European Centre for Disease Prevention and Control, Article 3 defines the	X	X	X	NW National institute of Radiation Hygiene under the National Board of Health Notification to National Board of Health for using such substances in new diagnostic and research methods Emergency Management Agency-Ministry of Defence. Denmark Nuclear legal, regulatory and institutional Framework document CW: Law on inspections declaration submission and control under the United Nations Convention on the Prohibition of Chemical Weapons Act no. 443 of 14 June 1995 as amended, Section 8 Chemical Substances and Products Act, Chapter 13 BW: ACT No. 474 of 17 June 2008; Act on securing specific biological substances, delivery systems and related materials, Section 6 Executive Order 981 of 2009, Article 24	

					mission to include identification and assessment of emerging threats, including the collection of relevant data and coordinate public health services surveillance networks					
3	Measures to account for storage	X	X	X	NW: INFCIRC/193 Radioactive Substances Act, n. 94, 1953, Section 1 Regulation n. 1231 of 2005 Executive Order n. 315 of 1972 The Emergency Management Act 2009 as amended CW: Law on inspections declaration submission and control under the United Nations Convention on the Prohibition of Chemical Weapons Act no. 443 of 14 June 1995 as amended, Chapter 2 Chemical Substances and Products Act, Chapter 4 Executive Order no.235 of 30 March 2004 BW: ACT No. 474 of 17 June 2008; Act on securing specific biological substances, delivery systems and related materials, Section 1 and 5 Executive Order 981 of 2009, Article 4, 5,8,15 and 17 Regulation (EC) n. 851/2004 of the European Parliament and the Council of 21 April 2004 establishing an European Centre for Disease Prevention and Control, Article 3 defines the mission to include identification and assessment of emerging threats, including the collection of relevant data and coordinate public health services surveillance networks	X	X	X	NW: National institute of Radiation Hygiene under the National Board of Health Notification to National Board of Health for using such substances in new diagnostic and research methods Emergency Management Agency – Ministry of Defence Denmark Nuclear legal, regulatory and institutional Framework document CW: Law on inspections declaration submission and control under the United Nations Convention on the Prohibition of Chemical Weapons Act no. 443 of 14 June 1995 as amended, Section 8 Chemical Substances and Products Act, Chapter 13 BW: ACT No. 474 of 17 June 2008; Act on securing specific biological substances, delivery systems and related materials, Section 6 Executive Order 981 of 2009, Article 24	
4	Measures to account for transport	X	X	X	NW/CW/BW: Council Directives 94/55/EEC and 96/49/EEC NW: Radioactive Substances Act, n. 94, 1953, Section 2 BW: ACT No. 474 of 17 June 2008; Act on securing specific biological substances, delivery	X	X	X	NW/CW/BW: Party to ADR and RID agreements NW: Denmark Nuclear legal, regulatory and institutional Framework document BW: ACT No. 474 of 17 June 2008; Act on securing specific biological substances, delivery systems	

					systems and related materials, Section 1 Executive Order 981 of 2009, Article 15 and 16				and related materials, Section 6 Executive Order 981 of 2009, Article 24	
5	Other measures for accounting	X		X	NW: Council Directive 2003/122/ EURATOM Directive 96/29/EURATOM CW: BW: Notification No. 864 on biological agents and the work environment, 20 November 1993 Executive Order 981 of 2009, Article 19	X		X	NW: Denmark Nuclear legal, regulatory and institutional Framework document CW: BW: Work with harmful agents must be reported to the Work Environment Service. Laboratories and production plants where such organisms are handled must obtain a classification and clearance from the "Occupational Safety and Health Services" Executive Order 981 of 2009, Article 24	
6	Measures to secure production	X	X	X	NW: Nuclear Installation Act of 1976 Radioactive Substances Act, n. 94, 1953, Section 1 (No radioactive substance can be manufactured, possessed or imported without a licence) Regulation n. 1231 of 2005 CW: Directive 98/24/EC	X	X	X	NW: National institute of Radiation Hygiene under the National Board of Health Notification to National Board of Health for using such substances in new diagnostic and research methods Emergency Management Agency: Ministry of Defence The licensing procedure involves three permits - site approval, constructing permit and operating permit- granted by the Minister of Interior and Health CW: The Chemical Inspection Service monitors compliance with the rules in the chemicals legislation, and the rules linked to this legislation in total about 50 different statutory orders, regulations and circular letters. The legislation on chemicals is mainly based on EU directives and regulations The Danish EPA Chemical Inspection Service supervises the implementation of the legislation and is authorised to issue injunctions and bans. If the legislation is violated, this may lead to a fine or up to two years' imprisonment.	

				BW: Directive 2000/54/EC Regulation (EC) n. 851/2004 of the European Parliament and the Council of 21 April 2004 establishing an European Centre for Disease Prevention and Control Labour Inspectorate Directives concerning hazardous substances and preparations of 1978 (rules for identifying substances and give information on hazards, precautions, storage, permits to buy toxic substances) Executive Order 981 of 2009, Article 17			BW: Control by Medicines Agency Executive Order 981 of 2009, Article 24			
7	Measures to secure use	X	X	X	NW: Nuclear Installation Act of 1976 Radioactive Substances Act, n. 94, 1953, Section 1 (No radioactive substance can be manufactured, possessed or imported without a licence) Regulation n. 1231 of 2005 CW: Directive 98/24/EC BW: Directive 2000/54/EC Regulation (EC) n. 851/2004 of the European Parliament and the Council of 21 April 2004 establishing an European Centre for Disease Prevention and Control	X	X	X	NW: National institute of Radiation Hygiene under the National Board of Health Notification to National Board of Health for using such substances in new diagnostic and research methods Emergency Management Agency The licensing procedure involves three permits - site approval, constructing permit and operating permit- granted by the Minister of Interior and Health CW: The Chemical Inspection Service monitors compliance with the rules in the chemicals legislation, and the rules linked to this legislation in total about 50 different statutory orders, regulations and circular letters. The legislation on chemicals is mainly based on EU directives and regulations The Danish EPA Chemical Inspection Service supervises the implementation of the legislation and is authorised to issue injunctions and bans. If the legislation is violated, this may lead to a fine or up to two years' imprisonment. BW: Control by Medicines Agency Executive Order 981 of 2009, Article 24	

					Labour Inspectorate Directives concerning hazardous substances and preparations of 1978 (rules for identifying substances and give information on hazards, precautions, storage, permits to buy toxic substances) Executive Order 981 of 2009, Article 17					
8	Measures to secure storage	X	X	X	NW: Nuclear Installation Act of 1976 Radioactive Substances Act, n. 94, 1953, Section 1 (No radioactive substance can be manufactured, possessed or imported without a licence) Regulation n. 1231 of 2005 CW: Directive 98/24/EC BW: Directive 2000/54/EC Regulation (EC) n. 851/2004 of the European Parliament and the Council of 21 April 2004 establishing an European Centre for Disease Prevention and Control Labour Inspectorate Directives concerning hazardous substances and preparations of 1978 (rules for identifying substances and give information on hazards, precautions, storage,	X	X	X	NW: National institute of Radiation Hygiene under the National Board of Health Notification to National Board of Health for using such substances in new diagnostic and research methods Emergency Management Agency The licensing procedure involves three permits - site approval, constructing permit and operating permit- granted by the Minister of Interior and Health CW: The Chemical Inspection Service monitors compliance with the rules in the chemicals legislation, and the rules linked to this legislation in total about 50 different statutory orders, regulations and circular letters. The legislation on chemicals is mainly based on EU directives and regulations The Danish EPA Chemical Inspection Service supervises the implementation of the legislation and is authorised to issue injunctions and bans. If the legislation is violated, this may lead to a fine or up to two years' imprisonment. BW: Control by Medicines Agency Executive Order 981 of 2009, Article 24	

					permits to buy toxic substances) Executive Order 981 of 2009, Article 17 and 18					
9	Measures to secure transport	X	X	X	NW: Council Directives 94/55/EEC and 96/49/EEC CW: Council Directives 94/55/EEC and 96/49/EEC Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures, amending and repealing Directives 67/548/EEC and 1999/45/EC, and amending Regulation (EC) No 1907/2006 BW: Council Directives 94/55/EEC and 96/49/EEC Executive Order 981 of 2009, Article 16	X	X	X	NW: Directive 92/3 EURATOM: prior notification of shipments CW:BW: Party to ADR and RID agreements BW: Executive Order 981 of 2009, Article 24	
10	Other measures for securing	X	X	?	NW: Nuclear Installation Act 1962 ,(Denmark Nuclear legal, regulatory and institutional Framework document, Part I, Para 8) Denmark Nuclear legal, regulatory and institutional Framework document, Part II, Para 1e (the National Board of Health) CW: 'Ministry of Environment and Energy Statutory Order No. 241 of 27 April 1998 on Pesticides BW: Executive Order 981 of 2009, Article 20	X	X	?	NW: Supplementary conditions for the construction and operation of the installations CW: The Danish EPA Chemical Inspection Service supervises the implementation of the legislation and is authorised to issue injunctions and bans. If the legislation is violated, this may lead to a fine or up to two years' imprisonment. BW: Executive Order 981 of 2009, Article 24	
11	Regulations for physical protection of facilities/ materials/ transports	X		X	NW: Denmark Nuclear legal, regulatory and institutional Framework document, Part I, Para 8 and 9 CW: BW: Executive Order 981 of 2009, Article 5, 8 and 17 Council Directive 96/49/EEC (Includes	X		X	NW: Denmark Nuclear legal, regulatory and institutional Framework document, Part I, Para 8 and 9 CW: BW: Executive Order 981 of 2009, Article 24	

					measures to secure the transport of biological resources)					
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials	X	X	X	NW: Nuclear Installation Act 1962 Directive 96/29 EURATOM: prior authorization CW: Chemical Substances and Products Act Section 33 BW: Directive 2000/54/EC Executive Order 981 of 2009, Article 4 and 5	X	X	X	NW: Denmark Nuclear legal, regulatory and institutional Framework document, Part I, Para 4a NIRH keeps national register and inspects holders of authorizations and locations CW: Chemical Substances and Products Act Chapter 13 BW: Executive Order 981 of 2009, Article 24	
13	Reliability check of personnel			X	NW: CW: BW: Executive Order 981 of 2009, Article 14			X	NW: CW: BW: Executive Order 981 of 2009, Article 24	
14	Measures to account for/secure/ physically protect means of delivery			X	NW: CW: BW: Executive Order 981 of 2009, (securing specific biological substances, delivery systems and related materials)			X	NW: CW: BW: Executive Order 981 of 2009, Article 24	

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	Ministry of Environment and Energy - National Institute of Radiation Hygiene (NIRH)	X	Ministry of Environment and Energy - National Institute of Radiation Hygiene (NIRH)	
2	IAEA Safeguards Agreements	X	INFCIRC/ 193 21 February 1977 Additional Protocol in force 30 April 2004	X	INFCIRC/ 193,21 February 1977	
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Expressed Support	X	PoC for import and export: Head of Section, National Institute of Radiation Protection	
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	Participates	X	Participates	
6	Other Agreements related to IAEA	X	Convention on Early Notification of a Nuclear Accident Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency Joint Protocol Relating to the Application of the Vienna Convention and the Paris Convention Convention on Nuclear Safety Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management			

7	Additional national legislation/regulations related to nuclear materials including CPPNM	X	National Emergency Contingency Plan Danish Emergency Preparedness System for Nuclear Accidents	X	Minister of Defence	
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	Executive Order no. 235 of 30 March 2004	X	Danish Enterprise and Construction Authority	
2	Reporting Schedule I, II and III chemicals to OPCW	X	Act no. 443 of 14 June 1995 as amended Executive Order no. 235 of 30 March 2004 Executive Order No 297 of 30 April 1997	X	Relevant information is collated and transmitted to OPCW Denmark has submitted eight declarations as Annex 9 of the 2009 report states - Denmark's submission of June 1999 covers the period from 1997 to 1999	
3	Account for, secure or physically protect "old chemical weapons"					
4	Other legislation/ regulations controlling chemical materials	X	EU common chemicals regulation: REACH. (Registration, Evaluation, Authorisation of Chemicals)	X	The Chemical Inspection Service reports to the EU on the control of pesticides, biocides and ozone-depleting substances.	
5	Other	X	The Danish Environmental Protection Agency (DK-EPA) publishes a substance list - "The advisory list for self- classification of chemical substances" – with advisory classification for more than 30,000 substances. Executive Order No. 908 of 27 September 2005	X	Four OPCW routine inspections	

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	Act on Environment and Genetic Engineering No. 356, 6 June 1991 Council Directive 90/219/EEC as amended by Council Directive 98/81/EC			
2	Other legislation/ regulations related to safety and security of biological materials	X	Directive 89/391/EC			
3	Other	X	Working Environment Act Medicines Act			

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	
		N W	C W	B W		N W	C W	B W		
1	Border control	X	X	X	NW/CW/BW: Council Regulation No. 2913/1992 (Community Customs Code) Commission Regulation No. 2454/1993 (Implementing Provisions to the Community Customs Code) EU Regulation no. 648 of 13 April 2005 (Security Amendment) Regulation (EC) No 1889/2005 of the European Parliament and of the Council of 26 October 2005 on controls of cash entering or leaving the Community Law no. 867 of 13 September 2005 (Customs Code)	X	X	X	NW/CW/BW: Law no. 867 of 13 September 2005 (Customs Code)	
2	Technical support of border control measures	X	X	X	NW/CW/BW: New Computerised Transit System (NCTS) - Security and Safety Aspects is to be updated in its features as required by Regulation (EC) 648/2005	X	X	X	NW/CW/BW: Scanners and X-ray	
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Weapons Act, Section 7 b	X	X	X	NW/CW/BW: Weapons Act, Section 10	
4	Enforcement agencies/authorities	X	X	X	NW/CW/BW: National legislation establishing the Customs Authority	X	X	X	NW/CW/BW: Customs Authority	
5	Export control legislation in place	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the	X	X	X	NW/CW/BW: Act no. 474 of 14 June 2005 Criminal Code - Law no. 909 of 27 September	

					control of exports, transfer, brokering and transit of dual-use items Weapons Act, Section 6 BW: Law no. 474 of 17 June 2008, Section 1				2005, Section 114e Weapons Act, Section 10	
6	Licensing provisions	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Weapons Act, Section 6	X	X	X	NW/CW/BW: Danish Enterprise and Construction Authority Executive Order No 475 of 14 June 2005 on export of dual-use products and technology (Export Executive Order). Ministry of Business and Industry Consolidating Act No 474 of 14 June 2005 on the application of certain European Communities Acts on economic relations to third countries (Enabling Act). Weapons Act, Section 6a - 6d and 10	
7	Individual licensing	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Weapons Act, Section 6	X	X	X	NW/CW/BW: Danish Enterprise and Construction Authority Executive Order No 475 of 14 June 2005 on export of dual-use products and technology (Export Executive Order). Ministry of Business and Industry Consolidating Act No 474 of 14 June 2005 on the application of certain European Communities Acts on economic relations to third countries (Enabling Act). Weapons Act, Section 10 Danish Business Authority, website @ http://danishbusinessauthority.dk/internal-export-control-compliance	
8	General licensing	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Weapons Act, Section 6	X	X	X	NW/CW/BW: Danish Enterprise and Construction Authority Executive Order No 475 of 14 June 2005 on export of dual-use products and technology (Export Executive Order). Ministry of Business and Industry Consolidating Act No 474 of 14 June 2005 on the application of certain European Communities Acts on economic relations to third countries (Enabling Act). Weapons Act, Section 10 Danish Business Authority, website @ http://danishbusinessauthority.dk/internal-export-control-compliance	

									export-control-compliance	
9	Exceptions from licensing	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items) Possibility of National General Authorisation for intra-Community trade Weapons Act, Section 8 and 9	X	X	X	NW/CW/BW: An authorisation shall be required for intra-Community transfers of dual-use items listed in Annex IV. Items listed in Part2 of Annex IV shall not be covered by a general authorisation Decree n. 201 of 18 May 2005 on trade between the Czech Republic and members of the European Union. Weapons Act, Section 10	
10	Licensing of deemed export/visa	X	X	X	NW/CW/BW: Council Joint Action of 22 June 2000 concerning the control of technical assistance related to certain military end-uses				NW: CW: BW:	
11	National licensing authority	X	X	X	NW/CW/BW: The Danish Business Authority: administer the control of exports	X	X	X	NW/CW/BW: The Danish Business Authority: administer the control of exports	
12	Interagency review for licenses	X	X	X	NW/CW/BW: Danish Business Authority consultations.(security and foreign policy views, including the wish to counter terrorism and contribute to maintaining regional peace, security and stability)	X	X	X	NW/CW/BW: The Authority will have to obtain further information on the foreign policy situation, the end-user and the product, especially from the Ministry of Foreign Affairs, the Danish Defence Intelligence Service, the Danish Security Intelligence Service, the Ministry of Defence, including the Defence Ministry's technical experts as well as authorities in other countries.	
13	Control lists	X	X	X	NW/CW/BW: 1. Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items BW: Annex 1 to Executive Order no. 709 of 22 June 2014	X	X	X	NW/CW/BW: EU control list of dual-use products and technology which require an export authorisation from the Danish Enterprise and Construction Authority	
14	Updating of lists	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items	X	X	X	NW/CW/BW: The lists of dual-use items set out in Annex I and Annex IV shall be updated in conformity with the relevant obligations and commitments, and any modification thereof, that each Member State has accepted as a	

								member of the international non-proliferation regimes and export control arrangements, or by ratification of relevant international treaties.		
15	Inclusion of technologies	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items	X	X	X	NW/CW/BW: Danish Enterprise and Construction Authority Executive Order No 475 of 14 June 2005 on export of dual-use products and technology (Export Executive Order). Ministry of Business and Industry Consolidating Act No 474 of 14 June 2005 on the application of certain European Communities Acts on economic relations to third countries (Enabling Act).	
16	Inclusion of means of delivery	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items	X	X	X	NW/CW/BW: Danish Enterprise and Construction Authority Executive Order No 475 of 14 June 2005 on export of dual-use products and technology (Export Executive Order). Ministry of Business and Industry Consolidating Act No 474 of 14 June 2005 on the application of certain European Communities Acts on economic relations to third countries (Enabling Act).	
17	End-user controls	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items	X	X	X	NW/CW/BW: Danish Enterprise and Construction Authority Executive Order No 475 of 14 June 2005 on export of dual-use products and technology (Export Executive Order). Ministry of Business and Industry Consolidating Act No 474 of 14 June 2005 on the application of certain European Communities Acts on economic relations to third countries (Enabling Act).	
18	Catch all clause	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items	X	X	X	NW/CW/BW: Danish Enterprise and Construction Authority Executive Order No 475 of 14 June 2005 on export of dual-use products and technology (Export Executive Order). Ministry of Business and Industry Consolidating Act No 474 of 14 June 2005 on the application of certain European Communities Acts on economic relations to third countries (Enabling Act).	

19	Intangible transfers	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Weapons Act, Section 6, Subsection 4	X	X	X	NW/CW/BW: Weapons Act, Section 10	
20	Transit control	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items EU Regulation no. 648 of 13 April 2005 (Security Amendment) Weapons Act, Section 7a, Subsection 2	X	X	X	NW/CW/BW: Weapons Act, Section 10	
21	Trans-shipment control	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items EU Regulation no. 648 of 13 April 2005 (Security Amendment) Weapons Act, Section 6	X	X	X	NW/CW/BW: Weapons Act, Section 10	
22	Re-export control	X	X	X	NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items EU Regulation no. 648 of 13 April 2005 (Security Amendment) Weapons Act, Section 6	X	X	X	NW/CW/BW: Weapons Act, Section 10	
23	Control of providing funds	X	X	X	NW:CW:BW: Act on Measures to Prevent Money Laundering and Financing of Terrorism, Act no. 442 of 11 May 2007, Section 4 and 5	X	X	X	NW/CW/BW: Danish FSA established Act on Measures to Prevent Money Laundering and Financing of Terrorism, Act no. 442 of 11 May 2007, Section 37 Weapons Act, Section 10 Criminal Code, Sections 23, 114, 114a and 114b	
24	Control of providing transport services	X	X	X	NW/CW/BW: Weapons Act, Section 7 a, Subsection 1	X	X	X	NW/CW/BW: Weapons Act, Section 10 Criminal Code, Section 114 (2)	
25	Control of importation	X	X	X	NW/CW/BW: Weapons Act, Section 5	X	X	X	NW/CW/BW: Weapons Act, Section 10	

									Criminal Code, Sections 192 a (1) and 114 (1) (6)	
26	Extraterritorial applicability	X	X	X	NW/CW/BW: Weapons Act, Sections 7c, Subsection 5	X	X	X	NW/CW/BW: Weapons Act, Section 10 Criminal Code, Section 114 (2)	
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	The lists of items set out in Annex I and Annex IV Regulation (EC) No 428/2009 (An appendix to the executive order 981 (2009) is the Danish control list on biological agents, delivery systems and related material.	
2	Control lists - other	X	Annex 1 to Chemical Substance and Product Act	
3	Assistance offered	X	Will consider assistance either bilaterally or through instruments of the EU as appropriate	
4	Assistance requested			
5	Point of Contact for assistance	X	Mr. Peter Lehmann Nielsen (Head of Section, Security Policy Department, Ministry of Foreign Affairs)	
6	Assistance in place (bilateral/multilateral)	X	Contributes through the EU to various programs. Has provided assistance to activities related to CW destruction, nuclear materials safety and dual-use export controls. Joined the G8 Global Partnership against the spread of WMD as contributing partner	
7	Work with and inform industry	X	Close working relationship with industry through NAEF and Danish Security Intelligence Service (PET) ensures positive dialogue and awareness among companies. Also advice and assistance to industry and relevant academic research institutions in meeting their obligations under disarmament and non-proliferation legislation. It is possible to obtain advice and guidance regarding export control from a number of authorities. In addition, the Confederation of Danish Industries provides comprehensive guidance for its members. Education of security managers (mandatory), including information regarding obligations, requirements and possible solutions. Information given during domestic inspections.	
8	Work with and inform the public	X	Education and awareness raising programmes aimed at students and scientist as a reach out initiative to create awareness on possible misuse of biological agents (by the Danish Centre of Biosecurity and Bio-preparedness). Through the programme, students and scientists (in the life sciences) are being taught how to reduce the threat of misuse of dual use material, how to handle their own technology control and the obligations they have working in the life sciences.	

9	Point of Contact	X	Mr. Peter Lehmann Nielsen (Head of Section, Security Policy Department, Ministry of Foreign Affairs)	
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.