

Translated from Russian

Government of the Kyrgyz Republic

On approval of the Action Plan of the Kyrgyz Republic on Implementation
of Security Council resolution 1540 (2004)

In order to ensure implementation of Security Council resolutions
1540 (2004) and 1977 (2011), the Government of the Kyrgyz Republic
decides that:

1. The Action Plan of the Kyrgyz Republic on Implementation of
Security Council resolution 1540 (2004) (hereinafter referred to as
the Action Plan) set out in the annex hereto shall be adopted;
2. The Ministry of Economic Affairs of the Kyrgyz Republic shall be
responsible for coordination and monitoring of implementation of
the Action Plan;

3. Ministries, government agencies and other state bodies shall:

- Ensure implementation of the Action Plan;
- Submit to the Ministry of Economic Affairs information on implementation of the Action Plan, on a quarterly basis, by the fifteenth day of the month following the reporting period.

4. The Ministry of Economic Affairs shall submit to the Office of the

Government of the Kyrgyz Republic an overview of

implementation of the Action Plan, on a quarterly basis, by the

twenty-fifth day of the month following the reporting period.

5. The Ministry of Foreign Affairs of the Kyrgyz Republic shall

report to the Security Council Committee established pursuant to

resolution 1540 (2004) on the adoption of the Action Plan.

6. Monitoring of execution of this Decision shall be the responsibility of the department of economic affairs and investments; the department of international cooperation; the department of defence, law and order and emergency situations; the department of education; the department of culture and sport; and the department of the agro-industrial complex and the environment of the Office of the Government of the Kyrgyz Republic.

7. The present Decision shall enter into force on the day of its official publication.

Prime Minister

J. Satybaldiev

Adopted by Decision No. 144 of the
Government of the Kyrgyz Republic
of 22 March 2013

**Action Plan of the Kyrgyz Republic on Implementation of
Security Council resolution 1540 (2004)**

Security Council resolution 1540 (2004), adopted on 28 April 2004, is an international legal and political instrument of significance that has the potential to prevent the proliferation of weapons of mass destruction (hereinafter WMD).

The resolution's primary purpose is to establish effective national barriers that prevent non-State actors, especially terrorists, from acquiring WMD and their means of delivery.

The resolution provides for practical measures at the national level to be taken by all States Members of the United Nations to

strengthen their legislative framework and law enforcement practices. These measures provide, above all, for materials related to WMD and their means of delivery to be accounted for, secured and physically protected, their export and transfer across borders to be monitored, and illicit trafficking and brokering to be prevented and countered. The instrument aims to coordinate efforts at the regional and international levels to prevent illicit trafficking in WMD and their means of delivery.

Commitment to non-proliferation of WMD is a fundamental principle of the foreign and domestic policy of the Kyrgyz Republic.

The Kyrgyz Republic supports Security Council resolution 1540 (2004) and is taking consistent measures to implement it.

Kyrgyzstan, which does not possess nuclear, chemical or biological weapons or their means of delivery, is effecting measures to bolster the national export control regime, in accordance with the resolution, and to strengthen oversight and monitoring of the flow of materials and equipment used in the development and manufacture of WMD.

Kyrgyzstan has ratified the primary international agreements on the non-proliferation of WMD: the 1993 Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction (the Chemical Weapons Convention); the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological

(Biological) and Toxin Weapons and on Their Destruction (the Biological Weapons Convention); the Treaty on the Non-Proliferation of Nuclear Weapons (NPT); the Agreement with the International Atomic Energy Agency for the Application of Safeguards in Connection with the Treaty on the Non-Proliferation of Nuclear Weapons and the Additional Protocol thereto; the Treaty on a Nuclear-Weapon-Free Zone in Central Asia; and the Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management. Work to implement these international treaties and agreements is ongoing.

The Export Control Act of the Kyrgyz Republic was signed into law in January 2003. It establishes the principles for

implementing state policy and the legal bases for export control activity carried out by state agencies of the Kyrgyz Republic and individuals and entities engaged in international trade.

A number of secondary laws have been adopted to implement this Act. They set forth procedures for implementation in Kyrgyzstan of export control for controlled goods. Practical border control measures to monitor the transfer of radioactive materials are being taken jointly with donor countries.

At the same time, in order to establish an export control regime in Kyrgyzstan that is in compliance with international regulations; that provides for effective oversight of the handling of goods and technologies related to WMD and their means of delivery; and that

effectively bars non-State actors from gaining access to such weapons and related materials, work on legislation and practical actions requiring productive cooperation on the part of various State authorities must continue and intensify.

This Action Plan of the Kyrgyz Republic on Implementation of Security Council resolution 1540 (2004) was developed to achieve effective cooperation of all state agencies engaged in the implementation of resolution 1540 (2004) and to ensure full implementation of the resolution and increased national capacity to foster non-proliferation and prevent various threats. The Action Plan was developed based on the idea that countries with the appropriate

capacities may, under resolution 1540 (2004), provide assistance to other States that need help in implementing the resolution.

Implementation Plan

No.	Objective	Activity	Responsible body	Deadline	Resources
1. Implementation of paragraph 2 of Security Council resolution 1540 (2004)					
1.1 National legislation					
1	Establish criminal and administrative liability for export control offences	Develop a draft law supplementing the Criminal Code and the Administrative Liability Code of the Kyrgyz Republic	Ministry of Economic Affairs of the Kyrgyz Republic	Fourth quarter of 2013	Budget allocations and expert support from international organizations
2. Implementation of paragraphs 2, 3, 6 and 8 of Security Council resolution 1540 (2004)					
2.1. National legislation					
2	Bring the legislation of the Kyrgyz Republic into alignment with the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction (Chemical Weapons Convention, CWC) to ensure fulfilment by the Kyrgyz Republic of its international obligations and the establishment of an effective system of control for CWC scheduled chemicals.	Develop a draft Decision of the Government of the Kyrgyz Republic containing measures to implement the Chemical Weapons Convention	Ministry of Economic Affairs	Third quarter of 2013	Budget allocations
3	Ensure full implementation by the Kyrgyz Republic of the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological	Develop a draft Decision of the Government determining an authorized body to oversee implementation of the Biological Weapons Convention	Ministry of Economic Affairs, Ministry of Health of the Kyrgyz Republic	Fourth quarter of 2013	Budget allocations

	(Biological) and Toxin Weapons and on Their Destruction (Biological Weapons Convention)	Host informational events to clarify the goals and objectives of the Biological Weapons Convention (forums, meetings, public discussions)	Ministry of Economic Affairs, Ministry of Foreign Affairs of the Kyrgyz Republic, Ministry of Health, Center for Non-proliferation and export control, (in consultation)	Fourth quarter of 2013	Donor assistance to be sought
		Develop a draft Decision of the Government on implementation of the Biological Weapons Convention	Ministry of Economic Affairs, Ministry of Health, Ministry of Agriculture and Reclamation of the Kyrgyz Republic, Center for Non-proliferation and export control (in consultation)	Second quarter of 2013	Necessary expert support
4	Adopt targeted sanctions to address the proliferation of WMD	Adopt national legislative measures to implement Financial Action Task Force (FATF) recommendation 7	State Financial Intelligence Unit of the Government of the Kyrgyz Republic, Ministry of Economic Affairs	Third quarter of 2013	Necessary expert support
3. Implementation of paragraph 3 of Security Council resolution 1540 (2004)					
3.1 National legislation					
5	Consider the benefits of accession by the Kyrgyz Republic to the Convention on the Physical Protection of Nuclear Material	Host discussions on the benefits of accession to the Convention on the Physical Protection of Nuclear Material (panel discussions, inter-agency meetings)	Ministry of Foreign Affairs, State Environmental and Forestry Agency in the Office of the Government of the Kyrgyz Republic,	Second quarter of 2013	Budget allocations
3.2 Practical steps					

6	Prevent unlawful transfers of nuclear and other radioactive materials	1. Equip the Kairagach, Kyzyl-Bel and Manas Airport (VIP terminal) checkpoints and the State Customs Service professional and canine training centre with radiation portal monitors	State Customs Service in the Office of the Government of the Kyrgyz Republic	Fourth quarter of 2013	Donor support has been obtained
		2. Establish priorities with regard to checkpoints in need of radiation portal monitors		Fourth quarter of 2013	Budget allocations
		3. Resolve infrastructure-related issues for priority checkpoints with a view to radiation portal monitor installation		Fourth quarter of 2013	Donor and technical assistance to be sought
		4. Determine the number of portable dosimeters required		Fourth quarter of 2013	
		5. Procure portable dosimeters for customs agencies		Second quarter of 2013	
7	Ensure accounting and control of nuclear materials and radioactive sources	Inventory radioactive sources and compile a register thereof	State Environmental and Forestry Agency, Ministry of Health,	Fourth quarter of 2013	Budget allocations
8	Provide physical protection for radioactive tailings pits and uranium and non-ferrous mining dumps	1. Determine which radioactive material storage sites are in greatest need of physical protection 2. Plan and carry out activities to isolate radioactive storage sites from the environment and set up optimal monitoring systems for such storage areas	Ministry of Emergency Situations, State Environmental and Forestry Agency	By 2015	Budget allocations
4. Implementation of paragraph 6 of Security Council 1540 (2004)					
4.1. National legislation					
9	Establish appropriate, effective national control over export, import, transit and re-export, as well as over any transfers of material subject to export control	Develop a draft Decision of the Government on approval of a national control list	Ministry of Economic Affairs, inter-agency export control working group established by Government Order No. 489-r of 24 November 2007	Third quarter of 2013	Budget allocations

10	Update lists of controlled dual-use goods	Make modifications and amendments to the national control list	Ministry of Economic Affairs	On a regular basis (as necessary)	Budget allocations
5. Implementation of paragraph 7 of Security Council resolution 1540 (2004)					
5.1. Requests for technical assistance from donors and international organizations					
11	Resolve financial, expert and technical assistance matters related to activities contained in the present Action Plan of the Kyrgyz Republic on Implementation of Security Council resolution 1540 (2004)	Develop and send specific requests to donor countries and international organizations in accordance with paragraph 7 of the resolution on assistance in fulfilling the provisions of Security Council resolution 1540 (2004)	Ministry of Economic Affairs, State Customs Service, State Border Service of the Kyrgyz Republic, Ministry of Emergency Situations, Ministry of Health, Ministry of Foreign Affairs, State Environmental and Forestry Agency	Ongoing	Budget allocations
6. Implementation of paragraph 8 of Security Council resolution 1540 (2004)					
6.1. National legislation					
12	Determine procedures for establishing and operating identification centres (expert organizations)	Develop a draft Decision of the Government of the Kyrgyz Republic	Ministry of Economic Affairs, State Customs Service, National Academy of Sciences of the Kyrgyz Republic (in consultation)	Third quarter of 2013	Budget allocations
13	Appropriately account for and secure materials and technology subject to export control during production, use, storage and transport	Develop model in-house corporate export control programmes	Ministry of Economic Affairs Ministry of Energy and Industry of the Kyrgyz Republic	Fourth quarter of 2013	Budget allocations

14	Bring national legislation on radiation materials and sources of ionizing radiation into alignment with international requirements	Develop secondary laws and technical regulations on radioactive materials and sources of ionizing radiation	State Environmental and Forestry Agency	By 2015	Budget allocations
6.2. Practical steps					
15	Meet obligations under the Additional Protocol to the Agreement between the Kyrgyz Republic and the International Atomic Energy Agency (IAEA) for the application of safeguards in connection with the Treaty on the Non-Proliferation of Nuclear Weapons, ratified by Act No. 193 of 1 November 2011 of the Kyrgyz Republic	Draft and send to IAEA an annual report containing updates to the initial application of the Kyrgyz Republic in accordance with article 2 of the Additional Protocol	Ministry of Economic Affairs, Ministry of Health, Ministry of Emergency Situations, Ministry of Foreign Affairs, State Environmental and Forestry Agency	Annually by 15 May of the year following the reporting year	Budget allocations
16	Organize continuing education for ministry and agency staff engaged in implementation of Security Council resolution 1540 (2004) and awareness-raising for entities and individuals engaged in international trade	<ol style="list-style-type: none"> 1. Circulate a request for proposals from Government bodies on training for their staff and for entities and individuals engaged in international trade 2. Compile specific topics and syllabi for training workshops, courses and forums and submit to donor organizations for their consideration 3. Organize training workshops, courses and forums 	Ministry of Economic Affairs, State Customs Service, State Border Service, Ministry of Defence of the Kyrgyz Republic, Ministry of Health, Ministry of Agriculture and Reclamation, Center for Non-proliferation and export control (in consultation)	<ol style="list-style-type: none"> 1. Second quarter of 2013 2. Third quarter of 2013 3. On a regular basis 	Donor assistance to be sought
17	Ensure access to informational resources for entities and individuals, including enterprises, engaged in international trade	Set up a web portal containing a database of international treaties and national legislation on non-proliferation of WMD and informational materials for entities and individuals engaged in international business	National Academy of Sciences, Ministry of Economic Affairs, Center for Non-proliferation and export control (in consultation)	Fourth quarter of 2014	Donor assistance to be sought
18	Set up technical facilities for timely detection and identification of nuclear, chemical and bacteriological materials that could be used in the manufacture of WMD	Establish a network of mobile laboratories for the analysis of nuclear, biological and chemical materials	Ministry of Economic Affairs, Ministry of Health, National Academy of Sciences, State Customs Service, State Border Service	Fourth quarter of 2015	Donor assistance to be sought

		Provide Kyrgyz law enforcement and special services units with biological and chemical protective gear	State Border Service, Ministry of Internal Affairs of the Kyrgyz Republic, Ministry of Emergency Situations, Ministry of Health	Fourth quarter of 2015	Donor assistance to be sought
19	Prevent unlawful circumvention of checkpoints by controlled goods crossing the national borders of Kyrgyzstan	1. Determine which sections of the national border are most in need of technical upgrades 2. Upgrade technical equipment at specific sections of the national border and install security systems	State Border Service	By 2015	Donor technical assistance to be sought
20	Provide opportunities for ongoing training in radiation, chemical and biological safety for staff of the State Customs Service, the Ministry of Internal Affairs and military servicepeople employed in the State Border Service	Set up an interactive Web training portal for staff of the State Customs Service and law enforcement agencies and for military servicepeople employed in the State Border Service	National Academy of Sciences, State Customs Service, State Border Service, Ministry of Internal Affairs, Center for Non-proliferation and export control (in consultation)	By 2014	Donor and technical assistance to be sought
21	Inform the Security Council Committee established pursuant to resolution 1540 (2004) in a timely manner of events, plans and activities taking place in the country related to preventing the proliferation of WMD and to counter-terrorism	Submit regular reports and operational information on legislative changes and measures taken in areas that fall under Security Council resolutions 1540 (2004), 1373 (2001) and 1390 (2002)	Ministry of Economic Affairs, Ministry of Health, Ministry of Defence, State Customs Service, State National Security Committee of the Kyrgyz Republic, State Financial Intelligence Unit, State Border Service, Ministry of Internal Affairs, Ministry of Emergency Situations, through the Ministry of Foreign Affairs	On a regular basis	Budget allocations

22	Establish expert organizations to ensure that controlled goods are appropriately identified by qualified personnel	Provide technical assistance to outfit and train professional identification centre staff	National Academy of Sciences, Ministry of Economic Affairs, Ministry of Foreign Affairs, Center for Non-proliferation and export control (in consultation)	By 2015	Donor assistance to be sought
23	Raise public awareness of the goals and objectives of Security Council resolution 1540 (2004) (transparency, outreach to the public, the scientific and business communities and the mass media)	Conduct information campaigns and cooperate with non-governmental organizations by distributing information and producing television programmes, documentary films and television spots	Ministry of Economic Affairs, Center for Non-proliferation and export control (in consultation)	On a regular basis, depending on donor assistance levels	Donor assistance to be sought