

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

State:

**Myanmar**

Date of Report:

**06 April 2005**

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	Does not possess WMD or systems capable of delivering WMD	
2	General statement on commitment to disarmament and non-proliferation			
3	General statement on non-provision of WMD and related materials to non-State actors			
4	Biological Weapons Convention (BWC)	X	Signatory 10 April 1972	
5	Chemical Weapons Convention (CWC)	X	Signatory 14 January 1993	
6	Nuclear Non-Proliferation Treaty (NPT)	X	Acceded 02 December 1992	

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	Signatory 25 November 1996	
8	Convention on Physical Protection of Nuclear Material (CPPNM)			
9	Hague Code of Conduct (HCOC)			
10	Geneva Protocol of 1925			
11	International Atomic Energy Agency (IAEA)	X	Since 18 October 1957	
12	Nuclear Weapons Free Zone/ Protocol(s)	X	Southeast Asia Nuclear Weapon Free Zone Treaty	
13	Other Conventions/Treaties	X	1. Treaty Banning Nuclear Weapon Tests in the Atmosphere, in Outer Space and Underwater, ratified 15 November 1963 2. Sea-Bed Treaty, signatory	
14	Other Arrangements			
15	Other	X	State Party to ten global conventions on counter-terrorism	

## OP 2 - Biological Weapons (BW)

State:

Myanmar

Date of Report:

06 April 2005

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					
2	acquire					
3	possess					
4	stockpile/store					
5	develop					
6	transport					
7	transfer					
8	use			X	Penal Code, Art. 326 (...by means of any poison or any corrosive substance, or by means of any explosive substance, or by means of any substance which it is deleterious to the human body to inhale, to swallow, or receive into the blood)	
9	participate as an accomplice in a.m. activities	X	Penal Code, Chap. V (A), Art. 120 A-B (criminal conspiracy)	X	Penal Code, Art. 326	
10	assist in a.m. activities	X		X		
11	finance a.m. activities	?	Control of money laundering law of 2002			
12	a.m. activities related to means of delivery					
13	involvement of non-State actors in a.m. activities					
14	Other	?	1. Arms Act, 1878 2. Explosives Act, 1884 3. Explosive Substance Act 1908 4. Arms (temporary) Act, 1951	?	Arms Emergency Punishment Act, 1949	

## OP 2 - Chemical Weapons (CW)

State:  
Date of Report:

Myanmar

06 April 2005

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					
2	acquire					
3	possess					
4	stockpile/store					
5	develop					
6	transport					
7	transfer					
8	use			X	Penal Code, Art. 326 (...by means of any poison or any corrosive substance, or by means of any explosive substance, or by means of any substance which it is deleterious to the human body to inhale, to swallow, or receive into the blood)	
9	participate as an accomplice in a.m. activities	X	Penal Code, Chap. V (A), Art. 120 A-B (criminal conspiracy)	X	Penal Code, Art. 326	
10	assist in a.m. activities	X		X		
11	finance a.m. activities	?	Control of money laundering law of 2002			
12	a.m. activities related to means of delivery					
13	involvement of non-State actors in a.m. activities					
14	Other	?	1. Arms Act, 1878 2. Explosives Act, 1884 3. Explosive Substance Act 1908 4. Arms (temporary) Act, 1951	?	Arms Emergency Punishment Act, 1949	

## OP 2 - Nuclear Weapons (NW)

State:  
Date of Report:

Myanmar

06 April 2005

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					
2	acquire					
3	possess					
4	stockpile/store					
5	develop					
6	transport					
7	transfer					
8	use			X	Penal Code, Art. 326 (...by means of any poison or any corrosive substance, or by means of any explosive substance, or by means of any substance which it is deleterious to the human body to inhale, to swallow, or receive into the blood)	
9	participate as an accomplice in a.m. activities	X	Penal Code, Chap. V (A), Art. 120 A-B (criminal conspiracy)	X	Penal Code, Art. 326	
10	assist in a.m. activities	X		X		
11	finance a.m. activities	?	Control of money laundering law of 2002			
12	a.m. activities related to means of delivery					
13	involvement of non-State actors in a.m. activities					
14	Other	?	1. Arms Act, 1878 2. Explosives Act, 1884 3. Explosive Substance Act 1908 4. Arms (temporary) Act, 1951	?	Arms Emergency Punishment Act, 1949	

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

State:

**Myanmar**

Date of Report:

06 April 2005

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					
2	Measures to account for use					
3	Measures to account for storage					
4	Measures to account for transport					
5	Other measures for accounting	X	1. The National Food Law of 3 March 1997 (The State Law and Order Restoration Council Law No. 5/97) 2. Fertilizer Law (No. 7/2002)	X	1. The National Food Law of 3 March 1997 (The State Law and Order Restoration Council Law No. 5/97) 2. Fertilizer Law (No. 7/2002)	
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	1. The National Food Law of 3 March 1997 (The State Law and Order Restoration Council Law No. 5/97) 2. Fertilizer Law (No. 7/2002)	X	1. The National Food Law of 3 March 1997 (The State Law and Order Restoration Council Law No. 5/97) 2. Fertilizer Law (No. 7/2002)	
11	Regulations for physical protection of facilities/materials/ transports					
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					

Matrix as approved by the 1540 Committee on 24 November 2010

16	Other legislation/ regulations related to safety and security of biological materials					
17	Other	?	Internal laws against illicit trafficking of toxin			

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

State:

**Myanmar**

Date of Report:

06 April 2005

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					
2 Measures to account for use					
3 Measures to account for storage					
4 Measures to account for transport					
5 Other measures for accounting	X	1. The Pesticide Law of 11 May 1990 (The State Law and Order Restoration Council Law No. 10/90)	X	1. The Pesticide Law of 11 May 1990 (The State Law and Order Restoration Council Law No. 10/90)	
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	1. The Pesticide Law of 11 May 1990 (The State Law and Order Restoration Council Law No. 10/90)	X	1. The Pesticide Law of 11 May 1990 (The State Law and Order Restoration Council Law No. 10/90)	
11 Regulations for physical protection of facilities/materials/ transports					
12 Licensing of chemical installations/entities/use of materials					
13 Reliability check of personnel					
14 Measures to account for/secure/ physically protect means of delivery					
15 National CWC authority					
16 Reporting Schedule I, II and III chemicals to OPCW					
17 Account for, secure or physically protect old chemical weapons					



18	Other legislation/ regulations controlling chemical materials				
19	Other	?	Internal laws against illicit trafficking of chemicals		

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

State:

**Myanmar**

Date of Report:

06 April 2005

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/477 The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98)	X	The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98)	
2	Measures to account for use	X		X		
3	Measures to account for storage	X		X		
4	Measures to account for transport					
5	Other measures for accounting					
6	Measures to secure production	X	The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98)	X	The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98)	
7	Measures to secure use	X		X		
8	Measures to secure storage	X		X		
9	Measures to secure transport					
10	Other measures for securing					
11	Regulations for physical protection of facilities/materials/ transports					
12	Licensing of nuclear installations/entities/use of materials	X	The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98)Chapter VIII	X	The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98), Art. 31/34	
13	Reliability check of personnel					
14	Measures to account for/secure/physically protect means of delivery					
15	National regulatory authority	X	Submissions by National INIS Liaison Officers	X	The Director General - Department of Atomic Energy - Ministry of Science and Technology	
16	IAEA Safeguards Agreements	X	Safeguards Agreement, in force 20 April 1995	X	INFCIRC/447	
17	IAEA Code of Conduct on Safety and Security of Radioactive Sources					

18	IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources					
19	Other Agreements related to IAEA	<b>X</b>	Model Project (INT/9/143) on "Upgrading Radiation Protection Infrastructure" launched in 1993	<b>X</b>	The objective of strengthening the radiation safety infrastructures and bringing into compliance with the Basic Safety Standards	
20	Additional national legislation/regulations related to nuclear materials including CPPNM					
21	Other					

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

State:

**Myanmar**

Date of Report:

06 April 2005

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. Sea Customs Act, 1848 amended 2. Land Customs Act, 1924	X	1. Vigilance to ensure that WMD do not enter territory 2. Cooperation with neighbouring countries to combat trafficking in accordance with agreements <b>3. One stop system at border involving the Border Trade Department (Ministry of Commerce), Customs and Internal Revenue Department, Myanmar Economic Bank (Under the Ministry of Finance &amp; Revenue), Myanmar Police Force (Ministry of Home Affairs), and Immigration (Ministry of Home Affairs)</b>	
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	?	Notification 10/1999 of the Ministry of Commerce: border trade	X	Security units under the Ministry of Defence, Military Affairs Security Units, police force, Customs Department, Immigration Department, People's militia	

5	Export control legislation in place	X	1. The Plant Pest Quarantine Law of 16 June 1993 (The State Law and Order Restoration Council Law No. 8/93) 2. Possibly the Control of Import and Export (Temporary) Act 1947, which has been amended and is still in force	X	The Plant Pest Quarantine Law of 16 June 1993 ( The State Law and Order Restoration Council Law No. 8/93 )	
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority			X	Ministry of Commerce, including its Directorate of Trade (DOT) and Department of Border Trade (DOBT)	
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					
22	Re-export control					
23	Control of providing funds	?	Control of money laundering law of 2002, section 5 (a) (5)			
24	Control of providing transport services					
25	Control of importation	X	1. The Plant Pest Quarantine Law of 16 June 1993 (The State Law and Order Restoration Council Law No. 8/93) 2. Possibly the Control of Import and Export (Temporary) Act 1947, which has been amended and is still in force	X	The Plant Pest Quarantine Law of 16 June 1993 ( The State Law and Order Restoration Council Law No. 8/93 )	
26	Extraterritorial applicability					
27	Other					

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

State:

**Myanmar**

Date of Report:

06 April 2005

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 ?	<u>National legal framework</u>		<u>Enforcement: civil/criminal penalties, and measures of implementation, etc</u>		Remarks
	YES	if YES, indicate source document	YES	if YES, indicate source document	
1 Border control	X	1. Sea Customs Act, 1848 2. Land Customs Act, 1924	X	1. Vigilance to ensure that WMD do not enter territory 2. Cooperation with neighbouring countries to combat trafficking in accordance with agreements 3. One stop system at border involving the Border Trade Department (Ministry of Commerce), Customs and Internal Revenue Department, Myanmar Economic Bank (Under the Ministry of Finance & Revenue), Myanmar Police Force (Ministry of Home Affairs), and Immigration (Ministry of Home Affairs)	
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	?	Notification 10/1999 of the Ministry of Commerce: border trade	X	Security units under the Ministry of Defence, Military Affairs Security Units, police force, Customs Department, Immigration Department, People's militia	

5	Export control legislation in place	X	1. The Pesticide Law of 11 May 1990 (The State Law and Order Restoration Council Law No. 10/90) 2. Possibly the Control of Import and Export (Temporary) Act 1947, which has been amended and is still in force	X	1. The Pesticide Law of 11 May 1990 (The State Law and Order Restoration Council Law No. 10/90)	
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority			X	Ministry of Commerce, including its Directorate of Trade (DOT) and its Department of Border Trade (DOBT)	
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					
22	Re-export control					
23	Control of providing funds	?	Control of money laundering law of 2002, section 5 (a) (5)			
24	Control of providing transport services					
25	Control of importation	X	1. The Pesticide Law of 11 May 1990 (The State Law and Order Restoration Council Law No. 10/90) 2. Possibly the Control of Import and Export (Temporary) Act 1947, which has been amended and is still in force	X	1. The Pesticide Law of 11 May 1990 (The State Law and Order Restoration Council Law No. 10/90)	
26	Extraterritorial applicability					
27	Other					

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

State:

**Myanmar**

Date of Report:

06 April 2005

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	1. Sea Customs Act, 1848 2. Land Customs Act, 1924	X	1. Vigilance to ensure that WMD do not enter territory 2. Cooperation with neighbouring countries to combat trafficking in accordance with agreements 3. One stop system at border involving the Border Trade Department (Ministry of Commerce), Customs and Internal Revenue Department, Myanmar Economic Bank (Under the Ministry of Finance & Revenue), Myanmar Police Force (Ministry of Home Affairs), and Immigration (Ministry of Home Affairs)	
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	?	The Director General Department of Atomic Energy Ministry of Science and Technology Notification 10/1999 of the Ministry of Commerce: border trade	X	Security units under the Ministry of Defence, Military Affairs Security Units, police force, Customs Department, Immigration Department, People's militia	



5	Export control legislation in place	X	1. The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98) Chap. IX Arts: 21-23 (prior permission) 2. Possibly the Control of Import and Export (Temporary) Act 1947, which has been amended and is still in force	X	The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98), Art. 31/34	
6	Licensing provisions	X	The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98) Chap. IX Arts: 21-23 ( prior permission)	X	The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98), Art. 31/4	
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority			X	Ministry of Commerce, including its Directorate of Trade (DOT) and its Department of Border Trade (DOBT)	
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					
22	Re-export control					
23	Control of providing funds	?	Control of money laundering law of 2002, section 5 (a) (5)			
24	Control of providing transport services					

25	Control of importation	X	1. The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98) Chap. IX Arts: 21-23 (prior permission) 2. Possibly the Control of Import and Export (Temporary) Act 1947, which has been amended and is still in force	X	The Atomic Energy Law of 8 June 1998 (The State Peace and Development Council Law No. 8/98), Art. 31	
26	Extraterritorial applicability					
27	Other					

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

State:

**Myanmar**

Date of Report:

06 April 2005

Can information be provided on the following issues ?		YES		Remarks
1	Control lists - items (goods/equipment/materials/technologies)			
2	Control lists - other			
3	Assistance offered			
4	Assistance requested			
5	Assistance in place (bilateral/plurilateral/multilateral)			
6	Information for industry			
7	Information for the public			