

1540 COMMITTEE MATRIX OF DOMINICAN REPUBLIC

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: DOMINICAN REPUBLIC
 Date of Report: 7 December 2009
 Date of Committee Approval: 5 November 2015

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 24 July 1971	
2	Nuclear Weapons Free Zone/ Protocol(s)	X	Treaty of Tlatelolco - Deposit 14 June 1968	
3	Convention for the Suppression of Acts of Nuclear Terrorism	X	Deposit 11 June 2008	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 3 March 1980	
5	2005 Amendment to the CPPNM			

6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 30 October 2003	
7	Chemical Weapons Convention (CWC)	X	Deposit 26 April 2009	
8	Biological Weapons Convention (BWC)	X	Deposit 23 February 1973	
9	Geneva Protocol of 1925	X	Deposit 08 December 1970	
10	Other Conventions/Treaties	X	<p>State Party to 16 of 19 universal international conventions and protocols on Counter-terrorism legal instruments against terrorism, including the following relevant to resolution 1540 (2004):</p> <p>1997 International Convention for the Suppression of Terrorist Bombing</p> <p>1999 International Convention for the Suppression of the Financing of Terrorism</p> <p>2005 Protocol to the Convention for the Suppression of Unlawful acts against the Safety of Maritime Navigation</p> <p>2005 Protocol to the Protocol for the Suppression of unlawful acts against the Safety of Fixed Platforms located on the Continental Shelf</p> <p>2010 Convention on the Suppression of Unlawful Acts relating to International Civil Aviation</p> <p>Sea-Bed Treaty</p> <p>Outer Space</p> <p>Partial Test Ban</p> <p>Inter-American Convention Against Terrorism</p> <p>International Health Regulations (2005)</p>	
11	International Atomic Energy Agency (IAEA)	X	Since 1957	
12	Hague Code of Conduct (HCOC)	X	Subscribes	
13	Other Arrangements	X	Proliferation Security Initiative	
14	General statement on non-possession of WMD	X	State reports that within its territory, it neither possesses nor has any intention to possess any type of weapon of mass destruction and that it likewise has no intention to carry out any activity connected with such weapons.	
15	General statement on commitment to disarmament and non-proliferation	X	<p>The Dominican Republic neither possesses nor has any intention to carry out, to possess any type of weapons of mass destruction and has no intention carry out any activity connected with such weapons</p> <p>State reports that it is fully prepared to cooperate with the international community on disarmament and non-proliferation of weapons of mass destruction.</p>	

16	General statement on non-provision of WMD and related materials to non-State actors	X	State reports its commitment to refrain from providing 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	<p>Member of:</p> <p>World Health Organization (WHO)</p> <p>World Organisation for Animal Health (OIE)</p> <p>INTERPOL</p> <p>World Customs Organisation (WCO) and its Framework of Standards to Secure and Facilitate Global Trade (SAFE) Programme</p> <p>International Maritime Organisation</p> <p>Organization of American State (OAS)</p> <p>Central American Regional Integration System (SICA)</p> <p>World Bank Group</p> <p>International Monetary Fund (IMF)</p> <p>Caribbean Financial Action Task Force (CFATF)</p> <p>Part of the Cotonou Agreement (ACP member State)</p>	

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: Constitution of 2010, Art. 67, para. 2 NW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 :(Constitution and International Treaties take precedence over the (national) law “In applying the law, the courts shall ensure the effective application of the Constitution and of international treaties and their interpretation by the courts established thereby, the standards and principles of which shall apply immediately in case subject to their legislation and shall always take precedence over the law”) in conjunction with Article 1 a) of the Treaty of Tlatelolco and the NPT CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with the CWC BW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 of, in conjunction with the BWC					
2	acquire	X	X	X	NW: Law 267-08 on terrorism, Art. 13 a) Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with Article 1 a) of the Treaty of Tlatelolco and the NPT	X			NW: Law 267-08 on terrorism, Art. 13 a)	

					CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with the CWC BW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1, in conjunction with BWC					
3	possess	X	X	X	NW/CW/BW: Constitution of 2010, Art. 67, para. 2 Law 267-08 on terrorism, Art. 17 (“Keep”) NW: Law 267-08 on terrorism, Art. 13 a) Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with article 1 b) of the Treaty of Tlatelolco. CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with the CWC BW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with the BWC (retain)	X	X	X	NW/CW/BW: Law 267-08 on terrorism, Art. 17	
4	stockpile/store	X	X	X	NW/CW/BW: Constitution of 2010, Art. 67, para. 2 Law 267-08 on terrorism, Art 17 NW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 -in conjunction with the Treaty of Tlatelolco, Art.1, para. 1. b	X	X	X	NW/CW/BW: Law 267-08 on terrorism, Art 17	

					CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 , in conjunction with the CWC Law 267-08 on terrorism BW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art. , in conjunction with the BWC					
5	develop	X	X	X	NW/CW/BW: Constitution of 2010, Art. 67, para. 2 CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1, in conjunction with the CWC Law 267-08 on terrorism BW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with the BWC					
6	transport	X	X	X	NW/CW/BW: Constitution of 2010, Art. 67, para. 2 NW/CW/BW: Law 267-08 on terrorism, Art. 10 e) (for maritime transport) and 17	X	X	X	NW/CW/BW: Law 267-08 on terrorism, Art. 10 e) (For maritime transport) and Art. 17	
7	transfer	X	X	X	NW/CW/BW: Constitution of 2010, Art. 67, para. 2 NW: Law 267-08 on terrorism, Art. 13 a) CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal	X			NW: Law 267-08 on terrorism, Art. 13 a)	

				Procedure, Art.1 in conjunction with the CWC BW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 BWC						
8	use	X	X	X	NW/CW/BW: Constitution of 2010, Art. 67, para. 2 NW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 Treaty of Tlatelolco, Art.1, para. 1. a and the 1997 International Convention for the Suppression of Terrorist Bombing Law 267-08 on terrorism, Art. 7 and 13 a) CW/BW: Law 267-08 on terrorism, Art. 7 CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art. para. 13, in conjunction with the CWC BW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with the 1925 Geneva Protocol	X	X	X	NW: Law 267-08 on terrorism, Art. 7 and 13 a) CW/BW: Law 267-08 on terrorism, Art.7	
9	participate as an accomplice in abovementioned activities	X	X	X	NW/CW/BW: Law 267-08 on terrorism, Art. 17 and 19 CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with the CWC	X	X	X	NW/CW/BW: Law 267-08 on terrorism art. 17, 19	

10	assist in abovementioned activities	X	X	X	NW/CW/BW: Law 267-08 on terrorism, Art. 17 and 19 CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art. in conjunction with the CWC	X	X	X	NW/CW/BW: Law 267-08 on terrorism art. 17, 19	
11	finance abovementioned activities	X	X	X	NW/CW/BW: Law 267-08 on terrorism art.25 Law 72-02 Against money laundering derived from illicit drug trafficking controlled substances and other grave offences (includes terrorism)	X	X	X	NW/CW/BW: Law 267-08 on terrorism art.25 Law 72-02 Against money laundering derived from illicit drug trafficking controlled substances and other grave offences (includes terrorism)	
12	abovementioned activities related to means of delivery ²		X	X	CW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with the CWC BW: Constitution of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 in conjunction with the BWC					
13	involvement of non- State actors in abovementioned activities	X	X	X	NW/CW/BW: Constitution of 2010, Art. 67, para. 2 NW/CW/BW: Law 267-08 on terrorism NW: Constitution, of 2010, Art. 26, and Act No. 76-02 of 2 July 2002, Code of Criminal Procedure, Art.1 of 14 August 1994, Art. 37, para. 13-in conjunction with the Treaty of Tlatelolco, Art.1, para. 2	X	X	X	NW/CW/BW: Law 267-08 on terrorism	
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	?	?	NW/CW/BW: Act No 64/00 “General Act on the Environment and Natural Resources”- Art, 97 to 101 NW: INFCIRC/201 Small Quantities Protocol (amended October 2006)	X			NW: Decree 1680/64 art. 8	
2	Measures to account for use	X	X	X	NW: INFCIRC/201 Small Quantities Protocol (amended October 2006) CW/BW: Act No 64/00, Art. 97 to 101 BW: General Health Law, No. 42-01, Art. 70	X			NW: Decree 1680/64 art. 8	
3	Measures to account for storage	X	?	?	NW/CW/BW: Act No 64/00- Art., 97 to 101 NW: INFCIRC/201 Small Quantities Protocol (amended October 2006)	X			NW: Decree 1680/64 art. 8	
4	Measures to account for transport	X	X	X	NW/CW/BW: Law 267-08 on terrorism (maritime	X				

					transportation) NW: Decree 244-95 (Rules for radiological protection) Decision CNE-AD-00-2013 approving regulations on the physical security of radioactive sources, including their transport				NW: Decree 1680/64 art. 8 Law 267-08 on terrorism art. 13	
5	Other measures for accounting									
6	Measures to secure production	X	X	X	NW: Act No 64/00- Art., 101and 104 CW/BW: Act No 64/00- Art., 97 to 101 (labelling specifications for use)	X			NW: Resolution No. 444 of 10 Sept 2008	
7	Measures to secure use	X	X	X	NW/CW/BW: General Health Law, No. 42-01, Art. 47 (Safety) NW: Act No 64/00, Arts. 101and 104 CW/BW: Act No 64/00, Art., 97 to 101	X	X	X	NW/CW/BW: General Health Law, No. 42-01, Art. 154 (Safety)	
8	Measures to secure storage	X	X	X	NW/CW/BW: Act No 64/00, Art. 97 to 101					
9	Measures to secure transport	X	X	X	NW/CW/BW: Act No 64/00 Art 41 NW: Decree 244-95 (Rules for radiological protection) Decision CNE-AD-00-2013 approving regulations on the physical security of radioactive sources, including their transport					
10	Other measures for securing									

11	Regulations for physical protection of facilities/ materials/ transports	X			NW: Decree 244-95 (Rules for radiological protection)	X			NW: Decree 244-95 art.18 (Rules for radiological protection)	
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials	X			NW: Decree 244-95 (Rules for radiological protection)	X			NW: Decree 244-95 art.18 (Rules for radiological protection)	
13	Reliability check of personnel	?			NW: Decree 244-95 (Rules for radiological protection)	?			NW: Decree 244-95 art.18 (Rules for radiological protection)	
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	Ministry of Energy and Mines	X	Law No. 100-13	
2	IAEA Safeguards Agreements	X	Safeguards Agreement in force 10 March 1975 Additional Protocol signed 20/Sept 2007 Small Quantities Protocol (amended October 2006)	X	Additional Protocol signed 20/Sept 2007 Small Quantities Protocol (amended October 2006)	
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Expressed support	X	Expressed support	
4	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources	X	Expressed support	X	Expressed support	
5	IAEA Incident and Trafficking Database	X	Participates	X	Participates	
6	Other Agreements related to IAEA	X	Convention on Early Notification of Nuclear Accident Co-operation Agreement for Research, Development and Training Related to Nuclear Science and Technology (RCA)	X	Convention on Early Notification of Nuclear Accident Co-operation Agreement for Research, Development and Training Related to Nuclear Science and Technology (RCA)	
7	Additional national legislation/regulations related to nuclear materials including CPPNM					

8	Other					
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OP 3 (a) and (b) - Account for/Secure/Physically protect CW including Related Materials (CW specific)

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	if YES, source document	YES	if YES, source document	
1	National CWC authority	X	Ministry of Defence	X	Ministry of Defence	
2	Reporting Schedule I, II and III chemicals to OPCW	X	Submitted declarations	X	Submitted declarations	
3	Account for, secure or physically protect "old chemical weapons"					
4	Other legislation/ regulations controlling chemical materials					
5	Other					

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

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?		<u>N</u> ational legal framework		<u>E</u> nforcement: civil/criminal penalties and others		Remarks
		YES	if YES, source document	YES	if YES, source document	
1	Regulations for genetic engineering work					
2	Other legislation/ regulations related to safety and security of biological materials	X	BW: General Health Law, No. 42-01, Art. 104 (Medical Laboratories)			
3	Other					

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

Which of the following legislation, procedures, measures, and agencies exist to control border crossings, export/import and other transfers of NW, CW, BW and Related Materials? Can violators be penalized?		National legal framework				Enforcement: civil/criminal penalties, and measures of implementation, etc				Remarks
		YES			if YES, source document	YES			if YES, source document	
		N W	C W	B W		N W	C W	B W		
1	Border control	X	X	X	NW/CW/BW: Act No 3489 Customs Regime	X	X	X	NW/CW/BW: Specialized Port Security Unit Specialized Airport Security Unit Specialized Land Border Security Unit Joint Military Staff Intelligence Directorate of the Ministry of Defence(SEFA)	
2	Technical support of border control measures	X	X	X	NW/CW/BW: Decree 144-05 Specialized Port security (CESEP), Decree 28-97 (CESESA) in airport security, Decree 325-06 (CESFRONT) on land border security.	X	X	X	NW/CW/BW: Specialized Port Security Unit Specialized Airport Security Unit Specialized Land Border Security Unit Joint Military Staff Intelligence Directorate of the Ministry of Defence(SEFA) NW: Participates in Megaport Initiative	
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology									
4	Enforcement agencies/authorities	X	X	X	NW/CW/BW: Act No 64/00- Art. 101	?	?	?	NW/CW/BW: Act No 64/00- art.167 Ministry of Environment and Natural Resources	
5	Export control legislation in place	X			NW: Decree 244-95 (Rules for radiological protection)					

6	Licensing provisions	X			NW: Decree 244-95 (Rules for radiological protection)					
7	Individual licensing	X			NW: Decree 244-95 (Rules for radiological protection)					
8	General licensing									
9	Exceptions from licensing									
10	Licensing of deemed export/visa									
11	National licensing authority	X			NW: Decree 244-95 (Rules for radiological protection), Art. 4	X			NW: National Commission of Nuclear Affairs and the National Council for Radiological Protection	
12	Interagency review for licenses									
13	Control lists									
14	Updating of lists									
15	Inclusion of technologies									
16	Inclusion of means of delivery									
17	End-user controls									
18	Catch all clause									
19	Intangible transfers									
20	Transit control									
21	Trans-shipment control									
22	Re-export control									

23	Control of providing funds					?	?	?	NW/CW/BW: Financial Analysis Unit	
24	Control of providing transport services									
25	Control of importation	X	X	X	NW/CW/BW: Constitution of 2010, Art. 67, para. 2 Act No 64/00 -art, 99, 100, 101, 104 NW: Decree 244-95 (Rules for radiological protection), Art. 2, 84 BW: General Health Law, No. 42-01, Art. 70	?	?	?	NW/CW/BW: Act No 64/00- Art.41, 101 and 167	
26	Extraterritorial applicability									
27	Other									

OP 6, 7 and 8 (d) - Control lists, Assistance, Information

Can information be provided on the following issues?		YES		Remarks
1	Control lists - items (goods/ equipment/ materials/ technologies)			
2	Control lists - other			
3	Assistance offered			
4	Assistance requested	X	While the Dominican Republic is engaged in an ongoing process to ensure that it meets international requirements, it must continue to receive advice and technical support in some related areas from international organizations, including the United Nations Office on Drugs and Crime and the group of experts of the Security Council Committee established pursuant to resolution 1540 (2004).	
5	Point of Contact for assistance			
6	Assistance in place (bilateral/multilateral)	X	January 2008 - Meetings with different government entities to help preparing the Report to be submitted to the 1540 Committee UNLiREC Legislative assistance Package	
7	Work with and inform industry			
8	Work with and inform the public			
9	Point of Contact	X	Director for Multilateral Affairs, Ministry of Foreign Affairs Dominican Republic Army	
10	Other ⁴	X	With a note dated 5 November 2015, the Permanent Mission of the Dominican Republic to the United Nations submitted its 1540 National Implementation Action	

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