



**REPOBLIKAN'I MADAGASIKARA**  
Fitiavana - Tanindrazana - Fandrosoana

**MISSION PERMANENTE DE MADAGASCAR**  
auprès des Nations Unies  
(Permanent Mission of Madagascar to the United Nations)  
820 Second Avenue, Suite 800  
New York, N.Y. 10017 – USA

Tel: (212) 986-9491 / (212) 986-9492 • Fax: (212) 986-6271 • E-mail: [repermad@verizon.net](mailto:repermad@verizon.net)

N° 13-203-/DELONU/DPR/Res 1540-CS

La Mission Permanente de la République de Madagascar auprès des Nations Unies présente ses compliments au Secrétariat de l'Organisation des Nations Unies/ Comité du Conseil de Sécurité créé par la résolution 1540(2004) et se référant à la lettre du Président du Comité nr S/AC.44/2013/OC.5 du 27 février 2013, a l'honneur de lui transmettre ci-joint les informations actualisées sur l'application de la résolution 1540(2004) par Madagascar.

La Mission voudrait également reconfirmer que les points focaux de la résolution au niveau national restent les suivants :

- M. RABENIAHY Roger, Commissaire Principal de la Police, Chef de Service Central de Contrôle des Armements de la Police Nationale- Ministère de la Sécurité Intérieure.
- Le Général de Brigade RASOLONJATOVO Iavizara Franck Julson (MFA), Directeur de la Défense et de la Logistique.  
Email : [ddl@defense.gov.mg](mailto:ddl@defense.gov.mg)  
Tel : 032-03-008-65

La Mission souhaiterait, à cet égard, demander que ces informations actualisées figurent sur le site web du Comité. Une copie sera envoyée par courriel aussi bien que par télécopie aux adresses indiquées.

La Mission Permanente de la République de Madagascar auprès des Nations Unies saisit cette occasion pour renouveler au Secrétariat de l'Organisation des Nations Unies/ Comité du Conseil de Sécurité créé par la résolution 1540(2004) les assurances de sa haute considération.

New York, le 13 juin 2013



Secrétariat de l'Organisation des Nations Unies  
Comité du Conseil de Sécurité créé par la résolution 1540 (2004)  
Fax : 917-367-9358  
e-mail : [1540experts@un.org](mailto:1540experts@un.org)  
New York, N.Y. 10017

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

**State:** Madagascar  
**Date of Report:** 29 May 2013  
**Date sent to Committee:** May 2013

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	Madagascar possesses no weapons of mass destruction and has no plans to acquire them	page 2 of the report
2 General statement on commitment to disarmament and non-proliferation	X	Madagascar is committed to disarmament and to non-proliferation of weapons of mass destruction	page 2 of the report
3 General statement on non-provision of WMD and related materials to non-State actors	X	Madagascar attaches great importance to the non-proliferation of weapons of mass destruction to non-State actors	page 2 of the report
4 Biological Weapons Convention (BWC)	X	Deposit 7 March 2008	
5 Chemical Weapons Convention (CWC)	X	Deposit 20 October 2004	
6 Nuclear Non-Proliferation Treaty (NPT)	X	Deposit 8 October 1970	<a href="http://disarmament2.un.org/TreatyStatus.nsf">http://disarmament2.un.org/TreatyStatus.nsf</a>
7 Comprehensive Nuclear Test Ban Treaty (CTBT)	X	Deposit 15 September 2005	

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	Deposit 28 October 2003	<a href="http://www.iaea.org/Publications/Documents/Conventions/cppnm_status.pdf">http://www.iaea.org/Publications/Documents/Conventions/cppnm_status.pdf</a>
9	Hague Code of Conduct (HCOC)	X	Subscribed 25 November 2002	<a href="http://www.bmeia.gv.at/index.php?id=64664&amp;L=1">http://www.bmeia.gv.at/index.php?id=64664&amp;L=1</a>
10	Geneva Protocol of 1925	X	Deposit 2 August 1967	<a href="http://disarmament2.un.org/TreatyStatus.nsf">http://disarmament2.un.org/TreatyStatus.nsf</a>
11	International Atomic Energy Agency (IAEA)	X	Since 1965	<a href="http://www.iaea.org/About/Policy/MemberStates/">http://www.iaea.org/About/Policy/MemberStates/</a>
12	Nuclear Weapons Free Zone/Protocol(s)	X	Treaty of Pelindaba in force 23 December 2003	<a href="http://disarmament2.un.org/TreatyStatus.nsf">http://disarmament2.un.org/TreatyStatus.nsf</a>
13	Other Conventions/Treaties	X	State Party to 12 international conventions/protocols against terrorism, including: -- International Convention for the Suppression of Terrorist Bombings -- International Convention for the Suppression of the Financing of Terrorism -- signed 2005 International Convention for the Suppression of Acts of Nuclear Terrorism	<a href="#">UNODC/TPB Conventions Database</a> page 3 of report
14	Other Arrangements		Signed Declaration on Implementation of the World Customs Organization (WCO) 2005 Framework of Standards to Secure and Facilitate Global Trade (SAFE Framework of Standards) and Law No 2006-025 authorising ratification of agreement on the framework	<a href="#">WCO SAFE Declaration List</a>
15	Other	X	Member of Cotonou Partnership Agreement between EU and ACP countries	<a href="http://www.acpsec.org/en/treaties.htm">http://www.acpsec.org/en/treaties.htm</a>

## OP 2 - Biological Weapons (BW)

State:

**Madagascar**

Date of Report:

29 May 2013

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others		Remarks
	YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1 manufacture/produce	X	Article 132 of the Constitution of 2006 (duly ratified treaties and agreements have an authority higher than that of the laws) in conjunction with Biological Weapons Convention (BWC) (ratified 19 December 2007)			page 3 of the report, includes law extracts <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
2 acquire	X				
3 possess					
4 stockpile/store	X	Article 132 of the Constitution in conjunction with BWC			page 3 of the report <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
5 develop	X				
6 transport					
7 transfer	X	Article 132 of the Constitution in conjunction with BWC			page 3 of the report <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
8 use	X	Article 132 of the Constitution in conjunction with the Convention on Suppression of Terrorist Bombings (ratified 24 September 2003)			<a href="#">UNODC/TPB Conventions Database</a>
9 participate as an accomplice in a.m. activities	X				
10 assist in a.m. activities	X				page 3 of report

11	finance a.m. activities	X	Article 132 of the Constitution in conjunction with the Convention for the Suppression of Financing of Terrorism (ratified 24 September 2003)	X	Law No. 2004-020 of August 2004, Anti-money laundering law; Decree 2007-510 June 2007 creates Financial Information Service (SAMIFIN), operational since 22 May 2008	<u>p. 39. IMF Country Report No. 08/32</u>
12	a.m. activities related to means of delivery	X	Article 132 of the Constitution in conjunction with the BWC			page 3 of the report <u><a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a></u>
13	involvement of non-State actors in a.m. activities	X	Article 132 of the Constitution in conjunction with the Convention for the Suppression of Terrorist Bombings (ratified 24 September 2003)			<u>UNODC/TPB Conventions database</u>
14	Other	X	Regional Counter-Terrorism Strategy of East African Countries provides framework for Madagascar's security measures	?	Inter-agency cooperation envisaged as part of Madagascar Action Plan on security and counter-terrorism, including defence, police force, customs and immigration	page 4 of the report

## OP 2 - Chemical Weapons (CW)

State:

**Madagascar**

Date of Report:

29 May 2013

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1	manufacture/produce	X	Law No.2006-016, 31 August 2006	X	Law No. 2006-016, Title 4. Penalties	pages 2 and 3 of the report, includes law extracts <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
2	acquire	X		X		
3	possess					
4	stockpile/store	X		X		
5	develop	X	Law No.2006-016, 31 August 2006	X	Law No. 2006-016, Title 4. Penalties	pages 2 and 3 of the report <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
6	transport					
7	transfer	X		X		pages 2 and 3 of the report <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
8	use	X	Law No.2006-016 of 31 August 2006	X	Law No. 2006-016, Title 4. Penalties	pages 2 and 3 of the report <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
9	participate as an accomplice in a.m. activities	X	Article 132 of the Constitution in conjunction with Convention for the Suppression of Terrorist Bombings (ratified 24 September 2003)			<a href="#">UNODC/TPB Conventions database</a>
10	assist in a.m. activities	X	1. Article 132 of the Constitution in conjunction with Convention for the Suppression of Terrorist Bombings 2. Law No. 2006-016, 31 August 2006	X	Law No. 2006-016, Title 4. Penalties	pages 2 and 3 of the report <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>

11	finance a.m. activities	X	Article 132 of the Constitution in conjunction with Convention for the Suppression of Financing of Terrorism (ratified 24 September 2003)	X	Law No. 2004-020 of August 2004, Anti-money laundering law; Decree 2007-510 June 2007 creates Financial Information Service (SAMIFIN), operational since 22 May 2008	p. 39, <u>IMF Country Report No. 08/32</u>
12	a.m. activities related to means of delivery					
13	involvement of non-State actors in a.m. activities	X	Article 132 of the Constitution in conjunction with Convention for the Suppression of Terrorist Bombings (ratified 24 September 2003)	X		<u>UNODC/TPB Conventions database</u>
14	Other	X	Regional Counter-Terrorism Strategy of East African Countries provides framework for Madagascar's security measures	?	Inter-agency cooperation envisaged for as part of Madagascar Action Plan on security and counter-terrorism, including defence, police force, customs and immigration	page 4 of the report

## OP 2 - Nuclear Weapons (NW)

State: **Madagascar**

Date of Report: 29 May 2013

Does national legislation exist which prohibits persons or entities to engage in one of the following activities ? Can violators be penalized ?	National legal framework		Enforcement: civil/criminal penalties and others		Remarks
	YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1 manufacture/produce	X	Article 132 of the Constitution in conjunction with NPT			page 3 of the report <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
2 acquire	X				
3 possess					
4 stockpile/store					
5 develop					
6 transport					
7 transfer					
8 use	X	Article 132 of the Constitution in conjunction with Convention for the Suppression of Terrorist Bombings (ratified 24 September 2003)			page 3 of the report <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
9 participate as an accomplice in a.m. activities	X				<a href="#">UNODC/TPB Conventions database</a>
10 assist in a.m. activities	X	Article 132 of the Constitution in conjunction with Convention for the Suppression of Terrorist Bombings (ratified 24 September 2003)			page 3 of the report <a href="http://www.assemblee-nationale.mg/fr/titre4.php">http://www.assemblee-nationale.mg/fr/titre4.php</a>
11 finance a.m. activities	X	Article 132 of the Constitution in conjunction with Convention for the Suppression of Financing of Terrorism (ratified 24 September 2003)	X	Law No. 2004-020 of August 2004, Anti-money laundering law; Decree 2007-510 June 2007 creates Financial Information Service (SAMIFIN), operational since 22 May 2008	p. 39, <a href="#">IMF Country Report No. 08/32</a>



12	a.m. activities related to means of delivery								
13	involvement of non-State actors in a.m. activities	X	Article 132 of the Constitution in conjunction with Convention for the Suppression of Terrorist Bombings (ratified 24 September 2003)					<u>UNODC/TPB Conventions database</u>	
14	Other	X	Regional Counter-Terrorism Strategy of East African Countries provides framework for Madagascar's security measures	?			Inter-agency cooperation envisaged for as part of Madagascar Action Plan on security and counter-terrorism, including defence, police force, customs and immigration		page 4 of the report

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

State: **Madagascar**

Date of Report: **29 May 2013**

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	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	page 2 of the report and annexed law
2 Measures to account for use	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	page 2 of the report and annexed law
3 Measures to account for storage					
4 Measures to account for transport					
5 Other measures for accounting	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	page 2 of the report and annexed law
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	?	Law No. 91-008 of 25 July 1991	?	Ministry of Agriculture, Livestock and Fisheries (MAEP) responsible for measures relating to animals to keep country free of disease that do not exist there	<u>WTO Trade Policy Review 2008</u>

13	Reliability check of personnel	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	page 2 of the report and annexed law
14	Measures to account for/secure/physically protect means of delivery					
15	Regulations for genetic engineering work	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	?	Law No. 2003-008 of 5 September 2003 amending Law No. 95-023 of 5 September 1995	page 2 of the report and annexed law
16	Other legislation/ regulations related to safety and security of biological materials	?	Law No. 91-008 of 25 July 1991	?	Ministry of Agriculture, Livestock and Fisheries (MAEP) responsible for measures relating to animals to keep country free of disease that do not exist there	<u>WTO Trade Policy Review 2008</u>
17	Other					

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

State: **Madagascar**

Date of Report: **29 May 2013**

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 if YES, indicate source document	Remarks
	YES	if YES, indicate source document		
1 Measures to account for production	X	Law No.2006-016, 31 August 2006		page 2 of the report and annexed law
2 Measures to account for use	X			
3 Measures to account for storage	X			
4 Measures to account for transport				
5 Other measures for accounting				
6 Measures to secure production				
7 Measures to secure use				
8 Measures to secure storage				
9 Measures to secure transport				
10 Other measures for securing				
11 Regulations for physical protection of facilities/materials/ transports				
12 Licensing of chemical installations/entities/use of materials	X	Law No.2006-016, 31 August 2006	National Authority; competent government authority	page 2 of the report and annexed law
13 Reliability check of personnel				
14 Measures to account for/secure/physically protect means of delivery				
15 National CWC authority	X		Ministry of Foreign Affairs	page 3 of the report <a href="http://www.opcw.org/about-opcw/member-states/national-authorities/">http://www.opcw.org/about-opcw/member-states/national-authorities/</a>

16	Reporting Schedule I, II and III chemicals to OPCW	<b>X</b>	Law No. 2006-016 of 31 August 2006		page 2 of the report and annexed law
17	Account for, secure or physically protect old chemical weapons				
18	Other legislation/ regulations controlling chemical materials				
19	Other				

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

**State: Madagascar**

**Date of Report: 29 May 2013**

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				<a href="http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf">http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf</a>
2 Measures to account for use	X	INFCIRC/200			
3 Measures to account for storage	X				
4 Measures to account for transport					
5 Other measures for accounting					
6 Measures to secure production					
7 Measures to secure use					
8 Measures to secure storage					
9 Measures to secure transport					
10 Other measures for securing					
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	1. Safeguards Agreement in force 14 June 1973 2. Additional Protocol in force 18 September 2003			<a href="http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf">http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf</a>

17	IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Political Commitment		<a href="http://www.iaea.org/Publications/Documents/Treaties/codeconduct/status.pdf">http://www.iaea.org/Publications/Documents/Treaties/codeconduct/status.pdf</a>
18	IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources	X	Participates		<a href="http://www.iaea.org/NewsCenter/Features/RadSources/PDF/itdb_members0905.pdf">http://www.iaea.org/NewsCenter/Features/RadSources/PDF/itdb_members0905.pdf</a>
19	Other Agreements related to IAEA				
20	Additional national legislation/regulations related to nuclear materials including CPPNM	?	Law No. 2008-006 authorising ratification of amendments to the CPPNM	?	Law No. 2008-006 authorising ratification of amendments to the CPPNM
21	Other				<a href="http://www.senat.gov.mg/index.php?option=com_content&amp;view=article&amp;id=54:loi-nd-2008-006&amp;catid=37:lois-adoptees&amp;Itemid=84">http://www.senat.gov.mg/index.php?option=com_content&amp;view=article&amp;id=54:loi-nd-2008-006&amp;catid=37:lois-adoptees&amp;Itemid=84</a>

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

**State: Madagascar**

**Date of Report: 29 May 2013**

	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	Law No. 2005-29, 29 December 2006 Customs Code 2007	X	Law No. 2005-29, 29 December 2006 Customs Code 2007	WTO Trade Policy Review 2008 (link below) <a href="http://www.mefb.gov.mg/tx_loi_s/douane/code/code_index.htm">http://www.mefb.gov.mg/tx_loi_s/douane/code/code_index.htm</a>
2	Technical support of border control measures			X	customs clearance system based on ASYCUDA++	<u>WTO Trade Policy Review 2008</u>
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities	X	Ministry of Finance, Directorate of External Services and Customs	X	1. Central Counter-Terrorism Service (Police force) 2. Central Intelligence Service	page 4 of the report
5	Export control legislation in place	X	Law No. 2005-29, 29 December 2006 Agreement on Sanitary and Phytosanitary Measures	X	The Ministry of Agriculture, Livestock and Fisheries (MAEP), through the Directorate of Animal and Plant Health (DSAPS), is responsible for implementing the Agreement on Sanitary and Phytosanitary Measures.	<u>WTO Trade Policy Review 2008</u>



6	Licensing provisions	X	Agreement on Sanitary and Phytosanitary Measures	X	The DSAPS also issues sanitary/phytosanitary permits for exports of these products on the strength of import permits issued in the importing country.	<u>WTO Trade Policy Review 2008</u>
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	Law No. 2005-29, 29 December 2006 Agreement on Sanitary and Phytosanitary Measures	X	Prior authorization in the form of a sanitary or phytosanitary permit delivered by the DSAPS is needed for the importation of foodstuffs of animal origin, live animals, animal feedstuffs, live plants, seeds or parts of live plants, plant products, soil and growing media, and plant material packages.	<u>WTO Trade Policy Review 2008</u>
26	Extraterritorial applicability					

27 Other		X	Regional Counter-Terrorism Strategy of East African Countries provides framework for Madagascar's security measures	?	Inter-agency cooperation envisaged for as part of Madagascar Action Plan on security and counter-terrorism, including defence, police force, customs and immigration	page 4 of the report
----------	--	---	---	---	--	----------------------

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

		State: <b>Madagascar</b>		Date of Report: <b>29 May 2013</b>	
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	Law No. 2005-29, 29 December 2006 Customs Code 2007	X	Law No. 2005-29, 29 December 2006 Customs Code 2007	WTO Trade Policy Review 2008 (link below) <a href="http://www.mefb.gov.mg/tx_loj/s/douane/code/code_index.htm">http://www.mefb.gov.mg/tx_loj/s/douane/code/code_index.htm</a>
2 Technical support of border control measures			X	customs clearance system based on ASYCUDA++	WTO Trade Policy Review 2008
3 Control of brokering, trading in, sale of goods and technology					
4 Enforcement agencies/authorities	X	Ministry of Finance, Directorate of External Services and Customs	X	1. Central Counter-Terrorism Service (Police force) 2. Central Intelligence Service	page 4 of the report
5 Export control legislation in place					
6 Licensing provisions					
7 Individual licensing					
8 General licensing					
9 Exceptions from licensing					
10 Licensing of deemed export/visa					
11 National licensing authority	X	National Authority, Law No.2006-016, 31 August 2006	X	Ministry of Foreign Affairs	page 2 of the report and annexed law
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							
26	Extraterritorial applicability	X	Law No.2006-016, 31 August 2006		Regional Counter-Terrorism Strategy of East African Countries provides framework for Madagascar's security measures			page 2 of the report and annexed law
27	Other	X		?		Inter-agency cooperation envisaged for as part of Madagascar Action Plan on security and counter-terrorism, including defence, police force, customs and immigration		page 4 of the report

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

State: **Madagascar**  
Date of Report: **29 May 2013**

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	Law No. 2005-29, 29 December 2006 Customs Code 2007	X	Law No. 2005-29, 29 December 2006 Customs Code 2007	WTO Trade Policy Review 2008 (link below) <a href="http://www.mefb.gov.mg/tx_loi/s/douane/code/code_index.htm">http://www.mefb.gov.mg/tx_loi/s/douane/code/code_index.htm</a>
2 Technical support of border control measures				customs clearance system based on ASYCUDA++	WTO Trade Policy Review 2008
3 Control of brokering, trading in, sale of goods and technology					
4 Enforcement agencies/authorities	X	Ministry of Finance, Directorate of External Services and Customs	X	1. Central Counter-Terrorism Service (Police force) 2. Central Intelligence Service	page 4 of the report
5 Export control legislation in place					
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				
26	Extraterritorial applicability				
27	Other	X	Regional Counter-Terrorism Strategy of East African Countries provides framework for Madagascar's security measures	?	Inter-agency cooperation envisaged for as part of Madagascar Action Plan on security and counter-terrorism, including defence, police force, customs and immigration  page 4 of the report

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

State:

**Madagascar**

Date of Report:

29 May 2013

Can information be provided on the following issues ?	YES	Remarks
1 Control lists - items (goods/equipment/materials/technologies)		
2 Control lists - other	X	In general, all products may be freely imported and exported except those that are subject to special regulations (negative list in Annex III of Decree No. 92-424 of 3 April 1992).
3 Assistance offered		<p>Provision of model national report;                      Provision of model legislation and related nuclear and biological expertise for drafting legislation;                      Identify priorities, structures and action to implement measures be taken for accounting, securing, physically protecting dual-use materials; Construction or upgrading of infrastructure/administrative centre and database at activity sites for storage and securing of materials;                      Training and establishment of controls at international points of entry and exit using specialized equipment for the detection of WMDs or their components;                      communications support for coastal surveillance and interregional and international sharing of information;                      Training and provision of equipment for surveillance of financial and telecommunication institutions; capacity-building in respect of information gathering, investigation and intervention measures;                      Means of protection and training of specialists in the detection, securing and neutralizing of dangerous products;                      Provision of models and the list of items subject to export and import controls;                      Training/information on action already taken regarding appropriate ways to work with and inform industry and the public.</p>
4 Assistance requested	X	<p>page 4 of the report and the report annex is a completed assistance request template   <a href="http://www.un.org/sc/1540/requestsforassistance.shtml">http://www.un.org/sc/1540/requestsforassistance.shtml</a></p>
5 Assistance in place (bilateral/plilateral/multilateral)	X	WCO Columbus assistance programme, phase 2 - Implementation, started
6 Information for industry		
7 Information for the public		