

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:	Republic of Poland
Date of Report:	27 October 2004
Dates of Additional Reports:	26 January 2006
	14 December 2007
	9 December 2010
	25 June 2014 (on peer review)
	30 December 2019
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 8 March 1972	
2	Nuclear Weapons Free Zone/ Protocol(s)		
3	International Convention for the Suppression of Acts of Nuclear Terrorism	Deposit 8 April 2010	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	Deposit 8 February 1987	
5	2005 Amendment to the CPPNM	Deposit 1 June 2007	
6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 25 May 1999	
7	Chemical Weapons Convention (CWC)	Deposit 23 August 1995	
8	Biological Weapons Convention (BWC)	Deposit 25 January 1973	
9	Geneva Protocol of 1925	Deposit 4 February 1929	
10	1997 International Convention for the Suppression of Terrorist Bombings	Deposit 3 February 2004	

11	1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 26 September 2003	
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	EURATOM Treaty	
16	International Atomic Energy Agency (IAEA)	Since 1957	
17	Directly relevant Arrangements	Missile Technology Control Regime (MTCR) Nuclear Suppliers Group (NSG) Zangger Committee (ZC) Australia Group (AG) Wassenaar Arrangement (WA) Proliferation Security Initiative (PSI) Global Initiative to Combat Nuclear Terrorism (GICNT) EU Strategy against Proliferation of WMD	
18	Statement on non-provision of WMD and related materials to non-State actors	Poland reports that it has undertaken actions, where necessary, to strengthen and enforce effective laws to prohibit the manufacture, acquisition, possession, development, transport, or transfer of weapons of mass destruction (WMD) by non-state actors and that its law prohibits all activities on 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.	
19	Membership in relevant international, regional or sub-regional organisations	The European Union (EU) Financial Action Task Force against Money Laundering (FATF) International Maritime Organization (IMO) International Monetary Fund (IMF)	

	<p>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)</p>	
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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/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p> <p>NW: The Constitution, Art. 87 (The sources of universally binding law of the Republic of Poland shall be: The Constitution, statutes, ratified international agreements, and regulations) and following NPT ratification law</p> <p>CW: Law of 22 June 2001 on the implementation of the Convention on the prohibition of the development, production, stockpiling and use of chemical weapons and on their destruction, Art. 4 The Constitution, Art. 87 with CWC ratification law</p> <p>BW: The Constitution, Art. 87 and following BWC ratification law</p>	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121 (A person who, in contravention of the prohibitions of the international law or provisions of law (statute), manufactures, collects, acquires, sells, stores, transports or transmits the weapons of mass destruction or develops them with the view to their manufacturing or use, shall be sentenced to imprisonment for 1 year up to 10 years)</p> <p>CW: Law of 22 June 2001 on the implementation of the Convention on the prohibition of the development, production, stockpiling and use of chemical weapons and on their destruction, Arts. 28-29</p>	

2	acquire	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Art. 4 The Constitution, Art. 87 with CWC ratification law</p> <p>BW: The Constitution, Art. 87 with BWC ratification law</p>	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Arts. 28-29</p>
3	possess	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Art. 4 The Constitution, Art. 87 with CWC ratification law</p> <p>BW: The Constitution, Art. 87 with BWC ratification law</p>	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Arts. 28-29</p>
4	develop	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p> <p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, item 1512, as amended), Art. 41a.34: Undertaking and conduct of activities consisting in the use of nuclear materials or nuclear technology for the development of nuclear weapons, or nuclear explosives, shall be prohibited</p> <p>CW: Law of 22 June 2001 on the implementation of</p>	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p>

					<p>CWC, Art. 4 The Constitution, Art. 87 with CWC ratification law</p> <p>BW: The Constitution, Art. 87 with BWC ratification law</p>				
5	transport	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p>	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p>
6	transfer	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Art. 4 The Constitution, Art. 87 with CWC ratification law</p> <p>BW: The Constitution, Art. 87 with BWC ratification law</p>	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Art. 121</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Arts. 28-29</p>
7	use	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Arts. 120 and 121</p> <p>NW: Penal Code, Arts. 163 and 171</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Art. 4 The Constitution, Art. 87 with CWC ratification law Penal Code, Art. 163</p> <p>BW: The Constitution, Art. 87 in conjunction with</p>	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Chapter XVI, Arts. 120 and 121</p> <p>NW: Penal Code, Arts. 163 and 171</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Arts. 28-29</p>

					1925 Geneva Protocol, and convention of for the Suppression of Terrorist Bombings				
8	attempt to engage in abovementioned activities	X	X	X	NW/CW/BW: Penal Code, Arts. 13, 14 and 15	X	X	X	NW/CW/BW: Penal Code, Arts. 13, 14 and 15
9	participate as an accomplice in abovementioned activities	X	X	X	NW/CW/BW: Penal Code, Arts. 20 (Each person co-operating in the perpetration of a prohibited act shall be liable within the limits of his intent or a lack of it, irrespective of the liability of others co-operating in the perpetration) and 25 (Whoever participates in an organised group or association having for its purpose the commission of criminal and fiscal offences shall be subject to the penalty of deprivation of liberty for a term of between 3 months and 5 years) CW: Law of 22 June 2001 on the implementation of CWC, Art. 4	X	X	X	NW/CW/BW: Penal Code of 6 June 1997, Arts. 120 and 121 NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Art. 41a (Undertaking and conduct of activities consisting in the use of nuclear materials or nuclear technology for the development of nuclear weapons, or nuclear explosives, shall be prohibited)
10	assist in abovementioned activities	X	X	X	NW/CW/BW: Penal Code, Arts. 18, 19 and 20 (§18 Whoever, with an intent that another person should commit a prohibited act, facilitates by his behaviour the commission of the act, particularly by providing the instrument, means of transport, or giving counsel or information, shall be liable for aiding and abetting); Chapter XVI, Arts. 121, 165a (imposes punishment on anyone who finances a terrorist offence) and 240	X	X	X	NW/CW/BW: Penal Code of 6 June 1997, Arts. 120, 121, 165a (imposes punishment on anyone who finances a terrorist offence) and 240 NW: Atomic Law of 29 November

									2000 (Journal of Laws 2014, Item 1512), as amended, Art. 41a. (Undertaking and conduct of activities consisting in the use of nuclear materials or nuclear technology for the development of nuclear weapons, or nuclear explosives, shall be prohibited).	
					CW: The Constitution, Art. 87 with CWC ratification law					
11	finance abovementioned activities	X	X	X	NW/BW/CW: Penal Code, Art. 165 a Law on Counteracting Introduction into Financial Circulation of Property Values Derived from Illegal or Undisclosed Sources and on Counteracting the Financing of Terrorism of 16 November 2000 as amended on 27 September 2002	X	X	X	NW/CW/BW: Penal Code, Art. 165a.	
12	abovementioned activities related to means of delivery ¹		X	X	CW: The Constitution, Art. 87 and CWC ratification Law of 22 June 2001 on the implementation of the Convention on the prohibition of the development, production, stockpiling and use of chemical weapons and on their destruction, Art. 3 BW: The Constitution, Art. 87 and BWC ratification law		X	X	CW/BW: Penal Code of 6 June 1997, Arts. 120 and 121	

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: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Arts. 2, 3, 41a and 41h Commission Regulation (Euratom) No 302/2005 of 8 February 2005 on the application of Euratom safeguards INFCIRC/193 and Additional Protocol</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Art. 6 (The production, manufacturing, processing, consumption, acquiring, collecting, storage, sale, transfer of use of toxic chemicals or their precursors mentioned in the Schedule 1 may be carried out on the basis of a permit) and Art. 14 (transmission to the minister for</p>	X	X	?	<p>NW/CW/BW: Penal Code of 6 June 1997 (Art. 171: Whoever, without a required permit, or in breach of the conditions thereof, manufactures, processes, accumulates, possesses, uses or trades in an explosive substance or device, radioactive material, device emitting ionising radiation or any other item or substance which may cause widespread danger to human life or health, or to property of a considerable extent shall be subject to the penalty of the deprivation of liberty for a term of between 6 months and 8 years)</p> <p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapter 15 - Administrative fines and penal regulations EURATOM Treaty, Art. 83 Commission Recommendation of 11 February 2009 on the implementation of a nuclear material accountancy and control system by operators of nuclear installations</p> <p>CW: Law of 22 June 2001 on the implementation of CWC Arts. 28-30</p>		

					economy, the information on that activity connected with...), 24				
2	Measures to account for use	X	X		<p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Arts. 2, 3, 4, 40, 41a and 41f Commission Regulation of Council (Euratom) No 302/2005 of Ministers 8 February 2005 on the application of 27 April 2004 on the application of Euratom safeguards INFCIRC/193 Additional Protocol</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Art. 6 and Art. 14, 24</p>	X	X		<p>NW/CW/BW: Penal Code of 6 June 1997 (Art.17§ 1.)</p> <p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapter 15 - Administrative fines and penal regulations EURATOM Treaty, Art. 83 Commission Recommendation of 11 February 2009 on the implementation of a nuclear material accountancy and control system by operators of nuclear installations</p> <p>CW: Law of 22 June 2001 on the implementation of CWC Arts. 28-29- 30</p>
3	Measures to account for storage	X	X		<p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Arts. 2, 3, 41a and 41e (waste) Commission Regulation of (Euratom) No 302/2005 of 8 February 2005 on the application of Euratom safeguards Regulation of Council of Ministers of 27 April 2004 on Nuclear Material Safeguards INFCIRC/193</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Arts. 6, 14 and 24</p>	X	X		<p>NW/CW/BW: Penal Code of 6 June 1997 (Art. 17§ 1.)</p> <p>NW: Atomic Law n. 42 of 29 November 2000, as amended EURATOM Treaty, Art. 83 Commission Recommendation of 11 February 2009 on the implementation of a nuclear material accountancy and control system by operators of nuclear installations</p> <p>CW: Law of 22 June 2001 on the implementation of CWC Arts. 28-30</p>
4	Measures to account for transport	X	X	X	<p>NW/CW/BW: EU Directive 2008/68/EC of 24 September 2008 on the inland transport of dangerous goods</p>	X	X	X	<p>NW/CW/BW: Party to ADR and RID agreements</p>

				<p>(adapting ADR, RID and ADN for intra EU transfers), as amended</p> <p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512 as amended), Arts. 2, 3, 41a, 41i and 41j Commission Regulation of (Euratom) No 302/2005 of 8 February 2005 on the application of Euratom safeguards, Art. 26 Regulation of the Council of Ministers of 27 February 2007 on the terms for import into the territory of the Republic of Poland, export from the territory of the Republic of Poland and transit through this territory of nuclear materials, radioactive sources and equipment containing such sources Regulation by The Minister of Interior and Administration of 13 April 2004 on Nuclear Material Safeguards 2011 on the list of border crossings across which nuclear material, radioactive sources, installations containing such sources, radioactive waste and spent nuclear fuel can be imported into and exported from the territory of the Republic of Poland INFCIRC/193</p>					
5	Measures to secure production	X	X	?	<p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapters 2 and 5, Arts. 40, 41, 41a and 41m Regulation by the Council of Ministers of 4 November 2008 on physical protection of nuclear material and nuclear facilities</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Arts. 8, 9, 16 (The Minister for National Defence shall determine through regulation the scope and detailed conditions of production,</p>	X	X	?	<p>NW/CW/BW: Penal Code of 6 June 1997 (Art. 171)</p> <p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapter 15 - Administrative fines and penal regulations</p> <p>CW: Law of 22 June 2001 on the implementation of the Convention on the prohibition of the development, production, stockpiling and use of chemical weapons and on their destruction, Arts. 28-30</p>

				<p>manufacturing, processing, acquiring, collecting, storage, sale, transfer or use of toxic chemicals or their precursors mentioned in the Schedule 1 and do inspections</p> <p>BW: Ordinance of the Minister of Health of 22 April 2005 on hazardous biological agents at work (on safety)</p>					
6	Measures to secure use	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Art. 171</p> <p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapters 2 and 5; Arts. 40, 41, 41a and 41m Regulation by the Council of Ministers of 4 November 2008 on physical protection of nuclear material and nuclear facilities</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Art. 16</p> <p>BW: Directive 2000/54/EC Ordinance of the Minister of Health of 22 April 2005 on hazardous biological agents at work (on safety)</p>	X	X	X	<p>NW/CW/BW: Penal Code of 6 June 1997, Art. 171</p> <p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapter 15 - Administrative fines and penal regulations</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Arts. 28-30</p>
7	Measures to secure storage	X	X	?	<p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapters 2 and 5; Arts. 40, 41, 41a and 41m Penal Code of 6 June 1997, Art. 184 (Whoever carries, accumulates, stores, abandons or neglects without properly securing, a nuclear material or other source of ionising radiation, that could endanger the life or health of human beings or cause the destruction of plant or animal life of considerable dimensions shall be subject to the penalty of the deprivation of</p>	X	X	?	<p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapter 15 - Administrative fines and penal regulations Penal Code of 6 June 1997, Art. 184 (Whoever carries, accumulates, stores, abandons or neglects without properly securing, a nuclear material or other source of ionising radiation, that could endanger the life or health of human beings or cause the destruction of plant or animal life of considerable dimensions shall be subject to the penalty of the deprivation of</p>

				<p>liberty for a term of between 3 months and 5 years) Regulation by the Council of Ministers of 4 November 2008 on physical protection of nuclear material and nuclear facilities</p> <p>CW: Directive 1998/24/EC Law of 22 June 2001 on the implementation of CWC, Art. 16</p> <p>BW: Ordinance of the Minister of Health of 22 April 2005 on hazardous biological agents at work (on safety)</p>			<p>liberty for a term of between 3 months and 5 years)</p> <p>CW: Law of 22 June 2001 on the implementation of CWC, Arts. 28-30</p>			
8	Measures to secure transport	X	X	X	<p>NW/CW/BW: EU Directive 2008/68/EC of 24 September 2008 on the inland transport of dangerous goods (adapting ADR, RID and ADN for intra EU transfers), as amended Party to ADR and RID agreements Law on road transport of hazardous goods of 28 October 2002</p> <p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapters 2 and 5; Arts. 40, 41, 41a and 41m Regulation of the Council of Ministers of 20 February 2007 on the terms for import into the territory of the Republic of Poland, export from the territory of the Republic of Poland and transit through this territory of nuclear materials, radioactive sources and equipment containing such sources Regulation by The Minister of Interior and Administration of 13 April 2011 on the list of border crossings across which nuclear material, radioactive sources, installations containing such sources, radioactive waste and spent nuclear fuel can be imported into and exported from the territory of the Republic of Poland</p>	X	X	X	<p>NW/CW/BW: Party to ADR and RID agreements</p> <p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapter 15 - Administrative fines and penal regulations</p>	

					<p>CW: Regulation (EC) No 1272/2008 of the European Parliament and of the Council of 16 December 2008 on classification, labelling and packaging of substances and mixtures, amending and repealing Directives 67/548/EEC and 1999/45/EC, and amending Regulation (EC) No 1907/2006</p>				
9	Physical protection measures	X		X	<p>NW: Atomic Law of 29 November 2000, Arts. 41 and 58 Regulation by the Council of Ministers of 4 November 2008 on physical protection of nuclear material and nuclear facilities</p> <p>BW: Directive 2000/54/EC</p>	X			<p>NW: Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Chapter 15 - Administrative fines and penal regulations</p>
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	National Atomic Energy Agency (PAA) President of the National Atomic Energy Agency constitutes the central organ of the governmental administration, competent for nuclear safety and radiological protection matters to the extent specified in this Act Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended	
2	Licensing of nuclear installations/entities/ use of materials	Atomic Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended	
3	IAEA Safeguards Agreements	INFCIRC/193 Safeguards Agreement (new) in force in force from 1 March 2007 Additional Protocol in force since 1 March 2007	
4	IAEA Code of Conduct on Safety and Security of Radioactive Sources	Notification pursuant to GC (47)/RES/7.B1 Point of Contact for import and Export: Nuclear Regulatory Inspector, Department for Regulatory Control of Radiation Applications National Atomic Energy Agency	
5	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources	Notification pursuant to GC (48)/RES/10.D	
6	IAEA Incident and Trafficking Database	Participates	
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	<p>Convention on Early Notification of a Nuclear Accident (24 April 1988)</p> <p>Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency (24 April 1988)</p> <p>Convention on Nuclear Safety (24 April 1998)</p> <p>Joint Convention on the safety of spent fuel management and on the safety of radioactive waste management (18 June 2001)</p>	
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	Minister of Foreign Affairs Tasks under CWC are also performed by the Ministry of Economy, the Ministry of National Defense and the Ministry of Interior and Administration Law of 22 June 2001 on the implementation of CWC	
2	Licensing/registration of installations/facilities/persons/entities/use/handling of related materials	Law of 22 June 2001 on the implementation of 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</p> <p>Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials</p>	<p>Ordinance of the Minister of Health of 22 April 2005 on hazardous agents at work Minister of Health Regulation of the Council of Ministers of 16 December 2016 amending the regulation on objects of particular importance for the security and Defense of the state and their special protection Act of 29 November 2000 on foreign trade in goods, technologies and services of strategic importance for national security, as well as for maintaining international peace and security</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: Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended, especially Arts. 264 and 267 EU 2015/2446 of 28 July 2015 supplementing Regulation 952/2013 EU Regulation 2015/2447 of 24 November 2015 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 Law on National Revenue Administration of 16 November 2016 Law on Customs Service of 27 August 2009 Act on Border Guard of 12 October 1990 Regulation No. 8 of the Commander of Border Guard of 23 March 2006 Regulation No. 9 of the Commander of Border Guard of 7 February 2017 Act on Police of 6 April 1990	X	X	X	NW/CW/BW: Law on National Revenue Administration of 16 November 2016 The Act of 10 September 1999 (Tax Penal Code) Customs Law of March 2004			
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	NW/CW/BW: Law on external trade in goods, technologies and services of strategic importance for the state security and for the maintenance of international peace and security of 29 November 2000, as amended (External Trade Law of November 2000, as amended)	X	X	X	NW/CW/BW: Internal Security Agency Foreign Intelligence Agency Border Guard Police National Revenue Administration			

				<p>Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended; especially Art. 198</p> <p>NW: Nuclear Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended, Art. 86</p>				<p>BW: Border Sanitary Inspectors/Stations</p>		
3	Border control detection measures	X	X	X	<p>NW/CW/BW: Union Customs Code, as amended, Arts. 13, 15 and title IX EU 2015/2446 of 28 July 2015 supplementing Regulation 952/2013 EU Regulation 2015/2447 of 24 November 2015 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 Law on National Revenue Administration of 16 November 2016 Law on Customs Service of 27 August 2009 Act on Border Guard of 12 October 1990 Regulation No. 8 of the Commander of Border Guard of 23 March 2006 Regulation No. 9 of the Commander of Border Guard of 7 February 2017 Act on Police of 6 April 1990</p>	X	X	X	<p>NW/CW/BW: Union Customs Code, as amended, Art. 22 EU 2015/2446 of 28 July 2015 supplementing Regulation 952/2013 EU Regulation 2015/2447 of 24 November 2015 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 Law on National Revenue Administration of 16 November 2016 Law on Customs Service of 27 August 2009 Act on Border Guard of 12 October 1990 Regulation No. 8 of the Commander of Border Guard of 23 March 2006 Regulation No. 9 of the Commander of Border Guard of 7 February 2017 Act on Police of 6 April 1990</p>	
4	Control of brokering	X	X	X	<p>NW/CW/BW: Council regulation (EC) No 428/2009 of 5 May 2009 as amended by Council Regulation (EU) No 1382/2014 of 22 October 2014, setting up a Community regime for the control of exports, transfers, brokering and transit of dual-use items, Art. 5 External Trade Law of November 2000, as amended</p>	X	X	X	<p>NW/CW/BW: External Trade Law of November 2000, as amended, Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years License is required for forwarding services, shipment and loading services, brokering and technical assistance grant, loan, leasing.</p>	
5	Export control legislation in place	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended</p>	X	X	X	<p>NW/CW/BW: External Trade Law of November 2000, as amended, Chapter VI - Penal provisions and</p>	

				<p>External Trade Law of November 2000, as amended</p> <p>NW: Nuclear Law of 29 November 2000, as amended</p> <p>CW: Law on the implementation of CWC of 22 June 2001, Arts. 10 and 11 (The importation, exportation and transit through the Polish customs area of toxic chemicals and their precursors mentioned in the Schedule 1 is allowed, subject to permission, and furthermore subject to Art. 11)</p> <p>BW: Ordinance of the Minister of the Environment of 6 June 2002 (GMO)</p>			<p>financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years</p> <p>NW: Nuclear Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended</p>			
6	Licensing provisions and Authority	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended, Art. 3, 4, 5, Chap. III, Art. 9, (intra-Community transfers do not require an authorisation, except for items listed in Annex IV, Art. 22); Annexes IIa to IIc External Trade Law of November 2000, as amended EU Council Joint Action of 22 June 2000 Ministry of Economy Ministry of Economy cooperates with Ministers of Foreign Affairs, Head of Internal Security Agency, President of the National Atomic Energy Agency and Head of Foreign Intelligence Agency</p> <p>NW: Nuclear Law of 29 November 2000 as amended, Art. 62</p> <p>BW: Ordinance of the Minister of the Environment of 6 June 2002 (GMO)</p>	X	X	X	<p>NW/CW/BW: External Trade Law of November 2000, as amended, Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years Ministry of Economy</p> <p>NW: Nuclear Law of 29 November 2000 (Journal of Laws 2014, Item 1512), as amended</p>	

7	Control lists of materials, equipment and technology	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended, Annex I, Art. 2: “dual-use items’ shall mean items, including software and technology...” Act of 29 November 2000 on foreign trade in strategic goods, as amended by Act of 25 May 2012</p>	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended, Annex I Act of 29 November 2000 on foreign trade in strategic goods, as amended by Act of 25 May 2012, Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years</p>
8	Intangible technology transfers	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended, Art 2 External Trade Law of November 2000, as amended</p>	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended (Each Member State should determine effective, proportionate and dissuasive penalties applicable in the event of breach of the provisions of this Regulation) External Trade Law of November 2000, as amended, Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years</p>
9	Inclusion of means of delivery	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended, Annex I</p>	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended, Annex I (Each Member State should determine effective, proportionate and dissuasive penalties applicable in the event of breach of the provisions of this Regulation) Act of 29 November 2000 on foreign trade in strategic goods, as amended by Act of 25 May 2012 , Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years</p>
10	End-user controls	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended External Trade Law of November 2000, as amended</p>	X	X	X	<p>NW/CW/BW: Ministry of Economy requires submission of an International Import Certificate or end-user statement External Trade Law of November 2000, as amended, Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years</p>
11	Catch all clause	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended, Art. 4</p>	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended (Each Member State should</p>

				External Trade Law of November 2000, as amended				determine effective, proportionate and dissuasive penalties applicable in the event of breach of the provisions of this Regulation) External Trade Law of November 2000, as amended, Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years		
12	Transit control	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended, Art. 6 Council Regulation (EU) No. 952/2013 (Union Customs Code), as amended, especially Art. 5, 141, 158, 210, chapter on transit, Art. 226, 233 EU 2015/2446 of 28 July 2015 supplementing Regulation 952/2013 EU Regulation 2015/2447 of 24 November 2015 External Trade Law of November 2000, as amended</p> <p>CW: Law on the implementation of CWC of 22 June 2001, Arts. 10 and 11 (The importation, exportation and transit through the Polish customs area of toxic chemicals and their precursors mentioned in the Schedule 1 is allowed, subject to permission, and furthermore subject to Art. 11)</p>	X	X	X	<p>NW/CW/BW: External Trade Law of November 2000, as amended, Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years</p>	
13	Trans-shipment control	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended (would be handled either as an "export" or a "transit" as defined by the Regulation), External Trade Law of November 2000, as amended</p> <p>CW: Law on the implementation of CWC of 22 June 2001, Arts. 10 and 11 (The importation, exportation and transit through the Polish customs area of toxic chemicals and their precursors mentioned in the Schedule 1 is</p>	X	X	X	<p>NW/CW/BW: External Trade Law of November 2000, as amended, Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years</p>	

					allowed, subject to permission, and furthermore subject to Art. 11)				
14	Re-export control	X	X	X	<p>NW/CW/BW: Council regulation (EC) No. 428/2009 of 5 May 2009, as amended Art. 2 (defines “re-export” as an “export” for the purposes of the Regulation) Union Customs Code, as amended, Art. 270 External Trade Law of November 2000, as amended</p> <p>CW: Law on the implementation of CWC of 22 June 2001, Arts. 10 and 11 (The importation, exportation and transit through the Polish customs area of toxic chemicals and their precursors mentioned in the Schedule 1 is allowed, subject to permission, and furthermore subject to Art. 11)</p>	X	X	X	<p>NW/CW/BW: External Trade Law of November 2000, as amended, Chapter VII - Penal provisions and financial penalties - fines up to 200.000 PLN and imprisonment up to 10 years</p>
15	Control over financing of exports/transshipments that would contribute to proliferation	X	X	X	<p>NW/CW/BW: External Trade Law of November 2000, as amended National transposition measures communicated by the Member States concerning 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, Polish transposition into “Anti-money Laundering and Countering Terrorism Financing Act of 1 March 2018 Official publication: Dziennik Ustaw Penal Code Art. 165a</p>	X	X	X	<p>NW/CW/BW: Law on Counteracting Introduction into Financial Circulation of Property Values Derived from Illegal or Undisclosed Sources and on Counteracting the Financing of Terrorism of 16 November 2000 as amended on 27 September 2002 Penal Code, Art. 165a imposes punishment on anyone who finances a terrorist offence.</p>
16	Control over services related to exports/transshipments that would contribute to proliferation including transportation	X	X	X	<p>NW/CW/BW: External Trade Law of November 2000, as amended</p>	X	X	X	<p>NW/CW/BW: External Trade Law of November 2000, as amended</p>

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

1	Assistance offered	Poland is willing to provide assistance, in implementing the provisions of the resolution, activities in this regard will be directed to States of Central and Eastern Europe. Poland is also ready to provide assistance in building legal and administrative infrastructure as appropriate, to the states lacking the legal and regulatory infrastructure and/or implementation experience for fulfilling the provisions of the resolution, especially in the sphere of domestic controls to prevent the proliferation, internal cooperation between respective law enforcement services, legal and administrative measures, implementation of international treaties and arrangements, international and regional cooperation on non-proliferation.
2	Assistance Point of Contact (for assistance providers only)	<p>Mr. Tomasz Tokarski (Third Secretary, Permanent Mission of Poland to the United Nations) Email: tomasz.tokarski@msz.gov.pl</p> <p>Ms. Arletta Brzozowska (Third Secretary, Security Policy Department Ministry of Foreign Affairs) Email: arletta.brzozowska@msz.gov.p</p>
3	Assistance requested	
4	Action taken to work with and inform industry	The European Commission organizes regular meetings with industry and involves industry in joint efforts against identified or possible terrorist organisations in pursuit of international peace and stability; it harmonises actions taken by the industry and the Polish administration with those taken by the EU Members States to prevent proliferation of WMD
5	Action taken to work with and inform the public	The Ministry of Economy has a series of training schemes for business that cover university-level schools and research, development and technology centres
6	Point of Contact	Mr. Tomasz Tokarski (Third Secretary, Permanent Mission of Poland to the United Nations) Email: tomasz.tokarski@msz.gov.pl

		<p>Tel: 646-559-7571</p> <p>Ms. Arletta Brzozowska (Third Secretary, Security Policy Department Ministry of Foreign Affairs) Tel: +48-22-523-8126 Email: arletta.brzozowska@msz.gov.p</p>
7	Voluntary National Implementation Action Plan (NAP)	
8	1540 Committee visits to States	