

1540 COMMITTEE MATRIX OF THE GAMBIA

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:

THE GAMBIA

Date of Report:

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 12 May 1975	
2	Nuclear Weapons Free Zone/ Protocol(s)	X	Treaty of Pelindaba Treaty, deposit 16 October 1996	
3	Convention for the Suppression of Acts of Nuclear Terrorism			
4	Convention on Physical Protection of Nuclear Material (CPPNM)			

5	2005 Amendment to the CPPNM			
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	?	Signed 9 April 2003	
7	Chemical Weapons Convention (CWC)	X	Deposit 19 May 1998	
8	Biological Weapons Convention (BWC)	X	Deposit London: 7 May 1997 Moscow: 10 June 1997 Washington: 1 August 1997	
9	Geneva Protocol of 1925	X	Deposit 11 November 1966 (Succession)	
10	Other Conventions/Treaties	X	State Party to 6 of the 19 universal legal instruments against terrorism, but none of those relevant to resolution 1540 (2004) Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and Under Water Deposit London: 6 May 1965 Moscow: 27 April 1965 Washington: 27 April 1965 OAU Convention on the Prevention and Combating of Terrorism, deposit 9 July 2009 Protocol to the OAU Convention on the Prevention and Combating of Terrorism: Signed 4 July 2005	
11	International Atomic Energy Agency (IAEA)			
12	Hague Code of Conduct (HCOC)	X	Subscribed	
13	Other Arrangements			
14	General statement on non-possession of WMD			
15	General statement on commitment to disarmament and non-proliferation	X	State expressed commitment to nuclear disarmament and nuclear non-proliferation	
16	General statement on non-provision of WMD and related materials to non-State actors			

17	Other ¹	X	State Party to the Cotonou Agreement, as revised (ACP member) Member State African Union (AU) Member State Economic Community of West African States (ECOWAS) Member Country: 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: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3 CW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3 BW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3	X	X	X	NW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX CW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX BW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	
2	acquire	X	X	X	NW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3 CW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3 BW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3	X	X	X	NW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX CW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX BW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	
3	possess	X	X	X	NW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3 CW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3	X	X	X	NW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX CW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	

					BW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3				BW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	
4	stockpile/store									
5	develop		X	X	CW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3 BW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3		X	X	CW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX BW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	
6	transport		X	X	X NW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3 CW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3 BW: Anti-Terrorist Act. 2002, as amended 2008, Sections 2(c)vi, 3		X	X	X NW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX CW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX BW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	
7	transfer		X	X	X NW: Anti-Terrorist Act 2002, as amended 2008, Sections 2(c)vi (supply), 3 CW: CWC ratification law Anti-Terrorist Act 2002, as amended 2008, Sections 2(c)vi (supply), 3 BW: Anti-Terrorist Act 2002, as amended 2008, Sections 2(c)vi (supply), 3		X	X	X NW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX CW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX BW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	
8	use		X	X	X NW: Anti-Terrorist Act 2002, as amended 2008, Sections 2(c)vi, 3		X	X	X NW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	

					CW: CWC ratification law Anti-Terrorist Act 2002, as amended 2008, Sections 2(c)vi, 3 BW: Anti-Terrorist Act /2002, as amended 2008, Sections 2(c)vi,3				CW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX BW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	
9	participate as an accomplice in abovementioned activities	X	X	X	NW: Anti-Terrorist Act 2002, as amended 2008, Section 6 CW: Anti-Terrorist Act 2002, as amended 2008, Section 6 BW: Anti-Terrorist Act 2002, as amended 2008, Section 6	X	X	X	NW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX CW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX BW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX	
10	assist in abovementioned activities	X	X	X	NW: Anti-Terrorist Act 2002, as amended 2008, Section 5 CW: CWC ratification law Anti-Terrorist Act 2002 as amended 2008, Section 5 BW: Anti-Terrorist Act 2002 as amended 2008, Section 5	X	X	X	NW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX CW: Anti-Terrorist Act 2002, as amended 2008, Part II and IX BW: Anti-Terrorist Act 2002, Art. 2 C (vi)	
11	finance abovementioned activities	X	X	X	NW: Money Laundering Act 2003, Part IV Anti-Terrorist Act 2002, as amended 2008, Section 11 and Part III CW: Money Laundering Act 2003, Part IV	X	X	X	NW: Money Laundering Act 2003, Part IV Anti-Terrorist Act 2002 as amended 2008, Part II: Sections 6, 11 and 13 Part III: Sections 18-22 Part VII: sections 49-51 CW: Money Laundering Act 2003, Part IV	

					Anti-Terrorist Act 2002, as amended 2008, Section 11 and Part III BW: Money Laundering Act 2003, Part IV Anti-Terrorist Act 2002, as amended 2008, Section 11 and Part III				Anti-Terrorist Act 2002 as amended 2008, Part II: Sections 6, 11 and 13 Part III: Sections 18-22 Part VII: sections 49-51 BW: Money Laundering Act 2003, Part IV Anti-Terrorist Act 2002 as amended 2008, Part II: Sections 6, 11 and 13 Part III: Sections 18-22 Part VII: sections 49-51	
12	abovementioned activities related to means of delivery ²									
13	involvement of non-State actors in abovementioned activities	X	X	X	NW: Anti-Terrorist Act 2002, as amended 2008, Part II CW: Anti-Terrorist Act 2002, as amended 2008, Part II BW: Anti-Terrorist Act 2002, as amended 2008, Part II	X	X	X	NW: Anti-Terrorist Act 2002, as amended 2008 Section 2(c)vi CW: Anti-Terrorist Act 2002, as amended 2008, Section 2(c)vi BW: Anti-Terrorist Act 2002, as amended 2008, Section 2(c)vi	
14	Other					X	X	X	NW: Inter-ministerial committee established in 2008 to coordinate activities in combatting terrorism and money laundering CW: Inter-ministerial committee established in 2008 to coordinate activities in combatting terrorism and money laundering BW: Inter-ministerial committee established in 2008 to coordinate activities in combatting terrorism and money laundering	

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: IAEA Safeguards Agreement INFCIRC/277 IAEA Small Quantities Protocol IAEA Additional Protocol CW: Hazardous Chemicals and Pesticides Control and Management Act, 1994, Part III		?		CW: Hazardous Chemicals and Pesticides Control and Management Act, 1994, Part II, Chemicals and Pesticides Control Management Board, Part VII, Inspectors and Part VIII, Offences	
2	Measures to account for use	X	?		NW: IAEA Safeguards Agreement INFCIRC/277 IAEA Small Quantities Protocol IAEA Additional Protocol CW: Hazardous Chemicals and Pesticides Control and Management Act, 1994, Part III		?		CW: Hazardous Chemicals and Pesticides Control and Management Act, 1994, Part II, Chemicals and Pesticides Control Management Board, Part VII, Inspectors and Part VIII, Offences	
3	Measures to account for storage	X	?		NW: IAEA Safeguards Agreement INFCIRC/277 IAEA Small Quantities Protocol IAEA Additional Protocol CW: Hazardous Chemicals and Pesticides Control and Management Act, 1994, Part III		?		CW: Hazardous Chemicals and Pesticides Control and Management Act, 1994, Part II, Chemicals and Pesticides Control Management Board, Part VII, Inspectors and Part VIII, Offences	

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					
2	IAEA Safeguards Agreements	X	Safeguards Agreement in force since 08 August 1978 (INFCIRC/277) Small Quantities Protocol: Amended: 17 October 2011 Additional Protocol: In Force: 18 October 2011	X	Safeguards Agreement in force since 08 August 1978 (INFCIRC/277) Small Quantities Protocol: Amended: 17 October 2011 Additional Protocol: In Force: 18 October 2011	
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources					
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					
6	Other Agreements related to IAEA					
7	Additional national legislation/regulations related to nuclear materials including CPPNM					
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	National Authority of the Gambia to the OPCW: C/O Ministry of Defence, Office of the President	X	National Authority of the Gambia to the OPCW: C/O Ministry of Defence, Office of the President	
2	Reporting Schedule I, II and III chemicals to OPCW					
3	Account for, secure or physically protect "old chemical weapons"					
4	Other legislation/ regulations controlling chemical materials	X	Hazardous Chemicals and Pesticides Control and Management Act 12 of 1994	X	Chemicals and Pesticides Control Management Board Inspectors, Part VII of the Hazardous Chemicals and Pesticides Control and Management Act 12 of 1994	
5	Other	X	Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal, accession 15 December 1997 Amendment to the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal, ratified 7 March 2001 Stockholm Convention on Persistent Organic Pollutants, ratified 28 April 2006	X	The Agriculture Department and the Environment Agency control food production and harvesting on farms, including pesticides.	

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

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?		<u>N</u> ational legal framework		<u>E</u> nforcement: civil/criminal penalties and others		Remarks
		YES	if YES, source document	YES	if YES, source document	
1	Regulations for genetic engineering work					
2	Other legislation/ regulations related to safety and security of biological materials					
3	Other	X	Bio-Diversity and Wildlife Act 2003. Food Act 2005 Public Health Act 1990 ,as amended	X	The Agriculture Department and the Environment Agency control food production and harvesting on farms, including pesticides.	

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: 2010 Customs and Excise Act CW: 2010 Customs and Excise Act BW: 2010 Customs and Excise Act					
2	Technical support of border control measures					?	?	?	NW: ASYCUDA++ (Automated System for Customs Data) CW: ASYCUDA++(Automated System for Customs Data) BW: ASYCUDA++ (Automated System for Customs Data)	
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology									
4	Enforcement agencies/authorities					X	X	X	NW: Gambia Revenue Authority / Commissioner of Customs	

									CW: Gambia Revenue Authority / Commissioner of Customs Chemicals and Pesticides Control Management Board BW: Gambia Revenue Authority/ Commissioner of Customs	
5	Export control legislation in place									
6	Licensing provisions									
7	Individual licensing									
8	General licensing									
9	Exceptions from licensing									
10	Licensing of deemed export/visa									
11	National licensing authority									
12	Interagency review for licenses									
13	Control lists	?	?	?	NW: 2010 Customs and Excise Act, Schedule 8 (List of prohibited imports of “any goods prohibited under the terms of any international convention to which The Gambia is a signatory.”) CW: 2010 Customs and Excise Act, Schedule 8 (List of prohibited imports of “any goods prohibited under the terms of any international convention to which The Gambia is a signatory.”) BW: 2010 Customs and Excise Act, Schedule 8 (List of prohibited imports of “any goods	?	?	?	NW: Gambia Revenue Authority / Commissioner of Customs CW: Gambia Revenue Authority / Commissioner of Customs BW: Gambia Revenue Authority / Commissioner of Customs	

				prohibited under the terms of any international convention to which The Gambia is a signatory.”)					
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								
24	Control of providing transport services								
25	Control of importation	?	X	?	NW: 2010 Customs and Excise Act, Schedule 8 (List of prohibited imports of “any goods prohibited under the terms of any international convention to which The Gambia is a signatory.”) CW: 2010 Customs and Excise Act, Schedule 8 (List of prohibited imports of “any goods prohibited under the terms of any international convention to which The Gambia is a signatory.”) Hazardous Chemicals and Pesticides Control and Management Act, 1994 BW:	?	X	?	NW: Gambia Revenue Authority / Commissioner of Customs CW: Gambia Revenue Authority / Commissioner of Customs Chemicals and Pesticides Control Management Board

				2010 Customs and Excise Act, Schedule 8 (List of prohibited imports of “any goods prohibited under the terms of any international convention to which The Gambia is a signatory.”)				BW: Gambia Revenue Authority / Commissioner of Customs	
26	Extraterritorial applicability								
27	Other		X	CW: Hazardous Chemicals and Pesticides Control and Management Act, 1994		X		CW: Chemicals and Pesticides Control Management Board	

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			
5	Point of Contact for assistance			
6	Assistance in place (bilateral/multilateral)	X	FAO "Biosecurity Support Project": Funding of the development of a Biosecurity Framework Policy	
7	Work with and inform industry			
8	Work with and inform the public			
9	Point of Contact			
10	Other ⁴			

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