

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 Lesotho

Date of Report: 15 January 2014

Dates of Additional Reports:

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 20 May 1970	
2	Nuclear Weapons Free Zone/ Protocol(s)	Pelindaba Treaty: Deposit 14 March 2002	
3	International Convention for the Suppression of Acts of Nuclear Terrorism	Deposit 22 September 2010	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	Deposit 18 August 2010	
5	2005 Amendment to the CPPNM	Deposit 18 September 2012	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 14 September 1999	
7	Chemical Weapons Convention (CWC)	Deposit 7 December 1994	
8	Biological Weapons Convention (BWC)	Deposit 6 September 1977	
9	Geneva Protocol of 1925	Deposit 15 March 1973	
10	1997 International Convention for the Suppression of Terrorist Bombings	Deposit 12 November 2001	
11	1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 12 November 2001	

12	2005 Protocol to the Convention for the suppression of unlawful acts against the safety of maritime navigation		
13	2005 Protocol to the Protocol for the suppression of unlawful acts against the safety of fixed platforms located on the continental shelf		
14	2010 Convention on the Suppression of Unlawful Acts Relating to International Civil Aviation		
15	Other relevant regional legally binding instruments	OAU Convention on the Prevention and Combating of Terrorism, 14 March 2002 Protocol to the OAU Convention on the Prevention and Combating of Terrorism, 17 October 2012	
16	International Atomic Energy Agency (IAEA)	Since 2009	
17	Directly relevant Arrangements		
18	Statement on non-provision of WMD and related materials to non-State actors	State confirmed non-provision of WMD and their means of delivery to non-State actors in their national report.	
19	Membership in relevant international, regional or sub-regional organisations	INTERPOL WHO World Organisation for Animal Health (OIE) African Union SADC Southern African Customs Union Partnership Agreement between the members of the African, Caribbean and Pacific Group of States of the one part and the European Community and its Member States of the other part (Cotonou agreement) World Customs Organization and SAFE Framework of Standards Eastern and Southern Africa Anti-Money Laundering Group (ESAAMLG) Southern African Regional Police Chiefs Cooperation Organisation (SARPCCO) Anti-Money Laundering and Combating the Financing of Terrorism Regime National Strategy (2010)	

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: (Penal Code Act No.6, 2012 incorporates Penal Code Act, 2010) Penal Code Act, 2010, Part VII on acts of terrorism and related offences</p> <p>CW: CWC Act 2005, Arts. 5-6, Penal Code Act, 2010, Part VII</p> <p>BW: Penal Code Act, 2010, Part VII</p>	X	X	X	<p>NW: Penal Code Act, 2010, Part X</p> <p>CW: CWC Act 2005, Arts. 13-14, Penal Code Act, 2010, Part X</p> <p>BW: Penal Code Act, 2010, Part X</p>	
2	acquire	X	X	X	<p>NW: Penal Code Act, 2010, Part VII</p> <p>CW: CWC Act 2005, Arts. 5-6, Penal Code Act, 2010, Part VII</p> <p>BW: Penal Code Act, 2010, Part VII</p>	X	X	X	<p>NW: Penal Code Act, 2010, Part X</p> <p>CW: CWC Act 2005, Arts. 13-14, Penal Code Act, 2010, Part X</p> <p>BW: Penal Code Act, 2010, Part X</p>	
3	possess	X	X	X	<p>NW: Penal Code Act, 2010, Part VII</p> <p>CW: CWC Act 2005, Art. 5-6: retain (although Article 6 also specifically applies to possession of Schedule 1 chemicals), Penal Code Act, 2010, Part VII</p> <p>BW: Penal Code Act, 2010, Part VII</p>	X	X	X	<p>NW: Penal Code Act, 2010, Part X</p> <p>CW: CWC Act 2005, Arts. 13-14, Penal Code Act, 2010, Part X</p> <p>BW: Penal Code Act, 2010, Part X</p>	

4	develop		X	X	CW: CWC Act 2005, Art. 5 Penal Code Act, 2010, Part VII BW: Penal Code Act, 2010, Part VII		X	X	CW: CWC Act 2005, Arts. 13-14 Penal Code Act, 2010, Part X BW: Penal Code Act, 2010, Part X	
5	transport	X	X	X	NW/CW/BW: Penal Code Act, 2010, Part VII	X	X	X	NW/CW/BW: Penal Code Act, 2010, Part X	
6	transfer	X	X	X	NW: Penal Code Act, 2010, Part VII CW: CWC Act 2005, Arts. 5-6 (Art 6 only for use of Schedule 1 chemicals), Penal Code Act, 2010, Part VII BW: Penal Code Act, 2010, Part VII	X	X	X	NW: Penal Code Act, 2010, Part X CW: CWC Act 2005, Arts. 13-14, Penal Code Act, 2010, Part X BW: Penal Code Act, 2010, Part X	
7	use	X	X	X	NW/CW/BW: Penal Code Act, 2010, Part VI Section 95 on war crime and Part VII Section 96 on terrorism CW: CWC Act 2005, Arts. 5-6 (Art 6 only for use of Schedule 1 chemicals)	X	X	X	NW: Penal Code Act, 2010, Part X CW: CWC Act 2005, Arts. 13-14, Penal Code Act, 2010, Part X BW: Penal Code Act, 2010, Part X	
8	attempt to engage in abovementioned activities	X	X	X	NW/CW/BW: Penal Code Act, 2010, Part I, Section 22 on attempts	X	X	X	NW/CW/BW: Penal Code Act, 2010, Part I, Section 22 on attempts	
9	participate as an accomplice in abovementioned activities	X	X	X	NW: Penal Code Act, 2010, Part VII CW: Penal Code Act, 2010, Part VII, Section 27 CWC Act 2005, Arts. 5-6 (Art 6 only for use of Schedule 1 chemicals)	X	X	X	NW: Penal Code Act, 2010, Part X CW: Penal Code Act, 2010, Part X CWC Act 2005, Arts. 13-14	

					BW: Penal Code Act, 2010, Part VII				BW: Penal Code Act, 2010, Part X	
10	assist in abovementioned activities	X	X	X	NW/CW/BW: Penal Code Act, 2010, Part I, Section 24 on aiding and abetting and Part VII, Section 97 on harbouring terrorists CW: CWC Act 2005, Arts. 5-6 (Art 6 only for use of Schedule 1 chemicals)	X	X	X	NW/CW/BW: Penal Code Act, 2010, Part X CW: CWC Act 2005, Arts. 13-14	
11	finance abovementioned activities	X	X	X	NW/CW/BW: Money Laundering and Proceeds of Crime Act No. 4 of 2008, Part IV, Division 5, Section 63-65 on terrorist funding and dealing in terrorist property	X	X	X	NW/CW/BW: Money Laundering and Proceeds of Crime Act No. 4 of 2008, Part IV, Division 5, Section 63-65 on terrorist funding and dealing in terrorist property, Part II, Section 14-15 on (Financial Intelligence Unit (FIU) and Anti-Money Laundering Authority) Internal Security (General) Act of 1984, Section 8	
12	abovementioned activities related to means of delivery ¹		X		CW: CWC Act 2005, Art 5.		X		CW: CWC Act 2005, Art 5.	

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		NW: INFCIRC/199 (Additional Protocol and SQP) CW: CWC Act 2005, Arts. 7 and 15		X		CW: CWC Act 2005, Arts. 8-9 (inspections), 13-14 (seizures and penalties)	
2	Measures to account for use	X	X		NW: INFCIRC/199(Additional Protocol and SQP) CW: CWC Act 2005, Arts. 7 and 15		X		CW: CWC Act 2005, Arts. 8-9 (inspections), 13-14 (seizures and penalties)	
3	Measures to account for storage	X	X		NW: INFCIRC/199(Additional Protocol and SQP) CW: CWC Act 2005, Arts. 7 and 15		X		CW: CWC Act 2005, Arts. 8-9 (inspections), 13-14 (seizures and penalties)	
4	Measures to account for transport									
5	Measures to secure production	N A			NW: INFCIRC/199 (Additional Protocol and SQP)	N A			NW: INFCIRC/199 (Additional Protocol and SQP)	
6	Measures to secure use	N A			NW: INFCIRC/199 (Additional Protocol and SQP)	N A			NW: INFCIRC/199 (Additional Protocol and SQP)	
7	Measures to secure storage	N A			NW: INFCIRC/199 (Additional Protocol and SQP)	N A			NW: INFCIRC/199 (Additional Protocol and SQP)	
8	Measures to secure transport									

9	Physical protection measures	N A			NW: INFCIRC/199 (Additional Protocol and SQP)	N A			NW: INFCIRC/199 (Additional Protocol and SQP)	
10	Personnel Reliability									

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	On 4 September 2018, Lesotho National Assembly passed the Radiation Protection Agency bill, which “paves a way for the efficient legislative framework and regulation of nuclear material and radioactive sources”.	
2	Licensing of nuclear installations/entities/ use of materials		
3	IAEA Safeguards Agreements	Safeguards Agreement INFCIRC/199 in force since 12 June 1973 Additional Protocol INFCIRC/199 in force 26 April 2010 SQP: Amended 8 September 2009	
4	IAEA Code of Conduct on Safety and Security of Radioactive Sources	Notified IAEA of political commitment	
5	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources	Notified IAEA of political commitment	
6	IAEA Incident and Trafficking Database	Participates in Database	
7	Integrated Nuclear Security Support Plan (INSSP) / International Physical Protection Advisory Service (IPPAS)	Approved INSSP 2013	
8	Applying the physical protection recommendations in INFCIRC/225/Rev.5		

9	Other Agreements related to IAEA	2018-2023 Country Programme Framework (2018) Revised Supplementary Agreement for the Provision of IAEA Technical Cooperation (2010) African Regional Cooperative Agreement for research, development and Training Related to Nuclear Science and technology (September 2010)	
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	CWC Act 2005, Art. 4 Ministry of Defence and National Security	
2	Licensing/registration of installations/facilities/persons/entities/use/handling of related materials	CWC Act 2005, Arts. 7-15 Ministry of Defence and National Security	
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
1 Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials		

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 Act No. 10 of 1982, Art. 114 Export and Import (Control) Act No. 16 of 1984	X	X	X	NW/CW/BW: Customs and Excise Act No. 10 of 1982, Arts. 79-94, especially Art. 83	
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: Customs and Excise Act No. 10 of 1982 Export and Import Control (Amendment) Act 1996 Export and Import (Control) Act No. 16 of 1984 CW: CWC Act, Arts. 6 and 8	X	X	X	NW/CW/BW: Customs and Excise Act 1982, Customs and Excise Division, Lesotho Revenue Authority National Security Services Act 1998, National Security Service CW: CWC Act, Arts. 6 and 8, National Authority of Lesotho on Defence in relation to Chemical Weapons	
3	Border control detection measures									
4	Control of brokering									
5	Export control legislation in place	?	X	?	NW: Customs and Excise Act No. 10 of 1982, Art. 114: 1a(iv) and 5: Minister can prohibit the export or transit of any munitions or anything that can be made into munitions Export and Import (Control) Act of 1984, Art. 3 CW: Customs and Excise Act No. 10 of 1982, Art. 114: 1a(iv) and 5: Minister can prohibit the	?	X	?	NW: Customs and Excise Act No. 10 of 1982, Arts. 79-94, especially Art. 83 Export and Import (Control) Act of 1984, Art. 6 CW: Customs and Excise Act No. 10 of 1982, Arts. 79-94, especially Art. 83	

				<p>export or transit of any munitions or anything that can be made into munitions Export and Import (Control) Act of 1984, Art. 3 CWC Act, Arts. 6-7</p> <p>BW: Customs and Excise Act No. 10 of 1982, Art. 114: 1a(iv) and 5: Minister can prohibit the export or transit of any munitions or anything that can be made into munitions Export and Import (Control) Act of 1984, Art. 3</p>				<p>Export and Import (Control) Act of 1984, Art. 6 CWC Act, Arts. 13-14</p> <p>BW: Customs and Excise Act No. 10 of 1982, Arts. 79-94, especially Art. 83 Export and Import (Control) Act of 1984, Art. 6</p>	
6	Licensing provisions and Authority	?	X	?		X	?	<p>NW/CW/BW: Export and Import Control (Amendment) Act 1996 Customs and Excise Act No. 10 of 1982</p> <p>CW: CWC Act, Arts. 6-7</p>	<p>NW/CW/BW: Ministry of Trade and Industry, Cooperatives and Marketing Customs and Excise Division, Lesotho Revenue Authority</p> <p>CW/BW: CWC Act, Arts. 13-14 / National Authority</p>
7	Control lists of materials, equipment and technology								
8	Intangible technology transfers								
9	Inclusion of means of delivery								
10	End-user controls								
11	Catch all clause								
12	Transit control	?	?	?		?	?	<p>NW: Export and Import (Control) Act No. 16 of 1984, Art. 114(5): Minister can prohibit the export or transit of any munitions or anything that can be made into munitions</p> <p>CW: Export and Import (Control) Act No. 16 of 1984, Art. 114(5): Minister can prohibit the export or transit of any munitions or anything that can be made into munitions</p>	<p>NW: Customs and Excise Act No. 10 of 1982, Arts. 79-94, especially Art. 83</p> <p>CW: Customs and Excise Act No. 10 of 1982, Arts. 79-94, especially Art. 83 CWC Act, Arts. 13-14</p>

					CWC Act, Arts. 6-7 BW: Export and Import (Control) Act No. 16 of 1984, Art. 114(5): Minister can prohibit the export or transit of any munitions or anything that can be made into munitions					BW: Customs and Excise Act No. 10 of 1982, Arts. 79-94, especially Art. 83	
13	Trans-shipment control										
14	Re-export control										
15	Control over financing of exports/transhipments that would contribute to proliferation	?	?	?	NW: Money Laundering and Proceeds of Crime Act No. 4 of 2008 CW: Money Laundering and Proceeds of Crime Act No. 4 of 2008 BW: Money Laundering and Proceeds of Crime Act No. 4 of 2008	?	?	?	NW: Money Laundering and Proceeds of Crime Act No. 4 of 2008 CW: Money Laundering and Proceeds of Crime Act No. 4 of 2008 BW: Money Laundering and Proceeds of Crime Act No. 4 of 2008		
16	Control over services related to exports/transhipments that would contribute to proliferation including transportation										

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

1	Assistance offered	
2	Assistance Point of Contact (for assistance providers only)	
3	Assistance requested	Assistance to draft anti-terrorism legislation to include 1540 aspects. Training of law enforcement officers and/or prosecutors dealing with terrorism and terrorism financing crimes. Development of a voluntary National Implementation Action Plan (Date of Request: 21 March 2016)
4	Action taken to work with and inform industry	
5	Action taken to work with and inform the public	
6	Point of Contact	Ms. Thato Mokitimi (Ministry of Foreign Affairs and International Relations) Mr. Mafiroane Motanyane) (Permanent Mission of Lesotho to the United Nations)
7	Voluntary National Implementation Action Plan (NAP)	NAP submitted on 28 September 2016
8	1540 Committee visits to States	Meeting to assist the Lesotho authorities to draft a voluntary NAP organized by the Government of Lesotho from 12-14 April 2016 in Maseru, Lesotho was attended by two 1540 experts.