

# 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 Nauru**

**Date of Report:** **4 April 2008**

**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 7 June 1982	
2	Nuclear Weapons Free Zone/ Protocol(s)	South Pacific Nuclear Free Zone Treaty (the Treaty of Rarotonga): Deposit 13 April 1987	
3	International Convention for the Suppression of Acts of Nuclear Terrorism	Deposit 24 August 2010	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	Deposit 12 August 2005	
5	2005 Amendment to the CPPNM	Deposit 14 June 2010	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 12 November 2001	
7	Chemical Weapons Convention (CWC)	Deposit 12 November 2001	
8	Biological Weapons Convention (BWC)	Deposit 5 March 2013	
9	Geneva Protocol of 1925		
10	1997 International Convention for the Suppression of Terrorist Bombings	Deposit 2 August 2005	
11	1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 24 May 2005	

12	2005 Protocol to the Convention for the suppression of unlawful acts against the safety of maritime navigation	Deposit 29 April 2010	
13	2005 Protocol to the Protocol for the suppression of unlawful acts against the safety of fixed platforms located on the continental shelf	Deposit 29 April 2010	
14	2010 Convention on the Suppression of Unlawful Acts Relating to International Civil Aviation		
15	Other relevant regional legally binding instruments		
16	International Atomic Energy Agency (IAEA)		
17	Directly relevant Arrangements		
18	Statement on non-provision of WMD and related materials to non-State actors	State reported that the Government of Nauru not only withholds any support whatsoever to entities — whether State or non-State actors, attempting to develop, acquire, manufacture, possess, transport, transfer or use nuclear, chemical or biological weapons and their means of delivery, but is committed to the greatest extent possible, to opposing such activities.	
19	Membership in relevant international, regional or sub-regional organisations	International Maritime Organisation (IMO) World Health Organisation (WHO) Oceania Customs Organisation INTERPOL FATF-Asia Pacific Group Partnership Agreement between the members of the African, Caribbean and Pacific Group of States and of the European Community and its Member States (Cotonou Agreement) Pacific Transnational Crimes Network	

## 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	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	
2	acquire	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	
3	possess	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A & 54A	
4	develop	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	
5	transport	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	
6	transfer	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	
7	use	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	
8	attempt to engage in abovementioned activities	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 74-75	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 74- 75	

9	participate as an accomplice in abovementioned activities	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 72-76	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 72-76	
10	assist in abovementioned activities	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 72-76	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 72-76	
11	finance abovementioned activities	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Section 3 &10 Anti-Money Laundering Act 2008, Section 2-6	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Section 10 Anti-Money Laundering Act 2008, Section 2-6 Financial Intelligence Unit established Anti-Money Laundering Act 2008, Part 3	
12	abovementioned activities related to means of delivery <sup>1</sup>	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	X	X	X	<b>NW/CW/BW:</b> Counter Terrorism and Organized Crime Act 2004, as amended, Section 70A	

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 <sup>2</sup>**

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><b>NW:</b> INFCIRC/317 and SQP</p> <p><b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 – 24</p> <p><b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 - 24</p>
2	Measures to account for use	X	X					<p><b>NW:</b> INFCIRC/317 and SQP</p> <p><b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 – 24</p> <p><b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 - 24</p>
3	Measures to account for storage	X	X					<p><b>NW:</b> INFCIRC/317 and SQP</p> <p><b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 – 24</p> <p><b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 - 24</p>
4	Measures to account for transport	X	X		X	X		<p><b>NW:</b> Counter Terrorism and Organized Crime Act of 2004 as amended, Sections 48: permit required to transport</p> <p><b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 - 24</p> <p><b>NW:</b> Counter Terrorism and Organized Crime Act of 2004 as amended, Sections 48: Cabinet issues permit</p> <p><b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 - 24</p>
5	Measures to secure production	N A			N A			<p><b>NW:</b> SQP</p> <p><b>NW:</b> SQP</p>

6	Measures to secure use	N A				<b>NW:</b> SQP	N A				<b>NW:</b> SQP	
7	Measures to secure storage	N A				<b>NW:</b> SQP	N A				<b>NW:</b> SQP	
8	Measures to secure transport											
9	Physical protection measures	N A				<b>NW:</b> SQP	N A				<b>NW:</b> 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		
3	IAEA Safeguards Agreements	Safeguards Agreement 13 April 1984 and SQP	
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		
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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	Chemical Weapon Convention Act 2012, Section 7 Chemical Weapons Authority under Department of Foreign Affairs and Trade	
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	Public Health Ordinance 19252. Health Services Act 1991	

**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 /?			
		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	<b>NW/CW/BW:</b> Customs Act 2014, Section 21-27, Part 5	X	X	X	<b>NW/CW/BW:</b> Customs Act 2014, Section 4, Part 13 The Republic of Nauru Customs Offices Department of Justice and Border Control
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	<b>NW/CW/BW:</b> Customs Act 2014, Section 52-56	X	X	X	<b>NW/CW/BW:</b> Customs Act 2014, Part 5 & 13 The Republic of Nauru Customs Offices
3	Border control detection measures	X	X	X	<b>NW/CW/BW:</b> Customs Act 2014, Part 5 & 13-14	X	X	X	<b>NW/CW/BW:</b> Customs Act 2014, Part 5 & 13-14
4	Control of brokering	X	X	X	<b>NW/CW/BW:</b> Customs Act 2014, Section 295-300	X	X	X	<b>NW/CW/BW:</b> Customs Act 2014, Section 295-300
5	Export control legislation in place	X	X	X	<b>NW/CW/BW:</b> Customs Act 2014, Section 92 (prohibited exports)  <b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 48 and 49  <b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 - 24	X	X	X	<b>NW/CW/BW:</b> Customs Act 2014, Section 92 (prohibited exports), Part 11 (penalties)  <b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 48 and 49  <b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 - 24
6	Licensing provisions and Authority	X	X		<b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Section 48 (4)	X	X		<b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Section 48 (4)

					<b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 - 24					<b>CW:</b> Chemical Weapon Convention Act 2012, Part 5, Section 15 - 24 National Authority- Ministry of Foreign Affairs and Trade	
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	X			<b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 48	X				<b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 48	
13	Trans-shipment control	X			<b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 48	X				<b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 48	
14	Re-export control	?			<b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 48	?				<b>NW:</b> Counter Terrorism and Organized Crime Act 2004 as amended, Sections 48	
15	Control over financing of exports/transshipments that would contribute to proliferation										
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	
7	Voluntary National Implementation Action Plan (NAP)	
8	1540 Committee visits to States	