

Translated from Spanish

Permanent Mission of the Bolivarian Republic of Venezuela to the United Nations

No. 0297

The Permanent Mission of the Bolivarian Republic of Venezuela presents its compliments to Ambassador Román Oyarzun Marchesi, the Permanent Representative of Spain to the United Nations, in his capacity as Chair of the Security Council Committee established pursuant to resolution 1540 (2004), and transmits herewith an updated version of the country matrix related to the implementation of resolution 1540 (2004).

The Permanent Mission of the Bolivarian Republic of Venezuela to the United Nations takes this opportunity to convey to Ambassador Román Oyarzun Marchesi, the Permanent Representative of Spain to the United Nations, in his capacity as Chair of the Security Council Committee established pursuant to resolution 1540 (2004), the renewed assurances of its highest consideration.

New York, 7 May 2015

Ambassador Román Oyarzun Marchesi
Permanent Representative of Spain to the United Nations
Chair of the Security Council Committee
established pursuant to resolution 1540 (2004)

Matrix of compliance with United Nations Security Council resolution 1540 (2004) related to the nuclear obligations of the Bolivarian Republic of Venezuela

OP 2 - Nuclear Weapons (NW)

Does national legislation exist which prohibits persons or entities from engaging in one of the following activities? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.	Remarks
	YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
Manufacture/produce	X	Constitution of the Bolivarian Republic of Venezuela Act on the Handling of Dangerous Substances, Materials and Waste Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials	X	Penal Code Environmental Criminal Act Anti-Organized Crime and Financing of Terrorism Act Customs Act Smuggling Act	Claims arising from the commission of offences and for losses and damages are pursued through civil suits conducted as stipulated in the Code of Civil Procedure Comprehensive Management of Socionatural and Technological Hazards Act

Acquire	X	<p>Constitution of the Bolivarian Republic of Venezuela</p> <p>Act on the Handling of Dangerous Substances, Materials and Waste</p> <p>Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials</p>	X	<p>Penal Code</p> <p>Environmental Criminal Act</p> <p>Anti-Organized Crime and Financing of Terrorism Act</p> <p>Customs Act</p> <p>Smuggling Act</p>	<p>Claims arising from the commission of offences and for losses and damages are pursued through civil suits conducted as stipulated in the Code of Civil Procedure</p> <p>Comprehensive Management of Socionatural and Technological Hazards Act</p>
Possess	X	<p>Constitution of the Bolivarian Republic of Venezuela</p> <p>Act on the Handling of Dangerous Substances, Materials and Waste</p> <p>Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials</p>	X	<p>Penal Code</p> <p>Environmental Criminal Act</p> <p>Anti-Organized Crime and Financing of Terrorism Act</p> <p>Customs Act</p> <p>Smuggling Act</p>	<p>Claims arising from the commission of offences and for losses and damages are pursued through civil suits conducted as stipulated in the Code of Civil Procedure</p> <p>Comprehensive Management of Socionatural and Technological</p>

					Hazards Act
Stockpile/store	X	<p>Constitution of the Bolivarian Republic of Venezuela</p> <p>Act on the Handling of Dangerous Substances, Materials and Waste</p> <p>Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials</p>	X	<p>Penal Code</p> <p>Environmental Criminal Act</p> <p>Anti-Organized Crime and Financing of Terrorism Act</p> <p>Customs Act</p> <p>Smuggling Act</p>	<p>Claims arising from the commission of offences and for losses and damages are pursued through civil suits conducted as stipulated in the Code of Civil Procedure</p> <p>Comprehensive Management of Socionatural and Technological Hazards Act</p>
Develop	X	<p>Constitution of the Bolivarian Republic of Venezuela</p> <p>Act on the Handling of Dangerous Substances, Materials and Waste</p> <p>Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials</p>	X	<p>Penal Code</p> <p>Environmental Criminal Act</p> <p>Anti-Organized Crime and Financing of Terrorism Act</p> <p>Customs Act</p>	<p>Claims arising from the commission of offences and for losses and damages are pursued through civil suits conducted as stipulated in the Code of Civil Procedure</p> <p>Comprehensive Management of</p>

					Socionatural and Technological Hazards Act
Transport	X	<p>Constitution of the Bolivarian Republic of Venezuela</p> <p>Act on the Handling of Dangerous Substances, Materials and Waste</p> <p>Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials</p>	X	<p>Penal Code</p> <p>Environmental Criminal Act</p> <p>Anti-Organized Crime and Financing of Terrorism Act</p> <p>Customs Act</p>	<p>Claims arising from the commission of offences and for losses and damages are pursued through civil suits conducted as stipulated in the Code of Civil Procedure</p> <p>Comprehensive Management of Socionatural and Technological Hazards Act</p>
Transfer	X	<p>Constitution of the Bolivarian Republic of Venezuela</p> <p>Act on the Handling of Dangerous Substances, Materials and Waste</p> <p>Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials</p>	X	<p>Penal Code</p> <p>Environmental Criminal Act</p> <p>Anti-Organized Crime and Financing of Terrorism Act</p> <p>Customs Act</p>	<p>Claims arising from the commission of offences and for losses and damages are pursued through civil suits conducted as stipulated in the Code of Civil Procedure</p>

					Comprehensive Management of Socionatural and Technological Hazards Act
Use	X	<p>Constitution of the Bolivarian Republic of Venezuela</p> <p>Act on the Handling of Dangerous Substances, Materials and Waste</p> <p>Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials</p>	X	<p>Penal Code Environmental Criminal Act</p> <p>Anti-Organized Crime and Financing of Terrorism Act</p> <p>Customs Act</p>	<p>Claims arising from the commission of offences and for losses and damages are pursued through civil suits conducted as stipulated in the Code of Civil Procedure</p> <p>Comprehensive Management of Socionatural and Technological Hazards Act</p>
Participate as an accomplice in above-mentioned activities				<p>Penal Code Anti-Organized Crime and Financing of Terrorism Act</p> <p>Smuggling Act</p>	
Assist in above-mentioned activities				Penal Code Anti-Organized Crime and Financing of	

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				Terrorism Act Smuggling Act	
Finance above-mentioned activities				Penal Code Anti-Organized Crime and Financing of Terrorism Act	
Above-mentioned activities related to means of delivery					
Involvement of non-State actors in above activities					
Other					

OP 3 (a) and (b) - Account for/secure/physically protect NW including related materials

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.	Remarks
	YES	If YES, indicate source document		If YES, indicate source document	
Measures to account for production	X	Agreement between the Republic of Venezuela and the International Atomic Energy Agency for the Application of Safeguards in connection with the Treaty for the Prohibition of Nuclear Weapons in			Venezuela does not engage in nuclear activity and therefore does not produce either nuclear or related

		<p>Latin America and the Treaty on the Non-Proliferation of Nuclear Weapons Ratification Act</p> <p>Decree No. 2805, Establishment of the National Nuclear Source Material and Special Fissionable Material Accounting and Control System</p>			<p>material</p> <p>Criminal or civil proceedings arising from violations of obligations under the safeguards agreement shall be punished pursuant to rules established in domestic legislation, to wit: Penal Code, Environmental Criminal Act, Anti-Organized Crime and Financing of Terrorism Act and Customs Act</p>
Measures to account for use		<p>Agreement between the Republic of Venezuela and the International Atomic Energy Agency for the Application of Safeguards in connection with the Treaty for the Prohibition of Nuclear Weapons in Latin America and the Treaty on the Non-Proliferation of Nuclear Weapons Ratification Act</p> <p>Decree No. 2805, Establishment of the National Nuclear Source Material and Special Fissionable Material</p>			

		Accounting and Control System			
Measures to account for storage	X	<p>Agreement between the Republic of Venezuela and the International Atomic Energy Agency for the Application of Safeguards in connection with the Treaty for the Prohibition of Nuclear Weapons in Latin America and the Treaty on the Non-Proliferation of Nuclear Weapons Ratification Act</p> <p>Decree No. 2805, Establishment of the National Nuclear Source Material and Special Fissionable Material Accounting and Control System</p>			<p>Criminal or civil proceedings arising from violations of obligations under the safeguards agreement shall be punished pursuant to rules established in domestic legislation, to wit: Penal Code, Environmental Criminal Act, Anti-Organized Crime and Financing of Terrorism Act and Customs Act</p>
Measures to account for transport		<p>Agreement between the Republic of Venezuela and the International Atomic Energy Agency for the Application of Safeguards in connection with the Treaty for the Prohibition of Nuclear Weapons in Latin America and the Treaty on the Non-Proliferation of Nuclear Weapons Ratification Act</p> <p>Decree No. 2805, Establishment of the National Nuclear Source Material and Special Fissionable Material</p>			

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		Accounting and Control System			
Other measures for accounting					
Measures to secure production					
Measures to secure use	X				Criminal or civil proceedings arising from violations of obligations under the safeguards agreement shall be punished pursuant to rules established in domestic legislation, to wit: Penal Code, Environmental Criminal Act, Anti-Organized Crime and Financing of Terrorism Act and Customs Act
Measures to secure storage	X	Act on the Handling of Dangerous Substances, Materials and Waste Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials	X	Act on the Handling of Dangerous Substances, Materials and Waste Decree No. 2210, Technical Standards and Procedures for	Criminal or civil proceedings arising from violations of obligations under the safeguards agreement shall be punished pursuant to rules established in domestic legislation, to wit:

				Handling Radioactive Materials	Penal Code, Environmental Criminal Act, Anti- Organized Crime and Financing of Terrorism Act and Customs Act
Measures to secure transport	X	Act on the Handling of Dangerous Substances, Materials and Waste Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials	X	Act on the Handling of Dangerous Substances, Materials and Waste Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials	Criminal or civil proceedings arising from violations of obligations under the safeguards agreement shall be punished pursuant to rules established in domestic legislation, to wit: Penal Code, Environmental Criminal Act, Anti- Organized Crime and Financing of Terrorism Act and Customs Act
Other measures for securing	X	Organic Law on National Security and Defence Weapons and Explosives Act	X	Organic Law on National Security and Defence Weapons and Explosives Act	Criminal or civil proceedings arising from violations of obligations under the safeguards agreement shall be punished pursuant to rules established

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					in domestic legislation, to wit: Penal Code, Environmental Criminal Act, Anti-Organized Crime and Financing of Terrorism Act and Customs Act
Regulations for physical protection of facilities/ materials/transports					
Licensing of nuclear facilities/ use of nuclear materials	X	Act on the Handling of Dangerous Substances, Materials and Waste Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials	X	Environmental Criminal Act	Licences are authorized by the Ministry of Electrical Energy (Atomic Energy Department)
Reliability check of personnel					
National regulatory authority	X	Decree No. 1615, Organic Regulation of the Ministry of Electrical Energy			
IAEA safeguards agreements	X	Agreement between the Republic of Venezuela and the International Atomic Energy Agency for the Application of Safeguards in connection with the Treaty for the Prohibition of Nuclear Weapons in Latin America and the Treaty on the Non-Proliferation of Nuclear			In force since 11 March 1982

		Weapons Ratifications Act			
IAEA Code of Conduct on Safety and Security of Radioactive Sources					The Ministry of Electrical Energy implements the IAEA Code of Conduct on Safety and Security of Radioactive Sources
IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources					The Ministry of Electrical Energy implements the IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources
Other agreements related to IAEA	X	<p>Statute of the International Atomic Energy Agency Ratification Act, Official Gazette No. 25,436 of 20 August 1957</p> <p>Treaty on the Non-Proliferation of Nuclear Weapons Ratification Act, Special Official Gazette No. 1,761 of 1 August 1975</p> <p>Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and under Water Ratification</p>			

	<p>Act, Official Gazette No. 27,631 of 2 January 1965</p> <p>Treaty for the Prohibition of Nuclear Weapons in Latin America Ratification Act, Official Gazette No. 1,362 of 18 December 1969</p> <p>Protocol to Suspend the Application of Safeguards Pursuant to the Agreement between the International Atomic Energy Agency, the Government of the Republic of Venezuela and the Government of the United States of America for the Application of Safeguards, and to Provide for the Application of Safeguards pursuant to the Agreement between Venezuela and the International Atomic Energy Agency in Connection with the Treaty for the Prohibition of Nuclear Weapons in Latin America and the Treaty on the Non-Proliferation of Nuclear Weapons and Pursuant to the Agreement between the United States of America and the International Atomic Energy Agency for the Application of Safeguards in the United States of America. Special Official Gazette No. 3,520 of 15 February 1985</p> <p>Amendments to the Treaty for the</p>		
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	<p>Prohibition of Nuclear Weapons in Latin America (Treaty of Tlatelolco), approved by the General Conference of the Agency for the Prohibition of Nuclear Weapons in Latin America and the Caribbean on 3 July 1990, 10 May 1991 and 26 August 1992, Official Gazette No. 36,140 of 4 February 1997</p> <p>Regional Cooperative Agreement for the Promotion of Nuclear Science and Technology in Latin America and the Caribbean (ARCAL) Ratification Act, Official Gazette No. 320,645 of 18 October 2001</p> <p>Comprehensive Nuclear-Test-Ban Treaty Ratification Act, Official Gazette No. 5,567 of 28 December 2001</p> <p>Convention on Early Notification of a Nuclear Accident Ratification Act. Convention adopted by the General Conference of the International Atomic Energy Agency at its special session held from 24-26 September 1986 and opened for signature at Vienna on 26 September 1986, and at New York on 6 October 1986. Came into force on 27 October 1986. Official Gazette No. 39,217 of 9 July</p>		
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Additional national legislation/ regulations related to nuclear materials including CPPNM					
Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 - Controls of NW including related materials

Does national legislation exist which prohibits persons or entities from engaging in one of the following activities? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.	Remarks
	YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
Border control	YES	Organic Customs Act, Organic Tax Code, Customs Code* Organic Law on National Security and Defence			The National Integrated Customs and Tax Administration Service (SENIAT) has primary responsibility for customs matters; import and export controls for radioactive substances, materials and waste are the joint

					responsibility of the Ministry of Defence through its Department of Armaments and Explosives (DAEX) * Legal Frameworks 7 (Ministry of Defence-DAEX) and 11 (Ministry of Electrical Energy-Atomic Energy Department)
Technical support of border control measures					
Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
Enforcement agencies/authorities		Organic Customs Act, Organic Tax Code			SENIAT – Interdictions (Bolivarian National Guard) Ministry of Electrical Energy-Atomic Energy Department

					Ministry of Defence-DAEX
Export control legislation in place	YES	Organic Customs Act, Organic Tax Code, Customs Code*, Act on the Handling of Dangerous Substances, Materials and Waste	YES	Environmental Criminal Act Anti-Organized Crime and Financing of Terrorism Act Organic Customs Act Decree No. 2210, Technical Standards and Procedures for Handling Radioactive Materials Decision No. 034, Rules for the Granting of Import and Export Permits for Sources of Ionizing Radiation and Radiation-Producing Equipment	* Legal Frameworks 7 (Ministry of Defence-DAEX) and 11 (Ministry of Electrical Energy-Atomic Energy Department)
Licensing provisions	YES	Decision No. 034, Rules for the Granting of Import and Export	YES	Environmental	

		Permits for Sources of Ionizing Radiation and Radiation-Producing Equipment		Criminal Act	
Individual licensing					
General licensing	YES	Decision No. 034, Rules for the Granting of Import and Export Permits for Sources of Ionizing Radiation and Radiation-Producing Equipment	YES	Environmental Criminal Act	
Exceptions from licensing					
Licensing of deemed export/visa					
National licensing authority	YES	Decree No. 1615, Organic Regulation of the Ministry of Electrical Energy			
Inter-agency review for licences					
Control lists					
Updating of lists					
Inclusion of technologies					
Inclusion of delivery systems					
End-user controls	YES	Decree No. 1615, Organic Regulation of the Ministry of Electrical Energy			The Ministry of Health has concurrent responsibility for

		Organic Law on Health Decision 407, Authorization and Control of Ionizing Radiation in Medicine, Dentistry and Veterinary Support Health Regulation			users in the human and animal health sector
Catch-all clause					
Intangible transfers					
Transit control					
Trans-shipment control					
Re-export control	YES	Decree No. 1615, Organic Regulation of the Ministry of Electrical Energy			
Control of providing funds					
Control of providing transport services					
Control of importation	YES	Decision No. 034, Rules for the Granting of Import and Export Permits for Sources of Ionizing Radiation and Radiation-Producing Equipment	YES	Environmental Criminal Act	
Extraterritorial applicability					
Other					