

1540 COMMITTEE MATRIX OF TOGO

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:

TOGO

Date of Report:

8 July 2010

Date of Addendum:

9 October 2014

Last Revised:

February 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 26 February 1970 | |
| 2 | Nuclear Weapons Free Zone/ Protocol(s) | X | Treaty of Pelindaba, deposit 18 July 2000 | |
| 3 | Convention for the Suppression of Acts of Nuclear Terrorism | ? | Signed 15 September 2005 | |
| 4 | Convention on Physical Protection of Nuclear Material (CPPNM) | X | Deposit 7 June 2006 | |

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| 5 | 2005 Amendment to the CPPNM | | | |
| 6 | Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force) | X | Deposit 2 July 2004 | |
| 7 | Chemical Weapons Convention (CWC) | X | Deposit 23 April 1997 | |
| 8 | Biological Weapons Convention (BWC) | X | Deposit 10 November 1976 | |
| 9 | Geneva Protocol of 1925 | X | Deposit 5 April 1971 | |
| 10 | Other Conventions/Treaties | X | <p>State Party to 12 Counter-terrorism of 19 legal instruments to fight against terrorism, including the following relevant to the resolution 1540 (2004)</p> <p>1997 International Convention on Suppression of Terrorist Bombings</p> <p>1999 International Convention on Suppression of Financing of Terrorism</p> <p>OAU Convention on the prevention and combating of terrorism, deposit 27 February 2003</p> <p>International Health Regulation (2005)</p> <p>Bamako Convention on the ban of the import into Africa and the control of trans boundary movement and management of hazardous wastes within Africa, deposit 23 August 1996</p> | |
| 11 | International Atomic Energy Agency (IAEA) | | Since 2012 | |
| 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 | X | State reports that it considers proliferation of weapons of mass destruction as a growing threat to international peace and security | |
| 16 | General statement on non-provision of WMD and related materials to non-State actors | | | |
| 17 | Other ¹ | X | <p>Member of :</p> <p>African Union (AU)</p> <p>Community of Sahel-Saharan States</p> <p>Economic Community Of West African States (ECOWAS)</p> | |

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|--|--|--|---|--|
| | | | Egmont Group Inter-Governmental Action Group against Money Laundering in West Africa International Maritime Organization (IMO) International Monetary Fund (IMF) INTERPOL Organisation for Animal Health (OIE) World Bank Group World Customs Organization (WCO) and signed WCO Declaration on implementation of Framework of Standards to secure and facilitate global trade (SAFE Framework of Standards) World Health Organization (WHO) State Party to the Cotonou Agreement | |
|--|--|--|---|--|

1. Including, as appropriate, information with regard to membership in relevant international, regional or sub-regional organizations.

OP 2 - Nuclear Weapons (NW), Chemical Weapons (CW) and Biological Weapons (BW)

| Does national legislation exist which prohibits persons or entities to engage in one of the following activities ? Can violators be penalized ? | | National legal framework | | | | Enforcement: civil/criminal penalties and others | | | | Remarks |
|--|---------------------|--------------------------|--------|--------|--|--|--------|--------|-------------------------|---------|
| | | YES | | | if YES, source document of national implementation law | YES | | | if YES, source document | |
| | | N W | C W | B W | | N W | C W | B W | | |
| 1 | manufacture/produce | X | X | X | NW: Article 140 of the Constitution in conjunction with NPT and Pelindaba Treaty CW: Article 140 of the Constitution in conjunction with CWC BW: Article 140 of the Constitution in conjunction with BWC | | | | | |
| 2 | acquire | X | X | X | NW: Article 140 of the Constitution in conjunction with NPT and Pelindaba Treaty CW: Article 140 of the Constitution in conjunction with CWC BW: Article 140 of the Constitution in conjunction with BWC | | | | | |
| 3 | possess | X | | | NW: Article 140 of the Constitution in conjunction with NPT and Pelindaba Treaty | | | | | |
| 4 | stockpile/store | X | X | X | NW: Article 140 of the Constitution in conjunction with NPT and Pelindaba Treaty | | | | | |

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|---|-----------|---|---|---|--|---|---|---|--|--|
| | | | | | CW: Article 140 of the Constitution in conjunction with CWC BW: Article 140 of the Constitution in conjunction with BWC | | | | | |
| 5 | develop | X | X | X | NW: Article 140 of the Constitution in conjunction with NPT and Pelindaba Treaty CW: Article 140 of the Constitution in conjunction with CWC BW: Article 140 of the Constitution in conjunction with BWC | | | | | |
| 6 | transport | X | | | NW: Article 140 of the Constitution in conjunction with Pelindaba Treaty | | | | | |
| 7 | transfer | X | X | X | NW: Article 140 of the Constitution in conjunction with Pelindaba Treaty CW: Article 140 of the Constitution in conjunction with CWC BW: Article 140 of the Constitution in conjunction with BWC | | ? | | CW: Article 66 of Togo Criminal Code, on use of harmful substances | |
| 8 | use | X | X | X | NW/CW/BW: Article 140 of the Constitution in conjunction with International Convention for the Suppression of Terrorist Bombings | ? | ? | ? | NW/CW/BW: Article 66 of Togo Criminal Code, on use of harmful substances | |

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| 9 | participate as an accomplice in abovementioned activities | X | X | X | NW/CW/BW: Article 140 of the Constitution in conjunction with International Convention for the Suppression of Terrorist Bombings | ? | ? | ? | NW/CW/BW: Articles 13 and 14 of Togo Criminal Code | |
| 10 | assist in abovementioned activities | X | X | X | NW/CW/BW: Article 140 of the Constitution in conjunction with International Convention for the Suppression of Terrorist Bombings | ? | ? | ? | NW/CW/BW: Articles 13 and 14 of Togo Criminal Code | |
| 11 | finance abovementioned activities | ? | X | X | NW/CW/BW: Article 140 of the Constitution in conjunction with the International Convention for the Suppression of the Financing of Terrorism | ? | ? | ? | NW/CW/BW: Law 2007-16 on money laundering (6 July 2007) Financial intelligence unit established by decree 2008-037/PR of 28 March 2008 | |
| 12 | abovementioned activities related to means of delivery ² | | | X | BW: Article 140 of the Constitution in conjunction with BWC | | | | | |
| 13 | involvement of non-State actors in abovementioned activities | X | X | X | NW/CW/BW: Article 140 of the Constitution in conjunction with International Convention for the Suppression of Terrorist Bombings | | | | | |
| 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 | | | NW: INFCIRC 840 and SQP and Additional Protocol 18 July 2012 | | | | | |
| 2 | Measures to account for use | X | | | NW: INFCIRC 840 and SQP and Additional Protocol 18 July 2012 | | | | | |
| 3 | Measures to account for storage | X | | | NW: INFCIRC 840 and SQP and Additional Protocol 18 July 2012 | | | | | |
| 4 | Measures to account for transport | | | | | | | | | |
| 5 | Other measures for accounting | | | | | | | | | |
| 6 | Measures to secure production | | | | | | | | | |
| 7 | Measures to secure use | | | | | | | | | |
| 8 | Measures to secure storage | | | | | | | | | |
| 9 | Measures to secure transport | | | | | | | | | |
| 10 | Other measures for securing | | | ? | BW: Law No. 99-002 of 12 February 1999 on Animal Health Policy (Quarantine rules) | | | ? | BW: Ministry of Livestock and Fisheries | |

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|----|---|--|--|--|--|--|--|--|--|--|
| 11 | Regulations for physical protection of facilities/materials/ transports | | | | | | | | | |
| 12 | Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials | | | | | | | | | |
| 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 | | | | | |
| 2 | IAEA Safeguards Agreements | X | INFCIRC 840 and SQP and Additional Protocol 18 July 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 | | | | | |
| 6 | Other Agreements related to IAEA | | | | | |
| 7 | Additional national legislation/regulations related to nuclear materials including CPPNM | | | | | |
| 8 | Other | X | Interministerial Committee to implement the Resolution 1540 (2004) created 23 May 2014 | X | Interministerial Committee to implement the Resolution 1540 (2004) created 23 May 2014 | |

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 Foreign Affairs | X | Ministry of Foreign Affairs | |
| 2 | Reporting Schedule I, II and III chemicals to OPCW | X | Initial Declarations submitted | X | Initial Declarations submitted | |
| 3 | Account for, secure or physically protect "old chemical weapons" | | | | | |
| 4 | Other legislation/ regulations controlling chemical materials | | | | | |
| 5 | Other | ? | Decree 2006-023/PR of 8 March 2006 establishing an Office of fertilizers and fertilizers | | | |

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 | ? | Law 2009-007 of 15 May 2009 establishing a Health Code Law 99-002 of 12 February 1999 on Animal Health | ? | Law 2009-007 of 15 May 2009 establishing a Health Code Law 99-002 of 12 February 1999 on Animal Health | |

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: Customs Law 66-22 of 23 December 1966 | X | X | X | NW/CW/BW: Decree 97-104 of 23 July 1997 on Customs Administration Decree 85-142 of 2 September 1985 on organization of Customs | |
| 2 | Technical support of border control measures | | | | | ? | ? | ? | NW/CW/BW: Togo is using system ASYCUDA++ to facilitate Customs procedures | |
| 3 | Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology | | | | | | | | | |
| 4 | Enforcement agencies/authorities | X | X | X | NW/CW/BW: Customs Law 66-22 of 23 December 1966 | X | X | X | NW/CW/BW: Decree 97-104 of 23 July 1997 on Customs Administration Decree 85-142 of 2 September 1985 on organization of Customs | |
| 5 | Export control legislation in place | | | | | | | | | |
| 6 | Licensing provisions | | | | | | | | | |
| 7 | Individual licensing | | | | | | | | | |
| 8 | General licensing | | | | | | | | | |

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| 9 | Exceptions from licensing | | | | | | | | |
| 10 | Licensing of deemed export/visa | | | | | | | | |
| 11 | National licensing authority | | | | | | | | |
| 12 | Interagency review for licenses | | | | | | | | |
| 13 | Control lists | | | | | | | | |
| 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 | ? | X | X | NW/CW/BW: Article 140 of the Constitution in conjunction with the International Convention for the Suppression of the Financing of Terrorism | ? | ? | ? | NW/CW/BW: Law 2007-16 on money laundering (6 July 2007) Financial intelligence unit established by decree 2008-037/PR of 28 March 2008 |
| 24 | Control of providing transport services | | | | | | | | |
| 25 | Control of importation | X | X | X | NW: Customs Law 66-22 of 23 December 1966 Decree 94-08 of 28 December 1994 on verification of importation | X | X | X | NW: Decree 97-104 of 23 July 1997 on Customs Administration Decree 85-142 of 2 September 1985 on organization of Customs Decree 2/MEF/MCPT of 23 January 1995 |

| | | | | | | | | | | |
|----|--------------------------------|--|---|---|---|--|---|---|---|--|
| | | | | | <p>CW: Customs Law 66-22 of 23 December 1966 Decree 94-08 of 28 December 1994 on verification of importation</p> <p>BW: Customs Law 66-22 of 23 December 1966 Decree 94-08 of 28 December 1994 on verification of importation Law No. 99-002 of 12 February 1999 on Animal Health Policy (Quarantine rules)</p> | | | | <p>establishing an interministerial body in charge of monitoring importation verification activities</p> <p>CW: Decree 97-104 of 23 July 1997 on Customs Administration Decree 85-142 of 2 September 1985 on organization of Customs Decree 2/MEF/MCPT of 23 January 1995 establishing an interministerial body in charge of monitoring importation verification activities</p> <p>BW: Decree 97-104 of 23 July 1997 on Customs Administration Decree 85-142 of 2 September 1985 on organization of Customs Decree 2/MEF/MCPT of 23 January 1995 establishing an interministerial body in charge of monitoring importation verification activitiesMinistry of Livestock and Fisheries</p> | |
| 26 | Extraterritorial applicability | | | | | | | | | |
| 27 | Other | | ? | ? | <p>CW: Decree 2006-023/PR of 8 March 2006 establishing an Office of fertilizers</p> <p>BW: Law 2009-007 of 15 May 2009 establishing a Health Code Law 99-002 of 12 February 1999 on Animal Health</p> | | ? | ? | <p>CW: Decree 2006-023/PR of 8 March 2006 establishing an Office of fertilizers</p> <p>BW: Law 2009-007 of 15 May 2009 establishing a Health Code Law 99-002 of 12 February 1999 on Animal Health</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 | | <p>Date of Request: 9 October 2014:</p> <p>Establishment of a continuous dialogue between the Committee and the national focal point on the Committee's activities at the international level.</p> <p>Establishment of a national follow-up and coordination mechanism for monitoring and combating weapons of mass destruction.</p> <p>Campaigns to raise awareness of the conventions on weapons of mass destruction through workshops and seminars, particularly in the country's cities and border towns.</p> <p>Assessment of steps and actions taken by Togo in the implementation of the resolution.</p> <p>Capacity-building for Togolese experts responsible for matters relating to chemical, biological, nuclear and radiological weapons.</p> <p>Acquisition of appropriate monitoring equipment and laboratories.</p> <p>Establishment of a legal and institutional framework for the implementation of resolution 1540 (2004).</p> <p>Capacity-building for the various stakeholders involved in the implementation of resolution 1540 (2004).</p> <p>Organization of working visits by the Committee to meet with civil society organizations, manufacturers, media figures, laboratory technicians, researchers and law enforcement agencies.</p> | |
| 5 | Point of Contact for assistance | | <p>Mr. NINKABOU Tchein (Research Officer, Directorate for Security and Defense Affairs Ministry of Foreign Affairs and Cooperation). Tel: +228-9030-9747 / 9958-6019 / 2240-1005.</p> <p>Email: ninkaboutcheineric@yahoo.fr ; erictchein@gmail.com.</p> | |
| 6 | Assistance in place (bilateral/multilateral) | | | |
| 7 | Work with and inform industry | | | |
| 8 | Work with and inform the public | | | |
| 9 | Point of Contact | | <p>Mr. NINKABOU Tchein (Research Officer, Directorate for Security and Defense Affairs Ministry of Foreign Affairs and Cooperation). Tel: +228-9030-9747 / 9958-6019 / 2240-1005.</p> <p>Email: ninkaboutcheineric@yahoo.fr ; erictchein@gmail.com.</p> | |

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| 10 | Other ⁴ | X | 1. Interministerial Committee to implement the Resolution 1540 (2004) created 23 may 2014 2. Country-specific round-table, organized by the Government of Togo in collaboration with the UN Office for Disarmament Affairs (UNODA) and its Regional Centre for Peace and Disarmament Affairs in Africa (UNREC), 6 June 2014, Lomé, Togo | |
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4. Information may include references to voluntary implementation national action plan and visits to States, at their invitation, by the 1540 Committee.