

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: **Federated States of Micronesia**

Date of Report: **27 June 2008**

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 14 April 1995	
2	Nuclear Weapons Free Zone/ Protocol(s)		
3	International Convention for the Suppression of Acts of Nuclear Terrorism		
4	Convention on Physical Protection of Nuclear Material (CPPNM)		
5	2005 Amendment to the CPPNM		
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 25 July 1997	
7	Chemical Weapons Convention (CWC)	Deposit 21 June 1999	
8	Biological Weapons Convention (BWC)		
9	Geneva Protocol of 1925		
10	1997 International Convention for the Suppression of Terrorist Bombings	Deposit 23 September 2002	
11	1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 23 September 2002	

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	Convention to Ban the Importation Into Forum Islands Countries of Hazardous and Radioactive Wastes and to Control the Transboundary Movement and Management of Hazardous Wastes within the South Pacific Region (Waigani Convention)	
16	International Atomic Energy Agency (IAEA)		
17	Directly relevant Arrangements	Partnership Agreement between the members of the African, Caribbean and Pacific Group of States and of the European Community and its Member States (Cotonou Agreement) Hague Code of Conduct	
18	Statement on non-provision of WMD and related materials to non-State actors	State reported that it does not provide any form of support to non-State actors that attempt to develop, acquire, manufacture, possess, transport, transfer or use nuclear, chemical or biological weapons and their means of delivery and it does not develop, manufacture or produce any materials that could be used by a third country or terrorist organization to create WMD or their means of delivery.	
19	Membership in relevant international, regional or sub-regional organisations	Pacific Islands Forum Group Asia/Pacific Group of FATF Oceania Customs Organisation (OCO) WHO OIE Pacific Transnational Crimes Network	

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		NW/CW: FSM Weapons Control Act, Title 11, Chapter 10, sections 1002 & 1004 CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter 10, section 1031(2) CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	
2	acquire	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter 10, section 1005 CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter 10, section 1031(2) CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	
3	possess	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter 10, section 1005 CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter 10, section 1031(2) CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	
4	develop		X		CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303		X		CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	
5	transport	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter 10, sections 1021	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter 10, section 1031(2)	
6	transfer	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter	

				10, sections 1010 & 1016 CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303				10, section 1031(2) CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	
7	use	X	X	NW/CW: FSM Constitution, Article VIII, Sec 2 FSM Weapons Control Act, Title 11, Chapter 10, section 1023(7) CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	X	X		NW/CW: FSM Weapons Control Act, Title 11, Chapter 10, section 1031(2) CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1303	
8	attempt to engage in abovementioned activities	X	X	NW/CW: Revised Criminal Code Act, Title 11, Chapter 2, sections 201-203: Inchoate crimes	X	X		NW/CW: Revised Criminal Code Act, Title 11, Chapter 2, sections 201-203: Inchoate crimes	
9	participate as an accomplice in abovementioned activities	X	X	NW/CW: Revised Criminal Code Act, Title 11, Chapter 2, sections 201-203: Inchoate crimes	X	X		NW/CW: Revised Criminal Code Act, section 204: Inchoate crimes	
10	assist in abovementioned activities	X	X	NW/CW: Revised Criminal Code Act, sections 201-203: Inchoate crimes	X	X		NW/CW: Revised Criminal Code Act, section 204: Inchoate crimes	
11	finance abovementioned activities	X	X	X NW/CW/BW: Money Laundering and Proceeds of Crime Act, Title 11, Chapter 9, section 918: money laundering offenses FSM Foreign Investment Act	X	X	X	NW/CW/BW: Money Laundering and Proceeds of Crime Act, Title 11, sections 912-915 reporting suspicious transactions to Department of Justice; 918-921: penalties Financial Intelligence Unit in the Department of Justice FSM Foreign Investment Act	
12	abovementioned activities related to means of delivery ¹								

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 /?			X /?			
		N W	C W	B W *	N W	C W	B W	
1	Measures to account for production		X				CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1309	
2	Measures to account for use		X				CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1309	
3	Measures to account for storage		X				CW: FMS Chemical Weapons Act 2013, Title 11, Chapter 13, section 1309	
4	Measures to account for transport							
5	Measures to secure production							
6	Measures to secure use							
7	Measures to secure storage							
8	Measures to secure transport							
9	Physical protection measures							
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		
2	Licensing of nuclear installations/entities/ use of materials	Public Health, Safety and Welfare, Title 41, Chapter 1, section 102(2): Director of Health Service may require certificates, permits, or licenses as he may deem necessary adequately to regulate the conditions or businesses, including laboratories, causes of sickness and disease, poisons, and radioactive sources; section 119 (penalty)	
3	IAEA Safeguards Agreements		
4	IAEA Code of Conduct on Safety and Security of Radioactive Sources		
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		
7	Integrated Nuclear Security Support Plan (INSSP) / International Physical Protection Advisory Service (IPAS)		
8	Applying the physical protection recommendations in INFCIRC/225/Rev.5		
9	Other Agreements related to IAEA		

10	National legislation and regulations related to nuclear material including CPPNM		
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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	National Authority, Department of Justice	
2	Licensing/registration of installations/facilities/ persons/entities/use/ handling of related materials	Public Health, Safety and Welfare, Title 41, Chapter 1, section 102(2): Director of Health Service may require certificates, permits, or licenses as he may deem necessary adequately to regulate the conditions or businesses, including laboratories, causes of sickness and disease, poisons, and radioactive sources; section 119 (penalty) Pesticides regulations	
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	Public Health, Safety and Welfare, Title 41, Chapter 1, section 102(2): Director of Health Service may require certificates, permits, or licenses as he may deem necessary adequately to regulate the conditions or businesses, including laboratories, causes of sickness and disease, poisons, and radioactive sources; section 119 (penalty)	

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 Act 1996, Title 54, sections 231-234 Territory, Economic Zones, Ports of Entry - Ports of Entry, Title 18, Chapters 1 and 2	X	X	X	NW/CW/BW: Customs Act 1996, Title 54, especially sections 231-270 Territory, Economic Zones, Ports of Entry, Title 18, Chapter 3, Subchapter 1, sections 314-317, and Subchapter 2			
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: Customs Act 1996, Title 54, sections 231-233, 242-252	X	X	X	NW/CW/BW: Department of Finance and Administration, Division of Customs			
3	Border control detection measures	X	X	X	NW/CW/BW: Customs Act 1996, Title 54, section 236: Use of aids by Customs officers	X	X	X	NW/CW/BW: Customs Act 1996, Title 54, section 236: Use of aids by Customs officers			
4	Control of brokering											
5	Export control legislation in place	X	X	X	NW/CW/BW: FSM Code, International Trade, Title 38, Chapter 2 Export Controls, sections 201-202 Customs Act 1996, section 240	X	X	X	NW/CW/BW: Customs Act 1996, Title 54, especially Sections 231-270			
6	Licensing provisions and Authority	X	X	X	NW/CW/BW: FSM Code, International Trade, Title 38, Chapter 2 Export Controls, section 202	X	X	X	NW/CW/BW: Commissioner			
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								
13	Trans-shipment control	X	X	X	NW/CW/BW: FSM Code, International Trade, Title 38, Chapter 2 Export Controls, sections 201-202 Kosrae Law Code, Section 19.404: No transshipment without permit	X	X	X	NW/CW/BW: Customs Act 1996, Title 54, especially sections 231-270
14	Re-export control	X	X	X	NW/CW/BW: FSM Code, International Trade, Title 38, Chapter 2 Export Controls, sections 201-202	X	X	X	NW/CW/BW: Customs Act 1996, Title 54, especially sections 231-270
15	Control over financing of exports/transshipments that would contribute to proliferation								
16	Control over services related to exports/transshipments 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	
4	Action taken to work with and inform industry	
5	Action taken to work with and inform the public	
6	Point of Contact	
7	Voluntary National Implementation Action Plan (NAP)	
8	1540 Committee visits to States	