

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 Haiti
Date of Report:	5 December 2016
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 2 June 1970	
2	Nuclear Weapons Free Zone/ Protocol(s)	Treaty of Tlatelolco: Deposit 23 May 1969	
3	International Convention for the Suppression of Acts of Nuclear Terrorism		
4	Convention on Physical Protection of Nuclear Material (CPPNM)	Signed 9 April 1980	
5	2005 Amendment to the CPPNM		
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 1 December 2005	
7	Chemical Weapons Convention (CWC)	Deposit 22 February 2006	
8	Biological Weapons Convention (BWC)	Signed 10 April 1972	
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 13 January 2010	

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	Inter-American Convention Against Terrorism: Signed 3 June 2002	
16	International Atomic Energy Agency (IAEA)	Member since 7 October 1957	
17	Directly relevant Arrangements	Hague Code of Conduct	
18	Statement on non-provision of WMD and related materials to non-State actors	State reports that it has never authorised nor has it any intention of authorising the transit, transport, passage, use or development in its territory or in its territorial waters of weapons of mass destruction.	
19	Membership in relevant international, regional or sub-regional organisations	World Health Organization (WHO) INTERPOL World Customs Organization (WCO) World Organisation for Animal Health (OIE) Inter-Parliamentary Union (IPU) International Maritime Organization (IMO) Organization of American States (OAS) Caribbean Community (CARICOM) World Bank International Monetary Fund (IMF) Caribbean Financial Action Task Force (CFATF) Cotonou Agreement, as revised (ACP country)	

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		<p>NW: Haiti's Constitution of 1987 with Amendments through 2012, Article 276-2 in conjunction with Article 1 a) of the Treaty of Tlatelolco and Article II of the NPT</p> <p>CW: Constitution, Article 276-2, in conjunction with Article I.1(a) of the CWC</p> <p>Le Moniteur, No. 41-A, 1 June 1989, Decree modifying certain articles of the Decree of 12 January 1988 on the control of firearms, munitions, explosives and other categories of arms located in the national territory, Articles 1 (manufacture), 3 (defines destructive device as "any explosive, incendiary device or poison gas such as bombs...rockets..., and so on")</p>					
2	acquire	X	X		<p>NW: Constitution, Article 276.2, in conjunction with Article 1 a) of the Treaty of Tlatelolco and Article II of the NPT</p> <p>CW: Constitution, Article 276-2, in conjunction with Article I.1(a) of the CWC</p>					
3	possess	X	X		<p>NW: Constitution, Article 276.2, in conjunction with article 1 b) of the Treaty of Tlatelolco</p> <p>CW: Constitution, Article 276-2, in conjunction with</p>		?		<p>CW: Le Moniteur No. 41-A, 1 June 1989: Decree</p>	

				<p>Article I.1(a) of the CWC (retain)</p> <p>Le Moniteur, No. 41-A, 1 June 1989: Decree modifying certain articles of the Decree of 12 January 1988 on the control of firearms, munitions, explosives and other categories of arms located in the national territory, Articles 3, 8</p>				<p>modifying certain articles of the Decree of 12 January 1988 on the control of Firearms, munitions, explosives and other categories of arms located in the national territory, Article 16(d)</p>	
4	develop		X	<p>CW: Constitution, Article 276-2, in conjunction with Article I.1(a) of the CWC</p>					
5	transport								
6	transfer		X	<p>CW: Constitution, Article 276-2, in conjunction with Article I.1(a) of the CWC</p> <p>Le Moniteur, No. 41-A, 1 June 1989: Decree modifying certain articles of the Decree of 12 January 1988 on the control of Firearms, munitions, explosives and other categories of arms located in the national territory, Articles 3, 16(d) (import)</p>			?	<p>CW: Le Moniteur, No. 41-A, 1 June 1989: Decree modifying certain articles of the Decree of 12 January 1988 on the control of Firearms, munitions, explosives and other categories of arms located in the national territory, Article 16(d) (import)</p>	
7	use	X	X	<p>NW: Constitution, Article 276-2, in conjunction with Article 1(a) of the Tlatelolco Treaty</p> <p>CW: Constitution, Article 276-2, in conjunction with Article I.1(b) of the CWC</p> <p>Le Moniteur, No. 41-A, 1 June 1989: Decree modifying certain articles of the Decree of 12 January 1988 on the control of Firearms, munitions, explosives and other categories of arms located in the national territory, Articles 3, 8</p>			?	<p>CW: Le Moniteur, No. 41-A, 1 June 1989: Decree modifying certain articles of the Decree of 12 January 1988 on the control of Firearms, munitions, explosives and other categories of arms in the national territory, Article 8</p>	

8	attempt to engage in abovementioned activities								
9	participate as an accomplice in abovementioned activities								
10	assist in abovementioned activities		X		CW: Constitution, Article 276-2, in conjunction with Article I.1(d) of the CWC				
11	finance abovementioned activities	?	?	?	NW/CW/BW: Law on Money Laundering and Financing of Terrorism (2013)	?	?	?	NW/CW/BW: Law on Money Laundering and Financing of Terrorism (2013) Central Financial Intelligence Unit (UNCREF)
12	abovementioned activities related to means of delivery ¹		X		CW: Constitution, Article 276-2, in conjunction with Article II.1 of the CWC				

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			NW: INFCIRC/681 (in force 9 March 2006) SQP Additional Protocol (in force 9 March 2006)				
2	Measures to account for use	X			NW: INFCIRC/681 (in force 9 March 2006) SQP Additional Protocol (in force 9 March 2006)				
3	Measures to account for storage	X			NW: INFCIRC/681 (in force 9 March 2006) SQP Additional Protocol (in force 9 March 2006)				
4	Measures to account for transport								
5	Measures to secure production	N A			NW: SQP	N A			NW: SQP
6	Measures to secure use	N A			NW: SQP	N A			NW: SQP
7	Measures to secure storage	N A			NW: SQP	N A			NW: SQP
8	Measures to secure transport								
9	Physical protection measures	N A			NW: SQP	N A			NW: SQP

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	INFCIRC/681 (in force 9 March 2006) SQP Additional Protocol (in force 9 March 2006)	
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	A contact point has been designated.	
6	IAEA Incident and Trafficking Database	Participates	
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	Revised Supplementary Agreements Concerning the Provision of Technical Assistance by the IAEA (RSA) (in force 27 April 1989)	

		Co-operation Agreement for the Promotion of Nuclear Science and Technology in Latin America and the Caribbean (ARCAL) (Deposit 5 September 2005)	
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 Foreign Affairs	
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
1	Licensing/registration of installations/facilities/persons/entities/use/handling of materials		

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: Customs Code (1987), as amended, Articles 42 (prohibited imports and exports, including military weapons (armes de guerre) and other goods designated by notice by the Ministry of Economy and Finances), 62 (illicit trafficking)	X	X	X	NW/CW/BW: Customs Code (1987), as amended, Articles 42 (Ministry of Economy and Finances), 46-53 (customs service), 62, 312 (penalties for prohibited imports and exports)					
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: Customs Code (1987), as amended, Articles 46-53 (customs service)									
3	Border control detection measures													
4	Control of brokering													
5	Export control legislation in place			?	CW: Le Moniteur, No. 41-A, 1 June 1989: Decree modifying certain articles of the Decree of 12 January 1988 on the control of firearms, munitions, explosives and other categories of arms located in the national territory, Article 1 (the Armed Forces of Haiti have a monopoly on the export of destructive devices defined as "any explosive, incendiary device or poison gas such as bombs... rockets..., and so on")									
6	Licensing provisions and Authority													

7	Control lists of materials, equipment and technology								
8	Intangible technology transfers								
9	Inclusion of means of delivery								
10	End-user controls								
11	Catch all clause								
12	Transit control								
13	Trans-shipment control								
14	Re-export control								
15	Control over financing of exports/transhipments that would contribute to proliferation								
16	Control over services related to exports/transhipments 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	State reports that it organises regular meetings with all competent national agencies, and a campaign to raise awareness among youth in order to meet its international obligations to address the threat posed to international peace and security.
6	Point of Contact	
7	Voluntary National Implementation Action Plan (NAP)	
8	1540 Committee visits to States	Inter-agency 1540 roundtable with Haitian officials, 26 February 2014, Port-au-Prince, organised by the Government of Haiti and CARICOM