

1540 COMMITTEE MATRIX OF INDIA

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

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| State: | INDIA |
| Date of First Report: | 1 November 2004 |
| Additional Information: | 16 January 2006 |
| | 8 February 2006 |
| | 24 April 2009 |
| | 31 May 2013 |

| 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) | | | |
| 2 | Nuclear Weapons Free Zone/ Protocol(s) | | | |
| 3 | Convention for the Suppression of Acts of Nuclear Terrorism | X | Ratification 1 Dec 2006 | |
| 4 | Convention on Physical Protection of Nuclear Material (CPPNM) | X | Accession 12 March 2002 | |

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| 5 | 2005 Amendment to the CPPNM | X | Ratification of the 2005 Amendments to the CPPNM on 19 Sep 2007 | |
| 6 | Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force) | | | |
| 7 | Chemical Weapons Convention (CWC) | X | Deposit 3 September 1996 | |
| 8 | Biological Weapons Convention (BWC) | X | Deposited 15 July 1974 | |
| 9 | Geneva Protocol of 1925 | X | Deposit 9 April 1930 | |
| 10 | Other Conventions/Treaties | X | State party to 14 of 18 universal legal Instruments against terrorism including the following relevant to resolution 1540: 1997 International Convention for the Suppression of Terrorist Bombings 1999 International Convention for the Suppression of the Financing of Terrorism Nuclear Safety Convention Outer Space Treaty Partial Test Ban treaty Sea Bed Treaty SAARC Convention on Suppression of Terrorism and the Additional Protocol to the Convention | |
| 11 | International Atomic Energy Agency (IAEA) | X | Since 16 July 1957 | |
| 12 | Hague Code of Conduct (HCOC) | | | |
| 13 | Other Arrangements | X | Signed Declaration on Implementation of the World Customs Organization (WCO) 2005 Framework of Standards to Secure and Facilitate Global Trade (SAFE Framework of Standards) | |
| 14 | General statement on non-possession of WMD | | | |
| 15 | General statement on commitment to disarmament and non-proliferation | X | State reported that its committed to global and non-discriminatory disarmament of WMDs; likewise it is committed to prevent the proliferation of WMD, their means of delivery and related materials | |
| 16 | General statement on non-provision of WMD and related materials to non-State actors | X | State reported that "preventing access to WMD and their means of delivery to non-State actors is a matter of national policy for the Government of India" | |
| 17 | Other ¹ | X | Member of WCO Member of INTERPOL Member of SAARC Member of WHO | |

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| | | | Member of IMO Member of OIE | |
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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: WMD Act, 2005, Section 8(1) CW/BW: WMD Act, 2005 - Section 8(3) CW: CWC Act 2000, Sections 13 and 15 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 14 CW: CWC Act 2000, Section 40 and 41 | |
| 2 | acquire | X | X | X | NW: WMD Act, 2005, Section 8(1) CW/BW: WMD Act, 2005 - Section 8(3) CW: CWC Act 2000, Sections 13 and 15 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 14 CW: CWC Act 2000, Section 40 and 41 | |
| 3 | possess | X | X | X | NW: WMD Act, 2005, Section 8(1) Unlawful Activities (Prevention) Act 1967, as amended, Section 15 CW/BW: WMD Act, 2005, Section 8(3) Unlawful Activities (Prevention) Act 1967, as amended, Section 15 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 14 Unlawful Activities (Prevention) Act 1967, as amended, Section 16-23 | |

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|---|-----------------|---|---|---|--|---|---|---|--|--|
| | | | | | CW: CWC Act 2000, Sections 13 and 15 | | | | CW: CWC Act 2000, Section 40 and 41 | |
| 4 | stockpile/store | | X | | CW: CWC Act 2000, Section 13 | | X | | CW: CWC Act 2000, Section 40 | |
| 5 | develop | X | X | X | NW: WMD Act, 2005, Section 8(1) CW/BW: WMD Act, 2005, Section 8(3) CW: CWC Act 2000, Section 13 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 14 CW: CWC Act 2000, Section 40 | |
| 6 | transport | X | X | X | NW: WMD Act, 2005, Section 8(1) CW/BW: WMD Act, 2005, Section 8(3) | X | X | X | NW/CW/BW: WMD Act, 2005, Section 14 | |
| 7 | transfer | X | X | X | NW: WMD Act, 2005, Section 8(2) CW/BW: WMD Act, 2005, Section 8(4) CW: CWC Act 2000, Section 13, 15 and 16 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 14 CW: CWC Act 2000, Section 40, 41 and 42 | |
| 8 | use | X | X | X | NW/CW/BW: Unlawful Activities (Prevention) Amendment Ordinance, 2004, Section 15 | X | X | X | NW/CW/BW: Unlawful Activities (Prevention) Act 1967, as amended, Section 16-23 NW: | |

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| | | | | | CW: CWC Act 2000, Section 13 and 15 | | | | Unlawful Activities (Prevention) Act 1967, as amended, Section 16A CW: CWC Act 2000, Section 40 and 41 | |
| 9 | participate as an accomplice in abovementioned activities | X | X | X | NW/CW/BW: WMD Act, 2005, Section, 14 and 15 Unlawful Activities (Prevention) Act 1967, as amended, Section 18 and 19 (for possession and use) | X | X | X | NW/CW/BW: WMD Act, 2005, Sections 14 and 15 Unlawful Activities (Prevention) Act 1967, as amended, Section 18-19 | |
| 10 | assist in abovementioned activities | X | X | X | NW/CW/BW: WMD Act, 2005, Section, 14 and 15 Unlawful Activities (Prevention) Act 1967, as amended, Section 18 and 19 (for possession and use) | X | X | X | NW/CW/BW: WMD Act, 2005, Sections 14 and 15 Unlawful Activities (Prevention) Act 1967, as amended, Section 18-19 | |
| 11 | finance abovementioned activities | X | X | X | NW/CW/BW: Foreign Exchange Management Act (FEMA) 1999 Prevention of Money Laundering Act (PMLA) 2002 Unlawful Activities (Prevention) Amendment Ordinance, 2004, Section 17 | X | X | X | NW/CW/BW: Unlawful Activities (Prevention) , Act 1967, as amended Sections 17, 18 and 19 Financial Intelligence Unit established in 2005 | |
| 12 | abovementioned activities related to means of delivery ² | X | X | X | NW: WMD Act, 2005, Section 8(1) and (5) CW/BW: WMD Act, 2005, Section 8(3) and (5) | X | X | X | NW/CW/BW: WMD Act, 2005, Section 14 | |
| 13 | involvement of non-State actors in abovementioned activities | X | X | X | NW/CW/BW: WMD Act, 2005, Section 8 and 9 Unlawful Activities (Prevention) Act 1967, as amended, Section 15 (possession and use) CW: | X | X | X | NW/CW/BW: WMD Act, 2005, Sections 14 and 15 Unlawful Activities (Prevention), Act 1967, as amended Sections 16-23 | |

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| | | | | | CWC Act, 2000 | | | | | |
| 14 | Other | X | X | X | NW/CW/BW: WMD Act, 2005, Section 3: extraterritorial application | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 | |

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 Materials ³

| 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: Atomic Energy Act 1962 and rules, orders, and notifications CW: CWC Act 2000 BW: The Environment (Protection) Act 1986, Rules 10-14 | X | X | X | NW: Nuclear Materials Accounting Cell (NUMAC) in the Department of Atomic Energy: Nuclear Controls and Planning Wing Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder CW: CWC Act 2000, Chapters V and VI BW: The Environment (Protection) Act 1986, Rule 15 (Penalties) | |
| 2 | Measures to account for use | X | X | X | NW: Atomic Energy Act 1962 and rules, orders, and notifications CW: CWC Act 2000 BW: The Environment (Protection) Act 1986, Rules 10-14 | X | X | X | NW: Nuclear Materials Accounting Cell (NUMAC) in the Department of Atomic Energy: Nuclear Controls and Planning Wing Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder CW: CWC Act 2000, Chapters V and VI BW: The Environment (Protection) Act 1986, Rule 15 (Penalties) | |
| 3 | Measures to account for storage | X | X | X | NW: Atomic Energy Act 1962 and rules, orders, and notifications | X | X | X | NW: Nuclear Materials Accounting Cell (NUMAC) in the Department of Atomic Energy: Nuclear Controls and Planning Wing | |

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| | | | | | CW: CWC Act 2000 BW: The Environment (Protection) Act 1986, Rules 10-14 | | | Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder CW: CWC Act 2000, Chapters V and VI BW: The Environment (Protection) Act 1986, Rule 15 (Penalties) | | |
| 4 | Measures to account for transport | X | X | X | NW: Atomic Energy Act 1962 and rules, orders, and notifications CW: Carriage by Road Act, 2007 (Section 13) Environment Protection Act, 1986 (Chapter III) BW: The Environment (Protection) Act 1986, Rules 10-14 | X | X | X | NW: Nuclear Materials Accounting Cell (NUMAC) in the Department of Atomic Energy: Nuclear Controls and Planning Wing Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder CW: Carriage by Road Act, 2007 (Section 18) Environment Protection Act, 1986 (Chapter III) BW: The Environment (Protection) Act 1986, Rule 15 (Penalties) | |
| 5 | Other measures for accounting | | | ? | CW: Central Excise Act, 1944 (Section 9) Customs Act 1962 FTDR Act 1992as amended List of Specified Chemicals, Organisms, Material, Equipment and Technology (SCOMET) | | | ? | CW: Customs Act 1962 (Section 112 and 114) FTDR Act 1992 (Section 8) as amended | |
| 6 | Measures to secure production | X | X | X | NW: Atomic Energy Act 1962 and rules, orders, and notifications CW: CWC Act 2000, Chapter II BW: | X | X | X | NW: Nuclear Materials Accounting Cell (NUMAC) in the Department of Atomic Energy: Nuclear Controls and Planning Wing Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder CW: CWC Act 2000, Chapters V and VI BW: | |

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| | | | | | The Environment (Protection) Act 1986 Rules for Manufacture, Use, Import, Export and Storage of Hazardous Microorganisms and Genetically Engineered Organisms and Cells 1989 | | | | The Environment (Protection) Act 1986, Section 15 | |
| 7 | Measures to secure use | X | X | X | NW: Atomic Energy Act 1962 and rules, orders, and notifications CW: CWC Act 2000, Chapter V and VI BW: The Environment (Protection) Act 1986 Rules for Manufacture, Use, Import, Export and Storage of Hazardous Microorganisms and Genetically Engineered Organisms and Cells 1989 | X | X | X | NW: Nuclear Materials Accounting Cell (NUMAC) in the Department of Atomic Energy: Nuclear Controls and Planning Wing Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder CW: CWC Act 2000, Chapter V and VI BW: The Environment (Protection) Act 1986, Section 15 | |
| 8 | Measures to secure storage | X | X | X | NW: Atomic Energy Act 1962 and rules, orders, and notifications CW: CWC Act 2000, Chapter V and VI BW: The Environment (Protection) Act 1986 Rules for Manufacture, Use, Import, Export and Storage of Hazardous Microorganisms and Genetically Engineered Organisms and Cells 1989 | X | X | X | NW: Nuclear Materials Accounting Cell (NUMAC) in the Department of Atomic Energy: Nuclear Controls and Planning Wing Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder CW: CWC Act 2000, Chapter V and VI BW: The Environment (Protection) Act 1986, Section 15 | |
| 9 | Measures to secure transport | X | X | X | NW: Atomic Energy Act 1962 and rules, orders, and notifications | X | X | X | NW: Nuclear Materials Accounting Cell (NUMAC) in the Department of Atomic Energy: Nuclear Controls and Planning Wing | |

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| | | | | | CW: CWC Act 2000, Chapter V and VI BW: The Environment (Protection) Act 1986 | | | Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder CW: CWC Act 2000, Chapter V and VI BW: The Environment (Protection) Act 1986, Section 15 | |
| 10 | Other measures for securing | | X | | CW: Environment Protection Act, 1986 | | X | CW: Environment Protection Act, 1986 | |
| 11 | Regulations for physical protection of facilities/ materials/ transports | X | X | X | NW: Atomic Energy Act 1962 and rules, orders, and notifications CW: Environment Protection Act, 1986 Central Industrial Security Act 1968 Factories Act, 1948 (Section 41B) Motor Vehicles Act 1988 BW: The Indian Recombinant DNA Safety Guidelines and Regulations, 1990 | X | X | NW: Comprehensive measures are in place for physical protection and security of nuclear installations CW: Environment Protection Act, 1986 (Sections 11 and 15) Central Industrial Security Act 1968 Factories Act, 1948 (Section 96 A) Motor Vehicles Act 1988 (Section 19 i) | |
| 12 | Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials | X | X | X | NW: Atomic Energy Act 1962 and rules, orders, and notifications, Sections 14 and 16 CW: CWC Act 2000, Chapter IV BW: The Environment (Protection) Act 1986 Recombinant DNA Safety Guidelines and Regulations, 1990 | X | X | X NW: Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder CW: CWC Act 2000, Chapters V and VI BW: Use of pathogenic micro-organism or any genetically engineered organisms or cells for the purpose of research is permitted only in laboratories authorized for the purpose. | |

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| 13 | Reliability check of personnel | X | X | X | NW/CW/BW: Official Secrets Act 1923 Central Civil Services (CCS) Conduct Rules, 1964 | X | X | X | NW/CW/BW: Official Secrets Act 1923 | |
| 14 | Measures to account for/secure/ physically protect means of delivery | X | X | X | NW/CW/BW: WMD Act 2005, Section 8 | X | X | X | NW/CW/BW: WMD Act 2005, Sections 14 and 15 | |

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 | Department of Atomic Energy Atomic Energy Regulatory Board | X | Department of Atomic Energy Atomic Energy Regulatory Board | |
| 2 | IAEA Safeguards Agreements | X | Safeguards Agreement (INFCIRC/754) and Additional Protocol ratified in July 2014 (INFCIRC/754/Add.6) | X | Safeguards Agreement (INFCIRC/754) Additional Protocol (INFCIRC/754/Add.6) | |
| 3 | IAEA Code of Conduct on Safety and Security of Radioactive Sources | X | Notification pursuant to GC(47)/RES/7.B | X | IAEA Guidance on the Import and Export of Radioactive Sources - National PoC: Atomic Energy Regulatory Board Radiological Safety Division- | |
| 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 | Notification pursuant to GC(48)/RES/10.D | X | Notification pursuant to GC(48)/RES/10.D | |
| 5 | IAEA Incident and Trafficking Database | X | State participates in the Database | X | State participating in the 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 | CWC National Authority | X | National Authority for Chemical Weapons Convention, Cabinet Secretariat | |
| 2 | Reporting Schedule I, II and III chemicals to OPCW | X | CWC National Authority makes annual submissions | X | CWC National Authority makes annual submissions | |
| 3 | Account for, secure or physically protect "old chemical weapons" | X | CWC Act 2000 | X | State reported that it has met all destruction deadlines | |
| 4 | Other legislation/ regulations controlling chemical materials | X | CWC Act 2000 Environment (Protection) Act, 1986, Sections 7 and 8: Manufacture, Storage and Import of Hazardous Chemicals Rules, 1989; Amendment Rule 2000: The Chemical Accidents (Emergency Planning, Preparedness, and Response) Rules, 1996 | X | CWC Act 2000 Environment (Protection) Act, 1986, Sections 7 and 8: Manufacture, Storage and Import of Hazardous Chemicals Rules, 1989; Amendment Rule 2000: The Chemical Accidents (Emergency Planning, Preparedness, and Response) Rules, 1996 | |
| 5 | Other | X | WMD Act 2005, Section 8 | X | WMD Act 2005, Section 17 | |

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 | The Environment (Protection) Act 1986 Rules for Manufacture, Use, Import, Export and Storage of Hazardous Microorganisms and Genetically Engineered Organisms and Cells of 1989 Recombinant DNA Safety Guidelines 1990 | X | The Environment (Protection) Act 1986, Section 15 Review Committee on Genetic Manipulation (RCGM) reviews all projects | |
| 2 | Other legislation/ regulations related to safety and security of biological materials | | | | | |
| 3 | Other | X | The Environment (Protection) Act 1986: handling defined broadly | X | More than 300 Institutional Bio-Safety Committees | |

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: The Customs Act n. 52, 1962 The Central Excise Act, 1944 | X | X | X | NW/CW/BW: The Customs Act n. 52, 1962 The Central Excise Act, 1944 | |
| 2 | Technical support of border control measures | X | X | X | NW/CW/BW: Customs laboratories are available at ports at the borders; samples from laboratories could also be referred to other testing facilities | X | X | X | NW/CW/BW: Risk Management Systems (RMS) in Imports has been implemented | |
| 3 | Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology | X | X | X | NW/CW/BW: WMD Act, 2005, Section 12 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 | |
| 4 | Enforcement agencies/authorities | X | X | X | NW/CW/BW: The Customs Act n. 52, 1962 The Central Excise Act, 1944 | X | X | X | NW/CW/BW: Directorate of Revenue Intelligence and various agencies of the Government are empowered to enforce export control provisions BW: Central Board of Excise and Customs | |
| 5 | Export control legislation in place | X | X | X | NW/CW/BW: The Explosive Substances Act The Environment Protection Act, 1986 The Customs Act, 1962 The Arms Act, 1959 The Foreign Trade (Development and Regulation) Act, 1992 (No. 22 of 1992) as amended | X | X | X | NW/CW/BW: Customs Act, 1962 Legislative provisions are in place under the relevant Acts for initiating quasi-judicial, departmental proceedings on the enforcement side, WMD Act, 2005, Sections 17 and 18 FT (D&R) Act, 1992 as amended | |

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| | | | | | <p>WMD Act, 2005, Sections 11 and 13 The Central Excise Act, 1944</p> <p>NW: The Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder</p> <p>CW/BW: The Narcotic Drugs and Psychotropic Substances Act, 1985</p> <p>CW: The CWC Act, 2000</p> <p>BW: Rules for Manufacture, Use, Import, Export and Storage of Hazardous Microorganisms and Genetically Engineered Organisms and Cells of 1989</p> | | | | <p>The Central Excise Act, 1944</p> <p>NW: Atomic Energy Act 1962, Section 24 and rules, orders, and notifications thereunder</p> <p>CW/BW: The Environment Protection Act, Section 15</p> | |
| 6 | Licensing provisions | X | X | X | <p>NW: The Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder The Foreign Trade (Development and Regulation) Act, 1992 (No. 22 of 1992) as amended: Category 0, 3&4 of Appendix 3 to Schedule 2 of ITC (HS) Classification of Import/Export Items, 2004-2009 Chapter 2 of Foreign Trade Policy, 2015-2020</p> <p>CW: The Foreign Trade (Development and</p> | X | X | X | <p>NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder FT(D&R) Act, 1992 as amended</p> <p>CW/BW: The Customs Act, 1962 The Environment Protection Act, Section 15 Legislative provisions are in place under the relevant Acts for initiating quasi-judicial and departmental proceedings on the enforcement side WMD Act, 2005, Sections 17 and 18 FT (D&R) Act 1992: as amended The Central Excise Act, 1944</p> | |

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| | | | | | Regulation) Act, 1992 (No. 22 of 1992) as amended: Category 1 of Appendix 3 to Schedule 2 of ITC (HS) Classification of Import/Export Items, 2004-2009 BW: The Foreign Trade (Development and Regulation) Act, 1992 (No. 22 of 1992): as amended Handbook of Procedures 2015-20, Chapter 2, Para 2.73. | | | | | |
| 7 | Individual licensing | X | X | X | NW/CW/BW: The Foreign Trade (Development and Regulation) Act, 1992 (No. 22 of 1992): as amended in August 2010 Handbook of Procedures 2015-20, Chapter 2, Para 2.73. NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder | X | X | X | NW, CW: The Foreign Trade (Development and Regulation) Act, 1992, as amended in August 2010 Chapter 3 NW: Atomic Energy Act, 1962, and Rules, Orders and Notifications thereunder BW: The Customs Act, 1962 The Environment Protection Act, Section 15 Legislative provisions are in place under the relevant Acts for initiating quasi-judicial and departmental proceedings on the enforcement side WMD Act, 2005, Sections 17 and 18 FT(D&R) Act 1992: as amended The Central Excise Act, 1944 | |
| 8 | General licensing | X | X | X | NW/CW/BW: The Foreign Trade (Development and Regulation) Act, 1992 (No. 22 of 1992): as amended Handbook of Procedures 2015-20, Chapter 2, Para 2.73. NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder | X | X | X | NW, CW: The Foreign Trade (Development and Regulation) Act, 1992, as amended NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder | |

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| | | | | | | | | | BW: The Customs Act, 1962 The Environment Protection Act, Section 15 Legislative provisions are in place under the relevant Acts for initiating quasi-judicial and departmental proceedings on the enforcement side WMD Act, 2005, Sections 17 and 18 FT(D&R) Act 1992: as amended The Central Excise Act, 1944 | |
| 9 | Exceptions from licensing | X | X | X | NW/CW/BW: The Foreign Trade (Development and Regulation) Act, 1992 (No. 22 of 1992): as amended Handbook of Procedures 2015-20, Chapter 2, Para 2.73. NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder | X | X | X | NW/CW: The Foreign Trade (Development and Regulation) Act, 1992, as amended NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder BW: The Customs Act, 1962 The Environment Protection Act, Section 15 Legislative provisions are in place under the relevant Acts for initiating quasi-judicial and departmental proceedings on the enforcement side WMD Act, 2005, Sections 17 and 18 FT(D&R) Act 1992: as amended The Central Excise Act, 1944 | |
| 10 | Licensing of deemed export/visa | X | X | X | NW/CW/BW: WMD Act, 2005, Section 13(4) | X | X | X | NW/CW/BW: WMD Act, 2005, Section 16 | |
| 11 | National licensing authority | X | X | X | NW/CW/BW: Directorate General of Foreign Trade (DGFT) and Department of Commerce NW: Department of Atomic Energy (DAE) | X | X | X | NW/CW/BW: Directorate General of Foreign Trade (DGFT) and Department of Commerce NW: Department of Atomic Energy (DAE) | |

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| 12 | Interagency review for licenses | X | X | X | NW/CW/BW: Inter-Ministerial Working Group | X | X | X | NW/CW/BW: Inter-Ministerial Working Group | |
| 13 | Control lists | X | X | X | NW/CW/BW: Indian Tariff Classification, Schedule 2, Appendix 3: to Schedule-2 of ITC (HS) Classification of Export and Import of items SCOMET | X | X | X | NW/CW/BW: Indian Tariff Classification, Schedule 2, Appendix 3: SCOMET | |
| 14 | Updating of lists | X | X | X | NW/CW/BW: Notification issued under FTDR Act by DGFT Notification No. 38 (RE-2010)/2009-2014 dated 31 Mar 2011 and Notification No. 37 (RE-2013)/2009-2014 dated 14 mar 2013, Notification No. 26 (RE-2013)/2009-2014 dated 3 July 2013 and Notification No. 116 (RE-2013)/2009-2014 dated 13 Mar 2015 issued by the Directorate General of Foreign Trade (DGFT). | X | X | X | NW/CW/BW: Notification issued under FTDR Act by DGFT Notification No. 38 (RE-2010)/2009-2014 dated 31 Mar 2011 and Notification No. 37 (RE-2013)/2009-2014 dated 14 mar 2013, Notification No. 26 (RE-2013)/2009-2014 dated 3 July 2013 and Notification No. 116 (RE-2013)/2009-2014 dated 13 Mar 2015 issued by the Directorate General of Foreign Trade (DGFT). | |
| 15 | Inclusion of technologies | X | X | X | NW/CW/BW: SCOMET includes technologies WMD Act, 2005, Section 13(2) NW: Atomic Energy Act, 1962 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 NW/BW: FT(D&R) Act, 1992 as amended | |
| 16 | Inclusion of means of delivery | X | X | X | NW/CW/BW: WMD Act, 2005, Section 8 (1), 8 (3) and 11 BW: Indian Tariff Classification, Schedule 2, Appendix 3: SCOMET | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 BW: FT(D&R) Act, 1992 as amended | |
| 17 | End-user controls | X | X | X | NW/CW/BW: WMD Act, 2005, Section 11 SCOMET licenses require end-user certification | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 SCOMET licenses require end-user certification | |
| 18 | Catch all clause | X | X | X | NW/CW/BW: WMD Act, 2005, Section 11 and 13(4) The Foreign Trade (development and Regulation) Act, 1992 as amended, Section | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 The Foreign Trade (development and Regulation) Act, 1992 as amended, Section | |

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|----|------------------------|---|---|---|---|---|---|---|--|--|
| | | | | | 14c NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder | | | | 14E | |
| 19 | Intangible transfers | X | X | X | NW/CW/BW: WMD Act, 2005, Section 13 The Foreign Trade (development and Regulation) Act, 1992 as amended, Section 14A and B NW: Atomic Energy Act, 1962 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 The Foreign Trade (development and Regulation) Act, 1992 as amended, Section 14E | |
| 20 | Transit control | X | X | X | NW/CW/BW: WMD Act, 2005, Section 13(1) The Customs Act, 1962 The Central Excise Act, 1944 CW/BW: Foreign Trade Policy and Handbook of Procedure, 2004-2009 by DGFT | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 FT(D&R) Act, 1992: as amended for civil penalties NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder | |
| 21 | Trans-shipment control | X | X | X | NW/CW/BW: WMD Act, 2005, Section 13(1) and (3) The Customs Act, 1962 The Central Excise Act, 1944 CW/BW: Foreign Trade Policy and Handbook of Procedure, 2004-2009 by DGFT | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 FT(D&R) Act, 1992: as amended for civil penalties NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder | |
| 22 | Re-export control | X | X | X | NW/CW/BW: WMD Act, 2005, Section 13(1) and (3) The Customs Act, 1962 The Central Excise Act, 1944 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 FT(D&R) Act, 1992: as amended for civil penalties | |

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| | | | | | CW/BW: Foreign Trade Policy and Handbook of Procedure, 2015-2020 by DGFT | | | | NW: Atomic Energy Act, 1962 and Rules, Orders and Notifications thereunder | |
| 23 | Control of providing funds | X | X | X | NW/CW/BW: WMD Act, 2005, Section 12 Prevention of Money Laundering Act, 2002 Foreign Exchange Management Act, 1999 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 Prevention of Money Laundering Act, 2002 Foreign Exchange Management Act, 1999 | |
| 24 | Control of providing transport services | X | X | X | NW/CW/BW: WMD Act, 2005, Section 12 Prevention of Money Laundering Act, 2002 Foreign Exchange Management Act, 1999 | X | X | X | NW/CW/BW: WMD Act, 2005 Prevention of Money Laundering Act, 2002 Foreign Exchange Management Act, 1999 | |
| 25 | Control of importation | X | X | X | NW/CW: Notifications under FT(D&R) Act, 1992 as amended and orders issued thereunder NW: The Atomic Energy Act, 1962 CW: The CWC Act 2000, Section 17 BW: Rules for Manufacture, Use, Import, Export and Storage of Hazardous Microorganisms and Genetically Engineered Organisms and Cells of 1989 | X | X | X | NW: The Atomic Energy Act, 1962 and Rules, Orders and Notifications issued thereunder CW: The CWC Act, 2000, Section 43 BW: The Environment Protection Act, 1986, Section 15 | |
| 26 | Extraterritorial applicability | X | X | X | NW/CW/BW: WMD Act, 2005, Section 3 Foreign Exchange Management Act, 1999 CW: CWC Act, 2000, Section 1, sub-section 2 | X | X | X | NW/CW/BW: WMD Act, 2005, Section 17 CW: CWC Act, 2000, Section 1, sub-section 2, 43 | |
| 27 | Other | X | X | X | NW/CW/BW: Border Security Act 1968, Section 139 | X | X | X | NW/CW/BW: Border Security Act 1968, Section 139 | |

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 | Special Chemicals, Organisms, Materials, Equipment and Technologies (SCOMET) | |
| 2 | Control lists - other | X | Department of Atomic Energy's Schedule of Prescribed Substances, Equipment and Technology (identical to Category 0 of the SCOMET List) : Nuclear materials, other nuclear-related materials, equipment and technology. 1989 Rules for manufacture, use, import, export and storage of hazardous microorganisms/GMO or cells (Lists of micro-organisms for biosafety) | |
| 3 | Assistance offered | X | Has conducted a training course under the IAEA aegis on physical protection of nuclear installations and is willing to offer its expertise to regularly conduct similar training courses in future and as regional training center. State reports that it is ready to share expertise for destroying stockpiles of chemical weapons. Conducted training course on "Assistance and Protection" during 25-29 August 2014 at new Delhi | |
| 4 | Assistance requested | | | |
| 5 | Point of Contact for assistance | X | Permanent Mission of India to the UN, New York Mr. Abhishek Singh, First Secretary abhisheksingh.un@gmail.com | |
| 6 | Assistance in place (bilateral/multilateral) | X | WCO Columbus programme, phase 1 - Needs assessment (diagnostic), completed | |
| 7 | Work with and inform industry | X | The National Authority and the Department of Chemicals and Petrochemicals raise awareness and routinely conduct seminars among the chemical units in the country to generate awareness about the CWC. Relevant agencies interact with industry to increase awareness regarding the BWC. DGFT along with other Departments of the Government routinely conduct outreach seminars to increase awareness among the exporter community. These may be region-wise or sector-specific and may include open house meets and personal interviews. Outreach Programmes on SCOMET Export Control System – Para 2.77 of the Handbook of Procedures 2015-2020 | |
| 8 | Work with and inform the public | X | Dissemination of information about existing rules and regulations and any changes therein is also done through electronic means. Dissemination of information on CWC obligations through public notice in leading national newspapers | |

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| | | | and chemical journals | |
| 9 | Point of Contact | X | Permanent Mission of India, New York | |
| 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.