

1540 COMMITTEE MATRIX OF JAPAN

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: JAPAN
Date of Report: 28 October 2004
Date of First Addendum: 17 March 2006
Date of Second Addendum: 29 January 2014
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 8 June 1976	
2	Nuclear Weapons Free Zone/ Protocol(s)			
3	Convention for the Suppression of Acts of Nuclear Terrorism	X	Accepted on 3 August 2007	

4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 28 October 1988	
5	2005 Amendment to the CPPNM	X	Deposit 27 June 2014	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 8 July 1997	
7	Chemical Weapons Convention (CWC)	X	Deposit 8 September 2000	
8	Biological Weapons Convention (BWC)	X	Deposit 18 June 1982	
9	Geneva Protocol of 1925	X	Deposit 21 May 1970	
10	Other Conventions/Treaties	X	<p>A Party to 14 of 18 international counter-terrorism instruments, including 5 relevant to resolution 1540 (2004):</p> <p>1997 International Convention for the Suppression of Terrorist Bombing (accepted 16 November 2001)</p> <p>1999 International Convention for the Suppression of the Financing of Terrorism (accepted 11 June 2002)</p> <p>Also a Party to:</p> <p>The Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal</p>	
11	International Atomic Energy Agency (IAEA)	X	Since 16 July 1957	
12	Hague Code of Conduct (HCOC)	X	Subscribed 25 November 2002	
13	Other Arrangements	X	<p>Member of the:</p> <p>Australia Group (1985)</p> <p>Missile Technology Control Regime (1987)</p> <p>Nuclear Suppliers Group</p> <p>Wassenaar Arrangement</p> <p>Zangger Committee</p> <p>Proliferation Security Initiative (PSI)</p> <p>Partner of Global Initiative to Combat Nuclear Terrorism (GICNT)</p>	
14	General statement on non-possession of WMD	X	<p>The Atomic Energy Basic Law (Law No. 186 of 1955)</p> <p>The Law concerning Prohibition on Chemical Weapons and Restriction on Specific Materials (Law No. 65 of 1995)</p> <p>The Law on implementing the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological and Toxin Weapons and on their Destruction (Law No. 61 of 1982)</p>	

15	General statement on commitment to disarmament and non-proliferation	X	State reported that it is committed to disarmament and non-proliferation of WMD and their means of delivery.	
16	General statement on non-provision of WMD and related materials to non-State actors	X	State reported that it has not intended and will never intend to provide any form of support to non-State actors as stipulated.	
17	Other ¹	X	Member of the: World Customs Organization (WCO) and its Framework of Standards to Secure and Facilitate Global Trade (SAFE) Programme INTERPOL World Health Organization (WHO) Organisation for Animal Health (OIE) International Maritime Organization (IMO) The ASEAN Regional Forum (ARF) Asia-Pacific Economic Cooperation (APEC) Financial Action Task Force (FATF) Asia/Pacific Group on Money Laundering (APG) Global Partnership	

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 exists 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: Law No. 32 of 1884 (The Explosives Control Act) Criminal Radiation Emission Act (No. 38 of 2007) CW: The Law concerning Prohibition on Chemical Weapons and Restriction on Specific Materials (No. 65 of 1995) as amended, Article 3 BW: The Law on Implementing the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological(Biological) and Toxin Weapons and on their Destruction and the Other Conventions (Law No.61 of 1982)	X	X	X	NW: Law No. 32 of 1884 (The Explosives Control Act) Law No. 38 of 2007 CW: Law No. 65 of 1995 as amended, Article 38 BW: Law No. 61 of 1982, Articles 9-10	
2	acquire	X	X	X	NW: Act on the Regulation of Nuclear Source Material, Nuclear Fuel Material and Reactors (Law No. 166 of 1957 as amended Law No. 179 of 2002, Reactor Regulation Act) ("receive"): no permission if for non-peaceful purposes Law No. 38 of 2007 CW: Law No. 65 of 1995:Article 3 acceptance BW:	X	X	X	NW: Law No. 166 of 1957 as amended, Article penalties for mishandling Law No. 38 of 2007 CW: Law No. 65 of 1995 as amended, Article 38, 39: receive BW: Law No. 61 of 1982, Articles 9-10	

					Law No.61 of 1982: receiving					
3	possess	X	X	X	NW: Law No. 32 of 1884 (The Explosives Control Act) Law No. 38 of 2007 CW: Law No. 65 of 1995 as amended, Article 3 BW: Law No. 61 of 1982	X	X	X	NW: Law No. 32 of 1884 (The Explosives Control Act) Law No. 38 of 2007 CW: Law No. 65 of 1995 as amended, Article 38 ,39 BW: Law No. 61 of 1982, Articles 9-10	
4	stockpile/store	X	X	X	NW: Law No. 32 of 1884: within the scope of possession, import or ordering Law No. 38 of 2007 CW: Law No. 65 of 1995: within the scope of possession BW: Law No. 61 of 1982	X	X	X	NW: Law No. 32 of 1884: within the scope of possession, import or ordering Law No. 38 of 2007 CW: Law No. 65 of 1995 as amended, Article 38,39: within the scope of possession BW: Law No. 61 of 1982, Articles 9-10	
5	develop	X	X	X	NW: Law No. 32 of 1884: within the scope of production Law No. 38 of 2007 CW: Law No. 65 of 1995: within the scope of production BW: Law No. 61 of 1982: within the scope of production	X	X	X	NW: Law No. 32 of 1884: within the scope of production Law No. 38 of 2007 CW: Law No. 65 of 1995 as amended, Article 38,39: within the scope of production BW: Law No. 61 of 1982: within the scope of production	
6	transport	X	X	X	NW: Law No. 32 of 1884: within the scope of possession, import or ordering Law No. 38 of 2007	X	X	X	NW: Law No. 32 of 1884: within the scope of possession, import or ordering Law No. 38 of 2007	

					CW: Law No. 65 of 1995: within the scope of possession BW: Law No. 61 of 1982: within the scope of possession, transfer or receiving				CW: Law No. 65 of 1995 as amended, Article 38, 39: within the scope of possession BW: Law No. 61 of 1982: within the scope of possession, transfer or receiving	
7	transfer	X	X	X	NW: Law No. 166 of 1957 as amended, Article: no permission if for non-peaceful purposes Law No. 38 of 2007 CW: Law No. 65 of 1995 as amended, Article 3: within the scope of provide BW: Law No. 61 of 1982	X	X	X	NW: Law No. 166 of 1957 as amended, Article penalties for mishandling Law No. 38 of 2007 CW: Law No. 65 of 1995 as amended, Article 38, 39 BW: Law No. 61 of 1982, Articles 9-10	
8	use	X	X	X	NW: Law No. 32 of 1884 (The Explosives Control Act) Law No. 38 of 2007 CW: Law No. 65 of 1995 BW: Law No. 61 of 1982	X	X	X	NW: Law No. 32 of 1884 (The Explosives Control Act) Law No. 38 of 2007 CW: Law No. 65 of 1995, as amended, Article 38, 39 BW: Law No. 61 of 1982, Articles 9-10	
9	participate as an accomplice in abovementioned activities	X	X	X	NW/CW/BW: Law No. 45 of 1908 (Penal Code), Article 65	X	X	X	NW/CW/BW: Law No. 45 of 1908 (Penal Code)	
10	assist in abovementioned activities	X	X	X	NW/CW/BW: Law No. 45 of 1908 (Penal Code)	X	X	X	NW/CW/BW: Law No. 45 of 1908 (Penal Code)	
11	finance abovementioned activities	X	X	X	NW/CW/BW: Act on Punishment of Financing to Offences of Public Intimidation (Law No.67 of 2002) on	X	X	X	NW/CW/BW: Law No. 67 of 2002 on terrorist financing Law No. 45 of 1908 (Penal Code)	

					terrorist financing Law No. 45 of 1908 (Penal Code)				Has a Financial Intelligence Unit	
12	abovementioned activities related to means of delivery ²	X	X	X	NW: Law No. 32 of 1884 (The Explosives Control Act) Article. 3: prohibits and punishes (imprisonment with or without work for more than three years and not more than ten years) the production, import and possession of explosives and instruments to be used for the use of explosives. CW: Explosives Control Act (Law No. 149 of 1950) Law No. 65 of 1995 BW: Law No. 61 of 1982 Explosives Control Act (Law No. 149 of 1950)	X	X	X	NW: Law No. 32 of 1884 (The Explosives Control Act) Article. 3: prohibits and punishes (imprisonment with or without work for more than three years and not more than ten years) the production, import and possession of explosives and instruments to be used for the use of explosives. CW: Explosives Control Act (Law No. 149 of 1950) Law No. 65 of 1995 BW: Law No. 61 of 1982, Article 9 Explosives Control Act (Law No. 149 of 1950)	
13	involvement of non-State actors in abovementioned activities	X	X	X	NW: Law No. 166 of 1957 CW: Law No. 65 of 1995 BW: Law No. 61 of 1982	X	X	X	NW: Law No. 166 of 1957 CW: Law No. 65 of 1995 BW: Law No. 61 of 1982, Articles 9-10	
14	Other	X	X	X	NW: Atomic Energy Basic Law 1955 Three Non-Nuclear Principles: not possess, produce or import NW CW: Law No. 65 of 1995: covers attempt and equipment for "exclusively composing or facilitating" their use BW: Law No. 61 of 1982: attempts to produce or use	X	X	X	NW: Law No. 166 of 1957: Covers threats and attempts CW: Law No. 65 of 1995: covers attempt and equipment for "exclusively composing or facilitating" their use BW: Law No. 61 of 1982, Articles 9-10: attempts to produce or use	

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	X	X	NW: Act on the Regulation of Nuclear Source Material, Nuclear Fuel Material and Reactors (No. 166 of 1957) as amended CW: The Law concerning Prohibition on Chemical Weapons and Restriction on Specific Materials (No. 65 of 1995) as amended BW: The Law on Implementing the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological(Biological) and Toxin Weapons and on their Destruction and the Other Conventions (Law No.61 of 1982): reports to competent Ministers Cabinet Order for the Enforcement of the Law on Implementing the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction (Cabinet Order No. 396 of 1 December 1995)	X	X	X	NW: Law No. 166 of 1957 as amended, Chapter 8 (penalties) CW: Law No. 65 of 1995 as amended BW: Law No. 61 of 1982: failing to make a report in accordance with the law or making a false report is punishable Cabinet Order No. 396 of 1 December 1995 identifies the relevant implementing Ministries	
2	Measures to account for use	X	X	X	NW: Law No. 166 of 1957 as amended CW: Law No. 65 of 1995	X	X	X	NW: Law No. 166 of 1957, as amended Chapter 8 (penalties) CW: Law No. 65 of 1995	

					BW: Law No.61 of 1982: reports to competent Ministers Cabinet Order No. 396 of 1 December 1995				BW: Law No. 61 of 1982: failing to make a report in accordance with the law or making a false report is punishable Cabinet Order No. 396 of 1 December 1995 identifies the relevant implementing Ministries	
3	Measures to account for storage	X	X	X	NW: Law No. 166 of 1957 as amended CW: Law No. 65 of 1995 as amended BW: Law No.61 of 1982: reports to competent Ministers Cabinet Order No. 396 of 1 December 1995	X	X	X	NW: Law No. 166 of 1957, as amended Chapter 8 (penalties) CW: Law No. 65 of 1995 as amended BW: Law No. 61 of 1982: failing to make a report in accordance with the law or making a false report is punishable Cabinet Order No. 396 of 1 December 1995 identifies the relevant implementing Ministries	
4	Measures to account for transport	X	X	X	NW: Law No. 166 of 1957 as amended CW: Law No. 65 of 1995 as amended BW: Law No.61 of 1982: reports to competent Ministers Cabinet Order No. 396 of 1 December 1995	X	X	X	NW: Law No. 166 of 1957, as amended Chapter 8 (penalties) CW: Law No. 65 of 1995 as amended BW: Law No. 61 of 1982: failing to make a report in accordance with the law or making a false report is punishable Cabinet Order No. 396 of 1 December 1995 identifies the relevant implementing Ministries	
5	Other measures for accounting									
6	Measures to secure production	X	X	X	NW: Law No. 166 of 1957 as amended	X	X	X	NW: Law No. 166 of 1957 as amended punishes	

					CW: Law No. 65 of 1995 as amended BW: Prevention of Infectious Diseases and Medical Care for Infectious Patients Act (Law No. 114 of 1998) Ministry of Health, Labour and Welfare guidelines to control viruses and bacteria				mishandling, Chapter 8 (penalties) CW: Law No. 65 of 1995 as amended BW: Prevention of Infectious Diseases and Medical Care for Infectious Patients Act (Law No. 114 of 1998) Action Plan for prevention of Terrorism of 10 December 2004	
7	Measures to secure use	X	X	X	NW: Law No. 166 of 1957 as amended CW: Law No. 65 of 1995 as amended BW: Law No. 114 of 1998 Ministry of Health, Labour and Welfare guidelines to control viruses and bacteria	X	X	X	NW: Law No. 166 of 1957 as amended punishes mishandling, Chapter 8 (penalties) CW: Law No. 65 of 1995 as amended BW: Law No. 114 of 1998 Action Plan for prevention of Terrorism of 10 December 2004	
8	Measures to secure storage	X	X	X	NW: Law No. 166 of 1957 as amended CW: Law No. 65 of 1995 as amended BW: Law No. 114 of 1998 Ministry of Health, Labour and Welfare guidelines to control viruses and bacteria	X	X	X	NW: Law No. 166 of 1957 as amended punishes mishandling, Chapter 8 (penalties) CW: Law No. 65 of 1995 as amended BW: Law No. 114 of 1998 Action Plan for prevention of Terrorism of 10 December 2004	
9	Measures to secure transport	X	X	X	NW: Law No. 166 of 1957 as amended CW: Law No. 65 of 1995 as amended BW:	X	X	X	NW: Law No. 166 of 1957 as amended punishes mishandling, Chapter 8 (penalties) CW: Law No. 65 of 1995 as amended BW:	

					Law No. 114 of 1998 Ministry of Health, Labour and Welfare guidelines to control viruses and bacteria				Law No. 114 of 1998 Action Plan for prevention of Terrorism of 10 December 2004	
10	Other measures for securing									
11	Regulations for physical protection of facilities/materials/ transports	X	X	X	NW: Law No. 166 of 1957, amended in December 2005 in accordance with the IAEA INFCIRC/225/Revision 4 CW: Law No. 65 of 1995 as amended: Schedule I chemicals BW: Ministry of Health, Labour and Welfare guidelines Law No. 114 of 1998	X	X	X	NW: Law No. 166 of 1957 as amended punishes mishandling, Chapter 8 (penalties) CW: Ministry of Economy, Trade, and Industry may inspect BW: Law No. 114 of 1998	
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials	X	X	X	NW: Law No. 166 of 1957 as amended: permission of competent Minister required CW: Law No. 65 of 1995 as amended BW: Law No. 114 of 1998	X	X	X	NW: Law No. 166 of 1957 as amended punishes mishandling, Chapter 8 (penalties) CW: Law No. 65 of 1995 as amended BW: Law No. 114 of 1998	
13	Reliability check of personnel	X	X	X	NW: Law No. 166 of 1957 as amended, Articles 40 (1), 43-3-26 (1), 22-2 (1) , 43-22 (1), 50-2 (1), 51-20 (1), 43-3-28 (1) 12-3 (1), 22-7 (1), 43-3 (1), 43-3-28 (1), 43-26 (1), 50-4 (1), 51-24 (1) 57-3 (1) The Ordinance of the Nuclear Regulation Authority Concerning the Installation and Operation of Commercial Power Reactors, Article 91 (2) (v) CW:	X	X	X	NW: Law No. 166 of 1957 as amended, Chapter 8 (penalties) , and Articles 40 (1), 43-3-26 (1), 22-2 (1) , 43-22 (1), 50-2 (1), 51-20 (1), 43-3-28 (1) 12-3 (1), 22-7 (1), 43-3 (1), 43- 3-28 (1), 43-26 (1), 50-4 (1), 51-24 (1) 57-3 (1) The Ordinance of the Nuclear Regulation Authority Concerning the Installation and Operation of Commercial Power Reactors, Article 91 (2) (v) CW:	

					<p>Law No. 65 of 1995 as amended, Article 4 (Permission by the Minister of Economy, Trade and Industry is required for the production of specific materials (chemical materials which are highly probable to be used for the production of chemical weapons)), Article 10 (Permission by the Minister of Economy, Trade and Industry is required for the use of specific materials), Article 13 (Approval of the Minister of Economy, Trade and Industry is necessary for the import of specific materials), Article 33 (Inspection on the premises of permitted manufacturers, permitted users and approved importers by personnel of the Ministry of Economy, Trade and Industry, etc)</p> <p>BW: Law No. 114 of 1998: Pathogens are categorized into 3 classes: class-1 pathogens, class-2 pathogens and class-3 pathogens. In principle, the possession and import, among others, of class-1 pathogens are prohibited. In case of experiments or investigations necessary for public interests, the possession, among others, of class-1 pathogens can be exceptionally allowed upon permission by the Minister of Health, Labor and Welfare. Permission by the Minister of Health, Labor and Welfare is required for the possession or import, among others, of class-2 pathogens. Notification to the Minister of Health, Labor and Welfare is necessary in case of possession or import, among others, of class-3 pathogens. Through these regulations, the reliability of personnel who handle pathogens is ensured.</p>				<p>Law No. 65 of 1995 as amended, Article 4 (Permission by the Minister of Economy, Trade and Industry is required for the production of “specific materials (chemical materials which are highly probable to be used for the production of chemical weapons)), Article 10 (Permission by the Minister of Economy, Trade and Industry is required for the use of specific materials), Article 13 (Approval of the Minister of Economy, Trade and Industry is necessary for the import of specific materials), Article 33 (Inspection on the premises of permitted manufacturers, permitted users and approved importers by personnel of the Ministry of Economy, Trade and Industry, etc)</p> <p>BW: Law No. 114 of 1998: Pathogens are categorized into 3 classes: class-1 pathogens, class-2 pathogens and class-3 pathogens. In principle, the possession and import, among others, of class-1 pathogens are prohibited. In case of experiments or investigations necessary for public interests, the possession, among others, of class-1 pathogens can be exceptionally allowed upon permission by the Minister of Health, Labor and Welfare. Permission by the Minister of Health, Labor and Welfare is required for the possession or import, among others, of class-2 pathogens. Notification to the Minister of Health, Labor and Welfare is necessary in case of possession or import, among others, of class-3 pathogens. Through these regulations, the reliability of personnel who handle pathogens is ensured.</p>	
14	Measures to account for/secure/ physically protect means of	X	X	X	<p>NW/CW/BW: Explosives Control Act (Law No. 149 of 1950)</p>	X	X	X	<p>NW/CW/BW: Explosives Control Act (Law No. 149 of 1950)</p>	

	delivery			<p>NW: Law No. 32 of 1884 (The Explosives Control Act) Article. 3: prohibits and punishes (imprisonment with or without work for more than three years and not more than ten years) the production, import and possession of explosives and instruments to be used for the use of explosives.</p> <p>CW: Law No. 65 of 1995</p> <p>BW: Law No. 61 of 1982</p>			<p>NW: Law No. 32 of 1884 (The Explosives Control Act) Article. 3: prohibits and punishes (imprisonment with or without work for more than three years and not more than ten years) the production, import and possession of explosives and instruments to be used for the use of explosives.</p> <p>CW: Law No. 65 of 1995</p> <p>BW: Law No. 61 of 1982</p>	
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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	Atomic Energy Basic Act (Act No. 186 of 1955) as amended (Act No. 155 of 2004)	X	Atomic Energy Basic Act (Act No. 155 of 2004), Chapter 5 (penalties) Nuclear regulation Agency Ministry of Economy, Trade and Industry Ministry of Land, Infrastructure and Transport	
2	IAEA Safeguards Agreements	X	Safeguards Agreement ((INFCIRC 255) in force 2 December 1977 Additional Protocol in force 16 December 1999	X	Law No. 166 of 1957, Chapter 8 (penalties)	
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Guidance on the import and export of radioactive sources has been implemented since 01 January 2006 after the approval of the amendments to the Export Trade Control Order (Cabinet Order No. 378 of 1949) The Law for Prevention of Radiation Hazards due to Radioactive Isotope and other Material (No. 167 of 1957, Radiation Safety Law)	X	Foreign Exchange and Foreign Trade Act (FEFTA) (Act No. 228 of 1998 as amended in 2009) Law No. 166 of 1957 Chapter 8 (penalties) Expressed support to the Director General Guidance on the import and export of radioactive sources has been implemented since 1 January 2006 after the approval of the amendments to the Export Trade Control Order (Cabinet Order No. 378 of 1949)	
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 to the Guidance (Notification pursuant to GC(48)/RES/10.D) Response to SAQ. Supplementary Guidance has been implemented under the Cabinet Order No. 378 of 1949 Law No. 166 of 1957	X	Foreign Exchange and Foreign Trade Act (FEFTA) (Act No. 228 of 1998 as amended in 2009) Law No. 166 of 1957 Chapter 8 (penalties) Expressed support to the Director General Guidance on the import and export of	

					radioactive sources has been implemented since 01 January 2006 after the approval of the amendments to the Export Trade Control Order (Cabinet Order No. 378 of 1949) Contact Point Designated.	
5	IAEA Incident and Trafficking Database	X	Participates in Database Programme (Joined in 1998)	X	Participates in Database Programme (Joined in 1998)	
6	Other Agreements related to IAEA	X	State Party to: Convention on Early Notification of a Nuclear Accident (CENNA) (9 June 1987) Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency (9 June 1987) Convention on Nuclear Safety (12 May 1995) Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management (26 Aug 2003)			
7	Additional national legislation/regulations related to nuclear materials including CPPNM	X	Law No. 166 of 1957 Act No. 38 of 2007	X	Nuclear and Industrial Safety Agency and MEXT established Design Basis Threat (DBT) against nuclear facilities Inspectors belonging to the Nuclear Safety Agency and MEXT regularly inspect the implementation of DBT	
8	Other	X	Integrated Support Center for Nuclear Nonproliferation and Nuclear Security (ISCN) established. The Law for Prevention of Radiation Hazards due to Radioactive Isotope and other Material (No. 167 of 1957, Radiation Safety Law) as amended (Law No. 336 of 1995)			

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 CWC Authority (organized by the Cabinet Office, the Ministry of Foreign Affairs, the Ministry of Economy, Trade and Industry and the Ministry of Defense)	X	National CWC Authority (organized by the Cabinet Office, the Ministry of Foreign Affairs, the Ministry of Economy, Trade and Industry and the Ministry of Defense)	
2	Reporting Schedule I, II and III chemicals to OPCW	X	Minister of Economy, Trade and Industry under the Law No. 65 of 1995	X	False report or neglecting to report are punishable under the Law No. 65 of 1995	
3	Account for, secure or physically protect "old chemical weapons"	X	Memorandum of Understanding between Japan and China on the Destruction of Abandoned CW in China	X	Reports to the OPCW on weapons abandoned in Japan	
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?		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	Law No. 61 of 1982, Article 1 (Purpose): To prohibit the production, retention, transfer and acquisition of biological and toxin weapons and to take measures to restrict acts of discharging biological agents and toxins; Article 3 (Basic Principles of Development of Biological Agent or Toxin): Legitimate purposes for which developing, producing, retaining, stockpiling and acquiring biological agents or toxins are allowed shall be limited only to prophylactic, protective or other peaceful purposes; Article 4 (Prohibitions): To produce, retain, transfer or acquire biological or toxin weapons is prohibited; Article 5 (Report Collection): Persons engaged in handling biological agents or toxins shall make necessary report responding to requests of Competent Minister. Law Concerning the Conservation and Sustainable Use of Biological Diversity through Regulations on the Use of Living Modified Organisms (Law No. 97 of 2003)	X	Law No. 61 of 1982, Article 1 (Purpose): To prohibit the production, retention, transfer and acquisition of biological and toxin weapons and to take measures to restrict acts of discharging biological agents and toxins; Article 3 (Basic Principles of Development of Biological Agent or Toxin): Legitimate purposes for which developing, producing, retaining, stockpiling and acquiring biological agents or toxins are allowed shall be limited only to prophylactic, protective or other peaceful purposes; Article 4 (Prohibitions): To produce, retain, transfer or acquire biological or toxin weapons is prohibited; Article 5 (Report Collection): Persons engaged in handling biological agents or toxins shall make necessary report responding to requests of Competent Minister. Law Concerning the Conservation and Sustainable Use of Biological Diversity through Regulations on the Use of Living Modified Organisms (Law No. 97 of 2003), Chapter 5 (penalties)	
2	Other legislation/ regulations related to safety and security of biological materials					
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: Customs Law No. 61 of 1954 Coast Guard Law No. 28 of 1948 Criminal Procedure Act No. 131 of 1948 Self Defense Forces Law No. 165 of 1954 BW: Quarantine Act (Act No. 201 of 1951) Act on Domestic Animal Infectious Diseases Control (Act No.166 of 31 May 1951), includes import and export quarantines Plant Protection Act (Act No. 151 of 4 May 1950)	X	X	X	NW/CW/BW: Amendment to the Customs Law in 2010 raised the penalties for customs duty evasion and import/export of the prohibited goods, etc., and Introduced procedures to return an AEO status into the programs of Authorized Warehouse Operators and Authorized Customs Brokers (Authorized Economic Operators Customs Law amended in 2008 to Addition of relevant investigative provisions for (I) reference to private organizations and (ii) expert verification Japan Coast Guard Police Self Defense Forces BW: Quarantine Act (Act No. 201 of 1951), Articles 35-39 Act on Domestic Animal Infectious Diseases Control (Act No.166 of 31 May 1951), Chapter VI Plant Protection Act (Act No. 151 of 4 May 1950), Chapter VIII	
2	Technical support of border control measures									

3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	X	X	NW/CW/BW: Foreign Exchange and Foreign Trade Act (FEFTA, No. 228 of 1998, as amended) 2009 amendments broadened control over brokers, enhancing 1 June 2007 amendment to require licensing of brokering	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	
4	Enforcement agencies/authorities	X	X	X	NW/CW/BW: Customs Law No. 61 of 1954 Japan Coast Guard Law (No. 28 of 1948) Criminal Procedure Act (No. 131 of 1948) Defense Agency Establishment Act (No. 164 of 1954) Self Defense Forces Law (No. 165 of 1954)	X	X	X	NW/CW/BW: Customs Japan Coast Guard Police Self Defense Forces	
5	Export control legislation in place	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended in 2009) Cabinet Order No. 378 of 1949 (Export Trade Control Order): goods Executive Order No. 260 of 1980 (Foreign Exchange Order): technologies Customs Law No. 61 of 1954	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended in 2009), amendments in 2009 increased punishments Police and Coast Guard investigate cases of violations of the FEFTA (No. 228 of 1998 as amended in 2009)	
6	Licensing provisions	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended) Article 25 and 48 stipulate the need for an export license Executive Order No. 378 of 1949 (Export Trade Control Order): goods Executive Order No. 260 of 1980 (Foreign Exchange Order): technologies Customs Law No. 61 of 1954	X	X	X	NW/CW/BW: Any FEFTA (No. 228 of 1998 as amended) violations are punishable Police and Coast Guard investigate cases of violations of the FEFTA (No. 228 of 1998 as amended)	
7	Individual licensing	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended) Executive Order No. 378 of 1949 (Export Trade Control Order): goods Executive Order No. 260 of 1980 (Foreign Exchange Order): technologies	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	
8	General licensing	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended): General license may be provided	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	

9	Exceptions from licensing	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended): Exceptions to general license may apply Executive Order No. 378 of 1949 (Export Trade Control Order), Article 4	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	
10	Licensing of deemed export/visa	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended) provisions	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	
11	National licensing authority	X	X	X	NW/CW/BW: Ministry of Economy, Industry and Trade Executive Order No. 378 of 1949 (Export Trade Control Order), Article 11 delegates authority to Customs for some goods	X	X	X	NW/CW/BW: Ministry of Economy, Industry and Trade Executive Order No. 378 of 1949 (Export Trade Control Order), Article 11 delegates authority to Customs for some goods	
12	Interagency review for licenses	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended) stipulates the involvement of other relevant agencies	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended) stipulates the involvement of other relevant agencies	
13	Control lists	X	X	X	NW/CW/BW: Items listed by the control regimes: Attached List 1 of the Export Trade Control Order (Executive Order No. 378 of 1949): goods Attached List of the Foreign Exchange Order (Executive Order No. 260 of 1980): Technologies	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	
14	Updating of lists	X	X	X	NW/CW/BW: Control lists are updated regularly by the Ministry of Economy, Trade and Industry	X	X	X	NW/CW/BW: Control lists are updated regularly by the Ministry of Economy, Trade and Industry	
15	Inclusion of technologies	X	X	X	NW/CW/BW: Executive Order No. 260 of 1980 (Foreign Exchange Order): technologies	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended) and regulations	
16	Inclusion of means of delivery	X	X	X	NW/CW/BW: List 1 of the Executive Order No. 378 of 1949	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended in 2009)	

17	End-user controls	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended in 2009): End-users list has been established and updated annually Two Cabinet Orders regarding security export control were revised on 27th of August 2008 in order to improve control on non-listed items for military end-use.	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended in 2009) and regulations Foreign End-User List	
18	Catch all clause	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended in 2009): Catch-all controls introduced April 2002 Two Cabinet Orders regarding security export control were revised on 27th of August 2008 in order to improve control on non-listed items for military end-use.	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended in 2009) Foreign End-User List	
19	Intangible transfers	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998, as amended)	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	
20	Transit control	?	?	?	NW/CW/BW: Cargo Inspection Act (Act No. 43 of 2010) (relevant to DPRK sanctions)	?	?	?	NW/CW/BW: Cargo Inspection Act (Act No. 43 of 2010) (relevant to DPRK sanctions)	
21	Trans-shipment control	X	X	X	NW/CW/BW: Export Trade Control Order (Executive Order No. 378 of 1949) FEFTA (No. 228 of 1998 as amended) extended in 1 June 2007 to cover transshipments	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	
22	Re-export control	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended): Consent of the Ministry of Economy, Trade and Industry is required	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	
23	Control of providing funds	X	X	X	NW/CW/BW: Act on Punishment of Financing to Offences of Public Intimidation (Act No. 67 of 2002) (on terrorism financing) Penal Code (Law No. 45 of 1908)	X	X	X	NW/CW/BW: Law No.67 of 2002 Law No. 45 of 1908 (Penal Code)	
24	Control of providing transport services	X	X	X	NW/CW/BW: The Foreign Exchange and Foreign Trade Act	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended)	

					(FEFTA) (No. 228 of 1998 as amended) Articles 69-6 (1) (ii) and (2) (ii): the need of permission by the Ministry of Economy, Trade and Industry to export WMDs and related materials				Law No. 45 of 1908 (Penal Code), Articles 60, 61 and 62	
25	Control of importation	X	X	X	NW/CW/BW: Customs Law No. 61 of 1954 FETFA (No. 228 of 1998) Article 52 Executive Order No. 378 of 1949, Import Control Order Public Notice of the Ministry of Economy, Trade and Industry (September 26, 2006), Table of Non-Liberalized Goods Customs Tariff Law (No. 54 of 1910) CW: The Law concerning Prohibition on Chemical Weapons and Restriction on Specific Materials (No. 65 of 1995)Article 13	X	X	X	NW/CW/BW: FEFTA (No. 228 of 1998 as amended in 2009)	
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	See above (OP. 3 C/D field 13)	
2	Control lists - other			
3	Assistance offered	X	Is willing to provide assistance as appropriate in response to specific requests to states lacking the legal and regulatory infrastructures, implementation experience and/or resources for fulfilling the provisions Have offered assistance in the context of the CWC implementation and universalization	
4	Assistance requested			
5	Point of Contact for assistance	X	Ryo Fukahori Permanent Mission of Japan to the United Nations Tel: 212-521-1516 Fax: 212-308-1451 Email: ryo.fukahori@mofa.go.jp	
6	Assistance in place (bilateral/multilateral)	X	Provides funds for IAEA, OPCW (including many assistance projects), BWC, CTBTO, and NPT Has been conducting various types of outreach activities to build an effective international framework for security export controls. Examples include a number of Industrial Outreach Seminars. Other examples of non-proliferation assistance projects directly related to 1540 included Asian Senior-level Talks on Non-Proliferation (ASTOP) and Asian Export Control Seminars. State reported its outreach activities towards Asian countries aimed at enhancing efforts against proliferation and taking actions and measures for capacity building for combating terrorism less directly related to 1540 as well	
7	Work with and inform industry	X	The Ministry of Economy, Trade and Industry holds seminars for the industry and helps companies to establish their internal compliance programmes The Centre for Information in Security Control (CISTEC) was established in 1989 for promoting the understanding of export controls Export Association gives advice to the industry regarding their internal compliance programmes	
8	Work with and inform the public	X	Strategic Export Control Division, Trade Control Department, METI web site opened on 25 May 2007 Japan started a web site for translations of its laws to English Issued Notification No. 293 on full translated text of UNSCR 1540, which was published in the Official Gazette on 7 June 2005	

9	Point of Contact	X	Ryo Fukahori Permanent Mission of Japan to the United Nations Tel: 212-521-1516 Fax: 212-308-1451 Email: ryo.fukahori@mofa.go.jp	
10	Other ⁴			

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