

OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b), (c) and OP 10

State:

Date of Report:

Date of Addendum:

Last Updated:

Brunei Darussalam

30 December 2004

13 December 2007

13 September 2010 RC

Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements ?		YES	if YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc)	Remarks (information refers to the page of the English version of the report or an official web site)
1	General statement on non-possession of WMD	X	Supported Security Council's Resolution 1540 and also to curb non-State actors from manufacturing, acquiring, possessing, developing, transporting, transferring, or using nuclear, chemical, biological materials and weapons	
2	General statement on commitment to disarmament and non-proliferation	X	Committed to the promotion of arms control and disarmament.	
3	General statement on non-provision of WMD and related materials to non-State actors	X	Promotes the universal adoption of and full implementation of multilateral disarmament treaties and conventions, particularly on cooperation to prevent non-State actors from acquiring WMD and their means of delivery	
4	Biological Weapons Convention (BWC)	X	Deposit on 31 January 1991	
5	Chemical Weapons Convention (CWC)	X	Deposit on 28 July 1997	
6	Nuclear Non-Proliferation Treaty (NPT)	X	Acceded on 26 March 1985	

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 and 1673. 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

7	Comprehensive Nuclear Test Ban Treaty (CTBT)	X	Signed 22 January 1997	
8	Convention on Physical Protection of Nuclear Material (CPPNM)			
9	Hague Code of Conduct (HCOC)	X	Supported and in-favour of the General Assembly's resolution on Hague Code of Conduct against Ballistic Missile Proliferation	
10	Geneva Protocol of 1925			
11	International Atomic Energy Agency (IAEA)	?	In the process of consideration by relevant agency	
12	Nuclear Weapons Free Zone/ Protocol(s)	X	Southeast Asia Nuclear Weapon Free Zone Treaty	
13	Other Conventions/Treaties	X	In the process of consideration on the following: 1. Convention on Early Notification of a Nuclear Accident, 1986; 2. Convention on Assistance in the case of a Nuclear Accident or Radiological Emergency, 1986; 3. Code of Conduct on the Safety and Security of Radioactive Sources, 2004; 4. Supplementary Guidance 5. State party to many international conventions and protocols on terrorism, including the International Convention for the Suppression of Terrorist Bombings (acceded 14 Mar 2002) and the International Convention for the Suppression of the Financing of Terrorism (acceded 4 December 2002)	
14	Other Arrangements	X	1. Participates in the Asia Pacific Economic Cooperation (APEC) Counter Terrorism Task Force (CTTF), whereby cooperation in combating terrorism particularly measures in ensuring that WMD will not fall into the hands of non-state actors 2. Brunei was an observer at the Singapore-led Deep Sabre Proliferation Security Initiative (PSI) exercise in August 2005, and at the Pacific Shield PSI exercise hosted by Japan in October 2007.	
15	Other	X	1. MOU with Pakistan on combating terrorism and other transnational crimes 2. Extradition arrangements with Malaysia and Singapore 3. Agreement on information exchange and establishment of communication procedures with Cambodia, Indonesia, Malaysia, the Philippines and Thailand to combat terrorism and other transnational crimes 4. Mutual legal assistance treaty with Cambodia, Indonesia, Laos, Malaysia, the Philippines, Singapore and Vietnam	

OP 2 - Biological Weapons (BW)

State:
Date of Report:
Date of Addendum:

Brunei Darussalam
30 December 2004
13 December 2007

Does national legislation exist which prohibits persons or entities to engage in one of the following activities ? Can violators be penalized ?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1	manufacture/produce	X	Biological Weapons Act 1975, section 2	X	1. Biological Weapons Act 1975, sections 2 and 5 2. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991 (needs license, also "purchase" for "acquire")	
2	acquire	X		X		
3	possess	X	Biological Weapons Act 1975, section 2: retain	X		
4	stockpile/store	X	Biological Weapons Act 1975, section 2	X	Biological Weapons Act 1975, sections 2 and 5	
5	develop	X		X		
6	transport	X	1. Anti-Terrorism Order 2002 as amended 2008, section 6: transport for hoaxes (terrorist intent) 2. Possibly the Infectious Disease Order 2003, section 17: "may" prohibit or restrict movement of goods or persons 3. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 10-11 (license)	X	1. Anti-Terrorism Order 2002 as amended 2008, section 13 for infraction of section 6 (terrorist intent) 2. Possibly the Internal Security Act 1984, section 42 (not to supply) with section 2 (ammunition includes noxious liquid, gas and other thing) 3. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 17-18	

7	transfer	?	1. Possibly the Internal Security Act 1984 2. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 10-11 (license)	X	1. Possibly the Internal Security Act 1984, section 42 (not to supply) with section 2 2. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 10-11 and 17-18 (if needs license)	
8	use	X	Anti-Terrorism Order 2002 as amended 2008, section 2 (and section 6 for hoaxes) (terrorist intent)	X	1. Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent) 2. Penal Code, sections 269-271 (spreading disease)	
9	participate as an accomplice in a.m. activities	?	Biological Weapons Act (Cap.87)	X	Penal Code, sections 34, 37	
10	assist in a.m. activities	X	Anti-Terrorism Order 2002 as amended 2008, section 7 (terrorist intent)	X	1. Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent) 2. Penal Code, sections 107-117	
11	finance a.m. activities	X	Anti-Terrorism Order 2002 as amended 2008, section 3 (terrorist intent)	X	Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent)	
12	a.m. activities related to means of delivery	X	Biological Weapons Act 1975, section 2	X	Biological Weapons Act 1975, sections 2 and 5	
13	involvement of non-State actors in a.m. activities	X	1. Biological Weapons Act 1975, section 2 2. Anti-Terrorism Order 2002 as amended 2008, sections 2-7 (terrorist intent)	X	1. Biological Weapons Act 1975, sections 2 and 5 2. Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent)	
14	Other			?	Public Order (Cap.148)	

OP 2 - Chemical Weapons (CW)

State:
Date of Report:
Date of Addendum:

Brunei Darussalam
30 December 2004
13 December 2007

Does national legislation exist which prohibits persons or entities to engage in one of the following activities ? Can violators be penalized ?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1	manufacture/produce	?	Possibly the Poison Act 1956 as amended 1979, section 21: may make rules on manufacture	X	1. Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991 (needs license for noxious liquid, gas or other thing, also "purchase" for "acquire") 2. Poison Act 1956 as amended 1979 (license required), section 17 (the Poison Scheudle includes some items on the AG Common Lists and the CWC Schedules)	
2	acquire			X	Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991 (needs license for noxious liquid, gas or other thing, with "purchase" for "acquire")	
3	possess	?	Possibly the Poison Act 1956 as amended 1979, section 9 (license possession)	X	1. Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991 (needs license for noxious liquid, gas or other thing, also "purchase" for "acquire") 2. Poison Act 1956 as amended 1979 (license required), section 17 (the Poison Scheudle includes some items on the AG Common Lists and the CWC Schedules)	
4	stockpile/store	?	Possibly the Poison Act 1956 as amended 1979, sections 5-6 (licenses on sale) and section 21: may make rules on storage	X	Poison Act 1956 as amended 1979 (license required), section 17 (the Poison Scheudle includes some items on the AG Common Lists and the CWC Schedules)	
5	develop					

Matrix as approved by the 1540 Committee on 30 December 2010

6	transport	X	1. Anti-Terrorism Order 2002 as amended 2008, section 6: transport for hoaxes (terrorist intent) 2. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 10-11 (license)	X	1. Anti-Terrorism Order 2002 as amended 2008, section 13 for infraction of section 6 (terrorist intent) 2. Internal Security Act 1984, section 42 (not to supply) with section 2 3. Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 17-18	
7	transfer	?	1. Possibly the Poison Act 1956 as amended 1979, section 21: may make rules on transfer or sale 2. Possibly the Internal Security Act 1984 3. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 10-11 (license)	X	1. Internal Security Act 1984, section 42 (not to supply) with section 2 (definition of ammunition) 2. Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 10-11 and 17-18 (if needs license) 3. Poison Act 1956 as amended 1979 (license required), section 17 (the Poison Scheudle includes some items on the AG Common Lists and the CWC Schedules)	
8	use	X	1. Anti-Terrorism Order 2002 as amended 2008, section 2 (and section 6 for hoaxes) (terrorist intent) 2. Possibly the Poison Act 1956 as amended 1979, section 21: may make rules on use	X	1. Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent) 2. Possibly the Penal Code, sections 278 and 274 3. Poison Act 1956 as amended 1979 (license required), section 17 (the Poison Scheudle includes some items on the AG Common Lists and the CWC Schedules)	
9	participate as an accomplice in a.m. activities			X	Penal Code, sections 34, 37	
10	assist in a.m. activities	X	Anti-Terrorism Order 2002 as amended 2008, section 7 (terrorist intent)	X	1. Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent) 2. Penal Code, sections 107-117	
11	finance a.m. activities	X	Anti-Terrorism Order 2002 as amended 2008, section 3 (terrorist intent)	X	Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent)	
12	a.m. activities related to means of delivery					

Matrix as approved by the 1540 Committee on 30 December 2010

13	involvement of non-State actors in a.m. activities	X	Anti-terrorism (Financial and other Measures) Order 2002, sections 2-7 (also persons and entities) (terrorist intent)	X	Anti-terrorism (Financial and other Measures) Order 2002. section 13 (terrorist intent)	
14	Other	?	1.Chemical Weapons Prohibition Order is at the finalisation process of drafting 2. Poisons Act (Cap.114) 3.Public Order (Cap.148)	?	Public Order (Cap.148)	

OP 2 - Nuclear Weapons (NW)

State:
Date of Report:
Date of Addendum:

Brunei Darussalam
30 December 2004
13 December 2007

Does national legislation exist which prohibits persons or entities to engage in one of the following activities ? Can violators be penalized ?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1	manufacture/produce	?	Internal Security Act 1984 (Chapter 133); included in the draft Radiation Law 2007	?	Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991 (needs license for noxious liquid, gas or other thing, with "purchase" for "acquire" and section 40 for possession)	
2	acquire	?	Internal Security Act 1984 (Chapter 133); included in the draft Radiation Law 2007	?		
3	possess	?	Internal Security Act 1984 (Chapter 133); included in the draft Radiation Law 2007	?		
4	stockpile/store	?	1. Internal Security Act 1984 (Chapter 133) 2. Included in the draft Radiation Law 2007	?	Draft Radiation Law 2007	
5	develop	?	Internal Security Act 1984 (Chapter 133); included in the draft Radiation Law 2007	?	Draft Radiation Law 2007	
6	transport	X	1. Anti-Terrorism Order 2002 as amended 2008, section 6: transport for hoaxes (terrorist intent) 2. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 10-11	X	1. Anti-Terrorism Order 2002 as amended 2008, section 13 for infraction of section 6 (terrorist intent) 2. Internal Security Act 1984, section 42 (not to supply) with section 2 3. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 17-18	

7	transfer	?	Internal Security Act 1984 (Chapter 133); included in the draft Radiation Law 2007	?	1. Internal Security Act 1984, section 42 (not to supply) with section 2 (definition of ammunition) 2. Possibly the Arms and Explosives Act 1927 as amended 2000 and Rules 1928 as amended 1991, sections 10-11 and 17-18 (if needs license)	
8	use	X	1. Anti-Terrorism Order 2002 as amended 2008, section 2 (and section 6 for hoaxes) (terrorist intent) 2. Possibly the Poison Act 1956 as amended 1979, section 21: may make rules on use	X	Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent)	
9	participate as an accomplice in a.m. activities			X	Penal Code, sections 34, 37	
10	assist in a.m. activities	X	Anti-Terrorism Order 2002 as amended 2008, section 7 (terrorist intent)	X	1. Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent) 2. Penal Code, sections 107-117	
11	finance a.m. activities	X	Anti-Terrorism Order 2002 as amended 2008, section 3 (terrorist intent)	X	Anti-Terrorism Order 2002 as amended 2008, section 13 (terrorist intent)	
12	a.m. activities related to means of delivery					
13	involvement of non-State actors in a.m. activities	X	Anti-terrorism (Financial and other Measures) Order 2002, sections 2-7 (also persons and entities) (terrorist intent)	X	Anti-terrorism (Financial and other Measures) Order 2002. section 13 (terrorist intent)	
14	Other	?	Draft Radiation Law 2007	?	Draft Radiation Law 2007	

OP 3 (a) and (b) - Account for/Secure/Physically protect BW including Related Materials

State:

Date of Report:

Date of Addendum:

Brunei Darussalam

30 December 2004

13 December 2007

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized ?		National legal framework		Enforcement: civil/criminal penalties, and others		Remarks
		YES	if YES, indicate source document	YES	if YES, indicate source document	
1	Measures to account for production	?	Biological Weapons Act 1975	X	Biological Weapons Act 1975, section 5 (enforcement powers)	
2	Measures to account for use	?		X		
3	Measures to account for storage	?		X		
4	Measures to account for transport	?	Infectious Disease Order, section 17 (may prohibit movement of people and goods)	X		
5	Other measures for accounting	?	Biological Weapons Act 1975	X		
6	Measures to secure production	?		?	Biological Weapons Act 1975	
7	Measures to secure use	?		?		
8	Measures to secure storage	?	Infectious Disease Order, section 17 (may prohibit movement of people and goods)	?	1. IMO's ISPS Code 2. Biological Weapons Act 1975	
9	Measures to secure transport	?		?		
10	Other measures for securing	?		?	Biological Weapons Act 1975	
11	Regulations for physical protection of facilities/materials/ transports	?	Biological Weapons Act 1975	?		
12	Licensing/registration of facilities/persons handling biological materials	?		?		
13	Reliability check of personnel	?		?		
14	Measures to account for/secure/ physically protect means of delivery	?		?		
15	Regulations for genetic engineering work	?		?		
16	Other legislation/ regulations related to safety and security of biological materials	?		?		
17	Other					

Matrix as approved by the 1540 Committee on 30 December 2010

OP 3 (a) and (b) - Account for/Secure/Physically protect CW including Related Materials						
					State:	Brunei Darussalam
					Date of Report:	30 December 2004
					Date of Addendum:	13 December 2007
Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized ?		National legal framework		Enforcement: civil/criminal penalties, and others		Remarks
		YES	if YES, indicate source document	YES	if YES, indicate source document	
1	Measures to account for production	?	Possibly the Poison Act 1956 as amended 1979	?	Poison Act 1956 as amended 1979 (license required), sections 15 and 17 (the Poison Scheudle includes some items on the AG Common Lists and the CWC Schedules)	
2	Measures to account for use	X	Poison Act 1956 as amended 1979, sections 6 and 13	X		
3	Measures to account for storage	X	Poison Act 1956 as amended 1979, sections 9 and 11	X		
4	Measures to account for transport	?	Possibly the Poison Act 1956 as amended 1979	?		
5	Other measures for accounting					
6	Measures to secure production	?	Poison Act 1956 as amended 1979, sections 9 and 11	?		
7	Measures to secure use					
8	Measures to secure storage	X	Poison Act 1956 as amended 1979, sections 9 and 11	?	1. Poison Act 1956 as amended 1979 (license required), sections 15 and 17 (the Poison Scheudle includes some items on the AG Common Lists and the CWC Schedules) 2. IMO's ISPS Code	
9	Measures to secure transport	?		?	1. Possibly the Poison Act 1956 as amended 1979	

Matrix as approved by the 1540 Committee on 30 December 2010

10	Other measures for securing	?	Possibly the Poison Act 1956 as amended 1979	?	Possibly the Poison Act 1956 as amended 1979	
11	Regulations for physical protection of facilities/materials/ transports	?		?		
12	Licensing of chemical installations/entities/use of materials	X	Possibly the Poison Act 1956 as amended 1979, sections 6 and 13	X	Poison Act 1956 as amended 1979 (license required), sections 15 and 17 (the Poison Schedule includes some items on the AG Common Lists and the CWC Schedules)	
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					
15	National CWC authority	X	National Committee on CWC (NCCWC) has been established. The Ministry of Defence is the focal point for this Committee	X	National Authority Ministry of Defence	
16	Reporting Schedule I, II and III chemicals to OPCW			X	Brunei has made two declarations, the latest in 2007	
17	Account for, secure or physically protect old chemical weapons					
18	Other legislation/ regulations controlling chemical materials					
19	Other	?	1.Chemical Weapons Prohibition Order is at the finalisation process of drafting 2. Poisons Act (Cap.114)			

**OP 3 (a) and (b) - Account for/Secure/Physically protect NW
including Related Materials**

State:

Date of Report:

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Brunei Darussalam

30 December 2004

13 December 2007

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 others		Remarks
		YES	if YES, indicate source document	YES	if YES, indicate source document	
1	Measures to account for production	X	INFCIRC/365			
2	Measures to account for use	X				
3	Measures to account for storage	X				
4	Measures to account for transport					
5	Other measures for accounting					
6	Measures to secure production					
7	Measures to secure use					
8	Measures to secure storage					
9	Measures to secure transport					
10	Other measures for securing			X	Radiation Safety Unit	
11	Regulations for physical protection of facilities/materials/ transports					
12	Licensing of nuclear installations/entities/use of materials					
13	Reliability check of personnel					
14	Measures to account for/secure/physically protect means of delivery					
15	National regulatory authority					
16	IAEA Safeguards Agreements	X	Safeguards Agreement, in force 04 November 1987	X	Safeguards Agreement, in force 04 November 1987	
17	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Notification pursuant to GC(47)/RES/7.B1 and Notification pursuant to GC(48)/RES/10.D2	X	Contact Point Designated and Response to S.A.Q.	

18	IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources	X	ITDB from IAEA	X	RSQU is the point of contact for this ITOS database. Brunei Darussalam is the 87th State participating In this IToB programme dated 24th April 2006	
19	Other Agreements related to IAEA	X	Additional protocols, SSAC, SQPs are in the process of consideration. RSQU is linked to IAEA ENAC (Early Notification and Assistance Conventions website)			
20	Additional national legislation/regulations related to nuclear materials including CPPNM					
21	Other	?	Draft Radiation Law 2007	?	Draft Radiation Law 2007	

**OP 3 (c) and (d) and related matters from OP 6 and OP 10 -
Controls of BW including Related Materials**

State:

Date of Report:

Date of Addendum:

Brunei Darussalam

30 December 2004

13 December 2007

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW 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	YES	if YES, indicate source document	
1	Border control	X	1. Customs Order 2006 2. Infectious Disease Order 2003, sections 41-42	X	1. Customs Order 2006, powers 104-118 and penalties 138-148 2. Infectious Disease Order 2003, sections 56, 60-62, 65 and 69 3. Control of import and export of dangerous goods in accordance with IMO's IMDG Code, permit required from Ministry of Health, etc. 4. Director of Internal Security Department (ISD) and any persons authorised by the Director has the powers to stop and search any person or vehicle found in any public road or place; and enter and search any premises; board and search any vehicle, vessel or aircraft. Any such weapon, article, injurious thing or any evidence and any vehicle, vessel or aircraft in which it is found shall be seized	
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities	X	Customs Order 2006, sections 3-8	X	Department of Royal Customs and Excise, Royal Brunei Armed Forces, Royal Brunei Police Force	

5	Export control legislation in place	?	1. Customs Order 2006, sections 27-29 and 31 2. Arms and Explosives Act 1927, as amended 1991, section 3, and Rule 1928 as amended 2000, section 8: exportation of arms and explosives	?	1. Customs Order 2006, powers 104-118 and penalties 138-148 2. Arms and Explosives Act 1927, as amended 1991, sections 3-4, and Rule 1928 as amended 2000, section 17: exportation of arms and explosives	
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Interagency review for licenses					
13	Control lists					
14	Updating of lists					
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control	?	Arms and Explosives Act 1927, as amended 1991, section 3, and Rule 1928 as amended 2000, section 9: exportation of arms and explosives	?	Arms and Explosives Act 1927, as amended 1991, sections 3-4, and Rule 1928 as amended 2000, section 17: exportation of arms and explosives	
21	Trans-shipment control	?		?		
22	Re-export control					
23	Control of providing funds	?	Internal Security Act 1984, section 42 (not to supply) with section 2 (definition of ammunition)	?	Internal Security Act 1984, section 42 (not to supply) with section 2 (definition of ammunition)	
24	Control of providing transport services	?		?		
25	Control of importation	X	1. Customs Order 2006, sections 24-26 and 31 2. Infectious Disease Order 2003, sections 41-42	X	1. Customs Order 2006, powers 104-118 and penalties 138-148 2. Infectious Disease Order 2003, sections 56, 60-62, 65 and 69	
26	Extraterritorial applicability					
27	Other	?	Public Order Act (Cap.148)	X	Participates in APEC Counter Terrorism Task Force (CTTF)	

**OP 3 (c) and (d) and related matters from OP 6 and OP 10 -
Controls of CW including Related Materials**

State:
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Brunei Darussalam
30 December 2004
13 December 2007

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW 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	YES	if YES, indicate source document	
1	Border control	X	1. Customs Order 2006 2. Poisons Act 1956 as amended 1979, sections 2, 5 and 10-11	X	1. Customs Order 2006, powers 104-118 and penalties 138-148 2. Poisons Act 1956 as amended 1979, section 17 3. Control of import and export of dangerous goods in accordance with IMO's IMDG Code, permit required from Ministry of Health, etc. 4. Director of Internal Security Department (ISD) and any persons authorised by the Director has the powers to stop and search any person or vehicle found in any public road or place; and enter and search any premises; board and search any vehicle, vessel or aircraft. Any such weapon, article, injurious thing or any evidence and any vehicle, vessel or aircraft in which it is found shall be seized	
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities	X	Customs Order 2006, sections 3-8	X	Department of Royal Customs and Excise, Royal Brunei Armed Forces, Royal Brunei Police Force	

5	Export control legislation in place	X	1. Customs Order 2006, sections 27-29 and 31 2. Arms and Explosives Act 1927, as amended 1991, section 3, and Rule 1928 as amended 2000, section 8: exportation of arms and explosives	?	1. Customs Order 2006, powers 104-118 and penalties 138-148 2. Arms and Explosives Act 1927, as amended 1991, sections 3-4, and Rule 1928 as amended 2000, section 17: exportation of arms and explosives	
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Interagency review for licenses					
13	Control lists					
14	Updating of lists					
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control	X	Arms and Explosives Act 1927, as amended 1991, section 3, and Rule 1928 as amended 2000, section 9: exportation of arms and explosives	X	Arms and Explosives Act 1927, as amended 1991, sections 3-4, and Rule 1928 as amended 2000, section 17: exportation of arms and explosives	
21	Trans-shipment control	X		X		
22	Re-export control					
23	Control of providing funds	X	Internal Security Act 1984, section 42 (not to supply) with section 2	X	Internal Security Act 1984, section 42 (not to supply) with section 2	
24	Control of providing transport services	X	(definition of ammunition)	X	(definition of ammunition)	
25	Control of importation	X	1. Customs Order 2006, sections 24-26 and 31 2. Poisons Act 1956 as amended 1979, sections 5 and 10-11	X	1. Customs Order 2006, powers 104-118 and penalties 138-148 2. Poisons Act 1956 as amended 1979, section 17	
26	Extraterritorial applicability					
27	Other	?	Public Order Act (Cap.148)	X	Participates in APEC Counter Terrorism Task Force (CTTF)	

**OP 3 (c) and (d) and related matters from OP 6, and OP 10 -
Controls of NW including Related Materials**

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Brunei Darussalam
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13 December 2007

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of 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	YES	if YES, indicate source document	
1	Border control	X	Customs Order 2006	X	1. Customs Order 2006, powers 104-118 and penalties 138-148 2. Control of import and export of dangerous goods in accordance with IMO's IMDG Code, permit required from Ministry of Health, etc. 4. Director of Internal Security Department (ISD) and any persons authorised by the Director has the powers to stop and search any person or vehicle found in any public road or place; and enter and search any premises; board and search any vehicle, vessel or aircraft. Any such weapon, article, injurious thing or any evidence and any vehicle, vessel or aircraft in which it is found shall be seized	
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities	X	Customs Order 2006, sections 3-8	X	Department of Royal Customs and Excise, Royal Brunei Armed Forces, Royal Brunei Police Force	

5	Export control legislation in place	?	1. Customs Order 2006, sections 27-29 and 31 2. Arms and Explosives Act 1927, as amended 1991, section 3, and Rule 1928 as amended 2000, section 8: exportation of arms and explosives	?	1. Customs Order 2006, powers 104-118 and penalties 138-148 2. Arms and Explosives Act 1927, as amended 1991, sections 3-4, and Rule 1928 as amended 2000, section 17: exportation of arms and explosives	
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Interagency review for licenses					
13	Control lists					
14	Updating of lists					
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control					
21	Trans-shipment control	?	1. Draft Radiation Law 2007 2. IAEA Guidance on Import and Export Control			
22	Re-export control					
23	Control of providing funds	?	Internal Security Act 1984, section 42 (not to supply) with section 2 (definition of ammunition)	?	Internal Security Act 1984, section 42 (not to supply) with section 2 (definition of ammunition)	
24	Control of providing transport services	?		?		
25	Control of importation	?	Customs Order 2006, sections 24-26 and 31	?	Customs Order 2006, powers 104-118 and penalties 138-148	
26	Extraterritorial applicability					
27	Other	?	Draft Radiation Law 2007	X	Participates in APEC Counter Terrorism Task Force (CTTF)	

OP 6, 7 and 8 (d) - Control lists, Assistance, Information

State:

Date of Report:

Date of Addendum:

Brunei Darussalam

30 December 2004

13 December 2007

Can information be provided on the following issues ?	YES		Remarks
1 Control lists - items (goods/equipment/materials/technologies)			
2 Control lists - other	X	1. Poison Act 1956 as amended 1979, Schedule Part I and Part II (extensive list overlaps somewhat with CWC Schedules and AG Common Lists) 2. IMDG Code: Dangerous Goods List	
3 Assistance offered	X	By IAEA; Australia; and USA	
4 Assistance requested	X	Assistance required by Radiation Safety and Quality Unit (RSQU) at Department of Scientific Services, Ministry of Health on NW matters: i. Setting up of radiological monitoring stations; ii. Setting up of radiological emergency response - technical support required; iii. Setting up of secondary standard dosimetry system; iv. Work attachment programs at radiation regulatory bodies; v. Work attachment programs at radioanalytical labs to develop testing and detection capabilities	
5 Assistance in place (bilateral/plurilateral/multilateral)		None in place, hence limitation on assistance obtained	
6 Information for industry			
7 Information for the public			