

1540 COMMITTEE MATRIX OF GUYANA

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:	Guyana
Date of 1st Report	11 November 2004
Addendum 1	5 August 2014
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 19 October 1993	
2	Nuclear Weapons Free Zone/ Protocol(s)	X	Treaty of Tlatelolco, deposit 16 January 1995	
3	Convention for the Suppression of Acts of Nuclear Terrorism			
4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 13 September 2007	
5	2005 Amendment to the CPPNM			

6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 7 March 2001	
7	Chemical Weapons Convention (CWC)	X	Deposit 12 September 1997	
8	Biological Weapons Convention (BWC)	X	Deposit 26 March 2013	
9	Geneva Protocol of 1925			
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 12 September 2007 1999 International Convention for the Suppression of the Financing of Terrorism 12 September 2007 2010 Convention on the suppression of Unlawful Acts Relating to International Civil Aviation 26 February 2013 Outer Space Treaty, signed 3 February 1967 Inter-American Convention Against Terrorism 5 June 2007	
11	International Atomic Energy Agency (IAEA)	?	2014: According to IAEA, Guyana's membership has been approved by the IAEA General Conference and will take effect once Guyana deposits the necessary legal instruments with the IAEA	
12	Hague Code of Conduct (HCOG)			
13	Other Arrangements			
14	General statement on non-possession of WMD	X	State reports that it does not manufacture or trade in nuclear, chemical and biological weapons	
15	General statement on commitment to disarmament and non-proliferation			
16	General statement on non-provision of WMD and related materials to non-State actors			
17	Other ¹	X	Member of Caribbean Community Caribbean Financial Action Task Force (CFATF) INTERPOL International Maritime Organisation Organisation of American States World Customs Organisation (SAFE Framework) World Health Organisation	

			Cotonou Agreement	
--	--	--	-------------------	--

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		?		NW: CW: Pesticides and Toxic Chemical Control Act 2000 BW:		?		NW: CW: Pesticides and Toxic Chemical Control Act 2000 BW:					
2	acquire		?		NW: CW: Pesticides and Toxic Chemical Control Act 2000 Firearms Act 1940 as amended BW:		?		NW: CW: Pesticides and Toxic Chemical Control Act 2000 Firearms Act 1940 as amended BW:					
3	possess		?		NW: CW: Pesticides and Toxic Chemical Control Act 2000 Firearms Act 1940 as amended BW:		?		NW: CW: Pesticides and Toxic Chemical Control Act 2000 Firearms Act 1940 as amended BW:					
4	stockpile/store		?		NW: CW: Pesticides and Toxic Chemical Control Act 2000 Firearms Act 1940 as amended BW:		?		NW: CW: Pesticides and Toxic Chemical Control Act 2000 Firearms Act 1940 as amended BW:					
5	develop													

6	transport		?		NW: CW: BW: Pesticides and Toxic Chemical Control Act 2000	?			NW: CW: BW: Pesticides and Toxic Chemical Control Act 2000	
7	transfer									
8	use		X	X	NW: CW/BW: Criminal Law Art. 309 A (1) Amendment Act 2002	X	X		NW: CW/BW: Criminal Law Art. 309 A (1) Amendment Act 2002	
9	participate as an accomplice in abovementioned activities									
10	assist in abovementioned activities									
11	finance abovementioned activities	X	X	X	NW/CW/BW: 1. Guyana Anti- Money Laundering and Countering of Financing of Terrorism Act 2009 2. Act 15 -2008-(licensing for persons carrying on the business of money transfers agencies , to make provisions for the registering of money transfer agent)	X	X	X	NW/CW/BW: 1. The Financial Intelligence Unit has powers for the prosecution of money laundering, terrorist financing and other financial crimes. Clause 9. 2. Anti- Money Laundering and Countering of Financing of Terrorism Act 2009 2. Act 15 -2008	
12	abovementioned activities related to means of delivery ²									
13	involvement of non-State actors in abovementioned activities									
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: INFCIRC/543 23 May 1997 and SQP CW: BW:					
2	Measures to account for use	X		?	NW: INFCIRC/543 23 May 1997 and SQP CW: BW: Animal Diseases Act, 1998, Section 36					
3	Measures to account for storage	X			NW: INFCIRC/543 and SQP CW: BW:					
4	Measures to account for transport									
5	Other measures for accounting									
6	Measures to secure production									
7	Measures to secure use			?	NW: CW:			?	NW: CW:	

					BW: Animal Diseases Act, 1998, Section 36					BW: Animal Diseases Act, 1998, Section 36	
8	Measures to secure storage										
9	Measures to secure transport										
10	Other measures for securing										
11	Regulations for physical protection of facilities/materials/ transports										
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials										
13	Reliability check of personnel										
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					
2	IAEA Safeguards Agreements	X	INFCIRC/543 23 May 1997 SQP	X	INFCIRC/543 23 May 1997 SQP	
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	Ministry of Foreign Affairs	X	Ministry of Foreign Affairs	
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	Pesticides and Toxic Chemical Control Act 2000	X	Pesticides and Toxic Chemical Control Act 2000	
5	Other					

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

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	if YES, source document	YES	if YES, source document	
1	Regulations for genetic engineering work					
2	Other legislation/ regulations related to safety and security of biological materials	X	Animal Diseases Act, 1998, Section 36	X	Animal Diseases Act, 1998 Sections 30-32	
3	Other	?	Animal Health –Act 2011			

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	?	<p>NW: Customs Act, Sections 43, Third Schedule and 45</p> <p>CW: 1. Customs Act, 1953 as amended Sections 45 for prohibitions or restrictions in any Act 2. Firearms Act, 1940 as amended</p> <p>BW: Guyana Animal Diseases Act 1936 Customs Act,</p>	?	X	?	<p>NW: Customs Act</p> <p>CW: 1. Customs Act, 1953 as amended Sections 43, Third Schedule and 45 for prohibitions or restrictions in any Act 2. Firearms Act, Sections as amended</p> <p>BW: 1. Customs Act, 1953 as amended 2. Customs and Excise Service</p>					
2	Technical support of border control measures													
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology													
4	Enforcement agencies/authorities	?	X	?	<p>NW/CW/BW: Customs Act 1953 as amended</p>	?	X	?	<p>NW/CW/BW: Customs and Excise Service</p>					
5	Export control legislation in place													

6	Licensing provisions		X		NW: CW: BW: Pesticides and Toxic Chemical Control Act 2000		X		NW: CW: BW: Pesticides and Toxic Chemical Control Act 2000	
7	Individual licensing		X		NW: CW: BW: Pesticides and Toxic Chemical Control Act 2000		X		NW: CW: BW: Pesticides and Toxic Chemical Control Act 2000	
8	General licensing		X		NW: CW: BW: Pesticides and Toxic Chemical Control Act 2000		X		NW: CW: BW: Pesticides and Toxic Chemical Control Act 2000	
9	Exceptions from licensing				NW: CW: BW:				NW: CW: BW:	
10	Licensing of deemed export/visa				NW: CW: BW:				NW: CW: BW:	
11	National licensing authority		X		NW: CW: BW: Pesticides and Toxic Chemical Control Act 2000		X		NW: CW: BW: Pesticides and Toxic Chemicals Control Board	
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								
24	Control of providing transport services								
25	Control of importation	?	X	?	<p>NW: Custom Act. Sections 189 - 190</p> <p>CW: 1. Customs Act, Sections 41-42 and 45 for prohibitions or restrictions in any Act 2. Firearms Act, Sections 12-13</p> <p>BW: Guyana Animal Diseases Act 1936</p>	?	X	?	<p>NW: Custom Act sections 212-227</p> <p>CW: 1. Customs Act, especially Sections 212-227 2. Firearms Act, Sections 17 and 48 3. Customs & Excise</p> <p>BW: 1. Customs Act, especially Sections 212-22 2. Customs & Excise 3. Guyana Animal Diseases Act 1936</p>
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	Requested assistance with the" provision of appropriate technical instruments and training to assist customs officers to detect such substances" (nuclear, biological and chemical), National Report 5 August 2014)	
5	Point of Contact for assistance			
6	Assistance in place (bilateral/multilateral)			
7	Work with and inform industry			
8	Work with and inform the public			
9	Point of Contact			
10	Other ⁴	X	A 1540 expert joined the UNSC Counter-Terrorism Committee (CTC) visit to Guyana, organized by the Terrorism Committee Executive Directorate (CTED), under the authority of the CTC, and the Government of Guyana 7 to 8 October 2013.	

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