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Permanent Mission of Chile

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REPUBLICA DE CHILE
MINISTERIO DE RELACIONES EXTERIORES
MISION PERMANENTE ANTE LAS NACIONES UNIDAS

Nº 026 /2008

The Permanent Mission of Chile to the United Nations presents its compliments to the Security Council Committee established pursuant to Resolution 1540 (2004) of the United Nations and has the honour to acknowledge receipt of the latter's Note S/AC.44/2007/ODA/OC.79 of 17 October 2007 and forward the attached matrices with complementary information provided by official government agencies.

The Permanent Mission of Chile to the United Nations avails itself of this opportunity to renew to the Security Council Committee established pursuant to Resolution 1540 (2004) of the United Nations of the United Nations the assurances of its highest consideration.



New York, 24 January, 2008

To the Security Council Committee
established pursuant to Resolution 1540 (2004)
United Nations
New York
Fax 917-367.9358

OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b), (c) and OP 10

State: Chile
Date of report: 27 Oct. 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 Dec. 2005
Date of Add.3: 19 April 2006

<i>Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?</i>		<i>YES</i>	<i>If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)</i>	<i>Remarks (information refers to the page of the English version of the report or an official website)</i>
1	General statement on non-possession of WMD		Does not possess biological or chemical weapons	Pages 2, 4 and 6 of Add.3
2	General statement on commitment to disarmament and non-proliferation			
3	General statement on non-provision of WMD and related materials to non-State actors			
4	Biological Weapons Convention (BWC)	X	Deposit 22 April 1980	Page 2 of the report
5	Chemical Weapons Convention (CWC)	X	Deposit 17 July 1996	http://disarmament2.un.org/TreatyStatus.nsf
6	Nuclear Non-Proliferation Treaty (NPT)	X	Ratified 2 May 1995	Page 2 of the report Page 2 of Addendum 2

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to intergovernmental 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 and 1673. 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.

7	Comprehensive Nuclear-Test-Ban Treaty (CTBT)		Ratified 12 July 2000	Page 2 of the report Page 2 of Add.2
8	Convention on Physical Protection of Nuclear Material (CPPNM)		Entered into force on 27 May 1994	http://www.iaea.org/Publications/Documents/conventions/copa.status.pdf
9	Hague Code of Conduct (HCOC)		Signed 25 November 2002	Pages 2 and 5 of the report http://
10	Geneva Protocol of 1925		Deposit 2 July 1935	Page 2 of the report http://disarmament2.un.org/TreatyStatus.nsf
11	International Atomic Energy Agency (IAEA)		Since 1960	http://www.iaea.org/
12	Nuclear-Weapons-Free Zone/Protocol(s)		Tlatelolco Treaty entered into force on 30 May 1994	Page 2 of the report Page 2 of Add.2
13	Other conventions/treaties	X	<p>1. Supreme Decree No. 137 of 13 September 2004 promulgating the Convention on Certain Conventional Weapons (CCWC) of 1980.</p> <p>2. Supreme Decree No. 4 of 9 March 2002 promulgating the Ottawa Convention on Landmines of 1997.</p> <p>3. Inter-American Convention Against the Illicit Manufacturing of and Trafficking in Firearms, Ammunition, Explosives, and Other Related Materials of 1997.</p>	Page 2 of the report
14	Other arrangements			
15	Other	X	<p>1. Agency for the Prohibition of Nuclear Weapons in Latin America and the Caribbean (OPANAL)</p> <p>2. State party to the 12 international conventions and protocols relating to terrorism.</p>	Pages 2 and 3 of the report http://www.un.org/sc/ctc/documents/treatytable.pdf

OP 2 — Biological Weapons (BW)

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 December 2005
Date of Add.3: 19 April 2006

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
1	Manufacture/produce	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 385 of 5 May 1980: promulgation of BWC			Political Constitution of 1980 Decree No. 385
2	Acquire	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 385 of 5 May 1980: promulgation of BWC			Political Constitution of 1980 Decree No. 385
3	Possess	x	Act No. 17, 798 of 6 December 1977, on Arms Control, Art. 3: prohibition of possession of BW, CW and NW	x	Act No. 17,798 of 6 December 1977, on Arms Control: Arts. 13 and 14: penalties for possession of BW, CW and NW	Pages 2 and 3 of Add.3 Act No. 17,798
4	Stockpile/store	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 385 of 5 May 1980: promulgation of BWC			Political Constitution of 1980 Decree No. 385

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
5	Develop	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 385 of 5 May 1980: promulgation of BWC			Political Constitution of 1980 Decree No. 385
6	Transport					
7	Transfer	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 385 of 5 May 1980: promulgation of BWC			Political Constitution of 1980 Decree No. 385
8	Use		1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 385 of 5 May 1980: promulgation of BWC			Political Constitution of 1980 Decree No. 385
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities					
11	Finance a.m. activities					
12	A.m. activities related to means of delivery		1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 385 of 5 May 1980: promulgation of BWC			Political Constitution of 1980 Decree No. 385

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
13	Involvement of non-State actors in a.m. activities	x	Act No. 17,798 of 6 December 1977, on Arms Control, Art. 3: prohibition of possession by individuals of BW, CW and NW	x	Act No. 17,798 of 6 December 1977, on Arms Control: Arts. 13 and 14: penalties for possession by any individuals of BW, CW and NW	Pages 2 and 3 of Add.3 Act No. 17,798
14	Other	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	Page 4 of the report
14	Other: future measures	x	Supreme Decree establishing a national authority for the Biological Weapons Convention of 1972.			

OP 2 — Chemical Weapons (CW)

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 December 2005
Date of Add.3: 19 April 2006

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
1	Manufacture/produce	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Supreme Decree No. 1,764 of 2 December 1996: promulgation of CWC.			Political Constitution of 1980 Supreme Decree No. 1,764
2	Acquire	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Supreme Decree No. 1,764 of 2 December 1996: promulgation of CWC.			Political Constitution of 1980 Supreme Decree No. 1,764
3	Possess	x	Art. 3 of Act 17,798 of 6 December 1977, on Arms Control, prohibits the possession of BW, CW and NW	x	Act No. 17,798 of 6 December 1977, on Arms Control, Arts. 13 and 14: penalties for possession of BW, CW and NW.	Pages 2 and 3 of Add.3 Act No. 17,798

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
4	Stockpile/store	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Supreme Decree No. 1,764 of 2 December 1996: promulgation of the CWC.			Political Constitution of 1980 Supreme Decree No. 1,764
5	Develop	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Supreme Decree No. 1,764 of 2 December 1996: promulgation of CWC.			Political Constitution of 1980 Supreme Decree No. 1,764
6	Transport					
7	Transfer	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Supreme Decree No. 1,764 of 2 December 1996: promulgation of CWC.			Political Constitution of 1980 Supreme Decree No. 1,764
8	Use	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Supreme Decree No. 1,764 of 2 December 1996: promulgation of CWC.			Political Constitution of 1980 Supreme Decree No. 1,764
9	Participate as an accomplice in a.m. activities					

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
10	Assist in a.m. activities	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Supreme Decree No. 1,764 of 2 December 1996: promulgation of CWC.			Political Constitution of 1980 Supreme Decree No. 1,764
11	Finance a.m. activities					
12	A.m. activities related to means of delivery			x		
13	Involvement of non-State actors in a.m. activities	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Supreme Decree No. 1,764 of 2 December 1996: promulgation of CWC - Art. VII. 3. Act No. 17,798 of 6 December 1977, on Arms Control, Art. 3: prohibition of possession by individuals of BW, CW and NW.	x	Act No. 17,798 of 6 December 1977, on Arms Control, Arts. 13 and 14: penalties for possession by individuals of BW, CW and NW.	Pages 2 and 3 of Add.3 Political Constitution of 1980 Supreme Decree No. 1,764 Act No. 17,798
14	Other	?	1. With respect to CWC, Chile is considering a bill to amend Act No. 17,798 on arms control. 2. The bill to amend Act No. 17,798 includes all the provisions required under CWC.	?	1. With respect to CWC, Chile is considering a bill to amend Act No. 17,798 on arms control. 2. The bill to amend Act No. 17,798 includes all the provisions required under CWC	Page 3 of Add.1 Page 9 of Add.3

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
14	Other: future measures	x	Legislation for implementation of the Chemical Weapons Convention as distinct from Act No. 17,798 on Arms Control	x	Legislation for implementation of the Chemical Weapons Convention as distinct from Act No. 17,798 on Arms Control	This draft act was submitted to the Office of the Legal Adviser of the Organization for the Prohibition of Chemical Weapons (OPCW) for review and approval.

OP 2 — Nuclear Weapons (NW)

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 December 2005
Date of Add.3: 19 April 2006

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
1	Manufacture/produce	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 797 of 20 June 1995: promulgation of NPT.			Political Constitution of 1980 Decree No. 797
2	Acquire	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 797 of 20 June 1995: promulgation of NPT.			Political Constitution of 1980 Decree No. 797
3	Possess	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 797 of 20 June 1995: promulgation of NPT. 3. Act No. 17,798 of 6 December 1977, on Arms Control, Art. 3: prohibition of possession of BW, CW and NW	x	Act No. 17,798 of 6 December 1977, on Arms Control, Arts. 13 and 14: penalties for possession of BW, CW and NW	Political Constitution of 1980 Decree No. 797 Act No. 17,798

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
4	Stockpile/store	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 709 of 27 September 1974: promulgation of the Treaty of Tlatelolco.			Political Constitution of 1980 Decree No. 709
5	Develop					
6	Transport					
7	Transfer					
8	Use	x	1. Art. 54 of the Political Constitution of 1980 provides that once promulgated international treaties become part of domestic law. 2. Decree No. 709 of 27 September 1974: promulgation of the Treaty of Tlatelolco.			Political Constitution of 1980 Decree No. 706
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities					
11	Finance a.m. activities					
12	A.m. activities related to means of delivery					
13	Involvement of non-State actors in a.m. activities	x	Act No. 17,798 of 6 December 1977, on Arms Control, Art. 3: prohibition of possession by individuals of BW, CW and NW	x	Act No. 17,798 of 6 December 1977, on Arms Control, Arts. 13 and 14: penalties for possession by individuals of BW, CW and NW	Pages 2 and 3 of Add. 3 Act No. 17,798

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
14	Other	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	Page 4 of the report

OP 3 (a) and (b) — Account for/Secure/Physically protect BW including Related Materials

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 December 2005
Date of Add.3: 19 April 2006

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, indicate source document	YES	If YES, indicate source document	
1	Measures to account for production					
2	Measures to account for use					
3	Measures to account for storage					
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					
11	Regulations for physical protection of facilities/ materials/transports					
12	Licensing/registration of facilities/persons handling biological materials					
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					

<i>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?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties, and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
15	Regulations for genetic engineering work					
16	Other legislation/regulations related to safety and security of biological materials					
17	Other	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	Page 4 of the report

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

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 December 2005
Date of Add.3: 19 April 2006

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, indicate source document	YES	If YES, indicate source document	
1	Measures to account for production					
2	Measures to account for use					
3	Measures to account for storage					
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					
11	Regulations for physical protection of facilities/ materials/ transports					
12	Licensing of chemical installations/entities/use of materials					
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					

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, indicate source document	YES	If YES, indicate source document	
15	National CWC authority	x	Ministry of Defence, Department of National Mobilization (DGMN), Supreme Decree No. 364 of 13 May 1997			Page 4 of the report Page 2 of Add.3 Supreme Decree No. 364
16	Reporting Schedule I, II and III chemicals to OPCW		1. Supreme Decree No. 1,764 of 2 December 1996: promulgation of CWC. 2. Supreme Decree No. 364 of 13 May 1997 establishing the national CWC authority.			
17	Account for, secure or physically protect old chemical weapons					
18	Other legislation/regulations controlling chemical materials					
19	Other	?	1. With respect to CWC, Chile is considering a bill to amend Act No. 17,798 on arms control.		1. With respect to CWC, Chile is considering a bill to amend Act No. 17,798 on arms control.	Page 3 of Add.1
19	Other: future measures	x	Legislation for implementation of the Chemical Weapons Convention as distinct from Act No. 117,798 on Arms Control		Legislation for implementation of the Chemical Weapons Convention as distinct from Act No. 117,798 on Arms Control	

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

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 December 2005
Date of Add.3: 19 April 2006

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, indicate source document	YES	If YES, indicate source document	
1	Measures to account for production	x				http://www.iaea.org/OurWork/SV/Safeguards/sis_table.pdf
2	Measures to account for use	x	INFCIRC/476			
3	Measures to account for storage	x				
4	Measures to account for transport	? x	Transport regulations Decree No.298 of 25 November 1994 Ministry of Transport	? x	Transport regulations	Page 11 of Add.3
5	Other measures for accounting					
6	Measures to secure production	x	Nuclear Security Act No. 18,302 of 16 April 1984, Art. 8	x	Nuclear Security Act No. 18,302 of 16 April 1984, Title IV: infringement and sanctions, Arts. 33 to 48; Title V: civil liability, Arts. 49 to 66	Page 11 of Add.3 Nuclear Security Act No. 18,302
7	Measures to secure use	x	Nuclear Security Act No. 18,302 of 16 April 1984, Art. 20	x		
8	Measures to secure storage	x	Nuclear Security Act No. 18,302 of 16 April 1984, Art. 9	x		
9	Measures to secure transport	x	Nuclear Security Act No. 18,302 of 16 April 1984, Art. 10	x		
10	Other measures for securing	x	Nuclear Security Act No. 18,302 of 16 April 1984, Arts. 12, 18 and 19. Security measures to prevent the loss or theft of nuclear material	x		

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, indicate source document	YES	If YES, indicate source document	
11	Regulations for physical protection of facilities/ materials/ transports	x	1. Supreme Decree No. 87 of 1984 2. Nuclear Security Act No. 18,302 of 16 April 1984, Art. 12	x		Page 2 of Add.2
12	Licensing of nuclear installations/entities/use of materials	x	Nuclear Security Act No. 18,302 of 16 April 1984, Arts. 3 and 13 to 16.	x		Page 11 of Add.3 Nuclear Security Act No. 18,302
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					
15	National regulatory authority	x	Nuclear Energy Commission and Ministry of Mines - Nuclear Security Act No. 18,302 of 16 April 1984, Art. 2			Page 3 of the report Act No. 16,319 of 14 September 1965 - Chilean Nuclear Energy Commission Nuclear Security Act, No. 18,302
16	IAEA Safeguards Agreements	x	Additional protocol in force November 2003			Page 3 of the report
17	IAEA Code of Conduct on Safety and Security of Radioactive Sources	x	Expressed support for the D-G of IAEA			http://www-ns.iaea.org/downloads/nw/meetings/code-conduct-signatories.pdf
18	IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources	x	Contributes to database programme			http://www.iaea.org/About/Policy/GC/GC42/Documents/gc42-17.html
19	Other agreements related to IAEA					

<i>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?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties, and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
20	Additional national legislation/regulations related to nuclear materials including CPPNM					
21	Other	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	Page 4 of the report

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of BW including Related Materials

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 December 2005
Date of Add.3: 19 April 2006

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Border control					
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities					
5	Export control legislation in place					
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Inter-agency review for licences					
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					

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
20	Transit control					
21	Trans-shipment control					
22	Re-export control					
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation					
26	Extraterritorial applicability					
27	Other	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	Page 4 of the report
27	Other: future measures	x	Supreme decree that would establish a national regulatory authority for the 1972 Biological Weapons Convention			

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of CW including Related Materials

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 December 2005
Date of Add.3: 19 April 2006

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Border control			x	National Customs Service	Page 3 of Add.2
2	Technical support of border control measures			x	Training, instruction in procedures, coordination with other agencies and the national authority.	
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology			?	Monitoring of compliance with customs regulations and support of the national authority.	
4	Enforcement agencies/authorities	x	DFL No.329 of 1979 National Customs Service Organization Act	x	National Customs Service - Decision No. 1,110 of 12 April 2000 and Decision 02000 of 30 June 2000	Page 3 of Add.2 Page 3 of Add.3
5	Export control legislation in place			?	Control of foreign trade operations is governed by customs regulations and international trade treaties	Page 3 of Add.2
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority	x	Dept of National Mobilization			Page 3 of the report
12	Inter-agency review for licences					

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
13	Control lists	?	Lists exist of goods subject to control, importers and exporters 1. Supreme Decree No. 1,764 of 2 December 1996: promulgation of CWC. 2. Supreme Decree No. 364 of 13 May 1997 establishing the national authority for CWC	?	A database of risk profiles exists, which includes, inter alia, lists of goods subject to control, importers and exporters	Page 3 of Add. 2
14	Updating of lists	?	The internal databases and lists of the national authority are updated. Supreme Decree No. 364 of 13 May 1997 establishing the national authority for CWC.			Page 4 of Add.2
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control			x	Transit declarations are inspected by customs authorities	Page 4 of Add.2
21	Trans-shipment control			x	Trans-shipment declarations are inspected by customs authorities	
22	Re-export control			x	Customs authorities conduct a physical inspection of re-exported materials when the export documents have been sent electronically.	
23	Control of providing funds					
24	Control of providing transport services					

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
25	Control of importation			x	Import documents are sent electronically. An inspection of the documents is conducted in all cases and a physical inspection is conducted when there are inconsistencies, with the support of the national authority.	Page 4 of Add.2
26	Extraterritorial applicability					
27	Other	?	1. With respect to CWC, Chile is considering a bill to amend Act No. 17,798 on arms control.	?	1. With respect to CWC, Chile is considering a bill to amend Act No. 17,798 on arms control.	Page 3 of Add.1
27	Other: future measures	x	Legislation for implementation of the Chemical Weapons Convention as distinct from Act No. 117,798 on Arms Control	x	Legislation for implementation of the Chemical Weapons Convention as distinct from Act No. 117,798 on Arms Control	

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of NW including Related Materials

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
Date of Add.2: 1 December 2005
Date of Add.3: 19 April 2006

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Border control			x	National Customs Service	Page 3 of Add. 2
2	Technical support of border control measures			x	Coordination with other agencies and the national authority	
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology			?	Monitoring of compliance with customs regulations and support of the national authority	
4	Enforcement agencies/authorities			x	National Customs Service	
5	Export control legislation in place			?	Control of foreign trade operations is governed by customs regulations and international trade treaties	
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Inter-agency review for licences					

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
13	Control lists	?	Lists exist of goods subject to control, importers and exporters	?	A database of risk profiles exists, which includes, inter alia, lists of goods subject to control, importers and exporters	Page 3 of Add.2
14	Updating of lists	?	The internal databases and lists of the national authority are updated.			Page 4 of Add.2
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control			x	Transit declarations are inspected by customs authorities	Page 4 of Add.2
21	Trans-shipment control			x	Trans-shipment declarations are inspected by customs authorities	
22	Re-export control			x	Customs authorities conduct a physical inspection of re-exported materials when the export documents have been sent electronically.	
23	Control of providing funds					
24	Control of providing transport services					

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
25	Control of importation			x	Import documents are sent electronically. An inspection of the documents is conducted in all cases and a physical inspection is conducted when there are inconsistencies, with the support of the national authority.	Page 4 of Add.2
26	Extraterritorial applicability					
27	Other	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	?	Interministerial Working Group (Ministries of Foreign Affairs, the Interior, Defence, Justice, Health, etc.) to consider and submit specific recommendations on legislative and administrative measures, such as export controls and palliative and penal measures	Page 4 of the report

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

State: Chile
Date of report: 27 October 2004
Date of Add.1: 9 May 2005
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Can information be provided on the following issues?		YES		Remarks
1	Control lists — items (goods/equipment/materials/ technologies)			
2	Control lists — other	? x	Amendment to the provisions of Act 17,798 relating to the control of CWC scheduled chemicals Lists of chemicals covered by CWC	Page 9 of Add.3
3	Assistance offered			
4	Assistance requested			
5	Assistance in place (bilateral/ plurilateral/multilateral)			
6	Information for industry		Information relating to the implementation of and obligations under CWC and BWC.	
7	Information for the public		Information relating to the implementation of and obligations under CWC and BWC.	

