

# 1540 COMMITTEE MATRIX OF PERU

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: **PERU**  
 Date of report: **1 November 2004**  
 Date of first addendum: **24 April 2006**  
 Date of second addendum: **14 January 2008**  
 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 3 March 1970	
2	Nuclear Weapons Free Zone/ Protocol(s)	X	Treaty of Tlatelolco, deposit 4 March 1969	
3	Convention for the Suppression of Acts of Nuclear Terrorism	X	Deposit 29 May 2009	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 11 January 1995	

5	2005 Amendment to the CPPNM	X	Deposit 27 March 2014	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 12 November 1997	
7	Chemical Weapons Convention (CWC)	X	Deposit 20 July 1995	
8	Biological Weapons Convention (BWC)	X	Deposit 5 June 1985	
9	Geneva Protocol of 1925	X	Deposit 13 August 1985	
10	Other Conventions/Treaties	X	State Party to 14 of the 19 universal international conventions and protocols on Counter-terrorism legal instruments against terrorism, including the following relevant to resolution 1540 (2004): <ul style="list-style-type: none"> <li>• 1997 International Convention for the Suppression of Terrorist Bombings</li> <li>• 1999 International Convention for the Suppression of the Financing of Terrorism</li> </ul> Protocol for the Protection of the South East Pacific against Radioactive Contamination Joint Convention on the safe management of nuclear spent fuel and nuclear waste International Health Regulations (2005)	
11	International Atomic Energy Agency (IAEA)	X	Since 1957	
12	Hague Code of Conduct (HCOC)	X	Subscribed 25 November 2002	
13	Other Arrangements			
14	General statement on non-possession of WMD	X	State reports that it does not possess WMD	
15	General statement on commitment to disarmament and non-proliferation	X	State reports that it supports the measures adopted to achieve disarmament and prevent proliferation. <ul style="list-style-type: none"> <li>- Declaration on the South American Zone of Peace and Cooperation (27 July 2002)</li> <li>- Declaration of San Francisco de Quito on the Establishment and Development of the Andean Zone of Peace (12 July 2004)</li> </ul>	
16	General statement on non-provision of WMD and related materials to non-State actors	X	State reports that it considers it essential to address the issue of weapons of mass destruction at the global level, since no country is exempt from the potential of terrorist activities in its territory. It is therefore essential to strengthen measures at the international level to combat that scourge, always in strict respect for human rights. In that regard, we must jointly implement the international instruments on weapons of mass destruction — such as the NPT, the BWC, the CWC and resolution 1540 (2004) — with the goal of preventing the dual use of nuclear material, biological agents and chemical substances, as well as the ability of terrorist groups to manufacture or obtain access to nuclear, biological or chemical weapons.” (Security Council Open Debate “Commemorating the Tenth Anniversary of Resolution 1540 (2004) and Looking Ahead” 7 May 2014	
17	Other <sup>1</sup>	X	Member of: World Health Organization (WHO) World Organisation for Animal Health (OIE) INTERPOL	

			World Customs Organisation (WCO) and its Framework of Standard to Secure and Facilitate Global Trade International Maritime Organisation (IMO) Member of the Organization of American State (OAS) World Bank International Monetary Fund (IMF) Member of the Financial Action Task Force of Latin America (GAFILAT)	
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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				
		N W	C W	B W		N W	C W	B W	if YES, source document	
1	manufacture/produce	X	X	X	<p><b>NW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 in conjunction with Article 1 a) of the Treaty of Tlatelolco and the NPT Law Decree 18133 of 02 March 1970 (Ratification of NPT)"</p> <p><b>CW:</b> Act No. 29239 (29 May 2008), which implements their obligations under the CWC. Regulation of the Act 29239, 15 June 2011 Act No. 26672 of 20 October 1996, Art. 4</p> <p><b>BW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 in conjunction with the BWC Law Decree N° 22299 of 10/03/78 (Ratification of the BWC)</p>		X		<p><b>CW:</b> Penal Code, Art 279 A Regulation of the Act 29239, 15 June 2011, Title IV</p>	
2	acquire	X	X	X	<p><b>NW:</b> 1. Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 in conjunction with Article 1 a) of the Treaty of Tlatelolco and the NPT 2. Law Decree 18133 of 02 March 1970 (Ratification of NPT)</p> <p><b>CW:</b> Act No. 29239 (29 May 2008)</p>		X		<p><b>CW:</b> Penal Code, Art 279 A</p>	

				<p>Regulation of the Act 29239, 15 June 2011 Act No. 26672 of 20 October 1996, Art. 4</p> <p><b>BW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 in conjunction with the BWC Law Decree N° 22299 of 10/03/78 (Ratification of the BWC)</p>			<p>Regulation of the Act 29239, 15 June 2011, Title IV</p>	
3	possess	X	X	?	<p><b>NW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 in conjunction with article 1 b) of the Treaty of Tlatelolco. Law Decree 18133 of 02 March 1970 (Ratification of NPT)</p> <p><b>CW:</b> Act No. 29239 (29 May 2008). Regulation of the Act 29239, 15 June 2011 Act No. 26672 of 20 October 1996, Art. 4</p> <p><b>BW:</b> 1. Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 in conjunction with the BWC 2. Law Decree N° 22299 of 10/03/78 (Ratification of the BWC)"</p>	X	<p><b>CW:</b> Penal Code, Art 279 A Regulation of the Act 29239, 15 June 2011, Title IV</p>	
4	stockpile/store		X	X	<p><b>CW:</b> Act No. 29239 (29 May 2008). Regulation of the Act 29239, 15 June 2011 Act No. 26672 of 20 October 1996, Art. 4</p> <p><b>BW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 in conjunction with the BWC Law Decree N° 22299 of 10/03/78 (Ratification of the BWC)"</p>	X	<p><b>CW:</b> Penal Code, Art 279 A Regulation of the Act 29239, 15 June 2011, Title IV</p>	

5	develop		X	X	<p><b>CW:</b> Act No. 29239 (29 May 2008). Regulation of the Act 29239, 15 June 2011 Act No. 26672 of 20 October 1996, Art. 4</p> <p><b>BW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 in conjunction with the BWC Law Decree N° 22299 of 10/03/78 (Ratification of the BWC)</p>	X		<p><b>CW:</b> Penal Code, Art 279 A</p>
6	transport							
7	transfer		X	X	<p><b>CW:</b> Act No. 26672 of 20 October 1997, Art. 4 Act No. 29239 (29 May 2008)</p> <p><b>BW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 Law Decree N° 22299 of 10/03/78 (Ratification of the BWC)</p>	X	<p><b>CW:</b> Regulation of the Act 29239, 15 June 2011, Title IV Article 279-A of the Penal Code</p>	
8	use	X	X	X	<p><b>NW/CW/BW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 and the International Convention for the Suppression of Terrorist Bombings (with terrorist intent)</p> <p><b>NW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 and the International Convention for the Suppression of Acts of Nuclear Terrorism (with terrorist intent) Supreme Decree 085-2001 RE of 11 February 2001</p> <p><b>CW:</b> Act No. 29239 (29 May 2008) Act No. 26672 of 20 October 199, Art. 4</p> <p><b>BW:</b> Law Decree N° 22299 of 10/03/78</p>	X	<p><b>CW:</b> Regulation of the Act 29239, 15 June 2011, Title IV Article 279-A of the Penal Code</p>	

				Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 and 1925 Geneva Protocol					
9	participate as an accomplice in abovementioned activities	X	X	X	<p><b>NW/CW/BW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 and the International Convention for the Suppression of Terrorist Bombings (with terrorist intent) Supreme Decree 085-2001 RE of 11 February 2001</p> <p><b>CW:</b> Act No. 26672 of 20 October 1996, Art. 4</p>	X	X	X	<p><b>NW/CW/BW:</b> Penal Code Arts. 23/27</p> <p><b>CW:</b> Penal Code, Art 279 A</p>
10	assist in abovementioned activities	X	X	X	<p><b>NW/CW/BW:</b> 1. Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 and the International Convention for the Suppression of Terrorist Bombings (with terrorist intent) 2. Supreme Decree 085-2001 RE of 11 February 2001</p> <p><b>CW:</b> Act No. 26672 of 20 October 1996, Art. 4</p>	X	X	X	<p><b>NW/CW/BW:</b> Penal Code Arts. 23/27</p> <p><b>CW:</b> Penal Code, Art 279 A</p>
11	finance abovementioned activities	X	X	X	<p><b>NW/CW/BW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 and the International Convention for the Suppression of the Financing of Terrorism (with terrorist intent) Decree law 25475 Act against terrorists Art. 4</p> <p><b>CW:</b> Act. 26672, 20 October 1996 Art, 4 d)</p>	X	X	X	<p><b>NW/CW/BW:</b> Decree law 25475 Act against terrorist Art. 4</p>
12	abovementioned activities related to means of delivery <sup>2</sup>		X	X	<p><b>CW:</b> Act No. 29239 (29 May 2008) Regulation of the Act 29239, 15 June 2011</p> <p><b>BW:</b></p>		X		<p><b>CW:</b> Regulation of the Act 29239, 15 June 2011, Title IV</p>

					Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 Law Decree N° 22299 of 10/03/78 (Ratification of the BWC)				
13	involvement of non- State actors in abovementioned activities	X	X	X	<b>NW/CW/BW:</b> Political Constitution of Peru (1993), Chap. II Art. 55 and Art. 56 and the International Convention for the Suppression of Terrorist Bombings (with terrorist intent)  <b>CW:</b> Act No. 26672 of 20 October 1996, Art. 4	X	X	X	<b>NW/CW/BW:</b> Penal Code, Art.10  <b>CW:</b> Penal Code, Art. 279 A
14	Other			X	<b>BW:</b> A task force responsible for preparing a draft regulation on the implementation of the Biological Weapons Convention has been established within the framework of the National Council for the Prohibition of Chemical Weapons (CONAPAQ).	X	X	X	<b>NW/CW/BW:</b> Decree law N° 25475

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



**OP 3 (a) and (b) - Account for/Secure/Physically protect NW, CW and BW, including Related Materials <sup>3</sup>**

	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 *	N W	C W	B W	
1	Measures to account for production	X	X	?				<p><b>NW:</b> INFCIRC/273 Additional Protocol (in force 23 July 2001) Legislative Resolution 26376 (25 October 1994) 4. Supreme Decree No. 009-97-EM (Regulations for radiological security)</p> <p><b>CW:</b> Law No. 29239 of 2008 Regulation of the Act 29239, 15 June 2011</p> <p><b>BW:</b> General Health Act No. 26842 of 1997 Art. 86</p>
2	Measures to account for use	X	X	?	X	X	?	<p><b>NW:</b> INFCIRC/273 Additional Protocol (in force 23 July 2001) Regulations for safeguarding nuclear materials Legislative Resolution 26376 (25 October 1994) Supreme Decree No. 009-97-EM (Regulations for radiological security)</p> <p><b>NW:</b> SD No. 039-2008-EM (Regulations concerning authorization, monitoring, control, violations and penalties related to the Law No. 28028 on the use of radioactive sources Law No. 28028 of 2003, Title VII Annex II, No. 40 Supreme Decree No. 009-97-EM (Regulations for radiological security)</p>

				<p><b>CW:</b> Law No. 29239 of 2008 Regulation of the Act 29239, 15 June 2011</p> <p><b>BW:</b> General Health Act No. 26842 of 1997, Art.86</p>			<p><b>CW:</b> Law No. 29239 of 2008, Art. 26/33 Regulation of the Act 29239, 15 June 2011, Title IV</p> <p><b>BW:</b> National Health Authority National Health Institute (<i>Instituto Nacional de Salud</i>) is responsible for the epidemiological surveillance</p>		
3	Measures to account for storage	X	X	<p><b>NW:</b> INFCIRC/273 Additional Protocol (in force 23 July 2001) Regulations for safeguarding nuclear materials Legislative Resolution 26376 (25 October 1994)5. Supreme Decree No. 009-97-EM (Regulations for radiological security)</p> <p><b>CW:</b> Law No. 29239 of 2008 Regulation of the Act 29239, 15 June 2011</p>	X	X	?	<p><b>NW:</b> SD No. 039-2008-EM (Regulations concerning authorization, monitoring, control, violations and penalties related to the Law No. 28028 on the use of radioactive sources Law No. 28028 of 2003, Title VII Annex II, No. 40: Supreme Decree No. 009-97-EM (Regulations for radiological security)</p> <p><b>CW:</b> Law No. 29239 of 2008, Art. 26/33 Regulation of the Act 29239, 15 June 2011, Title IV</p> <p><b>BW:</b> National Health Authority National Health Institute (<i>Instituto Nacional de Salud</i>) is responsible for the epidemiological surveillance</p>	
4	Measures to account for transport	X	X	X	X	X	X	<p><b>NW/CW/BW:</b> Act No. 28256 regulating the transport by land of hazardous materials and wastes</p> <p><b>NW:</b> Regulations for safeguarding nuclear materials Legislative Resolution 26376 (25 October 1994) Supreme Decree No. 009-97-EM (Regulations for radiological security), Title V</p>	<p><b>NW/CW/BW:</b> Act No. 28256 regulating the transport by land of hazardous materials and wastes Art. 10-13</p> <p><b>NW:</b> SD No. 039-2008-EM (Regulations concerning authorization, monitoring, control, violations and penalties related to the Law No. 28028 on the use of radioactive sources Law No. 28028 of 2003, Title VII Annex II, No. 40: Supreme Decree No. 009-97-EM (Regulations for</p>

								radiological security),	
5	Other measures for accounting								
6	Measures to secure production	X	X	?	<p><b>NW:</b> Act No. 28028 of 2003 governing the use of ionizing radiation Legislative Resolution 26376 (25 October 1994) Supreme Decree No. 009-97-EM (Regulations for radiological security)</p> <p><b>CW:</b> Law No. 29239 of 2008</p> <p><b>BW:</b> General Health Act No. 26842 of 1997 Art. 86</p>	X	X	?	<p><b>NW:</b> Supreme Decree No. 039-2008-EM (Regulations regarding the authorization, taxation, control, offences and sanctions related to the Law No. 28028 on the use of radioactive sources Act No. 28028 of 2003, Title VII</p> <p><b>CW:</b> Law No. 29239 of 2008, Art. 26/33</p> <p><b>BW:</b> National Health Authority National Health Institute (<i>Instituto Nacional de Salud</i>) is responsible for the epidemiological surveillance (<i>vigilancia epidemiológica</i>)</p>
7	Measures to secure use	X	X	?	<p><b>NW:</b> Act No. 28028 of 2003 governing the use of ionizing radiation Legislative Resolution 26376 (25 October 1994) Supreme Decree No. 009-97-EM (Regulations for radiological security)</p> <p><b>CW:</b> Law No. 29239 of 2008</p> <p><b>BW:</b> General Health Act No. 26842 of 1997, Art. 86</p>	X	X	?	<p><b>NW:</b> Supreme Decree No. 039-2008-EM (Regulations regarding the authorization, taxation, control, offences and sanctions related to the Law No. 28028 on the use of radioactive sources Act No. 28028 of 2003, Title VII Supreme Decree No. 009-97-EM (Regulations for radiological security)</p> <p><b>CW:</b> Law No. 29239 of 2008, Art. 26/33</p> <p><b>BW:</b> National Health Authority National Health Institute (<i>Instituto Nacional de Salud</i>) is responsible for the epidemiological surveillance (<i>vigilancia epidemiológica</i>)</p>
8	Measures to secure storage	X	X		<p><b>NW:</b> Act No. 28028 of 2003 governing the use of ionizing radiation</p>	X	X	?	<p><b>NW:</b> Supreme Decree No. 039-2008-EM (Regulations regarding the authorization, taxation, control,</p>

				<p>Legislative Resolution 26376 (25 October 1994) Supreme Decree No. 009-97-EM (Regulations for radiological security)</p> <p><b>CW:</b> Law No. 29239 of 2008</p>			<p>offences and sanctions related to the Law No. 28028 on the use of radioactive sources Act No. 28028 of 2003, Title VII Supreme Decree No. 009-97-EM (Regulations for radiological security)</p> <p><b>CW:</b> Law No. 29239 of 2008, Art. 26/33</p> <p><b>BW:</b> National Health Authority National Health Institute (<i>Instituto Nacional de Salud</i>) is responsible for the epidemiological surveillance (<i>vigilancia epidemiológica</i>)</p>			
9	Measures to secure transport	X	X	X	<p><b>NW/CW/BW:</b> Act No. 28256 regulating the transport by land of hazardous materials and wastes</p> <p><b>NW:</b> Act No. 28028 of 2003 governing the use of ionizing radiation Legislative Resolution 26376 (25 October 1994) Supreme Decree No. 009-97-EM Regulations for radiological security)</p>	X	X	X	<p><b>NW/CW/BW:</b> Act No. 28256 Art. 10/13</p> <p><b>NW:</b> Supreme Decree No. 039-2008-EM (Regulations regarding the authorization, taxation, control, offences and sanctions related to the Law No. 28028 on the use of radioactive sources Act No. 28028 of 2003, Title VII Supreme Decree No. 009-97-EM (Regulations for radiological security)</p>	
10	Other measures for securing	X		X	<p><b>NW:</b> Legislative Resolution 26376 (25 October 1994) Supreme Decree No. 009-97-EM (Regulations pertaining to radiological safety)</p> <p><b>BW:</b> Act No. 27104 of 1999 on the Prevention of Risks deriving from Biotechnology (applies only to GMOs)</p>	X		X	<p><b>NW:</b> Supreme Decree No. 039-2008EM (Regulations concerning authorizations, monitoring, control, violations and penalties to Act No. 28028)</p> <p><b>BW:</b> Regulation of the Act No. 27104 of 1999 on the Prevention of Risks deriving from Biotechnology (applies only to GMOs) (28/10/2002)</p>	
11	Regulations for physical protection of facilities/materials/ transports	X		X	<p><b>NW:</b> Supreme Decree No. 014-2002-EM (Regulations for physical protection of nuclear materials and installations) Supreme Decree No. 039-2008-EM</p>	X		X	<p><b>NW:</b> Supreme Decree No. 039-2008-EM</p>	

					<b>CW:</b> Law No. 29239 of 2008				<b>CW:</b> Law No. 29239 of 2008, Art. 26/33	
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials	X	X	X	<b>NW:</b> Supreme Decree No. 039-2008-EM 2. Act No. 28028 of 2003, Chapter VII  <b>CW:</b> Law No. 29239 of 2008 Regulation of the Act 29239, 15 June 2011, Art. 12-15  <b>BW:</b> Act No. 27104 of 1999 on the Prevention of Risks of Biotechnology that applies to modified living organisms (GMOs) only.	X	X	X	<b>NW:</b> Supreme Decree No. 039-2008-EM Act No. 28028 of 2003, Title VII  <b>CW:</b> Law No. 29239 of 2008, Art. 26/33 Regulation of the Act 29239, 15 June 2011, Title IV  <b>BW:</b> Act No. 27104 on the Prevention of biotechnology risks: applies to modified living organism (GMOs) only	
13	Reliability check of personnel	?			<b>NW:</b> Supreme Decree No. 039-2008-EM 2. Supreme Decree No. 014-2002-EM, Article 20					
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. 28028 of 18 July 2003: Regulatory Agency - Nuclear Energy Institute (IPEN) to verify and inspect nuclear facilities Law Decree No. 21875 (IPEN)	X	Act No. 28028 of 18 July 2003: Regulatory Agency - Nuclear Energy Institute (IPEN) to verify and inspect nuclear facilities Law Decree No. 21875 (IPEN)	
2	IAEA Safeguards Agreements	X	Safeguards Agreement INFCIRC/273, in force 01 August 1979 Additional Protocol, in force 23 July 2001	X	Safeguards Agreement INFCIRC/273, in force 01 August 1979 Additional Protocol, in force 23 July 2001	
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	Revised Supplementary Agreement concerning the Provision of Technical Assistance by the IAEA (signed) Vienna Convention on Civil Liability for Nuclear Damage Convention on Early Notification of a Nuclear	X	Revised Supplementary Agreement concerning the Provision of Technical Assistance by the IAEA (signed) Vienna Convention on Civil Liability for Nuclear Damage Convention on Early Notification of a Nuclear	

			<p>accident  Convention on Early Notification of a Nuclear Accident  Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency  Nuclear Safety Convention  Co-operation Agreement for the Promotion of Nuclear Science and Technology in Latin America and the Caribbean (ARCAL)</p>		<p>accident  Convention on Early Notification of a Nuclear Accident  Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency  Nuclear Safety Convention  Co-operation Agreement for the Promotion of Nuclear Science and Technology in Latin America and the Caribbean (ARCAL)</p>	
7	Additional national legislation/regulations related to nuclear materials including CPPNM					
8	Other					

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

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized ?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	if YES, source document	YES	if YES, source document	
1	National CWC authority	X	Act No. 26672 of 20 October 1996 Law No. 29239 of 2008	X	National Council for the Prohibition of Chemical Weapons (CONAPAQ) Technical Secretariat for CONAPAQ in the Ministry of Production	
2	Reporting Schedule I, II and III chemicals to OPCW	X	Law No. 29239 of 2008	X	Submitted /CONAPAQ	
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	Act No. 27104 of 1999 on the prevention of biotechnology risks Supreme Decree No. 108 of 2002	X	Act No. 27104 art. 12	
2	Other legislation/ regulations related to safety and security of biological materials	X	General Health Act No. 26842 of 1997	X	Law on Health No. 26842 of 1997, Art. 134	
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	<b>NW/CW/BW:</b> General Law of Customs No 1053 Supreme Decree N° 010-2009-EF  <b>CW:</b> Law No. 29239 of 2008 on measures for the control of chemicals substances that could be diverted for the manufacture of chemical weapons	X	X	X	<b>NW/CW/BW:</b> Act No. 26461 of 1995 on Customs Offences- Article 7 Act No. 29239 of 2008 of 29 May 2008, Arts. 26/33 Supreme Decree N° 010-2009-EF General Law of Customs No 1053 Law 28008 on Customs crimes		
2	Technical support of border control measures					X	X		<b>NW/CW:</b> Detectors and other measures developed for the 2008 APEC Summit and 2014 Lima Climate Change COP		
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	?	?	?	<b>NW/CW/BW:</b> General Law of Customs No 1053 Supreme Decree N° 010-2009-EF  <b>CW:</b> Law No. 29239 of 2008	?	?	?	<b>NW/CW/BW:</b> Supreme Decree N° 010-2009-EF Act No.26461 of 1995 on Customs Offence Art. 7 General Law of Customs No 1053  <b>CW:</b> Act No. 29239 of 2008		

4	Enforcement agencies/authorities	X	X	X	<p><b>NW/CW/BW:</b> General Law of Customs No 1053 Supreme Decree Nº 010-2009-EF</p> <p><b>CW:</b> Law No. 29239 of 2008 Art. 12</p>	X	X	X	<p><b>NW/CW/BW:</b> Superintendencia Nacional de Aduanas y de Administración Tributaria” (SUNAT)</p> <p><b>NW:</b> Decree Law no 21875 (Peruvian Institute of Nuclear Energy)</p> <p><b>CW:</b> Act No. 24829 of 1998 Act No. 29239 of 2008 Art. 26/33 Ministry of Production</p>
5	Export control legislation in place	X	X		<p><b>NW:</b> Supreme Decree No. 039-2008-EM (Regulations regarding the authorization, taxation, control, offences and sanctions related to the Law No. 28028 on the use of radioactive sources. Act No. 28028 of 2003: applies only to radioactive sources Single Text of Administrative Procedures approved by Supreme Decree. No. 020-2005-EM</p> <p><b>CW:</b> Law No. 29239 of 2008 Title III, Chapter V</p>	X	X		<p><b>NW:</b> Supreme Decree No. 039-2008-EM 2. Act No. 28028 of 2003, Title VII: applies only to radioactive sources</p> <p><b>CW:</b> “Superintendencia Nacional de Aduanas y de Administración Tributaria” (SUNAT) Act No. 24829 of 1998 Act No. 29239 of 2008 Title III Chapter VI and Title IV Ministry of Production</p>
6	Licensing provisions	X	X		<p><b>NW:</b> Supreme Decree No. 039-2008-EM Act No. 28028 of 2003: applies only to radioactive sources Single Text of Administrative Procedures approved by Supreme Decree. No. 020-2005-EM</p> <p><b>CW:</b> Law No. 29239 of 2008 Art. 12 and 22</p>	X	X		<p><b>NW:</b> Supreme Decree No. 039-2008-EM Act No. 28028 of 2003, Title VII: applies only to radioactive sources</p> <p><b>CW:</b> “Superintendencia Nacional de Aduanas y de Administración Tributaria” (SUNAT) Act No. 24829 of 1998 Act No. 29239 of 2008 Title III Chapter VI and Title IV</p>

							Ministry of Production	
7	Individual licensing	X	X		<p><b>NW:</b> Supreme Decree No. 039-2008-EM. Act No. 28028 of 2003: applies only to radioactive sources Single Text of Administrative Procedures approved by Supreme Decree. No. 020-2005-EM</p> <p><b>CW:</b> Law No. 29239 of 2008 and Regulation (Decree 008-2011), Art 22</p>	X	X	<p><b>NW:</b> Supreme Decree No. 039-2008-EM. Act No. 28028 of 2003, Title VII: applies only to radioactive sources</p> <p><b>CW:</b> Law No. 29239 of 2008, and Regulation (Decree 008-2011) Title III Chapter VI and Title IV</p>
8	General licensing	X			<p><b>NW:</b> Supreme Decree No. 039-2008-EM Act No. 28028 of 2003: applies only to radioactive sources Single Text of Administrative Procedures approved by Supreme Decree. No. 020-2005-EM</p>	X		<p><b>NW:</b> Supreme Decree No. 039-2008-EM 2. Act No. 28028 of 2003, Title VII: applies only to radioactive sources</p>
9	Exceptions from licensing							
10	Licensing of deemed export/visa							
11	National licensing authority	X	X		<p><b>NW:</b> Peruvian Institute of Nuclear Energy (IPEN) established by Law decree No. 21875 (modified by Legislative Decree 158)</p> <p><b>CW:</b> Act No. 29239 of 2008 Art. 12</p>	X	X	<p><b>NW:</b> Technical Office of the National Authority (<i>Oficina Técnica de la Autoridad Nacional</i> (OTAN)) Annex II Act 27757</p> <p><b>CW:</b> Law No. 29239 of 2008 Art. 26/33</p>
12	Interagency review for licenses							
13	Control lists		X	?	<p><b>CW:</b> Supreme Decree No. 119-97-EF of 18 September 1997: specific Customs Tariff subheadings for chemical compounds listed in the CWC Act No. 29239 of 2008</p>		X	<p><b>CW:</b> Act No. 29239 of 2008 Art. 26/33</p>

					<b>BW:</b> General Health Act No. 26842 of 1997 Art. 98				
14	Updating of lists								
15	Inclusion of technologies								
16	Inclusion of means of delivery		X		<b>CW:</b> Law No. 29239 of 2008, Art. 4		X		<b>CW:</b> Law No. 29239 of 2008 and Regulation (Decree 008-2011) Title III Chapter VI and Title IV
17	End-user controls								
18	Catch all clause								
19	Intangible transfers								
20	Transit control	?	X		<b>NW:</b> Supreme Decree No. 014-2002-EM (Regulations for physical protection of nuclear materials and installations)  <b>CW:</b> Law No. 29239 of 2008 and Regulation (Decree 008-2011), Art 23		X		<b>CW:</b> Law No. 29239 of 2008 and Regulation (Decree 008-2011) Title III Chapter VI and Title IV
21	Trans-shipment control		X		<b>CW:</b> Law No. 29239 of 2008, and Regulation (Decree 008-2011) Art 23		X		<b>CW:</b> Law No. 29239 of 2008 and Regulation (Decree 008-2011) Title III Chapter VI and Title IV
22	Re-export control		X		<b>CW:</b> Law No. 29239 of 2008 and Regulation (Decree 008-2011) Art 22 and 23				<b>CW:</b> Law No. 29239 of 2008 and Regulation (Decree 008-2011) Title III Chapter VI and Title IV
23	Control of providing funds	?	?	?	<b>NW/CW/BW:</b> Act No 27693 - Financial Intelligence Unit	X	X	X	<b>NW,CW,BW:</b> Act No 27693 - Financial Intelligence Unit
24	Control of providing transport services	?	?	?	<b>NW/CW/BW:</b> Act. 28256-Regulation on transportation of hazardous materials and waste, Art. 8	?	?	?	<b>NW/CW/BW:</b> Act. 28256-Regulation on transportation of hazardous materials and waste, Art. 10-13

25	Control of importation	X	X	X	<p><b>NW:</b> Act No. 27757 on the prohibition of import of goods, machines and used equipment that contain radioactive sources Regulations for the Act No. 27757 approved by the Supreme Decree No. 001-2004-EM</p> <p><b>CW:</b> Law No. 29239 of 2008 Title III, Chapter V</p> <p><b>BW:</b> Act No. 27104 on the Prevention of biotechnology risks: applies to modified living organism (GMOs) only General Health Act No. 26842 of 1997 Chapter VI ar. 96/98</p>	X	X	X	<p><b>NW:</b> Regulations for the Act No. 27757 approved by the Supreme Decree No. 001-2004-E</p> <p><b>CW:</b> Act No. 29239 of 2008 Title III Chapter VI and Title IV</p> <p><b>BW:</b> Act No. 27104 on the Prevention of biotechnology risks: applies to modified living organism (GMOs) only General Health Act No. 26842 of 1997 Chapter VI ar. 96/98</p>	
26	Extraterritorial applicability									
27	Other			X	<p><b>BW:</b> General Health Act No. 26842 of 1997 Art. 98</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)	X	Supreme Decree No. 119-97-EF of 18 September 1997: specific Customs Tariff subheadings for chemical compounds listed in the CWC	
2	Control lists - other			
3	Assistance offered			
4	Assistance requested			
5	Point of Contact for assistance			
6	Assistance in place (bilateral/multilateral)	X	European Union, OPCW, UNLIREC	
7	Work with and inform industry			
8	Work with and inform the public			
9	Point of Contact			
10	Other <sup>4</sup>	X	A national roundtable on the implementation of Security Council resolution 1540 (2004), organized by the Government of Peru, UNODA and UNLIREC took place on 14 November 2014 in Lima, Peru.	

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