

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

State:
Date of Report:

Nauru

4 April 2008

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			
2 General statement on commitment to disarmament and non-proliferation	X	Nauru supports, to the greatest extent possible, international nonproliferation initiatives to reduce the threat posed by the proliferation of nuclear, chemical and biological weapons, their means of delivery and related components. It will continue to participate and contribute to efforts (primarily in the Pacific region) to reduce this threat.	
3 General statement on non-provision of WMD and related materials to non-State actors	X	Withholds any support whatsoever and is committed to the greatest extent possible to opposing such activities	
4 Biological Weapons Convention (BWC)			
5 Chemical Weapons Convention (CWC)	X	Deposit 12 November 2001	
6 Nuclear Non-Proliferation Treaty (NPT)	X	Deposit 7 June 1982	
7 Comprehensive Nuclear Test Ban Treaty (CTBT)	X	Deposit 12 November 2001	

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

8	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Date of deposit, 12 August 2005	
9	Hague Code of Conduct (HCOC)			
10	Geneva Protocol of 1925			
11	International Atomic Energy Agency (IAEA)			
12	Nuclear Weapons Free Zone/ Protocol(s)	X	Treaty of Rarotonga, deposit 13 April 1987	
13	Other Conventions/Treaties	X	<p>State Party to 16 international conventions and protocols on counter-terrorism including :</p> <ul style="list-style-type: none"> - International Convention for the Suppression of Terrorist Bombings - International Convention for the Suppression of the Financing of Terrorism - 2005 Amendment to the Convention on the Physical Protection of Nuclear Material - Protocol of 2005 to the Convention for the Suppression of Unlawful Acts against the Safety of Maritime Navigation - Protocol of 2005 to the Protocol for the Suppression of Unlawful Acts against the Safety of Fixed Platforms Located on the Continental Shelf 	
14	Other Arrangements	X	Member of FATF-Asia Pacific Group since 2007	
15	Other	X	Partnership Agreement between the members of the African, Caribbean and Pacific Group of States and of the European Community and its Member States (Cotonou Agreement)	

OP 2 - Biological Weapons (BW)

State:
Date of Report:

Nauru

{date}

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	X	Criminal Code of Queensland as amended by Nauru, 2009, Art 540 (if dangerous of noxious thing applies to biological)	X	Criminal Code of Queensland as amended by Nauru, 2009, Art 540	
4	stockpile/store					
5	develop					
6	transport					
7	transfer			X	CTTOC Act 2004, Section 14	
8	use	X	CTTOC Act 2004, Section 54	X	CTTOC Act 2004, Sections 49 and 54	
9	participate as an accomplice in a.m. activities	X	CTTOC Act 2004, Sections 72-76	X	CTTOC Act 2004, Sections 72-76	
10	assist in a.m. activities	X		X		
11	finance a.m. activities	X	CTTOC Act 2004, Section 10 Anti-Money Laundering Legislation	X	1. CTTOC Act 2004, Section 10 2. Anti-Money Laundering Legislation; Financial Intelligence Unit established	

12	a.m. activities related to means of delivery				
13	involvement of non-State actors in a.m. activities	X	CTTOC Act 2004	X	1. CTTOC Act 2004
14	Other			X	National Co-ordinating Committee regularly meets and conducts a "whole of government" approach to counter-terrorism issues (which includes WMD)

OP 2 - Chemical Weapons (CW)

State:
Date of Report:

Nauru

{date}

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	X	Criminal Code of Queensland as amended by Nauru, 2009, Art 540	X	Criminal Code of Queensland as amended by Nauru, 2009, Art 540	
4	stockpile/store					
5	develop					
6	transport					
7	transfer	X	CTTOC Act 2004, Part 3, Art 14	X	CTTOC Act 2004, Part 3, Art 14	
8	use	X	CTTOC Act 2004, Section 54	X	CTTOC Act 2004, Sections 49 and 54	
9	participate as an accomplice in a.m. activities	X	CTTOC Act 2004, Sections 72-76	X	CTTOC Act 2004, Sections 72-76	
10	assist in a.m. activities	X		X		
11	finance a.m. activities	X	CTTOC Act 2004, Section 10 Anti-Money Laundering Legislation	X	1. CTTOC Act 2004, Section 10 2. Anti-Money Laundering Legislation; Financial Intelligence Unit established	
12	a.m. activities related to means of delivery					
13	involvement of non-State actors in a.m. activities	X	CTTOC Act 2004	X	CTTOC Act 2004	

14	Other			X	National Co-ordinating Committee regularly meets and conducts a "whole of government" approach to counter-terrorism issues (which includes WMD)	
----	-------	--	--	---	---	--

OP 2 - Nuclear Weapons (NW)

State:
Date of Report:

Nauru

{date}

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			?	CTTOC Act 2004, Section 49: alter	
2 acquire			X	CTTOC Act 2004, Section 49	
3 possess			X		
4 stockpile/store					
5 develop					
6 transport			X	CTTOC Act 2004, Section 49	
7 transfer			X		
8 use	X	CTTOC Act 2004, Section 54	X	CTTOC Act 2004, Sections 49 and 54	
9 participate as an accomplice in a.m. activities	X	CTTOC Act 2004, Sections 72-76	X	CTTOC Act 2004, Sections 72-76	
10 assist in a.m. activities	X		X		
11 finance a.m. activities	X	1. CTTOC Act 2004, Section 10 2. Anti-Money Laundering Legislation	X	1. CTTOC Act 2004, Section 10 2. Anti-Money Laundering Legislation; Financial Intelligence Unit established	
12 a.m. activities related to means of delivery					
13 involvement of non-State actors in a.m. activities	X	CTTOC Act 2004	X	CTTOC Act 2004	

14	Other			X	National Co-ordinating Committee regularly meets and conducts a "whole of government" approach to counter-terrorism issues (which includes WMD)	
----	-------	--	--	---	---	--

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

State:
Date of Report:

Nauru

{date}

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					
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					
11	Regulations for physical protection of facilities/materials/ transports					
12	Licensing/registration of facilities/persons handling biological materials	?	Public Health Ordinance 1925-1966 as Amended by The Public Health Ordinance 1967 Health Services Act 1991	?	Public Health Ordinance 1925-1966 as Amended by The Public Health Ordinance 1967 Health Services Act 1991	
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	?	Public Health Ordinance 1925-1966 as Amended by The Public Health Ordinance 1967 Health Services Act 1991	?	Public Health Ordinance 1925-1966 as Amended by The Public Health Ordinance 1967 Health Services Act 1991
17	Other				

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

State:
Date of Report:

Nauru

{date}

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					
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					
11	Regulations for physical protection of facilities/materials/ transports					
12	Licensing of chemical installations/entities/use of materials	?	Public Health Ordinance 1925-1966 as Amended by The Public Health Ordinance 1967 Health Services Act 1991	?	Public Health Ordinance 1925-1966 as Amended by The Public Health Ordinance 1967 Health Services Act 1991	
13	Reliability check of personnel					

Matrix as approved by the 1540 Committee on 30 December 2010

14	Measures to account for/secure/ physically protect means of delivery					
15	National CWC authority	X	Department of Foreign Affairs and Trade			
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	?	Public Health Ordinance 1925-1966 as Amended by The Public Health Ordinance 1967 Health Services Act 1991	?	Public Health Ordinance 1925-1966 as Amended by The Public Health Ordinance 1967 Health Services Act 1991	
19	Other					

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

State:

Nauru

Date of Report:

{date}

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/317			
2	Measures to account for use	X				
3	Measures to account for storage	X				
4	Measures to account for transport	X	CTTOC Act of 2004, Sections 48-49: permit required to transport	X	CTTOC Act of 2004, Sections 48-49: Cabinet issues permit	
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					
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 13 April 1984			
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					
20	Additional national legislation/regulations related to nuclear materials including CPPNM			?	Criminal Code, as amended	
21	Other					

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

State:

Nauru

Date of Report:

{date}

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 Ordinance 1922-67 2. Sea Boundaries Act 1997	X	1. Customs Ordinance 1922-67 2. Sea Boundaries Act 1997 3. Department of Justice and Border Control	
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					
5	Export control legislation in place	X	1. Section 101 of Customs Ordinance 1921 for the Territory of New Guinea as adopted by Customs Ordinance 1922-1967 2. CTTOC Act 2004, Sections 48 and 49	X	1. CTTOC Act 2004, Sections 48-49 2. President 3. Cabinet	
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				
22	Re-export control				
23	Control of providing funds				
24	Control of providing transport services				
25	Control of importation	X	1. CTTOC Act 2004, Sections 48-49 2. Quarantine Act 1908-1920 as Commonwealth Adopted: Laws Repeal & Adopting Ordinance 1922-67 3. Quarantine (Plague) Ordinance 1922-1967	X	1. CTTOC Act 2004, Sections 48-49 2. Quarantine Act 1908-1920 as Commonwealth Adopted: Laws Repeal & Adopting Ordinance 1922-67 3. Quarantine (Plague) Ordinance 1922-1967
26	Extraterritorial applicability				

27	Other	?	1. Explosives Ordinance 1924-1967 2. Arms and Opium Prohibition Ordinance 1967	X 1. National Co-ordinating Committee regularly meets and conducts a "whole of government" approach to counter-terrorism issues 2. Plans to implement the ISPS Code 3. Explosives Ordinance 1924-1967 4. Arms and Opium Prohibition Ordinance 1967 5. Criminal Code, Art 317	
----	-------	---	---	---	--

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

State:
Date of Report:

Nauru

{date}

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 Ordinance 1922-67 2. Sea Boundaries Act 1997	X	1. Customs Ordinance 1922-67 2. Sea Boundaries Act 1997 3. Department of Justice and Border Control	
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					
5	Export control legislation in place	X	1. Section 101 of Customs Ordinance 1921 for the Territory of New Guinea as adopted by Customs Ordinance 1922-1967 2. CTTOC Act 2004, Sections 48 and 49	X	1. CTTOC Act 2004, Sections 48-49 2. President 3. Cabinet	
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				
22	Re-export control				
23	Control of providing funds				
24	Control of providing transport services				
25	Control of importation	X	1. CTTOC Act 2004, <i>Sections 48 and 49</i>	X	1. CTTOC Act 2004, Sections 48-49
26	Extraterritorial applicability				

27	Other	?	1. Explosives Ordinance 1924-1967 2. Arms and Opium Prohibition Ordinance 1967	X 1. National Co-ordinating Committee regularly meets and conducts a "whole of government" approach to counter-terrorism issues 2. Plans to implement the ISPS Code 3. Explosives Ordinance 1924-1967 4. Arms and Opium Prohibition Ordinance 1967 5. Criminal Code, Art 317	
----	-------	---	---	---	--

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

State:
Date of Report:

Nauru

{date}

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. Customs Ordinance 1922-67 2. Sea Boundaries Act 1997	X	1. Customs Ordinance 1922-67 2. Sea Boundaries Act 1997 3. Department of Justice and Border Control	
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					
5	Export control legislation in place	X	1. Section 101 of Customs Ordinance 1921 for the Territory of New Guinea as adopted by Customs Ordinance 1922-1967 2. CTTOC Act 2004, Sections 48 and 49	X	1. CTTOC Act 2004, Sections 48-49 2. President 3. Cabinet	
6	Licensing provisions	X	CTTOC Act 2004, Section 48	X	Cabinet	
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					

Matrix as approved by the 1540 Committee on 30 December 2010

10	Licensing of deemed export/visa					
11	National licensing authority	X	CTTOC Act 2004, Sections 48-49	X	Cabinet	
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	CTTOC Act 2004, Sections 48-49	X	CTTOC Act 2004, Sections 48-49	
21	Trans-shipment control	X		X		
22	Re-export control	?		?		
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation	X	CTTOC Act 2004, Sections 48-49	X	CTTOC Act 2004, Sections 48-49	
26	Extraterritorial applicability					

27	Other	?	1. Explosives Ordinance 1924-1967 2. Arms and Opium Prohibition Ordinance 1967	X 1. National Co-ordinating Committee regularly meets and conducts a "whole of government" approach to counter-terrorism issues 2. Plans to implement the ISPS Code 3. Explosives Ordinance 1924-1967 4. Arms and Opium Prohibition Ordinance 1967 5. Criminal Code, Art 317	
----	-------	---	---	---	--

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

State:
Date of Report:

Nauru

{date}

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	X	The government would welcome any technical assistance available to assist officials to conduct this work to consider the range of options available to enhance implementation of the resolution; in developing enhanced operational capability within police and border security agencies and practical implementation of obligations relating to national control lists.	
5	Assistance in place (bilateral/plurilateral/multilateral)			
6	Information for industry			
7	Information for the public			

ds