

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 Niger**

Date of Report: **23 October 2008**

Dates of Additional Reports: **30 July 2020**

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 9 October 1992	
2	Nuclear Weapons Free Zone/ Protocol(s) Pelindaba Treaty: Deposit 22 February 2017	
3	International Convention for the Suppression of Acts of Nuclear Terrorism Deposit 2 July 2008	
4	Convention on Physical Protection of Nuclear Material (CPPNM) Deposit 19 August 2004	
5	2005 Amendment to the CPPNM Deposit 4 May 2007	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force) Deposit 9 September 2002	
7	Chemical Weapons Convention (CWC) Deposit 9 April 1997	
8	Biological Weapons Convention (BWC) Deposit 23 June 1972	
9	Geneva Protocol of 1925 Deposit 5 April 1967	
10	1997 International Convention for the Suppression of Terrorist Bombings Deposit 26 October 2004	
11	1999 International Convention for the Suppression of the Financing of Terrorism Deposit 30 September 2004	

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	Signed 27 June 2018	
15	Other relevant regional legally binding instruments		
16	International Atomic Energy Agency (IAEA)	Member since 1969	
17	Directly relevant Arrangements	The Hague Code of Conduct against Ballistic Missile Proliferation (HCoC)	
18	Statement on non-provision of WMD and related materials to non-State actors		
19	Membership in relevant international, regional or sub-regional organisations	<ul style="list-style-type: none"> African Union ECOWAS Central Bank of West African States Community of Sahel-Saharan States Inter-Governmental Action Group against Money Laundering in West Africa International Monetary Fund (IMF) INTERPOL World Organisation for Animal Health (OIE) West African Economic and Monetary Union 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 / ?			Source document	
		N W	C W	B W		N W	C W	B W		
1	manufacture	X	X	X	NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 7 Constitution, article 171 in conjunction with NPT and Pelindaba Treaty CW/BW: Constitution, article 171 in conjunction with CWC and BTWC	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Title VI Penal Code, article 399-16	
2	acquire	X	X	X	NW/CW/BW: Constitution, article 171 in conjunction with NPT, Pelindaba Treaty, CWC and BTWC					
3	possess	X	X	X	NW/CW/BW: Constitution, article 171 in conjunction with Pelindaba Treaty, CWC and BTWC NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 7	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Title VI Penal Code, article 399-16 (for nuclear device and nuclear materials)	
4	develop	X	X	X	NW/CW/BW: Constitution, article 171 in conjunction with Pelindaba Treaty, CWC and BTWC					
5	transport	X	X	X	NW/CW/BW: Penal Code, articles 399-10 (transport of NW, CW, BW and nuclear materials by ship or land)	X	X	X	NW/CW/BW: Penal Code, articles 399-10 (transport of NW, CW, BW and nuclear materials by ship or land)	

					vehicle) and 399-16-1 (transport of nuclear materials from or to a foreign country) NW: Constitution, article 171 in conjunction with Pelindaba Treaty				vehicle) and 399-16-1 (transport of nuclear materials from or to a foreign country)	
6	transfer	X	X	X	NW/CW/BW: Constitution, article 171 in conjunction with NPT, CWC and BTWC NW: Penal Code, article 399-16-1 (especially nuclear materials)	X			NW: Penal Code, article 399-16-1 (especially nuclear materials)	
7	use	X	X	X	NW/CW/BW: Penal Code, article 399-9 (use of NW, CW, BW against ship or land vehicle) CW/BW: Constitution, article 171 in conjunction with CWC Penal Code, articles 399-15 b (terrorism bombing), 399-4 to 399-6 (terrorism against or in airport using “device or substance”) NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 7 Penal Code, article 399-16 (nuclear terrorism)	X	X	X	NW/CW/BW: Penal Code, article 399-9 (use of NW, CW, BW against ship or land vehicle) CW/BW: Penal Code, articles 399-15 b (terrorism bombing), 399-4 to 399-6 (terrorism against or in airport using “device or substance”) NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Title VI Penal Code, article 399-16 (nuclear terrorism)	
8	attempt to engage in abovementioned activities	X	X	X	NW/CW/BW: Penal Code, article 2	X	X	X	NW/CW/BW: Penal Code, article 2	
9	participate as an accomplice in abovementioned activities	X	X	X	NW/CW/BW: Penal Code, articles 339-16-2 and 339-16-3	X	X	X	NW/CW/BW: Penal Code, articles 339-16-2 and 339-16-3	
10	assist in abovementioned activities	X	X	X	NW/CW/BW: Constitution, article 171 in conjunction with NPT, CWC and BTWC	X	X	X	NW/CW/BW: Penal Code, articles 339-16-2 and 339-16-3	

					Penal Code, articles 339-16-2 and 339-16-3				
11	finance abovementioned activities	X	X	X	NW/CW/BW: Penal Code, article 339-17 Law 2004-41 of 8 June 2004 on fight against money laundering, article 26-9 (financing terrorism)	X	X	X	NW/CW/BW: Penal Code article 339-17 National Office on Financial Data Processing (Cellule Nationale de Traitement des Informations Financieres – CENTIF)
12	abovementioned activities related to means of delivery ¹		X	X	CW/BW: Constitution, article 171 in conjunction with CWC and BTWC				

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 / ?			Source document	X / ?			Source document	
		N W	C W	B W *		N W	C W	B W		
1	Measures to account for production	X			NW: INFCIRC/664 Additional Protocol Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III, IV and VI National Centre for Radioprotection	
2	Measures to account for use	X			NW: INFCIRC/664 Additional Protocol Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III, IV and VI National Centre for Radioprotection Penal Code, article 399-16-1	
3	Measures to account for storage	X			NW: INFCIRC/664 Additional Protocol Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III, IV and VI National Centre for Radioprotection	
4	Measures to account for transport	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 15	X	?	?	NW/CW/BW: Penal Code, article 399-10 (unlawful transport of NW, CW, BW and nuclear material by ship or land vehicle) NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles IV and VI National Centre for Radioprotection	

5	Measures to secure production	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 19	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III, IV and VI National Centre for Radioprotection	
6	Measures to secure use	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 19	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III, IV and VI National Centre for Radioprotection	
7	Measures to secure storage	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 19	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III, IV and VI National Centre for Radioprotection	
8	Measures to secure transport	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, articles 19 to 21	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III, IV and VI National Centre for Radioprotection	
9	Physical protection measures	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, articles 19 to 21	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III, IV and VI National Centre for Radioprotection	
10	Personnel Reliability	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III and VI	X		NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III and VI	

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	Law 2006-18 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation establishes the National Centre for Radioprotection.	
2	Licensing of nuclear installations/entities/ use of materials	Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Titles III and VI	
3	IAEA Safeguards Agreements	Safeguards agreement in force since 16 February 2005 Additional Protocol in force since 2 May 2007	
4	IAEA Code of Conduct on Safety and Security of Radioactive Sources	Notification pursuant to GC(47)/RES/7.B Point of contact designated	
5	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources	Notification on Supplementary Guidance pursuant to GC(48)/RES/10.D	
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	Complementary agreement of 14 August 1989 with IAEA on technical assistance supply Member State of the African Regional Cooperative Agreement for Research, Development and Training Related to Nuclear Science and Technology (AFRA)	

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	National Committee for Collection and Control of Illicit Weapons	
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	X	X	X	NW/CW/BW: Customs directorate Police NW: Penal Code, article 399-16-1	
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: Customs code	X	X	X	NW/CW/BW: Customs directorate Police NW: Penal Code, article 399-16-1	
3	Border control detection measures					?	?	?	NW/CW/BW: Use of ASYCUDA++ system	
4	Control of brokering									
5	Export control legislation in place	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 15	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, Title VI National Centre for Radioprotection Penal Code, article 399-16-1	
6	Licensing provisions and Authority	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 15	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 15	

									National Centre for Radioprotection	
7	Control lists of materials, equipment and technology									
8	Intangible technology transfers									
9	Inclusion of means of delivery									
10	End-user controls	X			NW: Law 2006-17 of 21 June 2006 on Nuclear Safety and Security and on Protection against Ionizing Radiation, article 15					
11	Catch all clause									
12	Transit control									
13	Trans-shipment control									
14	Re-export control									
15	Control over financing of exports/transshipments that would contribute to proliferation	X	X	X	NW/CW/BW: Penal Code, articles 339-17 Law 2004-41 of 8 June 2004 on fight against money laundering, article 26-9 (financing terrorism)	X	X	X	NW/CW/BW: Penal Code, articles 339-17 National Office on Financial Data Processing (Cellule Nationale de Traitement des Informations Financieres – CENTIF)	
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 Bako Boubacar Tel: +227-20-72-60-37 / +227-96-26- 49-25 Email: bakoboubacar@gmail.com
7	Voluntary National Implementation Action Plan (NAP)	Submitted 14 March 2014
8	1540 Committee visits to States	Workshop on export controls for 1540-related materials by the countries of the "G5 Sahel Group", 27-28 July 2016, Niamey Visit by the 1540 Committee to the Republic of Niger, 13-17 January 2014