

APPROVED 1540 COMMITTEE MATRIX

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), 1977 (2011), 2055 (2012) and 2325 (2016). 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.

Matrix entries are only indicators of fact and not indicators of the degree of compliance under resolution 1540 (2004) and its successor resolutions. Thus:

An “X” in any data field signifies only that the 1540 Committee considers that a State has taken the steps required, and/or has provided specific references to the applicable legal basis or executive behaviour as evidence of such steps. An “X” against any data field does not necessarily signify that a State has met in full its 1540 obligations for that data field.

A “?” in any data field signifies that the references to legislative or other measures may not be directly relevant or are incomplete.

A “NA” (Not Applicable) in any data field signifies that the data field is not applicable to that State where through legally binding instruments States specified that they do not possess related materials or facilities.

A blank in any data field signifies that there is insufficient information available to enter an “X” or “?” against a particular data field.

State: **Republic of Cabo Verde**

Date of Report: **29 January 2015**

Dates of Additional Reports:

Date of Approval: **9 December 2020**

I. OP 1 and related matters from OP 5, OP 8 (a), (b), (c) and OP10

Adherence to legally binding instruments, membership of organisations, participation in arrangements and statements made.	Relevant information (i.e. signing, deposit of instrument of 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)	Deposit 24 October 1979	
2	Nuclear Weapons Free Zone/ Protocol(s)	Pelindaba Treaty: Signed 11 April 1996	
3	International Convention for the Suppression of Acts of Nuclear Terrorism		
4	Convention on Physical Protection of Nuclear Material (CPPNM)	Deposit 23 February 2007	
5	2005 Amendment to the CPPNM		
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 1 March 2006	
7	Chemical Weapons Convention (CWC)	Deposit 10 October 2003	
8	Biological Weapons Convention (BWC)	Deposit 20 October 1977	
9	Geneva Protocol of 1925	Deposit 15 May 1991	
10	1997 International Convention for the Suppression of Terrorist Bombings	Deposit 10 May 2002	

11	1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 10 May 2002	
12	2005 Protocol to the Convention for the suppression of unlawful acts against the safety of maritime navigation		
13	2005 Protocol to the Protocol for the suppression of unlawful acts against the safety of fixed platforms located on the continental shelf		
14	2010 Convention on the Suppression of Unlawful Acts Relating to International Civil Aviation		
15	Other relevant regional legally binding instruments	OAU Convention on the Prevention and Combating of Terrorism: Deposit 26 June 2002 Protocol to the OAU Convention on the Prevention and Combating of Terrorism: Signed 27 January 2012	
16	International Atomic Energy Agency (IAEA)	2007: According to IAEA, Cabo Verde's membership has been approved by the IAEA General Conference and will take effect once Cabo Verde deposits the necessary legal instruments with the IAEA	
17	Directly relevant Arrangements	Global Initiative to Combat Nuclear Terrorism (GICNT) 2005 International Health Regulations	
18	Statement on non-provision of WMD and related materials to non-State actors	State reported that it does not provide any support to non-State actors attempting to develop, acquire, manufacture, possess, transport, transfer or use nuclear, chemical or biological weapons and their means of delivery.	
19	Membership in relevant international, regional or sub-regional organisations	African Union (AU) Economic Community of West African States (ECOWAS) Inter-Parliamentary Union (IPU) World Health Organization (WHO) World Organisation for Animal Health (OIE) International Maritime Organization (IMO)	

	<p>World Customs Organization (WCO), and has signed WCO Declaration on implementation of Framework of Standards to secure and facilitate global trade (SAFE Framework of Standards)</p> <p>Inter-Governmental Action Group against Money Laundering in West Africa (GIABA)</p> <p>International Criminal Police Organization (INTERPOL)</p> <p>International Monetary Fund (IMF)</p> <p>World Bank Group</p> <p>Egmont Group</p> <p>State Party to the Cotonou Agreement, as revised (ACP member)</p>	
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II. OP 2 - Nuclear Weapons (NW), Chemical Weapons (CW) and Biological Weapons (BW)

National legislation which prohibits persons or entities to engage in one of the following activities and its enforcement		National legal framework					Enforcement and civil/criminal penalties			Remarks
		X / ?			Source document of national implementation law	X / ?			Source document	
		N W	C W	B W		N W	C W	B W		
1	manufacture	X	X	X	NW/CW/BW: Constitution of the Republic, Article 12(4) ("4. The norms and principles of general or common international law and of international law validly approved or ratified shall, after their entry into force in the order of international and domestic legal order, have precedence over all legislative and normative acts of infra-constitutional value")	X	X	X	NW: Penal Code Article 294 CW: Penal Code Articles 294, 296 (2), 296 (3) (definition of war weapons), Article 296 (4) BW: Penal Code Article 294	
2	acquire	X	X	X	NW/CW/BW: Constitution of the Republic, Article 12 (4) Law No. 31/VIII/2013 of 22 May 2013, Articles 3 and 5, tables 1, 2	X	X	X	NW/CW/BW: Law No. 31/VIII/2013 of 22 May 2013, Articles 90 -100	
3	possess	X	X	X	NW/CW/BW: Constitution of the Republic, Article 12 (4) Law No. 31/VIII/2013 of 22 May 2013, Articles 3 and 5, tables 1, 2	X	X	X	NW/CW/BW: Penal Code Article 294 (2) Law No. 31/VIII/2013 of 22 May 2013, Articles 90 -100	
4	develop	X	X	X	NW/CW/BW: Law No. 31/VIII/2013 of 22 May 2013, Article 90	X	X	X	NW/CW/BW: Law No. 31/VIII/2013 of 22 May 2013, Article 90	

					CW/BW: Constitution of the Republic, Article 12 (4)				
5	transport	X	X	X	NW/CW/BW: Penal Code Article 294(4) Law No. 31/VIII/2013, 22 May 2013, Articles 3 and 5, tables 1, 2	X	X	X	NW/CW/BW: Penal Code Article 294(4) Law No. 31/VIII/2013 of 22 May 2013, Articles 90 -100
6	transfer	X	X	X	NW: Penal Code Article 294(4) Law No. 31/VIII/2013 of 22 May 2013, Articles 3 and 5, tables 1, 2 CW: Constitution of the Republic, Article 12 (4) Law No. 31/VIII/2013 of 22 May 2013, Articles 3 and 5. tables 1, 2 BW: Constitution of the Republic Art, 12 (4) Convention on Terrorist Bombings Law No. 31/VIII/2013 of 22 May 2013, Articles 3 and 5, tables 1, 2	X	X	X	NW/CW/BW: Penal Code Article 294(4) Law No. 31/VIII/2013 of 22 May 2013, Articles 90 -100 Law No. 100/VIII/2013 of 22 May 2013, Articles 90 -100
7	use	X	X	X	NW: Penal Code Article 296 (2) Law No. 31/VIII/2013 of 22 May 2013, Articles 3 and 5, tables 1, 2 Law No. 27/VIII/2013 of 21 January 2013, Article 2 Law No. 119/VIII/2016 of 24 March 2016	X	X	X	NW/CW: Penal Code Articles 296 (2), 315 Law No. 31/VIII/2013 of 22 May 2013, Articles 90 -100 Law No. 27/VIII/2013 of 21 January 2013, Articles 4 and 5 Law No. 119/VIII/2016 of 24 March 2016

					CW/BW: Constitution of the Republic, Article 12 (4) Law No. 31/VIII/2013 of 22 May 2013, Articles 3 and 5, tables 1, 2 Law No. 27/VIII/2013 of 21 January 2013, Article 2 Law No. 119/VIII/2016 of 24 March 2016				BW: Penal Code Articles 296 (2), 299, 315 Law No. 31/VIII/2013 of 22 May 2013, Articles 90 -100 Law No. 27/VIII/2013 of 21 January 2013, Articles 4 and 5 Law No. 119/VIII/2016 of 24 March 2016	
8	attempt to engage in abovementioned activities									
9	participate as an accomplice in abovementioned activities	X	X	X	NW/CW/BW: Constitution of the Republic Art, 12 (4) Convention on Terrorist Bombings					
10	assist in abovementioned activities	X	X	X	NW/CW/BW: Constitution of the Republic, Article 12 (4) Convention on Terrorist Bombings					
11	finance abovementioned activities	X	X	X	NW/CW/BW: Act No. 17/VI/2002 of 16 December 2002 (B.O. No. 36, I Series) Law No. 27/VIII/2013 of 21 January 2013, Article 6 Law No 119/VIII/2016 of 24 March 2016, Article 6 Anti-Money Laundering Law No. 38/VII/2009	X	X	X	NW/CW/BW: Act No. 17/VI/2002, of 16 December 2002 (B.O. No. 36, I Series) Law No. 27/VIII/2013 of 21 January 2013, Article 6 Law No 119/VIII/2016 of 24 March 2016, Article 6 Law No. 12/IX/2012 (Financial Intelligence Unit)	
12	abovementioned activities related to means of delivery ¹		X	X	CW: Constitution of the Republic, Article 12 (4) BW: Constitution of the Republic, Article 12 (4)					

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

III. OP 3 (a) and (b) - Account for/Secure/Physically protect NW, CW and BW, including Related Materials ²

Measures to establish domestic controls to prevent the proliferation of NW, CW, BW, and their means of delivery; controls over related materials		National legal and/or regulatory framework				Enforcement and civil/criminal penalties				Remarks
		X / ?			Source document	X / ?			Source document	
		N W	C W	B W *		N W	C W	B W		
1	Measures to account for production									
2	Measures to account for use	?	?	?	NW/CW/BW: Ministerial Decree 1-F/91 of 25 Jan 1991 (establishing norms and procedures to be abided by industrial enterprises with regards to storage, transport, treatment, use and disposal of biological, chemical and toxic products) Decree-Law No. 26/1997 (regulation concerning the use of toxic, chemical, and phytosanitary)					
3	Measures to account for storage	?	?	?	NW/CW/BW: Ministerial Decree 1-F/91					
4	Measures to account for transport	?	?	?	NW/CW/BW: Ministerial Decree 1-F/91					
5	Measures to secure production									
6	Measures to secure use									
7	Measures to secure storage									
8	Measures to secure transport									
9	Physical protection measures									
10	Personnel Reliability									

2. 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))

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

Measures to establish domestic controls to prevent the proliferation of NW, and their means of delivery; controls over related materials		Source document	Remarks
1	National regulatory authority		
2	Licensing of nuclear installations/entities/ use of materials		
3	IAEA Safeguards Agreements	Safeguards Agreement, signed: 28 June 2005 (not yet in force) Additional Protocol, signed: 28 June 2005 (not yet in force) SQP: Amended 27 March 2006 (not yet in force)	
4	IAEA Code of Conduct on Safety and Security of Radioactive Sources		
5	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources		
6	IAEA Incident and Trafficking Database		
7	Integrated Nuclear Security Support Plan (INSSP) / International Physical Protection Advisory Service (IPPAS)		
8	Applying the physical protection recommendations in INFCIRC/225/Rev.5		

9	Other Agreements related to IAEA		
10	National legislation and regulations related to nuclear material including CPPNM		

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

Measures to establish domestic controls to prevent the proliferation of CW, and their means of delivery; controls over related materials		Source document	Remarks
1	National CWC authority	Ministry of External Relations	
2	Licensing/registration of installations/facilities/ persons/entities/use/ handling of related materials		
3	Old or abandoned chemical weapons		

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

Measures to establish domestic controls to prevent the proliferation of BW, their means of delivery; controls over related materials	Source document	Remarks
<p>1 Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials</p>		

VII. OP 3 (c) and (d) and related matters from OP 6 - Controls of NW, CW and BW, including Related Materials

Border controls and export and trans-shipment controls to prevent the proliferation of nuclear, chemical and biological weapons and their means of delivery including related materials		National legal framework					Enforcement and civil/criminal penalties					Remarks
		X / ?			Source document	X / ?			Source document			
		N W	C W	B W		N W	C W	B W				
1	Border control to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: The General Directorate of Customs has the mandate to forbid that prohibited and restricted products (dangerous for the public health or for the environment) come into the national territory Decree No.4/2010 of 3 June 2010 Decree-Law No. 23/2014	X	X	X	NW/CW/BW: Decree No.4/2010 of 3 June 2010 Decree-Law No. 23/2014			
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: Decree No.4/2010 of 3 June 2010 Decree-Law No. 23/2014	X	X	X	NW/CW/BW: General Directorate of Customs			
3	Border control detection measures					?	?	?	NW/CW/BW: ASYCUDA (Automated System for Customs Data)			
4	Control of brokering											
5	Export control legislation in place	?	?	?	NW: Decree-Law No. 25/98 of 29 June 1998 (International trade restrictions on radioactive products, chemical radioactive products, radioactive isotopes and nuclear material) Law No. 31/VIII/2013, 22 May 2013, Article 90	?	?	?	NW/CW/BW: Law No. 31/VIII/2013, 22 May 2013, Article 90			

				<p>CW: Law No. 31/VIII/2013, 22 May 2013, Article 90 Law No 49/IX/2019 of 27 Feb 2019 (incorporates 6th Amendment to WCO Harmonised System)</p> <p>BW: Decree-Law No. 25/98 of 29 June 1998 (International trade restrictions on specimens for zoology and botany) Law No. 31/VIII/2013, 22 May 2013, Article 90</p>					
6	Licensing provisions and Authority	?	?	?	<p>NW/CW/BW: Decree-Law No. 68/2005 of 31 October 2005 (Chapter III) (Juridical Regime of Foreign Trade / Licensing of Commercial Activities)</p>	?	?	?	<p>NW/CW/BW: General Directorate of Commerce: Ministry of Economy, Growth and Competitiveness</p>
7	Control lists of materials, equipment and technology	?		?	<p>NW/BW: Decree-Law No. 25/98 of 29 June 1998 – restricted and prohibited items list</p>				
8	Intangible technology transfers								
9	Inclusion of means of delivery								
10	End-user controls								
11	Catch all clause	?	?	?	<p>NW/CW/BW: Law No. 31/VIII/2013 of 22 May 2013, Article 90</p>	?	?	?	<p>NW/CW/BW: Law No. 31/VIII/2013 of 22 May 2013, Article 90</p>
12	Transit control								
13	Trans-shipment control								
14	Re-export control								
15	Control over financing of exports/transshipments that would contribute to proliferation								
16	Control over services related to exports/								

	transhipments that would contribute to proliferation including transportation									
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VIII. OP 7 and 8 (d) - Assistance, Work with and inform Industry and Public, and other Information

1	Assistance offered	
2	Assistance Point of Contact (for assistance providers only)	
3	Assistance requested	<p>Date of request: 29 January 2015</p> <p>Cabo Verde is interested to harmonize other legislation or regulations.</p> <p>Interested to learn more about existing control lists (such as the EU's dual-use export control regulations: Council Regulation (EU) No 388/2012 (amends 2009 Council Regulation (EC) No 428/2009) containing the EU Dual-Use List of controlled items).</p> <p>Workshops and seminars on the 1540 UN Resolution issues addressed to the public servant's awareness, in the high schools and universities should be organized in Cabo Verde, with technical UN support.</p>
4	Action taken to work with and inform industry	
5	Action taken to work with and inform the public	
6	Point of Contact	<p>Mr. Joaquim Lopes Maia Jr. (Minister Plenipotentiary, Ministry of External Relations) Tel: +238-260-7887 Email: joaquim.maia@mirex.gov.cv</p>
7	Voluntary National Implementation Action Plan (NAP)	
8	1540 Committee visits to States	