

APPROVED 1540 COMMITTEE MATRIX

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to inter-governmental organizations. The matrices are prepared under the direction of the 1540 Committee.

The 1540 Committee intends to use the matrices as a reference tool for facilitating technical assistance and to enable the Committee to continue to enhance its dialogue with States on their implementation of Security Council Resolution 1540.

The matrices are not a tool for measuring compliance of States in their non-proliferation obligations but for facilitating the implementation of Security Council Resolutions 1540 (2004), 1673 (2006), 1810 (2008), 1977 (2011), 2055 (2012) and 2325 (2016). They do not reflect or prejudice any ongoing discussions outside of the Committee, in the Security Council or any of its organs, of a State's compliance with its non-proliferation or any other obligations. Information on voluntary commitments is for reporting purpose only and does not constitute in any way a legal obligation arising from resolution 1540 or its successive resolutions.

Matrix entries are only indicators of fact and not indicators of the degree of compliance under resolution 1540 (2004) and its successor resolutions. Thus:

An “X” in any data field signifies only that the 1540 Committee considers that a State has taken the steps required, and/or has provided specific references to the applicable legal basis or executive behaviour as evidence of such steps. An “X” against any data field does not necessarily signify that a State has met in full its 1540 obligations for that data field.

A “?” in any data field signifies that the references to legislative or other measures may not be directly relevant or are incomplete.

A “NA” (Not Applicable) in any data field signifies that the data field is not applicable to that State where through legally binding instruments States specified that they do not possess related materials or facilities.

A blank in any data field signifies that there is insufficient information available to enter an “X” or “?” against a particular data field.

State:	Kingdom of Belgium
Date of Report:	26 October 2004
Dates of Additional Reports:	6 December 2005 15 December 2007
Date of Approval:	9 December 2020

I. OP 1 and related matters from OP 5, OP 8 (a), (b), (c) and OP10

Adherence to legally binding instruments, membership of organisations, participation in arrangements and statements made.	Relevant information (i.e. signing, deposit of instrument of accession, ratification, etc)	Remarks (information refers to the page of the English version of the national report or an official web site)	
1	Nuclear Non-Proliferation Treaty (NPT)	Deposit 2 May 1975	
2	Nuclear Weapons Free Zone/ Protocol(s)		
3	International Convention for the Suppression of Acts of Nuclear Terrorism	Deposit 20 October 2009	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	Deposit 6 September 1991	
5	2005 Amendment to the CPPNM	Deposit 22 January 2013	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 29 June 1999	
7	Chemical Weapons Convention (CWC)	Deposit 16 June 1997	
8	Biological Weapons Convention (BWC)	Deposit 15 March 1979	
9	Geneva Protocol of 1925	Deposit 4 December 1928	
10	1997 International Convention for the Suppression of Terrorist Bombings	Deposit 20 May 2005	
11	1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 17 May 2004	

12	2005 Protocol to the Convention for the suppression of unlawful acts against the safety of maritime navigation	Deposit 2 July 2019	
13	2005 Protocol to the Protocol for the suppression of unlawful acts against the safety of fixed platforms located on the continental shelf	Deposit 2 July 2019	
14	2010 Convention on the Suppression of Unlawful Acts Relating to International Civil Aviation		
15	Other relevant regional legally binding instruments	EURATOM Treaty Council of Europe Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime and on the Financing of Terrorism [CETS No. 198] Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime [ETS No. 141] European Convention on the Suppression of Terrorism [ETS No. 90] Protocol amending the European Convention on the Suppression of Terrorism [ETS No. 190]	
16	International Atomic Energy Agency (IAEA)	Since 1958	
17	Directly relevant Arrangements	Nuclear Suppliers Group (NSG) Zangger Committee (ZC) Australia Group (AG) Missile Technology Control Regime (MTCR) Wassenaar Arrangement (WA) Proliferation Security Initiative (PSI) Global Initiative to Combat Nuclear Terrorism (GICNT)	
18	Statement on non-provision of WMD and related materials to non-State actors	The State reports that it provides no assistance in any form to non-State actors that attempt to develop, acquire, manufacture, possess, transport, transfer or use nuclear, chemical or biological weapons or their means of delivery and that such assistance is prohibited by its law.	
19	Membership in relevant international, regional or sub-regional organisations	EU Council Decision of 17 November 2003 to include WMD provisions in Agreements with third countries- Revised Cotonou Partnership Agreement (the CPA II) Financial Action Task Force against Money Laundering (FATF) International Maritime Organization (IMO) International Monetary Fund (IMF) Inter-Parliamentary Union (IPU)	

		INTERPOL Organization for Security and Cooperation in Europe (OSCE) World Bank Group World Customs Organization (WCO) World Health Organization (WHO) World Organisation for Animal Health (OIE)	
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II. OP 2 - Nuclear Weapons (NW), Chemical Weapons (CW) and Biological Weapons (BW)

National legislation which prohibits persons or entities to engage in one of the following activities and its enforcement		National legal framework					Enforcement and civil/criminal penalties			Remarks
		X / ?			Source document of national implementation law	X / ?			Source document	
		N W	C W	B W		N W	C W	B W		
1	manufacture	X	X	X	<p>NW: The Constitution of the Kingdom of Belgium, Article 34 Law of 14 March 1975 (NPT ratification) Law on terrorist offences of 19 December 2003, Article 3, paragraph 3(3) (terrorist intent: the manufacture, possession, acquisition, transport or supply of nuclear or chemical weapons, the use of nuclear, biological or chemical weapons, as well as the research and development of chemical weapons)</p> <p>CW: The Constitution of the Kingdom of Belgium, Article 34 Law of 20 December 1996 (CWC ratification) Law on terrorist offences of 19 December 2003 Law of 4 June 2007 approving implementation of the CWC</p> <p>BW: Law of 10 July 1978, approving the implementation of the BWC Law on terrorist offences of 19 December 2003, Article 3, paragraph 3(3)</p>	X	X	X	<p>NW/CW/BW: Penal Code, Article 137, Paragraph 3.3 (manufacturing, possession, acquisition, transport or supply of nuclear or chemical weapons, the use of nuclear, biological or chemical weapons, as well as research and development of chemical weapons)</p> <p>NW: Penal Code, Article 488bis Royal Decree of 20 July 2001 laying down the general regulations on the protection of the public, the workers and the environment against the hazards of ionizing radiation (GRPIR)</p> <p>CW: Law of 4 June 2007 approving implementation of the CWC, Article 21</p> <p>BW: Law of 10 July 1978 approving the implementation of the BWC, Article 2</p>	

2	acquire	X	X	X	<p>NW/CW/BW: Law on terrorist offences of 19 December 2003, Article 3, paragraph 3(3)</p> <p>CW: Law of 4 June 2007 approving implementation of the CWC</p> <p>BW: Law of 10 July 1978 approving the implementation of the BWC</p>	X	X	X	<p>NW/CW/BW: Penal Code, Article 137, paragraph 3(3) (manufacturing, possession, acquisition, transport or supply of nuclear or chemical weapons, the use of nuclear, biological or chemical weapons, as well as research and development of chemical weapons)</p> <p>NW: Penal Code, Article 488bis Royal Decree of 20 July 2001 laying down the general regulations on the protection of the public, the workers and the environment against the hazards of ionizing radiation (GRPIR)</p> <p>CW: Law of 4 June 2007 approving implementation of the CWC, Article 21</p> <p>BW: Law of 10 July 1978 approving the implementation of the BWC, Article 2</p>	
3	possess	X	X	X	<p>NW/CW/BW: Law on terrorist offences of 19 December 2003, Article 3, paragraph 3(3)</p> <p>CW: Law of 4 June 2007 approving implementation of the CWC</p>	X	X	X	<p>NW/CW/BW: Penal Code, Article 137, Paragraph 3.3 (manufacturing, possession, acquisition, transport or supply of nuclear or chemical weapons, the use of nuclear, biological or chemical weapons, as well as research and development of chemical weapons)</p> <p>NW: Penal Code, Article 488bis Royal Decree of 20 July 2001 laying down the general regulations on the protection of the public, the workers and the environment against the hazards of ionizing radiation (GRPIR)</p>	

					BW: Law of 10 July 1978 approving the implementation of the BWC				BW: Law of 10 July 1978 approving the implementation of the BWC, Article 2	
4	develop		X	X	CW: Law on terrorist offences of 19 December 2003 (terrorist intent) Law of 4 June 2007 approving implementation of the CWC BW: Law of 10 July 1978 approving the implementation of the BWC		X	X	CW: Penal Code, Article 137, Paragraph 3.3 (manufacturing, possession, acquisition, transport or supply of nuclear or chemical weapons, the use of nuclear, biological or chemical weapons, as well as research and development of chemical weapons) BW: Law of 10 July 1978 approving the implementation of the BWC, Article 2 Penal Code book 1, including Chapter 7 and Article 85	
5	transport	X	X	X	NW/CW/BW: Law on terrorist offences of 19 December 2003, Article 3, paragraph 3(3) (terrorist intent) CW: Law of 4 June 2007 approving implementation of the CWC, Article 4.2 (forbidden to import, export, or transit through Belgium)	X	X	X	NW/CW/BW: Penal Code, Article 137, Paragraph 3.3 (manufacturing, possession, acquisition, transport or supply of nuclear or chemical weapons, the use of nuclear, biological or chemical weapons, as well as research and development of chemical weapons) NW: Penal Code, Article 488bis Royal Decree of 20 July 2001 laying down the general regulations on the protection of the public, the workers and the environment against the hazards of ionizing radiation (GRPIR) CW: Law of 4 June 2007 approving the implementation of the CWC, Article 21	
6	transfer	X	X	X	NW/CW/BW: Penal Code, Article 137, paragraph 3.3 (manufacturing, possession, acquisition, transport or supply of nuclear or chemical weapons, the use of nuclear, biological or	X	X	X	NW/CW/BW: Penal Code, Article 137, paragraph 3.3 (manufacturing, possession, acquisition, transport or supply of nuclear or chemical weapons, the use of nuclear, biological or	

				chemical weapons, as well as research and development of chemical weapons) CW: Law of 4 June 2007 approving implementation of the CWC BW: Law of 10 July 1978 approving the implementation of the BWC			chemical weapons, as well as research and development of chemical weapons) NW: Royal Decree of 20 July 2001 laying down the general regulations on the protection of the public, the workers and the environment against the hazards of ionizing radiation (GRPIR) CW: Law of 4 June 2007 approving the implementation of the CWC, Article 21 BW: Law of 10 July 1978, approving the implementation of the BWC, Article 2	
7	use	X	X	X NW/CW/BW: Law on terrorist offences of 19 December 2003, Article 3, paragraph 3(3) (terrorist intent) CW: Law of 4 June 2007 approving implementation of the CWC	X	X	X NW/CW/BW: Penal Code, Article 137, Paragraph 3.3 (manufacturing, possession, acquisition, transport or supply of nuclear or chemical weapons, the use of nuclear, biological or chemical weapons, as well as research and development of chemical weapons), Article 138 CW: Law of 4 June 2007 approving implementation of the CWC Article 21 Penal Code Article 137, Paragraph 3.4 (release of hazardous substances that endanger life)	
8	attempt to engage in abovementioned activities	X	X	X NW/CW/BW: Above mentioned laws in connection with Penal Code, Articles 51 and 52	X	X	X NW/CW/BW: Penal Code, Articles 52, 80, 81	
9	participate as an accomplice in abovementioned activities	X	X	X NW/CW/BW: Penal Code, Articles 69 and 140	X	X	X NW/CW/BW: Penal Code, Articles 69 and 140	
10	assist in abovementioned activities	X	X	X NW/CW/BW: Penal Code, Articles 69, 140, 141	X	X	X NW/CW/BW: Penal Code, Articles 69 and 140, 141	

11	finance abovementioned activities	X	X	X	NW/CW/BW: Penal Code, Articles 69, 140, 141 Law of 11 January 1993 On Preventing Use of the Financial System for Purposes of Laundering Money and Terrorism Financing, as amended	X	X	X	NW/CW/BW: Penal Code, Articles 69, 140, 141 Law of 11 January 1993 on Preventing Use of the Financial System for Purposes of Laundering Money and Terrorism Financing, as amended, Article 23
12	abovementioned activities related to means of delivery ¹		X	X	CW: Law of 4 June 2007 approving implementation of the CWC BW: Law of 10 July 1978 approving implementation of the BWC		X	X	CW: Law of 4 June 2007 approving implementation of the CWC BW: Law of 10 July 1978 approving implementation of the BWC, Article 2

1. Means of delivery: missiles, rockets and other unmanned systems capable of delivering nuclear, chemical, or biological weapons that are specially designed for such use.

III. OP 3 (a) and (b) - Account for/Secure/Physically protect NW, CW and BW, including Related Materials ²

Measures to establish domestic controls to prevent the proliferation of NW, CW, BW, and their means of delivery; controls over related materials		National legal and/or regulatory framework				Enforcement and civil/criminal penalties				Remarks
		X /?			Source document	X /?			Source document	
		N W	C W	B W *		N W	C W	B W		
1	Measures to account for production	X	X		<p>NW: EURATOM Regulation No 302/2005 of 8 February 2005 on the application of Euratom safeguards Law of 1 June 2005 concerning implementation of the Additional Protocol Royal Decree of 20 July 2001 laying down the general regulations on the protection of the public, the workers and the environment against the hazards of ionizing radiation (GRPIR) Law of 15 April 1994 as amended, on the protection of the population and the environment, against the dangers of ionising radiation and on the Federal Agency for Nuclear Control (FANC) Law of 20 July 1978 (permitting IAEA to carry out inspections)</p> <p>CW: Law of 4 June 2007 approving the implementation of the CWC</p>	X	X		<p>NW: EURATOM Treaty, Article 83 Law of 15 April 1994, Articles 49 and following (criminal and administrative penalties) Law of 1 June 2005, Articles 17 and following Law of 20 July 1978, Article 12</p> <p>CW: Law of 4 June 2007 approving implementation of the CWC, Articles 22-24</p>	
2	Measures to account for use	X	X	X	<p>NW: EURATOM Regulation No 302/2005 of 8 February 2005 on the application of Euratom safeguards Law of 1 June 2005 Royal Decree of 20 July 2001 (GRPIR) Law of 15 April 1994 as amended Law of 20 July 1978</p> <p>CW: Law of 4 June 2007 approving the</p>	X	X	X	<p>NW: EURATOM Treaty, Article 83 Law of 15 April 1994, Articles 49 and following (criminal and administrative penalties) Law of 1 June 2005, Articles 17 and following Law of 20 July 1978, Article 12</p> <p>CW: Law of 4 June 2007 approving the</p>	

				implementation of the CWC BW: Directive 2000/54/EC			implementation of the CWC, Articles 22-24 BW: Biosafety Advisory Council (BAC) (Federal authorities, Ministry of Health, Ministry of Agriculture, Ministry of Employment and Work, The Biosafety and Biotechnology Service (SBB)			
3	Measures to account for storage	X	X	NW: EURATOM Regulation No 302/2005 of 8 February 2005 on the application of Euratom safeguards Royal Decree of 20 July 2001 (GRPIR) Law of 15 April 1994 as amended Law of 20 July 1978 CW: Law of 4 June 2007 approving implementation of the CWC	X	X	NW: EURATOM Treaty, Article 83 Law of 15 April 1994, Articles 49 and following (criminal and administrative penalties) Law of 1 June 2005, Articles 17 and following Law of 20 July 1978, Article 12 CW: Law of 4 June 2007 approving the implementation of the CWC, Articles 22-24			
4	Measures to account for transport	X	X	X	NW/CW/BW: EU Directive 2008/68/EC of 24 September 2008 on the inland transport of dangerous goods (adapting ADR, RID and ADN and for intra-EU transfers), as amended NW: EURATOM Regulation No 302/2005 of 8 February 2005 on the application of Euratom safeguards, Article 26 Royal Decree of 20 July 2001 (GRPIR) Law of 15 April 1994 as amended, Article 57 (requires compliance with ADR, RID, ICAO, IMO, and ADNR (Rhine) requirements) Law of 20 July 1978 Royal Decree of 24 March 2009 concerning the import, transit and export of radioactive substances	X	X	X	NW/CW/BW: Party to ADR and RID agreements NW: Law of 15 April 1994, Articles 49 and following Law of 1st June 2005, Articles 17 and following Law of 20 July 1978, Article 12	
5	Measures to secure production	X	X	?	NW: Royal Decree of 20 July 2001 Law of 11 December 1998 Royal Decree of 20 July 2001 (GRPIR)	X	X	NW: Law of 15 April 1994 Royal Decree of 20 July 2001, Article 80		

					<p>CW: Law of 4 June 2007 approving implementation of the CWC</p> <p>BW: Directive 2009/41/EC (contained use of pathogenic or GMO) Decree of 8 November 2002 (C- 2001/31446)</p>				<p>CW: Law of 4 June 2007 approving the implementation of the CWC, Articles 22-24</p>	
6	Measures to secure use	X	X	?	<p>NW: Royal Decree of 20 July 2001 Law of 11 December 1998 Royal Decree of 20 July 2001</p> <p>CW: Law of 4 June 2007 approving the implementation of the CWC</p> <p>BW: Directive 2009/41/EC (contained use of pathogenic or GMO) Decree of 8 November 2002 (C- 2001/31446)</p>	X	X	X	<p>NW: Law of 15 April 1994 Royal Decree of 20 July 2001, Article 80</p> <p>CW: Law of 4 June 2007 approving the implementation of the CWC, Articles 22-24</p> <p>BW: Biosafety Advisory Council (BAC) (Federal authorities, Ministry of Health, Ministry of Agriculture, Ministry of Employment and Work) The Biosafety and Biotechnology Service (SBB)</p>	
7	Measures to secure storage	X	X	?	<p>NW: Royal Decree of 20 July 2001 Law of 11 December 1998 on Security Clearances Royal Decree of 20 July 2001, Article 80</p> <p>CW: Directive 98/24/EC (protection of workers from risks related to chemical agents) Law of 4 June 2007 approving the implementation of the CWC</p> <p>BW: Directive 2009/41/EC (contained use of pathogenic or GMO) Decree of 8 November 2001 (C- 2001/31446)</p>	X	X	X	<p>NW: Law of 15 April 1994 Royal Decree of 20 July 2001, Article 80</p> <p>CW: Law of 4 June 2007 approving the implementation of the CWC, Article 22</p> <p>BW: Biosafety Advisory Council (BAC) (Federal authorities, Ministry of Health, Ministry of Agriculture, Ministry of Employment and Work) The Biosafety and Biotechnology Service (SBB)</p>	
8	Measures to secure transport	X	X	X	<p>NW/CW/BW: EU Directive 2008/68/EC of 24 September 2008</p>	X	X	X	<p>NW/CW/BW: Party to ADR and RID agreements</p>	

				<p>on the inland transport of dangerous goods (adapting ADR, RID and for intra EU transfers), as amended</p> <p>International Regulations concerning the Carriage of Dangerous Goods by Rail</p> <p>European Agreement concerning the International Carriage of Dangerous Goods by Road (ADR)</p> <p>Law of 15 April 1994 (FANC inspection authority)</p> <p>Royal Decree of 20 July 2001</p> <p>Regulations regarding the Transportation of Dangerous Goods on Ocean-going Vessels</p> <p>Regulations for the Carriage of Dangerous Goods on the Rhine</p>				<p>NW: Law of 15 April 1994, Articles 49 and following Prior authorisation of shipments by FANC is mandatory. If these provisions are not met, the Agency can impose corrective actions. A breach of compliance with the law or with the regulation can constitute a criminal offence, and the law enforcement officers of FANC may officially report to the public prosecutor, who can initiate a penal procedure. Royal Decree of 20 July 2001, Article 80</p> <p>CW: Law of 4 June 2007 approving the implementation of the CWC, Articles 22-24</p>		
9	Physical protection measures	X	X	X	<p>NW: Law of 24 July 1984 on CPPNM, amended by the Law of 17 April 1986</p> <p>CW: Law of 4 June 2007 approving implementation of the CWC</p>	X	X	X	<p>NW: Law of 17 April 1986 (amendment of Penal Code implementing CPPNM)</p> <p>CW: Law of 4 June 2007 approving implementation of the CWC, Articles 22-24</p>	

				BW: Directive 2009/41/EC (contained use of pathogenic or GMO) Decree of 8 November 2001 (C- 2001/31446) Directive 2000/54/EC (Protection of workers exposed to biological agents at work includes containment measures to reduce risks), Annex			BW: The Biosafety and Biotechnology Service (SBB)	
10	Personnel Reliability	X		NW: Law of 11 December 1998 on classification and security clearances	X		NW: Law of 11 December 1998 on classification and security clearances, Article 24	

2. Related materials: materials, equipment and technology covered by relevant multilateral treaties and arrangements, or included on national control lists, which could be used for the design, development, production or use of nuclear, chemical and biological weapons and their means of delivery.

* Information required in this section may also be available in the State's Confidence Building Measures report, if submitted to the BWC Implementation Support Unit (online at:

[http://www.unog.ch/80256EE600585943/\(httpPages\)/4FA4DA37A55C7966C12575780055D9E8?OpenDocument](http://www.unog.ch/80256EE600585943/(httpPages)/4FA4DA37A55C7966C12575780055D9E8?OpenDocument))

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

Measures to establish domestic controls to prevent the proliferation of NW, and their means of delivery; controls over related materials		Source document	Remarks
1	National regulatory authority	Law of 20 July 1978 amended by Law of 15 April 1994 Federal Agency for Nuclear Control (FANC)	
2	Licensing of nuclear installations/entities/ use of materials	Royal Decree of 20 July 2001 requiring authorisation from FANC for establishment and operation of installations in which nuclear and other radioactive material is present. FANC inspectors are officers of the criminal police and can investigate violations. Law of 15 April 1994 Royal decree of 20 July 2001, Article 80	
3	IAEA Safeguards Agreements	INFCIRC/193 Additional Protocol in force 30 April 2004 Law of 20 July 1978, Article 12 Law of 1 June 2005, Articles 17 and following	
4	IAEA Code of Conduct on Safety and Security of Radioactive Sources	Notification pursuant to GC(47)/RES/7.B Point of Contact for Import and Export: Federal Agency for Nuclear Control/Agence Fédérale de Contrôle Nucléaire (FANC/AFCN)	
5	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources		
6	IAEA Incident and Trafficking Database	Participates in ITDB	
7	Integrated Nuclear Security Support Plan (INSSP) / International Physical Protection Advisory Service (IPPAS)		

8	Applying the physical protection recommendations in INFCIRC/225/Rev.5		
9	Other Agreements related to IAEA	Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency Convention on Nuclear Safety Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management	
10	National legislation and regulations related to nuclear material including CPPNM		

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

Measures to establish domestic controls to prevent the proliferation of CW, and their means of delivery; controls over related materials		Source document	Remarks
1	National CWC authority	Law of 4 June 2007 approving the implementation of the CWC Federal Public Service Foreign Affairs, Foreign Trade and Development Cooperation	
2	Licensing/registration of installations/facilities/ persons/entities/use/ handling of related materials	Law of 4 June 2007 approving implementation of the CWC	
3	Old or abandoned chemical weapons		

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

Measures to establish domestic controls to prevent the proliferation of BW, their means of delivery; controls over related materials	Source document	Remarks
<p>1 Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials</p>	<p>Directive 2000/54/EC Directive 2009/41/EC (contained use of pathogenic or GMO) Decree of 8 November 2002 (C- 2001/31446)</p>	

VII. OP 3 (c) and (d) and related matters from OP 6 - Controls of NW, CW and BW, including Related Materials

Border controls and export and trans-shipment controls to prevent the proliferation of nuclear, chemical and biological weapons and their means of delivery including related materials		National legal framework					Enforcement and civil/criminal penalties					Remarks
		X/?			Source document	X/?			Source document			
		N W	C W	B W		N W	C W	B W				
1	Border control to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: Customs and Excise Law of 18 July 1997 Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended, especially Articles 264 and 267 Regulation (EC) No 1889/2005 of the European Parliament and of the Council of 26 October 2005 on controls of cash entering or leaving the Community Federal Law of 11 September 1962 concerning the import, export and transit of goods and related technology, as amended Law of 5 August 1991 relating to export, import, and transit of weapons	X	X	X	NW/CW/BW: Customs and Excise Law of 18 July 1997, Articles 231, 249-253, 263-284 Federal Law of 11 September 1962 concerning the import, export and transit of goods and related technology, as amended, Articles Article 10 and 10a Law of 5 August 1991 relating to export, import, and transit of weapons, Articles 10 (penalties), 12 (smuggling) Ministry of Finance, Customs and Excise Administration, General Economics Inspectorate, Judicial Police and any official specifically designated by the competent Minister			
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: Law of 5 August 1991 as amended, relating to the import, export and transit of weapons Federal Law of 11 September 1962 concerning the import, export and transit of goods and related technology, as amended Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended, especially Article 198	X	X	X	NW/CW/BW: Ministry of Finance, Customs and Excise Administration, General Economics Inspectorate, Judicial Police and any official specifically designated by the competent Minister Federal Law of 11 September 1962 concerning the import, export and transit of goods and related technology, as amended, Articles 10 and 10a			
3	Border control detection measures	X	X	X	NW/CW/BW: Union Customs Code, as amended, Articles 4, 13, 15, Title IX	X	X	X	NW/CW/BW: Union Customs Code, as amended, Article 22 Scanners and X- Ray machines Megaport Initiative			

4	Control of brokering	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, as amended, Article 5 Law of 5 August 1991 as amended relating to the import, export and transit of weapons</p>	X	X	X	<p>NW/CW/BW: Law of 5 August 1991 as amended, relating to the import, export and transit of weapons, Article 10</p>
5	Export control legislation in place	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009, as amended Customs and Excise Law of 18 July 1997 Ministerial Order of 28 September 2000 Law of 5 August 1991, as amended relating to the import, export and transit of weapons Royal Decree of 8 March 1993, as amended Federal Law of 11 September 1962 concerning the import, export and transit of goods and related technology, as amended</p> <p>NW: Royal Decree of 20 July 2001 (transfer to non-nuclear weapon states of nuclear material, equipment, technological data)</p> <p>CW: Law of 4 June 2007 approving implementation of the CWC</p>	X	X	X	<p>NW/BW: Customs and Excise Law of 18 July 1997, Articles 231, 249-253, 263-284 Federal Law of 11 September 1962, as amended, concerning the import, export and transit of goods and related technology, Articles 10 and 10a Law of 5 August 1991, as amended, relating to the import, export and transit of weapons</p> <p>CW: Federal Law of 11 September 1962 as amended, concerning the import, export and transit of goods and related technology, Articles 10 and 10a Law of 5 August 1991, as amended Law of 4 June 2007 approving the implementation of the CWC</p>

6	Licensing provisions and Authority	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items as amended, Articles 3, 4, 5, Chapter III, Article 9 (intra-Community transfers do not require an authorisation, except for items listed in Annex IV, Article 22), Annexes IIa to IIc Customs and Excise Law of 18 July 1997 Ministerial Order of 28 September 2000 Law of 5 August 1991 as amended, relating to the import, export and transit of weapons Federal Law of 11 September 1962, as amended, concerning the import, export and transit of goods and related technology Royal Decree of 8 March 1993 as amended Licensing authority: For the Brussels Capital Region, Brussels Regional Public Service (External Relations Directorate) For the Walloon Region: Ministère de la Région Wallonne, Direction Générale Economie et Emploi, Direction Gestion des Licences For the Flanders Region: Flemish Department of Foreign Affairs, Strategic Goods Control Unit</p> <p>CW/BW: Cooperation Agreement of 17 July 2007 between the FPS Foreign Affairs and the Flemish, Walloon & Brussels Region (licensing authorities)</p> <p>NW: Advisory Commission on the Non-proliferation of Nuclear Weapons (CANPAN): Departments of Energy, of Economics and Research, of Foreign Affairs, of Foreign Trade, of Defence, and State Security and AFCN</p>	X	X	X	<p>NW/CW/BW: Customs and Excise Law of 18 July 1997 (Article 231, 249-253, 263-284) Federal Law of 11 September 1962 as amended concerning the import, export and transit of goods and related technology, Articles 10 and 10a Law of 5 August 1991, as amended, relating to the import, export and transit of weapons Licensing authority: For the Brussels Capital Region, Brussels Regional Public Service (External Relations Directorate) For the Walloon Region, Ministère de la Région Wallonne, Direction Générale Economie et Emploi, Direction Gestion des Licences For the Flanders Region, Flemish Department of Foreign Affairs, Strategic Goods Control Unit.</p> <p>CW/BW: FPS Foreign Affairs and the Flemish, Walloon & Brussels Region (licensing authorities)</p> <p>NW: The inter-ministerial Advisory Commission on the Non-proliferation of Nuclear Weapons (CANPAN) considers export applications for articles included in the NSG lists (INFCIRC/254/Parts I and II). In the case of a negative response from CANPAN, the relevant minister may not authorize export. On the other hand, in the case of a positive response from CANPAN, the relevant minister may decide not to authorize export.</p>	
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7	Control lists of materials, equipment and technology	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, as amended, Article 2 (“dual-use items’ shall mean items, including software and technology...”) Law of 5 August 1991 relating to the import, export and transit of weapons Federal Law of 11 September 1962, as amended, concerning the import, export and transit of goods and related technology</p>	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Annex I Law of 5 August 1991 relating to the import, export and transit of weapons Federal Law of 11 September 1962, as amended, concerning the import, export and transit of goods and related technology</p>
8	Intangible technology transfers	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Article 2 Law of 5 August 1991 relating to the import, export and transit of weapons Federal Law of 11 September 1962, as amended, concerning the import, export and transit of goods and related technology Council Joint Action of 22 June 2000 concerning the control of technical assistance related to certain military end-uses</p>	X	X	X	<p>NW/CW/BW: Law of 5 August 1991 relating to the import, export and transit of weapons</p>
9	Inclusion of means of delivery	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Annex I Law of 5 August 1991 relating to the import, export and transit of weapons</p>	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Annex I Law of 5 August 1991 relating to the import, export and transit of weapons</p>
10	End-user controls	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Law of 5 August 1991 relating to the import, export and transit of weapons Cooperation Agreement of 17 July 2007 between the federal state and the regions with</p>	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Article 12 Law of 5 August 1991 relating to the import, export and transit of weapons Cooperation Agreement of 17 July 2007 between the federal state and the regions with</p>

				respect to the import, export and transit of military equipment and dual-use items, Article 11			respect to the import, export and transit of military equipment and dual-use items, Article 11	
11	Catch all clause	X	X	X NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Article 4 Law of 5 August 1991 relating to the import, export and transit of weapons	X	X	X NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items Law of 5 August 1991 relating to the import, export and transit of weapons	
12	Transit control	X	X	X NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Article 6 Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended, especially Articles 5, 141, 158, 210, 226, 233 Customs and Excise Law of 18 July 1997 Ministerial Order of 28 September 2000 Law of 5 August 1991 as amended, relating to the import, export and transit of weapons Royal Decree of 8 March 1993, as amended CW: Law of 4 June 2007 approving implementation of the CWC	X	X	X NW/CW/BW: Customs and Excise Law of 18 July 1997 Law of 11 September 1962, as amended by the Law of 3 August 1992 and Law of 2 February 1994 Law of 5 August 1991, as amended, relating to the import, export and transit of weapons Royal Decree of 8 March 1993, as amended CW: Law of 4 June 2007 approving the implementation of the CWC	
13	Trans-shipment control	X	X	X NW/BW/CW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items as amended (would be handled either as an “export” or a “transit” as defined by the Regulation) Law of 5 August 1991, as amended, relating to the import, export and transit of weapons Royal Decree of 8 March 1993, as amended Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended Customs and Excise Law of 18 July 1997	X	X	X NW/CW/BW: Customs and Excise Law of 18 July 1997 Law of 11 September 1962 as amended by the Law of 3 August 1992 and Law of 2 February 1994 Law of 5 August 1991, as amended Royal Decree of 8 March 1993, as amended	

				<p>NW/BW: Ministerial Order of 28 September 2000</p> <p>CW: Law of 4 June 2007 approving the implementation of the CWC</p>			<p>CW: Law of 4 June 2007 approving the implementation of the CWC</p>		
14	Re-export control	X	X	X	<p>NW/CW/BW: Council regulation (EC) n. 428/2009 of 5 May 2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual-use items, Article 2 (defines “re-export” as an “export” for the purposes of the Regulation) Union Customs Code, as amended, Article 270</p>	X	X	X	<p>NW/CW/BW: Law of 5 August 1991 as amended Royal Decree of 8 March 1993 as amended</p>
15	Control over financing of exports/transshipments that would contribute to proliferation	X	X	X	<p>NW/CW/BW: Law of 11 January 1993 on Preventing Use of the Financial System for Purposes of Laundering Money and Terrorism Financing, as amended Directive (EU) 2015/849 of the European Parliament and of the Council of 20 May 2015 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing, Belgian Transition Act hereto of 6 October 2017</p>	X	X	X	<p>NW/CW/BW: Law of 11 January 1993 on Preventing Use of the Financial System for Purposes of Laundering Money and Terrorism Financing, as amended Directive (EU) 2015/849 of the European Parliament and of the Council of 20 May 2015 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing, Belgian Transition Act hereto of 6 October 2017</p>
16	Control over services related to exports/transshipments that would contribute to proliferation including transportation	X			<p>NW: Law of 15 April 1994, Articles 3-6, 9, 10, 14, 18, 18bis and 28 Royal decree of 20 July 2001, Articles 56 to 60</p>	X			<p>NW: Law of 15 April 1994, Articles 49 and following Royal decree of 20 July 2001, Article 80 Law of 17 April 1986, Article 4 amending the Penal Code, Article 488bis Prior authorisation of shipments by FANC is mandatory. If these provisions are not met, the Agency can impose corrective actions. A breach of compliance with the law or with the regulation can constitute a criminal offence, and the law enforcement officers of FANC may officially report to the public prosecutor, who can initiate a penal procedure.</p>

VIII. OP 7 and 8 (d) - Assistance, Work with and inform Industry and Public, and other Information

1	Assistance offered	In certain cases of illicit trafficking in radioactive materials where Belgium is directly or indirectly concerned, experts from the Federal Agency for Nuclear Control can collaborate with foreign institutions, assisting either in the detection of the offence or in the recovery of the materials.
2	Assistance Point of Contact (for assistance providers only)	Mr Werner Bauwens, Director of Disarmament, Non-proliferation and Armament Control, Ministry of Foreign Affairs
3	Assistance requested	
4	Action taken to work with and inform industry	National authorities are in close contact with the chemical industry and its professional federation concerning activities not prohibited by the Convention and its verification regime. Authorities also work closely with the nuclear sector to keep operators informed of worldwide developments in the concepts of non-proliferation and physical protection. The sector is also consulted when laws and regulations in this field are being drafted.
5	Action taken to work with and inform the public	The following agencies provide information to companies located in their respective areas: Walloon Export and Foreign Investment Agency, Flanders Investment and Trade, Brussels Export
6	Point of Contact	Mr Werner Bauwens, Director of Disarmament, Non-proliferation and Armament Control, Ministry of Foreign Affairs
7	Voluntary National Implementation Action Plan (NAP)	
8	1540 Committee visits to States	