

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 the Congo**

Date of Report: **17 September 2012**

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 28 October 1978	
2	Nuclear Weapons Free Zone/ Protocol(s)	Treaty of Pelindaba: Deposit 26 November 2013	
3	International Convention for the Suppression of Acts of Nuclear Terrorism		
4	Convention on Physical Protection of Nuclear Material (CPPNM)		
5	2005 Amendment to the CPPNM		
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 2 September 2014	
7	Chemical Weapons Convention (CWC)	Deposit 4 December 2007	
8	Biological Weapons Convention (BWC)	Deposit 23 October 1978	
9	Geneva Protocol of 1925		
10	1997 International Convention for the Suppression of Terrorist Bombings		
11	1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 20 April 2007	

12	2005 Protocol to the Convention for the suppression of unlawful acts against the safety of maritime navigation	Deposit 28 May 2015	
13	2005 Protocol to the Protocol for the suppression of Unlawful acts against the safety of fixed platforms located on the continental shelf	Deposit 28 May 2015	
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 Terrorism, deposit 10 October 2006 Bamako Convention on the ban of the import into Africa and the control of transboundary movement and management of hazardous wastes within Africa, deposit 25 June 1997	
16	International Atomic Energy Agency (IAEA)	Since 2009	
17	Directly relevant Arrangements		
18	Statement on non-provision of WMD and related materials to non-State actors	State reported that its "authorities have many occasions condemned the activities of WMD and means of delivery proliferation by non-State actors".	
19	Membership in relevant international, regional or sub-regional organisations	Action Group against Money Laundering in Central Africa (GABAC) African Union (AU) Economic Community of Central African States (ECCAS) International Maritime Organization (IMO) International Monetary Fund (IMF) INTERPOL World Organisation for Animal Health (OIE) World Bank Group World Customs Organization (WCO) (SAFE Framework of Standards) World Health Organization (WHO) State Party to the Cotonou Agreement	

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 / ?				
		N W	C W	B W		N W	C W	B W		
1	manufacture	X	X	X	NW/CW/BW: Article 184 of the Constitution in conjunction with NPT, Pelindaba Treaty, CWC and BWC					
2	acquire	X	X	X	NW/CW/BW: Article 184 of the Constitution in conjunction with NPT, Pelindaba Treaty, CWC and BWC					
3	possess	X	X	X	NW/CW/BW: Article 184 of the Constitution in conjunction with Pelindaba Treaty, CWC and BWC					
4	develop	X	X	X	NW/CW/BW: Article 184 of the Constitution in conjunction with Pelindaba Treaty, CWC and BWC					
5	transport	X			NW: Article 184 of the Constitution in conjunction with Pelindaba Treaty					
6	transfer		X	X	CW/BW: Article 184 of the Constitution in conjunction with CWC and BWC					
7	use		X		CW: Article 184 of the Constitution in conjunction with CWC		?	?	CW/BW: Code of water, Article 21 (dump polluting or dangerous for health materials into water needs an authorization from Ministry of water) Code of water, Articles 20 and 91 (sanctions to pollute water)	
8	attempt to engage in abovementioned activities									

9	participate as an accomplice in abovementioned activities								
10	assist in abovementioned activities		X		CW: Article 184 of the Constitution in conjunction with CWC				
11	finance abovementioned activities	X	X	X	NW/CW/BW: Article 184 of the Constitution in conjunction with the 1999 International Convention for the Suppression of the Financing of Terrorism Regulation No. 01/03-CEMAC-UMAC of 11 April 2016 on Preventing and Suppression of Money Laundering and Financing Terrorism	X	X	X	NW/CW/BW: Regulation No. 01/03-CEMAC-UMAC of 11 April 2016 on Preventing and Suppression of Money Laundering and Financing Terrorism Financial Investigation National Agency (Agence Nationale d'Investigation Financière - ANIF)
12	abovementioned activities related to means of delivery ¹		X	X	CW/BW: Article 184 of the Constitution in conjunction with CWC and BWC				

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 / ?			X / ?				
		N W	C W	B W *	N W	C W	B W		
1	Measures to account for production	X	X				<p>NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP. Code of Mines (production of nuclear source material needs an authorization from Ministry of Mines)</p> <p>CW: Law No. 003/91 of 23 April 1991 on Protection of the Environment, Article 57 (Production of potentially Toxic Chemicals needs an authorization from Ministry of Environment)</p>	<p>NW: Code of Mines, Articles 175 to 180 (sanctions) Ministry of Mines</p> <p>CW: Law No. 003/91 of 23 April 1991 on Protection of the Environment, Article 84 (sanctions) Ministry of Environment</p>	
2	Measures to account for use	X	X				<p>NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP</p> <p>CW: Law No. 003/91 of 23 April 1991 on Protection of the Environment, Article 57 (Use of potentially Toxic Chemicals needs an authorization from Ministry of Environment)</p>	<p>CW: Law No. 003/91 of 23 April 1991 on Protection of the Environment, Article 84 (sanctions) Ministry of Environment</p>	
3	Measures to account for storage	X					<p>NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP</p> <p>Code of Mines (storage of nuclear source material needs an authorization from Ministry of Mines)</p>	<p>NW: Code of Mines, Articles 175 to 180 Ministry of Mines</p>	
4	Measures to account for transport	?					<p>NW: Code of Mines (storage of nuclear source</p>	<p>NW: Code of Mines, Articles 175 to 180</p>	

				material needs an authorization from Ministry of Mines)			Ministry of Mines	
5	Measures to secure production	N A		NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP	N A		NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP	
6	Measures to secure use	N A		NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP	N A		NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP	
7	Measures to secure storage	N A		NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP	N A		NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP	
8	Measures to secure transport							
9	Physical protection measures	N A		NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP	N A		NW: INFCIRC/831 and Additional Protocol in force since 28 October 2011. SQP	
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	Law No. 003/91 of 23 April 1991 on Protection of the Environment, Articles 39 to 47 (Facilities where dangerous materials are handled needs an authorization from Ministry of Environment) and 76 to 80 (sanctions) Ministry of Environment	
3	IAEA Safeguards Agreements	INFCIRC/831 and Additional Protocol in force since 28 October 2011	
4	IAEA Code of Conduct on Safety and Security of Radioactive Sources	Supports	
5	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources	Supports	
6	IAEA Incident and Trafficking Database	Participates	
7	Integrated Nuclear Security Support Plan (INSSP) / International Physical Protection Advisory Service (IPPAS)	Approved	
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		
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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 Foreign Affairs and Francophonie	
2	Licensing/registration of installations/facilities/ persons/entities/use/ handling of related materials	Law No. 003/91 of 23 April 1991 on Protection of the Environment, Articles 39 to 47 (Facilities where dangerous materials are handled needs an authorization from Ministry of Environment) and 76 to 80 (sanctions) Ministry of Environment	
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
1 Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials	Law No. 003/91 of 23 April 1991 on Protection of the Environment, Articles 39 to 47 (Facilities where dangerous materials are handled needs an authorization from Ministry of Environment) and 76 to 80 (sanctions) Ministry of Environment	

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: CEMAC Customs Code amended by Regulation No 05/01-UEAC-097-CM-06	X	X	X	NW/CW/BW: CEMAC Customs Code Customs					
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: CEMAC Customs Code amended by Regulation No 05/01-UEAC-097-CM-06	X	X	X	NW/CW/BW: CEMAC Customs Code Customs					
3	Border control detection measures					?	?	?	NW/CW/BW: Use of ASYCUDA ++ system					
4	Control of brokering													
5	Export control legislation in place	?			NW: Code of Mines (exportation of nuclear source material needs an authorization from Ministry of Mines)	?			NW: Code of Mines, Articles 175 to 180 Ministry of Mines					
6	Licensing provisions and Authority	?	?	?	NW/CW/BW: Decree No. 1033 of 14 May 2008 Instituting the cargo tracking document during international transport by sea an authorization from Ministry of Mines) NW: Code of Mines (exportation of nuclear source material needs an authorization from Ministry of Mines)	?	?	?	NW/CW/BW: Decree No. 1033 of 14 May 2008 Instituting the cargo tracking document during international transport by sea NW: Code of Mines, Article 175 to 180 Ministry of Mines					

7	Control lists of materials, equipment and technology	?			NW: Code of Mines (define nuclear source material)	?			NW: Code of Mines (define nuclear source material) Ministry of Mines	
8	Intangible technology transfers									
9	Inclusion of means of delivery									
10	End-user controls									
11	Catch all clause									
12	Transit control	?	?	?	NW/CW/BW: Decree No. 1033 of 14 May 2008 Instituting the cargo tracking document during international transport by sea	?	?	?	NW/CW/BW: Decree No. 1033 of 14 May 2008 Instituting the cargo tracking document during international transport by sea	
13	Trans-shipment control	?	?	?	NW/CW/BW: Decree No. 1033 of 14 May 2008 Instituting the cargo tracking document during international transport by sea	?	?	?	NW/CW/BW: Decree No. 1033 of 14 May 2008 Instituting the cargo tracking document during international transport by sea	
14	Re-export control									
15	Control over financing of exports/transshipments that would contribute to proliferation	X	X	X	NW/CW/BW: Article 184 of the Constitution in conjunction with the 1999 International Convention for the Suppression of the Financing of Terrorism Regulation No. 01/03-CEMAC-UMAC of 11 April 2016 on Preventing and Suppression of Money Laundering and Financing Terrorism	X	X	X	NW/CW/BW: Regulation No. 01/03-CEMAC-UMAC of 11 April 2016 on Preventing and Suppression of Money Laundering and Financing Terrorism Financial Investigation National Agency (Agence Nationale d'Investigation Financière - ANIF)	
16	Control over services related to exports/transshipments that would contribute to proliferation including transportation									

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	
4	Action taken to work with and inform industry	
5	Action taken to work with and inform the public	
6	Point of Contact	Colonel Jean Aimé Ignoumba, Tel: +242-06-9781919, Email: ignoumba@yahoo.fr
7	Voluntary National Implementation Action Plan (NAP)	
8	1540 Committee visits to States	