

1540 COMMITTEE MATRIX OF KUWAIT

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:
Date of Report

Kuwait
31 March 2005

Last revised
Date of Committee Approval

April 2015

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 17 November 1989	
2	Nuclear Weapons Free Zone/ Protocol(s)			
3	Convention for the Suppression of Acts of Nuclear Terrorism	X	Deposit 5 September 2013	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 23 April 2004	
5	2005 Amendment to the CPPNM			

6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 6 May 2003	
7	Chemical Weapons Convention (CWC)	X	Deposit 29 May 1997	
8	Biological Weapons Convention (BWC)	X	Deposit 18 July 1972	
9	Geneva Protocol of 1925	X	Deposit 15 December 1971	
10	Other Conventions/Treaties	X	State Party to 15 of the 19 universal legal instruments against terrorism, including the following relevant to resolution 1540 (2004): 1997 Convention on the suppression of Terrorist Bombings 19 April 2004 1999 International Convention for the Suppression of Financing of Terrorism 11 July 2013 2010 Convention on the Suppression of Unlawful Acts Relating to International Civil Aviation 28 July 2014	
11	International Atomic Energy Agency (IAEA)	X	Since 1 December 1964	
12	Hague Code of Conduct (HCOC)			
13	Other Arrangements			
14	General statement on non-possession of WMD			
15	General statement on commitment to disarmament and non-proliferation			
16	General statement on non-provision of WMD and related materials to non-State actors			
17	Other ¹	X	Member of: Gulf Cooperation Council International Maritime Organisation (IMO) INTERPOL League of Arab States Middle East and North Africa Financial Action Task Force (MENAFATF) World Health Organisation (WHO) World Animal Health Organisation (OIE) World Customs Organisation World Bank	

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		NW: CW: Constitution, Article 70 Law No.3 of 3 May 1997 (ratification of the CWC) BW:						
2	acquire		X		NW: CW: Constitution, Article 70 Law No.03 of 3 May 1997 (ratification of the CWC) BW:						
3	possess		X		NW: CW: Constitution, Article 70 Law No.3 of 3 May 1997 (ratification of the CWC) BW:						
4	stockpile/store		X		NW: CW: Constitution, Article 70 Law No.3 of 3 May 1997						

					BW:				
5	develop		X		NW: CW: Constitution, Article 70 Law No.3 of 3 May 1997 BW:				
6	transport								
7	transfer		X		NW: CW: Constitution, Article 70 Law No.3 of 3 May 1997 BW:				
8	use	X	X	X	NW/CW/BW Constitution, Article 70 Decree 27, January 2004 (Terrorist Bombing) CW: Law No 3 of 3 May 1997				
9	participate as an accomplice in abovementioned activities	X	X	X	NW/CW/BW Constitution, Article 70 Terrorist Bombing Decree 27, January 2004				
10	assist in abovementioned activities	X	X	X	NW/CW/BW Constitution, Article 70 Terrorist Bombing Decree 27, January 2004\ CW: Law No 3 of 3 May 1997				
11	finance abovementioned activities	X	X	X	NW/CW/BW: Constitution, Article 70 Terrorist Bombing Decree 27, January 2004				

12	abovementioned activities related to means of delivery ²		X		NW: CW: Constitution, Article 70 Law No.3 of 3 May 1997 BW:				
13	involvement of non-State actors in abovementioned activities	X	X	X	NW/CW/BW Constitution, Article 70 Terrorist Bombing Decree 27, January 2004				
14	Other								

2. Means of delivery: missiles, rockets and other unmanned systems capable of delivering nuclear, chemical, or biological weapons, that are specially designed for such use.

OP 3 (a) and (b) - Account for/Secure/Physically protect NW, CW and BW, including Related Materials³

	Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW, CW, BW and Related Materials? Can violators be penalized?	National legal framework			Enforcement: civil/criminal penalties and others			Remarks		
		YES			YES					
		N W	C W	B W *	if YES, source document	N W	C W		B W	if YES, source document
1	Measures to account for production	X	X		NW: INFCIRC/607 7 March 2002 SQP (amended) 26 July 2013 Additional Protocol 2 June 2003 Act No. 15 of 3 February 2002 (implementing INFCIRC/607) CW: Law No.03 of 3 May 1997 (ratification of the CWC) BW:	X			NW: Act No. 15 of 3 February 2002 (implementing INFCIRC/607) CW: BW:	
2	Measures to account for use	X	X		NW: INFCIRC/607 7 March 2002 SQP (amended) 26 July 2013 Additional Protocol 2 June 2003 CW: Law No.03 of 3 May 1997 BW:	X			NW: Act No. 15 of 3 February 2002 (implementing INFCIRC/607) CW: BW:	
3	Measures to account for storage	X	X		NW: INFCIRC/607 7 March 2002 SQP (amended) 26 July 2013 Additional Protocol 2 June 2003 CW: Law No.3 of 3 May 1997 BW:	X			NW: Act No. 15 of 3 February 2002 (implementing INFCIRC/607) CW: BW:	
4	Measures to account for transport									

5	Other measures for accounting								
6	Measures to secure production								
7	Measures to secure use	X			NW Decree-Law No. 131 of 1977 (regarding the control of the use of Ionizing Radiation and Protection from the Hazards)				
8	Measures to secure storage								
9	Measures to secure transport								
10	Other measures for securing	?			NW: Decree-Law No. 131 of 1977 (regarding the control of the use of Ionizing Radiation and Protection from the Hazards) CW: BW:				
11	Regulations for physical protection of facilities/materials/ transports								
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials	X			NW: Decree-Law No. 131 of 1977 (regarding the control of the use of Ionizing Radiation and Protection from the Hazards) CW: BW:	X		NW: Permit from the Minister of Health needed for release from Customs CW: BW:	
13	Reliability check of personnel								
14	Measures to account for/secure/ physically protect means of delivery								

3. Related materials: materials, equipment and technology covered by relevant multilateral treaties and arrangements, or included on national control lists, which could be used for the design, development, production or use of nuclear, chemical and biological weapons and their means of delivery.

* Information required in this section may also be available in the State's Confidence Building Measures report, if submitted to the BWC Implementation Support Unit (online at: [http://www.unog.ch/80256EE600585943/\(httpPages\)/4FA4DA37A55C7966C12575780055D9E8?OpenDocument](http://www.unog.ch/80256EE600585943/(httpPages)/4FA4DA37A55C7966C12575780055D9E8?OpenDocument))

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

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	if YES, source document	YES	if YES, source document	
1	National regulatory authority	X	Act No. 15 of 3 February 2002 (implementing INFCIRC/607)	X	Atomic Energy Committee, Ministry of Electricity and Water	
2	IAEA Safeguards Agreements	X	INFCIRC/607 7 March 2002 SQP (amended) 26 July 2013 Additional Protocol 2 June 2003	X	INFCIRC/607 7 March 2002 SQP (amended) 26 July 2013 Additional Protocol 2 June 2003 Act No. 15 of 3 February 2002 (implementing INFCIRC/607)	
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources					
4	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources					
5	IAEA Incident and Trafficking Database					
6	Other Agreements related to IAEA	X	Convention on Early Notification of the Nuclear Accident Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency. Convention on Nuclear Safety			

7	Additional national legislation/regulations related to nuclear materials including CPPNM					
8	Other	X	Act No. 35 of 1 July 1968 Agreement on Arab cooperation for the use of atomic energy for peaceful purposes			

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	Ministerial Decision No. 323 of 2000	X	Ministry of Defence	
2	Reporting Schedule I, II and III chemicals to OPCW	X	Ministerial Decision No. 323 of 2000: shall submit an annual report Initial declaration	X	Initial declaration	
3	Account for, secure or physically protect "old chemical weapons"					
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					
2	Other legislation/ regulations related to safety and security of biological materials					
3	Other	?	GCC Laws on Veterinary Quarantine and Plant Quarantine			

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: GCC Common Customs Law 2002 CW: Law No 3 of 3 May 1997 BW:	X	X	X	NW/CW/BW: Customs Service		
2	Technical support of border control measures										
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology										
4	Enforcement agencies/authorities										
5	Export control legislation in place	?	X		NW: Customs Instructions No. 58 of 2000 CW: Law No.3 of 3 May 1997 Customs Instructions No. 58 of 2000 Environment Public Authority Decision No. 193 BW:						

6	Licensing provisions		X	CW: Law No.3 of 3 May 1997 Customs Instructions No. 58 of 2000 (export and import of chemicals permitted only with approval of the Environmental Public Authority)				
7	Individual licensing		X	CW: Law No.3 of 3 May 1997 Customs Instructions No. 58 of 2000 (export and import of chemicals permitted only with approval of the Environmental Public Authority)				
8	General licensing							
9	Exceptions from licensing							
10	Licensing of deemed export/visa							
11	National licensing authority		X	NW: CW: Customs Instructions No. 58 of 2000 (export and import of chemicals permitted only with approval of the Environmental Public Authority) BW:		X	NW: CW: Customs Instructions No. 58 of 2000 (export and import of chemicals permitted only with approval of the Environmental Public Authority) BW:	
12	Interagency review for licenses		?	NW: CW: Ministerial Decision No. 323 of 2000 BW:			NW: CW: BW:	
13	Control lists		X	CW Law No.3 of 3 May 1997				
14	Updating of lists							
15	Inclusion of technologies							
16	Inclusion of means of delivery							
17	End-user controls							

18	Catch all clause								
19	Intangible transfers								
20	Transit control								
21	Trans-shipment control								
22	Re-export control								
23	Control of providing funds								
24	Control of providing transport services								
25	Control of importation	?	X		<p>NW: Customs Instructions No. 24 of 1982 and No. 22 of 1993</p> <p>CW: Law No.3 of 3 May 1997 Customs Instructions No. 58 of 2000 (export and import of chemicals permitted only with approval of the Environmental Public Authority)</p> <p>BW:</p>	?		<p>NW: Customs Instructions No. 24 of 1982 and No. 22 of 1993: Certificate/authorization required from Ministry of Health</p> <p>CW:</p> <p>BW:</p>	
26	Extraterritorial applicability								
27	Other	?	?	?	<p>NW/CW/BW: Common Customs Law of the GCC States 2002</p> <p>CW:</p> <p>BW: GCC Laws on Veterinary Quarantine and Plant Quarantine</p>			<p>NW:</p> <p>CW:</p> <p>BW:</p>	

OP 6, 7 and 8 (d) - Control lists, Assistance, Information

Can information be provided on the following issues?		YES		Remarks
1	Control lists - items (goods/ equipment/ materials/ technologies)			
2	Control lists - other			
3	Assistance offered			
4	Assistance requested			
5	Point of Contact for assistance			
6	Assistance in place (bilateral/multilateral)			
7	Work with and inform industry			
8	Work with and inform the public			
9	Point of Contact			
10	Other ⁴			

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