

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: **Federal Democratic Republic of Nepal**

Date of Report: **17 March 2006**

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 9 January 1970	
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)	Signed 8 October 1996	
7	Chemical Weapons Convention (CWC)	Deposit 18 November 1997	
8	Biological Weapons Convention (BWC)	Deposit 4 November 2016	
9	Geneva Protocol of 1925	Deposit 9 May 1969	
10	1997 International Convention for the Suppression of Terrorist Bombings	Signed 24 September 1999	
11	1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 23 December 2011	

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	Signed 10 September 2010	
15	Other relevant regional legally binding instruments	SAARC Convention on Suppression of Terrorism, 1987 and Additional Protocol to the Convention	
16	International Atomic Energy Agency (IAEA)	Member since 2008	
17	Directly relevant Arrangements	Global Initiative to Combat Nuclear Terrorism (GICNT)	
18	Statement on non-provision of WMD and related materials to non-State actors		
19	Membership in relevant international, regional or sub-regional organisations	World Customs Organisation (WCO) (Signed letter of intent to implement the SAFE Framework of Standards) World Health Organisation (WHO) International Maritime Organisation (IMO) World Organisation for Animal Health (OIE) INTERPOL Inter-Parliamentary Union (IPU) Asia/Pacific group on Money Laundering International Monetary Fund (IMF) The World Bank	

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/CW/BW: Nepal Treaty Act, 1990, Section 9 (1): (In case of the provisions of a treaty, to which Nepal or Government of Nepal is a party upon its ratification accession, acceptance or approval by the Parliament, inconsistent with the provisions of prevailing laws, the inconsistent provision of the law shall be void for the purpose of that treaty, and the provisions of the treaty shall be enforceable as good as Nepalese laws.) in conjunction with NPT, CWC and BWC National Penal Code of Nepal 2017</p>	X	X	X	<p>NW/CW/BW: National Penal Code of Nepal 2017</p> <p>NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10</p>	
2	acquire	X	X	X	<p>NW/CW: Nepal Treaty Act, 1990, Section 9 (1): (In case of the provisions of a treaty, to which Nepal or Government of Nepal is a party upon its ratification accession, acceptance or approval by the Parliament, inconsistent with the provisions of prevailing laws, the inconsistent provision of the law shall be void for the purpose of that treaty, and the provisions of the treaty shall be enforceable as good as Nepalese laws.) in conjunction with NPT, CWC and BWC</p>	X	X	X	<p>NW/CW/BW: National Penal Code of Nepal 2017</p> <p>NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10</p>	

					National Penal Code of Nepal 2017				
3	possess	X	X	X	NW/CW/BW: National Penal Code of Nepal 2017 CW/BW: Nepal Treaty Act, 1990, Section 9 (1) in conjunction with CWC and BWC	X	X	X	NW/CW/BW: National Penal Code of Nepal 2017 CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10
4	develop	X	X	X	NW/CW/BW: National Penal Code of Nepal 2017 CW/BW: Nepal Treaty Act, 1990 Section 9 (1) in conjunction with CWC and BWC	X	X	X	NW/CW/BW: National Penal Code of Nepal 2017 NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10
5	transport								
6	transfer	X	X	X	NW/CW/BW: National Penal Code of Nepal 2017 NW/CW: Nepal Treaty Act, 1990 Section 9 (1) in conjunction with NPT and CWC	X	X	X	NW/CW/BW: National Penal Code of Nepal 2017 NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10
7	use		X	X	CW/BW: Nepal Treaty Act, 1990 Section 9 (1) in conjunction with CWC and BWC			?	CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10

8	attempt to engage in abovementioned activities	?	?		NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 3 (2)	?	?		NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10 (3)
9	participate as an accomplice in abovementioned activities	?	?		NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 2 (i) (3)	?	?		NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10
10	assist in abovementioned activities	X	X		NW/CW: Nepal Treaty Act, 1990 Section 9 (1) in conjunction with NPT and CW.	?	?		NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10
11	finance abovementioned activities	?	?		NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 2 (i) & 3	?	?		NW/CW: Terrorist and Disruptive Acts (Prevention and Punishment) Ordinance, 2058 (2002), Section 10
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 /?			Source document	X /?			Source document	
		N W	C W	B W *		N W	C W	B W		
1	Measures to account for production	X			NW: INFCIRC/186 SQP					
2	Measures to account for use	X			NW: INFCIRC/186 SQP					
3	Measures to account for storage	X			NW: INFCIRC/186 SQP					
4	Measures to account for transport									
5	Measures to secure production	N A			NW: SQP	N A			NW: SQP	
6	Measures to secure use	N A			NW: SQP	N A			NW: SQP	
7	Measures to secure storage	N A			NW: SQP	N A			NW: SQP	
8	Measures to secure transport									
9	Physical protection measures	N A			NW: SQP	N A			NW: 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		
2	Licensing of nuclear installations/entities/ use of materials		
3	IAEA Safeguards Agreements	Safeguards Agreement (INFCIRC/186), in force 22 June 1972	
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	Participates	
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		

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	Ministry of Foreign Affairs	
2	Licensing/registration of installations/facilities/ persons/entities/use/ handling of related materials		
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	Ministry of Foreign Affairs	

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 2064 (2007), Articles 3 and 4	X	X	X	NW/CW/BW: Customs Act 2064 (2007), Articles 17-20 and 57 National Penal Code of Nepal 2017			
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: Customs Act 2064 (2007), Articles 17-20 and 57 National Penal Code of Nepal 2017	X	X	X	NW/CW/BW: Customs Act 2064 (2007), Articles 17-20 and 57 National Penal Code of Nepal 2017			
3	Border control detection measures	X	X	X	NW/CW/BW: Customs Act 2064, Article 30 (If it is required to subject any goods to a special test from the health or environmental perspective, the Customs Officer may get such goods tested by the concerned body or laboratory)	X	X	X	NW/CW/BW: Authorized laboratories, Customs Act, Article 30			
4	Control of brokering											
5	Export control legislation in place	?	?	?	NW/CW/BW: Export and Import Control Act 2013 (1957) Export and Import Control Rules 2034 (1978)	X	X	X	NW/CW/BW: Customs Act, Article 38 (seizure of goods in case of smuggling), and 57 Export and Import Control Act 2013 (1957), Article 5			
6	Licensing provisions and Authority											
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								
14	Re-export control								
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	