

DRAFT 1540 COMMITTEE MATRIX OF IRAN, [ISLAMIC REPUBLIC OF]

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:

IRAN, [ISLAMIC REPUBLIC OF]

Date of Report:

28 February 2005

Date of First Addendum:

14 February 2006

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	Deposited 2 February 1970	
2	Nuclear Weapons Free Zone/ Protocol(s)			
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 24 September 1996	
7	Chemical Weapons Convention (CWC)	X	Deposited 3 November 1997	
8	Biological Weapons Convention (BWC)	X	Deposited 22 August 1973	
9	Geneva Protocol of 1925	X	Deposit 5 November 1929	
10	Other Conventions/Treaties	X	State Party to 8 out of 19 Universal Terrorist Instruments but none relevant to 1540 Convention for the Safety of Life at Sea (SOLAS) PTBT ENMOD Sea-Bed Treaty Outer Space Treaty	
11	International Atomic Energy Agency (IAEA)	X	Member Since 1958	
12	Hague Code of Conduct (HCOC)			
13	Other Arrangements	X	Bilateral treaties with Russian Federation and China contain non-proliferation provisions	
14	General statement on non-possession of WMD	X	State reported that it does not possess WMD	
15	General statement on commitment to disarmament and non-proliferation	X	State reported that it firmly advocates non-proliferation and disarmament of WMD	
16	General statement on non-provision of WMD and related materials to non-State actors	X	State reported that it continues to refrain from providing any form of support to non-State actors	
17	Other ¹	X	WCO INTERPOL WHO IMO OIE	

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: National Civil Code, Article 9, stipulates that international instruments approved by the parliament, under Article 77 of the National Constitution are considered thereafter as internal and domestic law	?	?	?	NW/CW/BW: Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971 Islamic Penal Code	
2	acquire	X	X	X	NW/CW/BW: National Civil Code, Article 9, stipulates that international instruments approved by the parliament, under Article 77 of the National Constitution are considered thereafter as internal and domestic law	?	?	?	NW/CW/BW: Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971 Islamic Penal Code	
3	possess	?	X	X	NW/CW/BW: National Civil Code, Article 9, stipulates that international instruments approved by the parliament under Article 77 of the National constitution are considered thereafter as internal and domestic law	?	?	?	NW/CW/BW: 1. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971 2. Islamic Penal Code	
4	stockpile/store		X	X	NW/CW/BW: National Civil Code, Article 9, stipulates that international instruments approved by the parliament under Article 77 of the National constitution are considered thereafter as internal and domestic law		?	?	NW/CW/BW: Islamic Penal Code	
5	develop		X	X	NW/CW/BW: National Civil Code, Article 9, stipulates that international instruments approved by the parliament under Article 77 of the National constitution are considered thereafter as internal and domestic law		?	?	NW/CW/BW: Islamic Penal Code	

6	transport									
7	transfer		X	X	NW/CW/BW: National Civil Code, Article 9, stipulates that international instruments approved by the parliament under Article 77 of the National constitution are considered thereafter as internal and domestic law	?	?	?	NW/CW/BW: Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971 NW/BW: Islamic Penal Code CW: Islamic Penal Code, Art. 688: polluting the environment by chemical, biological and physical material, that could be harmful to the human and living species	
8	use		X		CW: National Civil Code, Article 9, stipulates that international instruments approved by the parliament under Article 77 of the National constitution are considered thereafter as internal and domestic law	?	?	?	NW/CW/BW: Islamic Penal Code, Art. 688: polluting the environment by chemical, biological and physical material, that could be harmful to the human and living species CW: Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	
9	participate as an accomplice in abovementioned activities		X	X	CW/BW: Islamic Penal Code Article 125		X	X	CW/BW: Islamic Penal Code Article 127	
10	assist in abovementioned activities		X		CW: National Civil Code, Article 9, stipulates that international instruments approved by the parliament under Article 77 of the National constitution are considered thereafter as internal and domestic law		X		CW: Islamic Penal Code Article 127	

				Islamic Penal Code Article 126					
11	finance abovementioned activities		X	CW: Islamic Penal Code Article 126		X		CW: Islamic Penal Code Article 127	
12	abovementioned activities related to means of delivery ²		X	X CW/BW: National Civil Code, Article 9, stipulates that international instruments approved by the parliament under Article 77 of National constitution are considered thereafter as internal and domestic law	?	?	?	NW/CW/BW: Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971 BW: Islamic Penal Code	
13	involvement of non-State actors in abovementioned activities	?	X	X NW/CW/BW: National Civil Code, Article 9, stipulates that international instruments approved by the parliament under Article 77 of the National constitution are considered thereafter as internal and domestic law CW/BW: Islamic Penal Code Article 125 and 126		X	X	CW/BW: Islamic Penal Code Article 127	
14	Other	?	?	? NW/CW/BW: Council of Ministers' Bill of 18 November 2003 on counter-terrorism and WMD CW: Draft national legislation for implementation of CWC is under consideration in the Parliament					

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/214					
2	Measures to account for use	X			NW: INFCIRC/214					
3	Measures to account for storage	X			NW: INFCIRC/214					
4	Measures to account for transport									
5	Other measures for accounting									
6	Measures to secure production	?			NW: Law on the Protection against Radiation of 1988 Regulation on the Protection against Ionizing Rays, 1973 Regulation on the Protection against Radiation, 1990			?	BW: Islamic Penal Code, Article 688 Provisions applied by the Ministry of Health and Medical Treatment and Education	
7	Measures to secure use	?			NW: Law on the Protection against Radiation of 1988 Regulation on the Protection against Ionizing Rays, 1973 Regulation on the Protection against Radiation, 1990			?		

									BW: Islamic Penal Code, Article 688 Provisions applied by the Ministry of Health and Medical Treatment and Education	
8	Measures to secure storage	?			NW: Law on the Protection against Radiation of 1988 Regulation on the Protection against Ionizing Rays, 1973 Regulation on the Protection against Radiation, 1990					
9	Measures to secure transport	?	?	?	NW/CW/BW: Regulation on the Road Transportation of Dangerous Materials, 2002: the road transportation of biological materials and equipment that are harmful and hazardous for human and animal health, as well as the environment, is subject to observance of specific legal regulations	?	?	?	NW/CW/BW: Islamic Penal Code, Article 688 BW: Provisions applied by the Ministry of Health and Medical Treatment and Education	
10	Other measures for securing			?	BW: Guidelines on early warning, epidemic preparedness and outbreak response adopted by the Ministry of Health in 2002 Plant Protection Act of 1967 controls animal diseases	?	?	?	NW/CW/BW: Islamic Penal Code of 1997, Article 688	
11	Regulations for physical protection of facilities/ materials/ transports	?			NW: Law of the Establishment of the Atomic Energy Authority of Iran (AEOI) AEOI Draft Regulations based on INFCIRC/225	?	?	?	NW/CW/BW: Law on the Punishment of Saboteurs, 1975 NW: Protection Guard of the Nuclear Energy Industries, Facilities and Documents of the AEOI	

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	Atomic Energy Organization of Iran (AEOI)	X	Atomic Energy Organization of Iran (AEOI)	
2 IAEA Safeguards Agreements	X	Safeguards Agreement in force 15 May 1974 Additional Protocol signed 18 December 2003 (not yet in force) Subsidiary Arrangements to the Safeguards agreement in force since 1976 and the modifications thereto accepted on 26 February 2003	X	Safeguards Agreement in force 15 May 1974 Additional Protocol signed 18 December 2003 Subsidiary Arrangements to the Safeguards agreement in force since 1976 and the modifications thereto accepted on 26 February 2003	
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	X	Contributes to Database Programme since 1998	X	Contributes to Database Programme since 1998	
6 Other Agreements related to IAEA					
7 Additional national legislation/regulations related to nuclear materials including CPPNM					
8 Other	?	There are mandatory measures on accounting for, securing and physically protecting the	X	ISPS Code and IMDG Code are implemented	

			production, use, storage and transport of nuclear materials, equipment and facilities			
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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	National Authority in the Ministry of Foreign Affairs	X	National Authority The Secretariat of National Authority of Chemical Weapons Convention 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					
5	Other			X	ISPS Code and IMDG Code are implemented	

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	?	The Iranian National Bio-safety Committee (INBSC) Guidelines and Regulations for Working with Biological Materials	X	ISPS Code and IMDG Code are implemented	

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			YES									
		N W	C W	B W	if YES, source document				if YES, source document					
1	Border control	X	X	X	NW/CW/BW: Law of Customs Affairs, 1971 (Customs Law) Export-Import Regulations Act 1993 Law on Customs 1988: Importation and Exportation of Noxious Substances and Poisons			NW/CW/BW: Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971 Law on Punishment of Weapon Smuggling, 1974 Export-Import Regulations Act 1993, Art. 24						
2	Technical support of border control measures				X			X	X	NW/CW/BW: ASYCUDA system in use Increased use of advanced technologies, including X-ray screeners, has increased the rate of recovery of illicit materials at border checkpoints				
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: Customs Administration Law enforcement authorities NW: Atomic Energy Organization			
5	Export control legislation in place	?	X	?	NW/CW/BW: Export-Import Regulations Act 1993			?	?	?	NW/CW/BW: Export-Import Regulations Act 1993, Art. 24 Law on Punishment of Weapon Smuggling of 1974 (illegal weapons)			

				CW: Rules of procedure for the import-export of chemicals named in the CWC, 21 April 1994					
6	Licensing provisions								
7	Individual licensing								
8	General licensing								
9	Exceptions from licensing								
10	Licensing of deemed export/visa								
11	National licensing authority	?	X	?	NW/BW: Law of Customs Affairs, 1971, Art 40 prohibits imports of firearms, explosives and ammunition without prior authorization by the Ministry of Defense Export-Import Regulations Act 1993, Art. 8 (Importers of various goods, whether governmental or not shall refer exclusively to the Ministry of Commerce, for licensing their imports and registration of their orders.) CW: National Authority in the Ministry of Foreign affairs	?	?	NW/BW: Ministry of Defense Ministry of Commerce	
12	Interagency review for licenses								
13	Control lists	?	X	?	NW: 1971 Export-Import Regulation Code and annexed tariff table Tariffs for sensitive radioactive materials and equipment CW/BW: Export-Import Regulation Code and annexed tariff table CW:				

				WCO document No. L.13 of 29 May 2005: banned or regulated chemical materials Law of the Import-Export and rules of procedure of 21 April 1994 for import-export of chemicals named in the CWC					
14	Updating of lists			? BW: Updated according to WCO coding					
15	Inclusion of technologies								
16	Inclusion of means of delivery								
17	End-user controls								
18	Catch all clause								
19	Intangible transfers								
20	Transit control	X	X	X NW/CW/BW: Regulation on the Trafficking and Transition of Goods, 1998					
21	Trans-shipment control								
22	Re-export control								
23	Control of providing funds								
24	Control of providing transport services								
25	Control of importation	X	X	X NW/CW: Law of Customs Affairs, 1971 NW/BW: Export-Import Regulations Act 1993, Art. 8 CW/BW:	?	?	?	NW: Export-Import Regulations Act 1993, Art. 24 Law on Punishment of Weapon Smuggling of 1974 (illegal weapons) CW/BW:	

				<p>Law on Customs 1988: Importation and Exportation of Noxious Substances and Poisons</p> <p>CW: Export-Import Regulations Act 1993 Rules of procedure for the import-export of chemicals named in the CWC, 21 April 1994.</p> <p>BW: Law of Customs Affairs, 1971, Art 40 prohibits imports of firearms, explosives and ammunition without prior authorization by the Ministry of Defense</p>			<p>Law on Punishment of Weapon Smuggling, 1974</p> <p>BW: Islamic Penal Code, Article 688 Provisions applied by the Ministry of Health and Medical Treatment and Education</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)	X	Export-Import Regulation Code and annexed tariff table WCO document No. L.13 of 29 May 2005: banned or regulated chemical materials Law of the Import-Export and rules of procedure of 21 April 1994 for import-export of chemicals named in the CWC Tariffs for sensitive radioactive materials and equipment	
2	Control lists - other			
3	Assistance offered			
4	Assistance requested	X	Welcomes assistance in the form of expertise, technical and financial resources The Islamic Republic of Iran would welcome technical assistance offered by the CTC Committee. The followings are some of the items needed by the country:Explosive, chemical, biological and nuclear substance detectors needed for all airports and other ports of entry.....	
5	Point of Contact for assistance			
6	Assistance in place (bilateral/multilateral)			
7	Work with and inform industry	X	With the cooperation of the OPCW, various seminars were held by the National Authority for industry owners and officials who deal with CWC implementation	
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.