

1540 COMMITTEE MATRIX OF NAMIBIA

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:
Date of First Addendum:
Date of Committee Approval:

NAMIBIA
26 October 2004
27 April 2006

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 02 October 1992	
2 Nuclear Weapons Free Zone/ Protocol(s)	X	Treaty of Pelindaba, deposit 1 March 2012	
3 Convention for the Suppression of Acts of Nuclear Terrorism			
4 Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 2 October 2002	
5 2005 Amendment to the CPPNM			

6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 29 June 2001	
7	Chemical Weapons Convention (CWC)	X	Deposit 24 November 1995	
8	Biological Weapons Convention (BWC)			
9	Geneva Protocol of 1925			
10	Other Conventions/Treaties	X	State party to 8 of the 19 universal legal instruments against terrorism, including the following relevant to resolution 1540 (2004): Convention for the Suppression of the Financing of Terrorism , deposit 18 October 2012 OAU Convention on the Prevention and Combating of Terrorism, deposit: 17 October 2012 International Health Regulations (2005)	
11	International Atomic Energy Agency (IAEA)	X	Since 17 February 1983	
12	Hague Code of Conduct (HCOC)			
13	Other Arrangements			
14	General statement on non-possession of WMD	X	State stated that it “does not produce weapons of mass destruction”, and has “no nuclear weapon”.	
15	General statement on commitment to disarmament and non-proliferation	X	State stated that it “fully subscribes to the principles of nuclear disarmament, non-proliferation and peaceful application of nuclear science and technology.”	
16	General statement on non-provision of WMD and related materials to non-State actors	X	State stated that it “does not produce weapons of mass destruction and therefore cannot provide material support to States or non-State actors to produce or obtain such weapons”	
17	Other ¹	X	Member of: African Union (AU) Southern African Development Community (SADC) Southern African Customs Union (SACU) Eastern and Southern Africa 'Anti-Money' Laundering Group (ESAAMLG) Egmont Group of Financial Intelligence Units International Maritime Organisation (IMO) World Health Organisation (WHO)	

			World Customs Organisation (WCO) and Signed WCO Declaration on implementation of Framework of Standards to secure and facilitate global trade (SAFE Framework of Standards) World Organisation for Animal Health (OIE) International Criminal Police Organization (INTERPOL) International Monetary Fund (IMF) World Bank Group State party to the 2005 Revised Cotonou Agreement, as revised (ACP member)	
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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	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>					
2 acquire	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>					

3	possess	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	
4	stockpile/store	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	
5	develop	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	

6	transport	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>		
7	transfer	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>		
8	use	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>		

				Proliferation Activities Act No. 4 of 2014, section 3				Proliferation Activities Act No. 4 of 2014, section 3	
9	participate as an accomplice in abovementioned activities	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p>
10	assist in abovementioned activities	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 12, 59</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 12, 59</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 12, 59</p>
11	finance abovementioned activities	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering) Financial Intelligence Act No. 13 of 2012 (Financing of Terrorism)</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering), Chapter 2 Financial Intelligence Act No. 13 of 2012, Parts 2 and 6 (Financial intelligence Centre)</p>

				<p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering) Financial Intelligence Act No. 13 of 2012 (Financing of Terrorism)</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering) Financial Intelligence Act No. 13 of 2012 (Financing of Terrorism)</p>			<p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering), Chapter 2 Financial Intelligence Act No. 13 of 2012, Parts 2 and 6 (Financial intelligence Centre)</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering), Chapter 2 Financial Intelligence Act No. 13 of 2012 (Financing of Terrorism) Financial Intelligence Act No. 13 of 2012, Parts 2 and 6 (Financial intelligence Centre)</p>		
12	abovementioned activities related to means of delivery ²	X	X	X	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>
13	involvement of non-State actors in abovementioned activities	X	X	X	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3</p>

				BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3				BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, section 3	
14	Other								

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

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

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW, CW, BW and Related Materials? Can violators be penalized?		National legal framework				Enforcement: civil/criminal penalties and others				Remarks
		YES			if YES, source document	YES			if YES, source document	
		N W	C W	B W*		N W	C W	B W		
1	Measures to account for production	X		?	<p>NW: INFCIRC/551, SQP and Additional Protocol Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 2</p> <p>BW: Biosafety Act, No. 7 of 2006, sections 3 and 20 (Genetically Modified Organisms)</p>	X		?	<p>NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 40</p> <p>BW: Biosafety Act, No. 7 of 2006, Chapter 2 (Biosafety Council), sections 20, 37 (Inspectors) and 47 (Offences)</p>	
2	Measures to account for use	X		?	<p>NW: INFCIRC/551, SQP and Additional Protocol Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 16</p> <p>BW: Animal Health Act, No.1 of 2011, section 6 and Part V (Disease prevention and control) Plant Quarantine Act, no. 7 of 2008, sections 10, 11 (Quarantine areas and pests) Biosafety Act, No. 7 of 2006, sections 3 and 20</p>	X		?	<p>NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 40</p> <p>BW: Animal Health Act, No.1 of 2011, Part VII (Enforcement), section 34 Plant Quarantine Act, no. 7 of 2008, sections 14 (Quarantine officers), 21 Biosafety Act, No. 7 of 2006, Chapter 2 (Biosafety Council), sections 20, 37 and 47</p>	
3	Measures to account for storage	X		?	<p>NW: INFCIRC/551, SQP and Additional Protocol Atomic Energy and Radiation Protection Act, No. 5 of 2005, sections 21, 26, 29</p> <p>BW: Biosafety Act, No. 7 of 2006, sections 3 and 20</p>	X		?	<p>NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 40</p> <p>BW: Biosafety Act, No. 7 of 2006, Chapter 2</p>	

							(Biosafety Council), sections 20, 37 and 47	
4	Measures to account for transport	X	?	NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, sections 16, 29 BW: Biosafety Act, No. 7 of 2006, sections 3 and 20	X	?	NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 40 BW: Biosafety Act, No. 7 of 2006, Chapter 2 (Biosafety Council), sections 20, 37 and 47	
5	Other measures for accounting		?	CW: Environmental Management Act No.7 of 2007 , section 5 (waste management)		?	CW: Environmental Management Act No.7 of 2007 , section 20 (compliance orders)	
6	Measures to secure production	X		NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, sections 22, 29	X		NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 40	
7	Measures to secure use	X	?	NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, sections 22, 29 BW: Animal Health Act, No.1 of 2011,Part V (Disease prevention and control) Plant Quarantine Act, no. 7 of 2008, sections 10, 11 (Quarantine areas and pests)	X	?	NW: Atomic Energy and Radiation Protection Act, No. 5, section 40 BW: Animal Health Act, No.1 of 2011, section 6 (veterinary officers), Part VII (Enforcement), section 34 Plant Quarantine Act, no. 7 of 2008, sections 14 (Quarantine officers), 21	
8	Measures to secure storage	X		NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, sections 22, 29	X		NW: Atomic Energy and Radiation Protection Act, No. 5, section 40	
9	Measures to secure transport	X		NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, sections 17, 29	X		NW: Atomic Energy and Radiation Protection Act, No. 5, section 40	
10	Other measures for securing		?	CW: Environmental Management Act No.7 of 2007 , section 5 (waste management):		?	CW: Environmental Management Act No.7 of 2007 , section 20 (compliance orders)	

11	Regulations for physical protection of facilities/ materials/ transports	X			NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 43	X			NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 40	
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials	X		?	NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, sections 16, 18, 19, 21 BW: Biosafety Act, No. 7 of 2006, section 20, Chapter 4	X		?	NW: Atomic Energy and Radiation Protection Act, No. 5 of 2005, section 40 BW: Biosafety Act, No. 7 of 2006, Chapter 2 (Biosafety Council), sections 20, 37 and 47	
13	Reliability check of personnel	?	?	?	NW: Central Intelligence Service Act, No. 10 of 1997, section 5(1)(d) CW: Central Intelligence Service Act, No. 10 of 1997, section 5(1)(d) BW: Central Intelligence Service Act, No. 10 of 1997, section 5(1)(d)	?	?	?	NW: Central Intelligence Service Act, No. 10 of 1997, section 5(1)(d) CW: Central Intelligence Service Act, No. 10 of 1997, section 5(1)(d) BW: Central Intelligence Service Act, No. 10 of 1997, section 5(1)(d)	
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	Atomic Energy and radiation Protection Act No. 5 of 2005, Chapter 2 (Atomic Energy Board)	X	Atomic Energy and radiation Protection Act No. 5 of 2005, Chapter 2 (Atomic Energy Board)	
2	IAEA Safeguards Agreements	X	INFCIRC/551 in force 15 April 1998 and SQP Additional Protocol, in force 20 February 2012	X	INFCIRC/551 in force 15 April 1998 Additional Protocol, in force 20 February 2012	
3	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Expressed support	X	Expressed support	
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	X	Expressed support	
5	IAEA incident and Trafficking Database	X	Participates	X	Participates	
6	Other Agreements related to IAEA	X	African Regional Co-operative Agreement for Research, Development and Training Related to Nuclear Science and Technology (AFRA) IAEA Country Programme Framework (CPF) for the period 2014-2019	X	African Regional Co-operative Agreement for Research, Development and Training Related to Nuclear Science and Technology (AFRA) IAEA Country Programme Framework (CPF) for the period 2014-2019	

7	Additional national legislation/regulations related to nuclear materials including CPPNM					
8	Other	X	<p>Constitution, Article 95 (I): prohibits dumping of nuclear waste</p> <p>Member: Forum of Nuclear Regulatory Bodies in Africa (FNRBA)</p> <p>Integrated Nuclear Security Support Plan (INNSP) finalised</p>	X	<p>Constitution, Article 95 (I): prohibits dumping of nuclear waste</p> <p>Member: Forum of Nuclear Regulatory Bodies in Africa (FNRBA)</p> <p>Integrated Nuclear Security Support Plan (INNSP) finalised</p>	

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

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	if YES, source document	YES	if YES, source document	
1	National CWC authority	X	Ministry of Trade and Industry	X	Ministry of Trade and Industry	
2	Reporting Schedule I, II and III chemicals to OPCW	X	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	X	Biosafety Act, No. 7 of 2006, section 49	X	Biosafety Act, No. 7 of 2006, section 49	
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, 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	<p>NW: Customs and Excise Act, No.20 of 1998 Chapter II Namibian Ports Authority Act, No. 2 of 1994 Defence Act, No.1 of 2002, section 35 (safeguarding borders)</p> <p>CW: Customs and Excise Act, No. 20 of 1998, Chapter II Namibian Ports Authority Act, No.2 of 1994 Defence Act, No.1 of 2002, section 35 (safeguarding borders)</p> <p>BW: Customs and Excise Act, No. 20 of 1998Chapter II Namibian Ports Authority Act, No.2 of 1994 Defence Act, No.1 of 2002, section 35 (safeguarding borders)</p>	X	X	X	<p>NW: Customs and Excise Act, No.20 of 1998, Chapter XI</p> <p>CW: Customs and Excise Act, No.20 of 1998, Chapter XI</p> <p>BW: Customs and Excise Act, No.20 of 1998, Chapter XI</p>			
2 Technical support of border control measures					?	?	?	<p>NW: Automated System for Customs Data ASUCUDA World</p> <p>CW: Automated System for Customs Data ASUCUDA World</p>			

									BW: Automated System for Customs Data ASUCUDA World	
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	?			NW: Atomic Energy and Radiation Protection Act No. 5, section 16	?			NW: Atomic Energy and Radiation Protection Act No. 5, section 40	
4	Enforcement agencies/authorities	X	?	?	NW: Atomic Energy and Radiation Protection Act no. 5 of 2005, Chapters 2 and 5 Customs and Excise Act, No.20 of 1998, Chapter II CW: Customs and Excise Act, No.20 of 1998, Chapter II BW: Customs and Excise Act, No.20 of 1998, Chapter II Biosafety Act, No. 7 of 2006, sections 5 and 18 Animal Health Act, No.1 of 2011, section 2 Plant Quarantine Act, no. 7 of 2008, section 5	X	?	?	NW: Atomic Energy and Radiation Protection Act No. 5 of 2005, Chapters 2 (Atomic Energy Board) and 5 (National Radiation Protection Authority) and section 40, Customs and Excise Act, No.20 of 1998, Chapter II (Office of the Commissioner for Customs and Excise) CW: Customs and Excise Act, No.20 of 1998, Chapter II (Office of the Commissioner for Customs and Excise) BW: Customs and Excise Act, No.20 of 1998, Chapter II (Office of the Commissioner for Customs and Excise) Biosafety Act, No. 7 of 2006, sections 5 (Biosafety Council) and 18 (Inspectors) Animal Health Act, No.1 of 2011, section 2 (Chief Veterinary Officer) Plant Quarantine Act, no. 7 of 2008, section 5 (Plant Quarantine Officer)	
5	Export control legislation in place	X	?	?	NW: Atomic Energy and Radiation Protection Act No. 5 of 2005, section 16 Import and Export Control Act, No.30 of 1994, section 2 CW: Import and Export Control Act, No.30 of 1994, section 2	X	?	?	NW: Atomic Energy and Radiation Protection Act No. 5 of 2005, section 40 Import and Export Control Act, No.30 of 1994, section 4 CW: Import and Export Control Act, No.30 of 1994, section 4	

10	Licensing of deemed export/visa								
11	National licensing authority	X	?	<p>NW: Atomic Energy and Radiation Protection Act No. 5 of 2005, sections 33 and 34</p> <p>BW: Biosafety Act, No. 7 of 2006, Chapter 2 Animal Health Act, No.1 of 2011, Part II Plant Quarantine Act, no. 7 of 2008, section 4</p>	X	?	<p>NW: Atomic Energy and Radiation Protection Act Nno. 5 of 2005, sections 33 and 34 (Director-General of the National Radiation Protection Board)</p> <p>BW: Biosafety Act, No. 7 of 2006, Chapter 2 (Biosafety Council) Animal Health Act, No.1 of 2011, Part II (Chief Veterinary Officer) Plant Act, no. 7 of 2008, section 4 (Department of Agriculture, Water and Forestry)</p>		
12	Interagency review for licenses								
13	Control lists	?	?	<p>NW: Atomic Energy and Radiation Protection Act No. 5 of 2005, Chapter 1 (Definition of radioactive material and nuclear material)</p> <p>BW: Biosafety Act, No. 7 of 2006, section 1 (definitions) Plant Act, no. 7 of 2008, section 1 (definitions)</p>	?	?	<p>NW: Atomic Energy and Radiation Protection Act No. 5 of 2005, Chapter 1, art 16, 33 (Definition of radioactive material and nuclear material)</p> <p>BW: Biosafety Act, No. 7 of 2006, section 1 (definitions) Plant Act, no. 7 of 2008, section 1 (definitions)</p>		
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			?	<p>BW: Biosafety Act, No. 7 of 2006, section 3 Animal Health Act, No.1 of 2011, Part III Plant Quarantine Act, no. 7 of 2008, section 13</p>			?	<p>BW: Biosafety Act, No. 7 of 2006, section 47 Animal Health Act, No.1 of 2011, Part III and section 34 Plant Quarantine Act, no. 7 of 2008, section 21</p>	
21	Trans-shipment control									
22	Re-export control									
23	Control of providing funds	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering) Financial Intelligence Act No. 13 of 2012 (Financing of Terrorism)</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering) Financial Intelligence Act No. 13 of 2012 (Financing of Terrorism)</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering) Financial Intelligence Act No. 13 of 2012 (Financing of Terrorism)</p>	X	X	X	<p>NW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering), Chapter 2 Financial Intelligence Act No. 13 of 2012, Parts 2 and 6 (Financial Intelligence Centre)</p> <p>CW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering), Chapter 2 Financial Intelligence Act No. 13 of 2012, Parts 2 and 6 (Financial Intelligence Centre)</p> <p>BW: Prevention and Combating of Terrorist and Proliferation Activities Act No. 4 of 2014, sections 3, 4 Prevention of Organised Crime Act No. 29 of 2004 (money laundering), Chapter 2 Financial Intelligence Act No. 13 of 2012 (Financing of Terrorism) Financial Intelligence Act No. 13 of 2012, Parts 2 and 6 (Financial Intelligence Centre)</p>	
24	Control of providing transport services			?	<p>BW: Biosafety Act, No. 7 of 2006, section 3</p>			?	<p>BW: Biosafety Act, No. 7 of 2006, section 47</p>	

25	Control of importation	X	?	?	<p>NW: Atomic Energy and Radiation Protection Act No 5 of 2005, section 16 Import and Export Control Act, No.30 of 1994, section 2</p> <p>CW: Import and Export Control Act, No.30 of 1994, section 2</p> <p>BW: Import and Export Control Act, No.30 of 1994, section 2 Biosafety Act, No. 7 of 2006, Chapter 4 Animal Health Act, No.1 of 2011, Part III Plant Quarantine Act, no. 7 of 2008, section 4</p>	X	?	?	<p>NW: Atomic Energy and Radiation Protection Act No 5 of 2005, section 40 Import and Export Control Act, No.30 of 1994, section 4</p> <p>CW: Import and Export Control Act, No.30 of 1994, section 4</p> <p>BW: Import and Export Control Act, No.30 of 1994, section 4 Biosafety Act, No. 7 of 2006, section 47 Animal Health Act, No.1 of 2011, Part III and section 34 Plant Quarantine Act, no. 7 of 2008, section 21</p>
26	Extraterritorial applicability								
27	Other								

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

Can information be provided on the following issues?	YES		Remarks
1 Control lists - items (goods/ equipment/ materials/ technologies)			
2 Control lists - other			
3 Assistance offered			
4 Assistance requested			
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	X	Ms. Selma Ashipala-Musavyi Permanent Secretary, Ministry of Foreign Affairs	
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.