

# 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 (23016). 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.

<b>State:</b>	<b>Republic of Portugal</b>
<b>Date of Report:</b>	<b>28 October 2004</b>
<b>Dates of Additional Reports:</b>	<b>5 December 2005</b> <b>15 December 2010</b>
<b>Date of Approval:</b>	<b>9 December 2020</b>

## 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 15 December 1977	
2	Nuclear Weapons Free Zone/ Protocol(s)		
3	International Convention for the Suppression of Acts of Nuclear Terrorism	Deposit 25 September 2014	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	Deposit 6 October 1991	
5	2005 Amendment to the CPPNM	Deposit 26 November 2010	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 26 June 2000	
7	Chemical Weapons Convention (CWC)	Deposit 10 September 1996	
8	Biological Weapons Convention (BWC)	Deposit 15 May 1972	
9	Geneva Protocol of 1925	Deposit 1 July 1930	
10	1997 International Convention for the Suppression of Terrorist Bombings	Deposit 10 November 2001	

11	1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 18 October 2002	
12	2005 Protocol to the Convention for the suppression of unlawful acts against the safety of maritime navigation	Deposit 1 September 2005	
13	2005 Protocol to the Protocol for the suppression of unlawful acts against the safety of fixed platforms located on the continental shelf	Deposit 1 September 2015	
14	2010 Convention on the Suppression of Unlawful Acts Relating to International Civil Aviation		
15	Other relevant regional legally binding instruments	EURATOM Treaty European Convention on the suppression of terrorism	
16	International Atomic Energy Agency (IAEA)	Member since 26 October 1957	
17	Directly relevant Arrangements	Nuclear Suppliers Group (NSG) Australia Group (AG) Missile Technology Control Regime (MTCR) Zangger Committee (ZC) Wassenaar Arrangement (WA) Proliferation Security Initiative (PSI) Global Initiative to Combat Nuclear Terrorism (GICNT) Global Partnership against the Spread of Weapons and Materials of Mass Destruction	
18	Statement on non-provision of WMD and related materials to non-State actors	The State reports that it does not provide any form of support to non-State actors that attempt to develop, acquire, manufacture, possess, transport, transfer or use nuclear, chemical or biological weapons and their means of delivery. It also reports that according to its Law 17/2011 from 3 of May and in light of the National Strategy against Terrorism it is an offence to promote or initiate a group, organization or terrorist organization, to adhere or support it, to lead a group, organization or terrorist association, to practice preparatory acts for the constitution of such a group, or for the practice of crimes referred to in this Law. This includes acts involving the intention to cause danger through fire, explosions, release of radioactive or toxic gases or substances, research and devices of biological or chemical weapons and use of nuclear energy	

19	Membership in relevant international, regional or sub-regional organisations	NATO Senior Group on Proliferation (SGP) Member of the NATO-Russia Council (NRC) Member of the Euro Atlantic Partnership Council (EAPC) European Union (EU) Financial Action Task Force against Money Laundering (FATF) International Maritime Organization (IMO) International Monetary Fund (IMF) Inter-Parliamentary Union (IPU) INTERPOL Organization for Security and Cooperation in Europe (OSCE) World Bank Group World Customs Organization (WCO) World Health Organization (WHO) World Organization for Animal Health (OIE)	
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## 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	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013), as amended, Art. 4 and 86</p> <p><b>NW/CW:</b> Art. 275º of the Portuguese Penal Code</p>	X	X	X	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86</p> <p><b>NW/CW:</b> Art. 275º of the Portuguese Penal Code</p>	
2	acquire	X	X	X	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86</p> <p><b>NW/CW:</b> Art. 275º of the Portuguese Penal Code</p>	X	X	X	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86</p> <p><b>NW/CW:</b> Art. 275º of the Portuguese Penal Code</p>	
3	possess	X	X	X	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86</p> <p><b>NW/CW:</b> Art. 275º of the Portuguese Penal Code</p>	X	X	X	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86</p> <p><b>NW/CW:</b> Art. 275º of the Portuguese Penal Code</p>	
4	develop	X	X	X	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions, as amended, Chapter 10, Section I, Arts. 4 and 86</p>	X	X	X	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions, as amended, Chapter 10, Section I, Arts. 4 and 86</p> <p><b>NW/CW:</b> Art. 275º of the Portuguese Penal Code</p>	

					<b>CW/BW:</b> Law 52/2003 of 22 August 2003 as amended through 2015 (by Law No. 60/2015 of 24 June)				<b>CW/BW:</b> Law 52/2003 of 22 August 2003 as amended through 2015 (by Law No. 60/2015 of 24 June)	
5	transport	X	X	X	<b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013), as amended, Art. 4 and 86  <b>NW/CW:</b> Art. 275º of the Portuguese Penal Code	X	X	X	<b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86  <b>NW/CW:</b> Art. 275º of the Portuguese Penal Code	
6	transfer	X	X	X	<b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86  <b>NW/CW:</b> Art. 275º of the Portuguese Penal Code	X	X	X	<b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86  <b>NW/CW:</b> Art. 275º of the Portuguese Penal Code	
7	use	X	X	X	<b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86 Law 52/2003 of 22 August 2003 as amended through 2015 (by Law No. 60/2015 of 24 June)  <b>NW/CW:</b> Art. 272º of the Portuguese Penal Code	X	X	X	<b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) as amended, Art. 4 and 86 Law 52/2003 of 22 August 2003 as amended through 2015 (by Law No. 60/2015 of 24 June)  <b>NW/CW:</b> Art. 272º of the Portuguese Penal Code  <b>BW:</b> Penal Code, Art. 283, [Spreading disease, analysis of change or prescription; 1 - Whoever: a) Propagates contagious disease; ... and thus create serious danger to life or danger to another person's physical integrity is punished with imprisonment 1-8 years.]	

8	attempt to engage in abovementioned activities	X	X	X	<b>NW/CW/BW:</b> The Portuguese Penal Code, General part, Arts. 22, 23	X	X	X	<b>NW/CW/BW:</b> The Portuguese Penal Code, General part, Arts. 22, 23
9	participate as an accomplice in abovementioned activities	X	X	X	<b>NW/CW/BW:</b> The Portuguese Penal Code, General part, Art. 26 (Authorship: ...directly participates in its execution, in agreement or together with other person, is punishable as principal, if there has been execution or the beginning of execution) Art. 27 ( Complicity: He who, intentionally or in whatever form, materially or morally helps other person to perform an intentional act, is punishable as accomplice) Law 52/2003 of 22 August 2003 as amended through 2015 (by Law No. 60/2015 of 24 June)	X	X	X	<b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) Law 52/2003 of 22 August 2003 as amended through 2015 (by Law No. 60/2015 of 24 June)
10	assist in abovementioned activities	X	X	X	<b>NW/CW/BW:</b> The Portuguese Penal Code, General part. Art. 26 Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) Law 52/2003 of 22 August 2003, as amended through 2015 (by Law No. 60/2015 of 24 June)	X	X	X	<b>NW/CW/BW:</b> The Portuguese Penal Code, General part, Art. 26 Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) Law 52/2003 of 22 August 2003, as amended through 2015 (by Law No. 60/2015 of 24 June)
11	finance abovementioned activities	X	X	X	<b>NW/CW/BW:</b> Law 25/2008 on terrorist financing and money laundering Decree - Law No. 325/95 of 2 December 1995 on the prevention of laundering of money and other goods proceeding from criminal activities. Law 52/2003 of 22 August 2003, as amended through 2015 (by Law No. 60/2015 of 24 June)	X	X	X	<b>NW/CW/BW:</b> Law 25/2008 on terrorist financing and money laundering Law 52/2003 of 22 August 2003, as amended through 2015 (by Law No. 60/2015 of 24 June) Law No. 60/2015 of 24 June
12	abovementioned activities related to means of delivery <sup>1</sup>	X	X	X	<b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013)	X	X	X	<b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013)

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/CW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013), Art. 86</p> <p><b>NW:</b> EURATOM Treaty, Art. 83 Decree-law 30/2012</p> <p><b>CW:</b> Law on implementation of CWC 66 of 28 November 2007, Arts. 19-24 provide administrative sanctions</p>
2	Measures to account for use	X	X	X				<p><b>NW/CW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013), Art. 86</p> <p><b>NW:</b> EURATOM Treaty, Art. 83</p>



4	Measures to account for transport	X	X	X	<p><b>NW/CW/BW:</b> Party to ADR and RID Agreements Council Directive 2008/68/EC of 24 September 2008 on the inland transport of dangerous goods (adapting ADR, RID and ADN for intra-EU transfers), as amended</p> <p><b>NW:</b> EURATOM Regulation No 302/2005 of 8 February 2005 on the application of Euratom safeguards, Art. 26 Decree-law 19-A/2014 (Revises 41-A re transport by land of rad. materials) Parliament Resolution nr. 26, 2001 (relates to the Additional Protocol to the Safeguards Agreement) INFCIRC/193 Decree-law 262/2012</p>	X	X	X	<p><b>NW/CW/BW:</b> Party to ADR and RID Agreements Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013), Art. 86</p> <p><b>NW:</b> Decree-law 19-A/2014 (Revises 41-A re transport by land of rad. materials)</p> <p><b>CW:</b> Law on implementation of CWC 66 of 28 November 2007, Arts. 19-24 provide administrative sanctions</p>	
5	Measures to secure production	X			<p><b>NW:</b> Decree-Law n. 348/89 of 12 October 1989 (Protection from Ionising Radiation) Decree-Law n. 165/02 of 17 July 2002, as amended, setting out the framework for radiation protection as implemented by Decree n. 9/90 and amended by Decree n. 3/92 of 6 March 1992 Decree-Law No. 375/90, as amended (CPPNM) Decree-law 262/2012 Decree-law 30/2012 of 9 February</p>	X	?	?	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013), Art. 86 Penal Code, Art. 152-B (Violation of safety rules endangering workers (78))</p>	

6	Measures to secure use	X			<p><b>NW:</b> Decree-Law n. 348/89 of 12 October 1989 (Protection from Ionising Radiation) Decree-Law n. 165/02 of 17 July 2002, as amended, setting out the framework for radiation protection as implemented by Decree n. 9/90 and amended by Decree n. 3/92 of 6 March 1992 Decree-law 262/2012 Decree-Law No. 375/90, as amended (CPPNM)</p>	X	?	?	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013), Art. 86 Penal Code, Art. 152-B, (Violation of safety rules endangering workers (78))</p>
7	Measures to secure storage	X	X		<p><b>NW:</b> Decree-law 262/2012 Decree-Law n. 348/89 of 12 October 1989 (Protection from Ionising Radiation) Decree-Law n. 165/02, as amended, of 17 July 2002 setting out the framework for radiation protection as implemented by Decree n. 9/90 and amended by Decree n. 3/92 of 6 March 1992 Decree-Law No. 375/90, as amended (CPPNM)</p> <p><b>CW:</b> Directive 98/24/EC</p>	X	X	?	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013) Art. 86 Penal Code, Art. 152-B (Violation of safety rules endangering workers (78))</p>
8	Measures to secure transport	X	X	X	<p><b>NW/CW/BW:</b> EU Directive 2008/68/EC of 24 September 2008 on the inland transport of dangerous goods</p>	X	X	X	<p><b>NW/CW/BW:</b> Law n. 5 of 23 February 2006 on weapons and ammunitions as amended through 2013 (by Law n. 50/2013 of 24 July 2013)</p>

				<p>(adapting ADR, RID and AND for intra EU transfers), as amended Party to ADR and RID Agreements</p> <p><b>NW:</b> Decree-Law n. 348/89 of 12 October 1989 (Protection from Ionising Radiation) Decree-Law n. 165/02 of 17 July 2002, as amended, setting out the framework for radiation protection as implemented by Decree n. 9/90 and amended by Decree n. 3/92 of 6 March 1992 Decree-Law No. 375/90, as amended (CPPNM) Decree-law 19-A/2014 (Revises 41-A re transport by land of rad. Materials) Decree-law 262/2012</p>				<p>Penal Code, Art. 152-B, (Violation of safety rules) Party to ADR and RID agreements</p> <p><b>NW:</b> Decree-Law n. 348/89 of 12 October 1989 (Protection from Ionising Radiation) Decree-Law n. 165/02 of 17 July 2002, as amended, setting out the framework for radiation protection as implemented by Decree n. 9/90 and amended by Decree n. 3/92 of 6 March 1992 Decree-Law No. 375/90, as amended (CPPNM) Decree-law 19-A/2014 (Revises 41-A re transport by land of rad. Materials) Decree-law 262/2012</p>		
9	Physical protection measures	X	X	X	<p><b>NW/CW/BW:</b> Law 102/2009 of 10 September Decree-law 262/2012 of 17 December Decree-law 246A/2015 of 21 October (revises Decree-law 41A transport of dangerous substances and materials)</p> <p><b>CW:</b> Decree-law 254/2007 of 12 June (contains dispositions about physical conditions of facilities dealing with chemical agents)</p> <p><b>BW:</b> Decree Law 84/97 of 16 April (contains dispositions about physical conditions of facilities dealing with biological agents) EU directive 2000/54 on the protection of workers from risks related to exposure to biological agents at work, Annex I</p>	X	X	X	<p><b>NW/CW/BW:</b> Law 102/2009 of 10 September Decree-law 262/2012 of 17 December Decree-law 246A/2015 of 21 October (revises Decree-law 41A transport of dangerous substances and materials)</p> <p><b>CW:</b> Decree-law 254/2007 of 12 June (contains dispositions about physical conditions of facilities dealing with chemical agents)</p> <p><b>BW:</b> Decree Law 84/97 of 16 April (contains dispositions about physical conditions of facilities dealing with biological agents)</p>	
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	Decree-Law No. 319/2003, of 20 December, appointing ITN as the competent authority for the implementation of the additional protocol Decree-law 165/2002 Decree-law 30/2012 Decree-law 156/2013 Responsibilities are shared among the Ministry of Economy, Ministry of Health, Superior Technical Institute (IST), Ministry for Education and Science and National Regulatory Authority (COMRSIN).	
2	Licensing of nuclear installations/entities/ use of materials	Decree-law 375/90 Decree-law 165/2002 Decree-law 262/2012 Directive 96/29/EURATOM: prior authorization Decree n. 487 of 5 December 1972 adopted in implementing the Decree-Law 49398 for licensing nuclear plants	
3	IAEA Safeguards Agreements	INFCIRC/193, acceded 01 July 1986 Additional Protocol, in force 30 April 2004	
4	IAEA Code of Conduct on Safety and Security of Radioactive Sources	Point of Contact for Import and Export for Open sources: Superior Technical Institute (IST) Point of Contact for Import and Export for sealed sources: Directorate-General of Health Point of Contact for Sources destined to Nuclear Cycle Facilities: COMRSIN	
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	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	<p>Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency</p> <p>Convention on Nuclear Safety</p> <p>Convention on Early Notification of a Nuclear Accident</p> <p>Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management</p>	
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 chairs the National Authority for the Prohibition of Chemical Weapons (Autoridade Nacional para a Proibição das Armas Químicas (ANPAQ)) Law on implementation of CWC 66 of 28 November 2007, Art. 5	
2	Licensing/registration of installations/facilities/persons/entities/use/handling of related materials	Law on implementation of CWC 66 of 28 November 2007, Agreement for installations	
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	<b>NW/CW/BW:</b> Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended, especially Art. 264 and 267 Regulation (EC) No 1889/2005 of the European Parliament and of the Council of 26 October 2005 on controls of cash entering or leaving the Community Decree Law 360/99	X	X	X	<b>NW/CW/BW:</b> Customs Authority Penal Code, Art. 274			
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	<b>NW/CW/BW:</b> Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended, especially Art. 198 Decree Law 360/99	X	X	X	<b>NW/CW/BW:</b> Customs			
3	Border control detection measures	X	X	X	<b>NW/CW/BW:</b> Union Customs Code, as amended, Art. 13, 15, title IX, New Computerised Transit System (NCTS) - Security and Safety Aspects is to be updated in its features as required by Regulation (EC) 648/2005	X	X	X	<b>NW/CW/BW:</b> Union Customs Code, as amended, Art. 22 X-ray Scanners and radiation portal monitors			
4	Control of brokering	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Art. 5 Law 49/2009 of 5 August (regulates the provisions requested to perform the activity of	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items (Each Member State should determine effective, proportionate and			

				trade and industry of goods and military technologies (defence-related products) and the control of arms brokering)			dissuasive penalties applicable in the event of breach of the provisions of this Regulation) Tax Violations Regime (Law 15/2001, dated June 5th), as amended		
5	Export control legislation in place	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Law 49/2009 of 5 August (regulates the provisions requested to perform the activity of trade and industry of goods and military technologies (defence-related products) and the control of arms brokering) Decree Law 371/80, 11 September 1980 Decree Law 1/86, 2 January 1986 Decree 439/94, 29 June 1994	X	X	X	<b>NW/CW/BW:</b> Decree Law 28/84 of 20 January Decree Law 371/80, 11 September 1980 Decree Law 1/86, 2 January 1986 Decree 439/94, 29 June 1994 Legal Framework of Tax Offenses (RGIT) (Law 15/2001, dated June 5th), as amended
6	Licensing provisions and Authority	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Art. 3, 4, 5, Chap. III; Art. 9; (intra-Community transfers do not require an authorisation, except for items listed in Annex IV, Art. 22); Annexes IIa to II, Ordinance from the Ministry of Defence 290/2011 of 4 November – Approves and publishes the General Licences in accordance with Art. 7 of the Law 37/2011 of 22 June Decree Law 371/80, 11 September 1980 Decree Law 1/86, 2 January 1986 Decree 439/94, 29 June 1994 Law 49/2009 of 5 August (regulates the provisions requested to perform the activity of trade and industry of goods and military technologies (defence-related products) and the control of arms brokering) Law 37/2011 of 22 June, as amended (establishes the procedures for transfer and circulation of defense-related products, transposing the Directive 2009/43/CE (terms	X	X	X	<b>NW/CW/BW:</b> Decree Law 371/80, 11 September 1980 Decree Law 1/86, 2 January 1986 Decree 439/94, 29 June 1994 Legal Framework of Tax Offenses (RGIT) (Law 15/2001, dated June 5th), as amended Directorate-General for National Defence Resources (DGRDN) of the Ministry of Defence (MoD) is the licencing and enforcement authority for the circulation and transmission of defence-related products. According to Decree 122/2011 of 29 December, articulated with Regulatory Decree 5/2012, of 5 January, and under Laws 49/2009 of 5 August and 37/2011 of 22 June Dual use goods are controlled by the Portuguese Tax and Customs Authority under Ministry of Finance. For military good and technology: Ministry of Defence Directorate-General for National Defence Resources (DGRDN)

				and conditions of transfers of defence-related products within the Community))					
7	Control lists of materials, equipment and technology	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Annex I Council regulation (EC) n. 428/2009 of 5 May 2009, Art. 2 “dual-use items shall mean items, including software and technology...” Decree Law 1/86, 2 January 1986 Decree 439/94, 29 June 1994 Decree 153/2012 of 16 July (transposes into national law the updated version of the Common Military List of the European Union)	X	X	X	<b>NW/CW/BW:</b> Decree Law 371/80, 11 September 1980 Decree Law 1/86, 2 January 1986 Decree 439/94, 29 June 1994
8	Intangible technology transfers	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Art. 2 Decree 439/94, 29 June 1994	X	X	X	<b>NW/CW/BW:</b> Decree 439/94, 29 June 1994
9	Inclusion of means of delivery	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Annex I Decree Law 1/86, 2 January 1986 Decree 439/94, 29 June 1994	X	X	X	<b>NW/CW/BW:</b> Decree 439/94, 29 June 1994
10	End-user controls	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Decree 439/94, 29 June 1994	X	X	X	<b>NW/CW/BW:</b> Decree 439/94, 29 June 1994
11	Catch all clause	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the	X	X	X	<b>NW/CW/BW:</b> Decree 439/94, 29 June 1994

					control of exports, transfer, brokering and transit of dual-use items, Art. 4 Decree 439/94, 29 June 1994				
12	Transit control	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Art. 6 Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended, especially Arts. 5, 141, 158, 210, chapter on transit, Art. 226, 233 Decree Law 371/80, 11 September 1980 Decree Law 1/86, 2 January 1986	X	X	X	<b>NW/CW/BW:</b> Decree Law 371/80, 11 September 1980 Decree Law 1/86, 2 January 1986
13	Trans-shipment control	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, as amended (would be handled either as an “export” or a “transit” as defined by the Regulation) Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended	X	X	X	<b>NW/CW/BW:</b> Decree 439/94, 29 June 1994
14	Re-export control	X	X	X	<b>NW/CW/BW:</b> Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, as amended, Art. 2 (defines “re-export” as an “export” for the purposes of the Regulation) Union Customs Code, as amended, Art. 270	X	X	X	<b>NW/CW/BW:</b> Decree 439/94, 29 June 1994
15	Control over financing of exports/transshipments that would contribute to proliferation	X	X	X	<b>NW/CW/BW:</b> Decree - Law No. 325/95 of 2 December 1995 on the prevention of laundering of money and other goods proceeding from criminal activities Law no 52/2003 of 22 August 2003, Combating Terrorism, as amended, Art. 2 Law 25/2008 National transposition measures communicated by the Member States concerning Directive (EU) 2015/849 of the	X	X	X	<b>NW/CW/BW:</b> Decree - Law No. 325/95 of 2 December 1995 on the prevention of laundering of money and other goods proceeding from criminal activities Law no 52/2003 of 22 August 2003, Combating Terrorism, as amended, Art. 2

				European Parliament and of the Council of 20 May 2015 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing, Portuguese Transition Acts hereto				
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	<p>Portugal offers for Portuguese speaking countries, expertise in:</p> <ul style="list-style-type: none"> <li>• drafting legislation on, and implementation of, export controls of military and defense related materials;</li> <li>• drafting, updating and managing of registers and control lists for military and defense related materials;</li> <li>• export control procedures and drafting of national reports on export control activities;</li> <li>• training on proliferation prevention activities;</li> <li>• outreach and awareness-raising (private sector and academia)</li> </ul>
2	Assistance Point of Contact (for assistance providers only)	<p>Major Abel Oliveria (Head of Defense Goods and Technology Control Division, Directorate-General for Armaments and Infrastructure (DGAIED) Ministry of Defense) Mobile: +351-91-760-34 07 Fax: +351-21-302-7221 Email: abel.oliveira@defesa.pt</p> <p>Ms. Laura Carapinha (Proliferation Security Intelligence Services, Ministry of Home Affairs, Security and Information Services (SIS)) Tel: +351-21-303-8566 Tel: +351-21-752-3217 Mobile: +351-96-151-0242 Fax: +351-21-752-3240 Email: lbcrapinha@sis.pt</p>
3	Assistance requested	Pursue official contacts with private companies operating in this field in order to spread information on the existing rules on the matter and to stress proliferation risks
4	Action taken to work with and inform industry	<p>Portuguese Tax and Customs Authority web page: <a href="http://www.dgaiec.min-financas.pt/pt/licenciamento/bens_tecnologias_duplo_uso/bens_tecnologias_duplo_uso.htm">http://www.dgaiec.min-financas.pt/pt/licenciamento/bens_tecnologias_duplo_uso/bens_tecnologias_duplo_uso.htm</a></p>

5	Action taken to work with and inform the public	
6	Point of Contact	<p>Major Abel Oliveria  (Head of Defense Goods and Technology Control Division,  Directorate-General for Armaments and Infrastructure (DGAIED)  Ministry of Defense)  Mobile: +351-91-760-34 07  Fax: +351-21-302-7221  Email: abel.oliveira@defesa.pt</p> <p>Ms. Laura Carapinha  (Proliferation Security Intelligence Services,  Ministry of Home Affairs, Security and Information Services (SIS))  Tel: +351-21-303-8566  Tel: +351-21-752-3217  Mobile: +351-96-151-0242  Fax: +351-21-752-3240  Email: lbcarapinha@sis.pt</p>
7	Voluntary National Implementation Action Plan (NAP)	
8	1540 Committee visits to States	