

*Permanent Mission of Brazil
to the United Nations
New York*

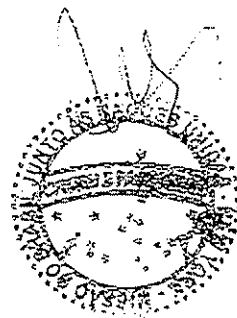
Nº 474

The Permanent Mission of Brazil to the United Nations presents its compliments to the Chairman of the Security Council Committee established pursuant to resolution 1540 (2004) and has the honour to submit attached herewith a revised matrix with further information regarding the implementation by Brazil of UNSC Resolution 1540.

The Permanent Mission of Brazil to the United Nations would also like to inform that Brazil does not oppose that the information contained in the revised matrix be made available at the Committee website.

The Permanent Mission of Brazil avails itself of this opportunity to renew to the Chairman of the Security Council Committee established pursuant to resolution 1540 (2004) the assurances of its highest consideration.

New York, 17 December 2007.



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

3	General statement on non-provision of WMD and related materials to non-State actors	X	Brazil is fully committed to the objectives of UNSC Resolutions 1540 and 1673	page 3 of the report page 2 of Addendum 1
13	Other Conventions/Treaties	X	<ol style="list-style-type: none"> 1. Bilateral Agreement Between Argentina and Brazil for the Exclusively Peaceful Use of Nuclear Energy 2. Brazil-Argentina Agency for Accounting and Controlling Nuclear Materials - ABACC 3. Convention Against Transnational Organized Crime - Palermo Convention 4. Agreement of 13 December 1991 between Argentina, Brazil, ABACC and IAEA for the Application of Safeguards 5. International Convention for the Suppression of Acts of Nuclear Terrorism 	pages 18 to 21 of the report page 3 of Addendum 1

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

17	Other	X	Provisional measure no. 2, 186-16 of 23 August 2001: protection and restricted access to genetic heritage	Brazil is in the final phase of elaboration of the list of sensitive goods (remove text)	page 7 of the report page 22 of Addendum- (remove text)
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OP 3 (c) and (d) and related matters from OP 6 and OP 10 -
 Controls of BW including Related Materials

2	Technical support of border control measures	X	The Inter Ministerial Commission for Controlling Exports of Sensitive items (CIBES) is coordinating the implementation of a National Training Program to Customs Officers, Federal Police and enforcement agents focusing on the identification of commodities used in the fabrication of WMD.	
13	Control lists	X	<ol style="list-style-type: none"> 1. Inter-ministerial Regulation no. 631 MCT/MD - List of Sensitive Goods 2. CIBES Resolution no. 7 of 13 March 2007 - Control List of missile-related items 3. CIBES Resolution no. 8 of 13 March 2007: Biological Control List 	pages 15 and 16 of the report page 36 of the Addendum
17	End-user controls	X		page 15 of the report
27	Other			page 36 of Addendum 1 - (remove text)

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

2	Technical support of border control measures	X	The Inter Ministerial Commission for Controlling Exports of Sensitive Items (CIBES) is coordinating the implementation of a National Training Program to Customs Officers, Federal Police and enforcement agents focusing on the identification of commodities used in the fabrication of WMD.	
13	Control lists	X	<ol style="list-style-type: none"> 1. Inter-ministerial Regulation no. 631 MCT/MD - List of Sensitive Goods 2. CIBES Resolution no. 7 of 13 March 2007 - Control List of missile-related items 3. Ministerial Regulation no. 804 of 13 December 2001 	pages 15 and 16 of the report page 40 of Addendum 1
17	End-user controls	X	CGBE/MCT may request a statement	page 15 of the report

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

<p>2 Technical support of border control measures</p>	<p>X</p>	<p>1. General Plan for the Reciprocal Cooperation and Coordination for Regional Security, adopted through Decision CMC no. 22/99</p> <p>2. General Coordination Office for Sensitive Items (subordinated to the Ministry of Science and Technology) - CGBE/MCT</p> <p>3. National Commission for Nuclear Energy (CNEN) (Regulation 49 of 16 February 2004)</p> <p>4. The Inter Ministerial Commission for Controlling Exports of Sensitive Items (CIBES) is coordinating the implementation of a National Training Program to Customs Officers, Federal Police and enforcement agents focusing on the identification of commodities used in the fabrication of WMD.</p>	<p>page 9, 10, 14, 15 and 25 of the report</p> <p>page 42 of Addendum 1</p>
<p>3 Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology</p>	<p>X</p>	<p>1. Penal Code (Decree-Law no. 2.848 of 1940) and Act no. 9.112 of 10 October 1995</p> <p>2. Act no. 6.453 of 17 October 1977: penalizes unauthorized export and import</p> <p>3. Inter-ministerial Commission for Export Control of Sensitive Goods (CIBES): responsible for establishing procedures</p>	<p>pages 5, 6, 9, 15 and 16 of the report</p> <p>page 43 of Addendum 1</p>
<p>5 Export control legislation in place</p>	<p>X</p>	<p>1. Federal Constitution of 1988</p> <p>2. Act no. 9.112 of 10 October 1995</p> <p>3. Decree no. 3.665 of 20 November 2000: format authorization of export by the Army</p> <p>4. Act no. 9.649 of 27 May 2004 with Decree-Law no. 37 of 18 November 1966</p> <p>5. Decree no. 1.861 of 12 April 1996</p> <p>6. Administrative Act SAE/PR no. 61 of 12 April 1996</p> <p>Portaria SAE/PR nº 61, de 12 abril de 1996</p> <p>7. CIBES Resolution no. 5 of 18 September 2007 - Procedures for export of missile-related items</p>	

13	Control lists	<p>X</p> <p>1. Inter-ministerial Regulation no. 631 MCT/MD - List of Sensitive Goods 2. Decree no. 1.861 of 12 April 1996 based on Act no. 9.112 of 10 October 1995: List of Nuclear Equipment, Material or Technology 3. Regulation no. 61 of 12 April 1996: List of Dual-use Equipment and Material and Related Technology 4. CIBES Resolution no. 7 of 13 March 2007 - Control List of missile-related items 5. Inter-ministerial Commission for Export Control of Sensitive Goods (CIBES): responsible for establishing procedures</p>		pages 15 and 16 of the report page 45 of Addendum 1
17	End-user controls	<p>X</p> <p>1. CGBE/MCT is responsible for verifying End-Use of imported nuclear-related items 2. CGBE/MCT is responsible for issuing formal governmental assurances to export countries 3. CIBES Resolution no. 9 of 2 April 2007 - Procedures for issuing of End-User Statement during import of nuclear-related items</p>		page 15 of the report
25	Control of importation	<p>X</p> <p>1. Federal Constitution of 1988 2. Decree no. 3.665 of 20 November 2000: formal authorization of import by the Army 3. CIBES Resolution no. 9 of 2 April 2007 - Procedures for issuing of End-User Statement during import of nuclear-related items 4. CIBES Resolution no. 6 of 18 September 2007 - Procedures for import of missile-related items</p>	<p>X</p> <p>Act no. 6.453 of 17 October 1977: penalizes unauthorized export and import</p>	pages 5 and 15 of the report

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

<p>1 Control lists - items (goods/ equipment/materials/technologies)</p>	<p>X</p> <p>1. Lists of Sensitive Goods/List of Conventional Materials for Military Use (Interministerial Regulation No. 631 of 13 November 2001) 2. List of Nuclear Equipment, Material and Technology/List of Dual-use Equipment, Material and Related Technology (Regulation No. 61 of 12 April 1996) 3. Lists of substances identified by the CWC (Ministerial Regulation No. 804 of 13 December 2001) 4. Normative Instruction No. 1 of 08 July 2002 by the Ministry of Agriculture, Livestock and Food Supply: norms for the import of materials designed for research, including organisms for biological control and other specific purposes 5. CIBES Resolution no. 7 of 13 March 2007 - Control List of missile-related items 6. CIBES Resolution no. 8 of 13 March 2007: Biological Control List</p>	<p>pages 9, 16 and 17 of the report</p>
<p>6 Information for industry</p>	<p>X</p> <p>1. General Coordination Office for Sensitive Goods, within the Ministry of Science and Technology (CGBE/MCT) and the National Commission of Nuclear Energy (CNEN) are in constant interaction with industry involved in activities related to sensitive goods and technologies as well as with their representative associations 2. "Project Sciences", further designated "National Program of Integration State-Enterprise on the Sensitive Area (Pronabens)", carried out by CGBE/MT and by the Brazilian Intelligence Agency (ABIN) intends to inform private and governmental sectors: outreach-activities to chemical and biological industries, nuclear-related industry and missile-related industry. It aims at expanding its activities to all industries and governmental institutions that work with sensitive technologies. Activities in the present are focusing on laboratories, researchers and government institutions related to biological area.</p>	<p>page 24 of the report page 47 of Addendum 1</p>