

# 1540 COMMITTEE MATRIX OF SOUTH AFRICA

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) and 1977 (2011). 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.

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

State: **SOUTH AFRICA**  
Date of Report: **31 January 2005**  
Date of First Addendum: **3 January 2006**  
Date of Second Addendum: **14 December 2007**  
Date of Committee Approval:

Legally binding instruments, organizations, codes of conduct, arrangements, statements and other issues.		YES	if YES, relevant information (i.e. signing, 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)	X	Deposit 10 July 1991	
2	Nuclear Weapons Free Zone/ Protocol(s)	X	Treaty of Pelindaba: Deposit 27 March 1998	
3	Convention for the Suppression of Acts of Nuclear Terrorism	X	Deposit 9 May 2007	
4	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 17 September 2007	
5	2005 Amendment to the CPPNM			

6	Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	X	Deposit 30 March 1999	
7	Chemical Weapons Convention (CWC)	X	Deposit 13 September 1995	
8	Biological Weapons Convention (BWC)	X	Deposit 3 November 1975	
9	Geneva Protocol of 1925	X	Deposit 24 May 1930	
10	Other Conventions/Treaties	X	<p>State party to 13 of the 19 universal legal instruments against terrorism, including the following relevant to resolution 1540 (2004):</p> <p>Convention for the Suppression of Terrorist Bombing, deposit 1 May 2003            Convention for the Suppression of the Financing of Terrorism, deposit 1 May 2003</p> <p>Convention on Nuclear Safety, deposit 24 December 1996            Treaty Banning Nuclear Weapon Tests in the Atmosphere, Outer Space and Under Water acceded 10 October 1963            Convention on Early Notification of a Nuclear Accident, deposit 10 August 1987            Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency, deposit 10 August 1987            Treaty on the Prohibition of the Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-Bed and the Ocean Floor and in the Subsoil Thereof, deposit 14 November 1973            OAU Convention on the Prevention and Combating of Terrorism, deposit: 18 November 2002            Protocol to the OAU Convention on the Prevention and Combating of Terrorism, deposit 24 May 2007            2005 International Health Regulations</p>	
11	International Atomic Energy Agency (IAEA)	X	Since 1957	
12	Hague Code of Conduct (HCOC)	X	Subscribed 25 November 2002	
13	Other Arrangements	X	Zangger Committee MTCR. Nuclear Suppliers Group Wassenaar Arrangement	
14	General statement on non-possession of WMD	X	State reports that since 1994, democratic South Africa has consistently promoted the view that the continued existence of all WMD poses a threat to international peace and security. Statement by President Mbeki on 19 November 2004 quoted from ANC Weekly Newspaper: "The situation should not be allowed to continue that the Nuclear Weapon States oblige everybody merely to focus on the issue of	

			nonproliferation, while completely ignoring the demand of the overwhelming majority of humanity for the complete abolition of WMDs, an objective which our country has already achieved."	
15	General statement on commitment to disarmament and non-proliferation	X	State reports that it is committed to a policy of non-proliferation, disarmament and arms control which covers all WMD	
16	General statement on non-provision of WMD and related materials to non-State actors	X	State reports that it is committed to prohibiting the manufacture, acquisition, transport or use of WMD and their means of delivery including by non-State actors	
17	Other <sup>1</sup>		<p>Member of:</p> <p>African Union (AU)  Southern African Development Community (SADC)  Southern African Customs Union (SACU)  Eastern and Southern Africa 'Anti-Money' Laundering Group (ESAAMLG)  Financial Action Task Force (FATF)  Egmont Group of Financial Intelligence Units  International Maritime Organisation (IMO)  World Health Organisation (WHO)  World Customs Organisation (WCO) and Signed WCO Declaration on implementation of Framework of Standards to secure and facilitate global trade (SAFE Framework of Standards)  World Organisation for Animal Health (OIE)  International Criminal Police Organization (INTERPOL)</p> <p>State party to the 2005 Revised Cotonou Agreement, as revised (ACP member)</p>	

1. Including, as appropriate, information with regard to membership in relevant international, regional or sub-regional organizations.

## OP 2 - Nuclear Weapons (NW), Chemical Weapons (CW) and Biological Weapons (BW)

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, source document of national implementation law			YES			if YES, source document					
			N W	C W	B W				N W	C W	B W						
1	manufacture/produce	X	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 27 Nuclear Energy Act no. 46/1999 Notice No. 740 of 16 April 1994 POCDATARA Act no. 33/2004, Chapter 2  <b>CW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. R. 17 of 3 February 2010 Notice No. 18 of 3 February 2010 Notice No. 754 of 2 May 1997 (CWC Part of South African Legislation) POCDATARA Act no. 33/2004, Chapter 2  <b>BW:</b> Non-Proliferation of Weapons of Mass Destruction Act no. 87/1993 (Non-Proliferation Act), sec 27 The Protection of Constitutional Democracy against Terrorists and Related Activities Act (POCDATARA Act) no. 33/2004, Chapter 2 Notice No. 19 of 3 February 2010 Proclamation 16 of 26 February 2002 (BWC Part of South African Legislation)	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties South African Police Service Amendment Act no. 57/2008 POCDATARA Act no. 33/2004, Chapter 3  <b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties South African Police Service Amendment Act no. 57/2008 POCDATARA Act no. 33/2004, Chapter 3  <b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008							
2	acquire	X	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 27 Nuclear Energy Act no. 46/1999	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties							

				<p>Notice No. 740 of 16 April 1994 POCDATARA Act no. 33/2004, Chapter 2</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. R. 17 of 3 February 2010 Notice No. 18 of 3 February 2010 Notice No. 754 of 2 May 1997 POCDATARA Act no. 33/2004, Chapter 2</p> <p><b>BW:</b> Non-Proliferation of Weapons of Mass Destruction Act no. 87/1993 (Non-Proliferation Act), sec 27 The Protection of Constitutional Democracy against Terrorists and Related Activities Act (POCDATARA Act) no. 33/2004, Chapter 2 Notice No. 19 of 3 February 2010 Proclamation 16 of 26 February 2002</p>			<p>South African Police Service Amendment Act no. 57/2008 POCDATARA Act no. 33/2004, Chapter 3</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties South African Police Service Amendment Act no. 57/2008 POCDATARA Act no. 33/2004, Chapter 3</p> <p><b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p>		
3 possess	X	X	X	<p><b>NW:</b> POCDATARA Act no. 33/2004, Chapter 2</p> <p><b>CW:</b> POCDATARA Act no. 33/2004, Chapter 2 Non-Proliferation Act no. 87/1993, secs 13 and 27</p> <p><b>BW:</b> Non-Proliferation of Weapons of Mass Destruction Act no. 87/1993 (Non-Proliferation Act), sec 27 The Protection of Constitutional Democracy against Terrorists and Related Activities Act (POCDATARA Act) no. 33/2004, Chapter 2 Notice No. 19 of 3 February 2010</p>	X	X	X	<p><b>NW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p> <p><b>CW:</b> POCDATARA Act no. 33/2004, Chapter 3 Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties South African Police Service Amendment Act no. 57/2008</p> <p><b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p>	

				Proclamation 16 of 26 February 2002					
4	stockpile/store	X	X	X	<p><b>NW:</b> POCDATARA Act no. 33/2004, Chapter 2</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. R. 17 of 3 February 2010 Notice No. 18 of 3 February 2010 Notice No. 754 of 2 May 1997 POCDATARA Act no. 33/2004, Chapter 2</p> <p><b>BW:</b> Non-Proliferation of Weapons of Mass Destruction Act no. 87/1993 (Non-Proliferation Act), sec 27 The Protection of Constitutional Democracy against Terrorists and Related Activities Act (POCDATARA Act) no. 33/2004, Chapter 2 Notice No. 19 of 3 February 2010 Proclamation 16 of 26 February 2002</p>	X	X	X	<p><b>NW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties South African Police Service Amendment Act no. 57/2008 POCDATARA Act no. 33/2004, Chapter 3</p> <p><b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p>
5	develop	X	X	X	<p><b>NW:</b> POCDATARA Act no. 33/2004, Chapter 2 Nuclear Energy Act no. 46/1999</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. R. 17 of 3 February 2010 Notice No. 18 of 3 February 2010 Notice No. 754 of 2 May 1997 POCDATARA Act no. 33/2004, Chapter 2</p> <p><b>BW:</b> Non-Proliferation of Weapons of Mass Destruction Act no. 87/1993 (Non-Proliferation Act), sec 27 The Protection of Constitutional Democracy against Terrorists and</p>	X	X	X	<p><b>NW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties South African Police Service Amendment Act no. 57/2008 POCDATARA Act no. 33/2004, Chapter 2</p> <p><b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p>

				Related Activities Act (POCDATARA Act) no. 33/2004, Chapter 2 Notice No. 19 of 3 February 2010 Proclamation 16 of 26 February 2002					
6	transport	X	X	X	<b>NW:</b> POCDATARA Act no. 33/2004, Chapter 2 Nuclear Energy Act no. 46/1999  <b>CW:</b> Road Transport Act 74 of 1977 Hazardous Substances Act 15 of 1973 POCDATARA Act no. 33/2004, Chapter 2  <b>BW:</b> Non-Proliferation of Weapons of Mass Destruction Act no. 87/1993 (Non-Proliferation Act), sec 27 The Protection of Constitutional Democracy against Terrorists and Related Activities Act (POCDATARA Act) no. 33/2004, Chapter 2 Notice No. 19 of 3 February 2010	X	X	X	<b>NW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008.  <b>CW:</b> Road Transport Act 74 of 1977 Hazardous Substances Act 15 of 1973 POCDATARA Act no. 33/2004, Chapter 3  <b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008
7	transfer	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. 740 of 16 April 1994 POCDATARA Act no. 33/2004, Chapter 2  <b>CW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. R. 17 of 3 February 2010 Notice No. 18 of 3 February 2010 Notice No. 754 of 2 May 1997 POCDATARA Act no. 33/2004, Chapter 2  <b>BW:</b> Non-Proliferation of Weapons of Mass Destruction Act no. 87/1993 (Non-Proliferation Act), sec 27 The Protection of Constitutional Democracy	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 26 POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008  <b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008  <b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act

				against Terrorists and Related Activities Act (POCDATARA Act) no. 33/2004, Chapter 2 Notice No. 19 of 3 February 2010 Proclamation 16 of 26 February 2002				no. 57/2008	
8	use	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. 740 of 16 April 1994 POCDATARA Act no. 33/2004, Chapter 2  <b>CW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. R. 17 of 3 February 2010 Notice No. 18 of 3 February 2010 Notice No. 754 of 2 May 1997 POCDATARA Act no. 33/2004, Chapter 2  <b>BW:</b> Notice No. 19 of 3 February 2010 POCDATARA Act no. 33/2004, Chapter 2	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 26 POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008  <b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008.  <b>BW:</b> Amendments to Non-Proliferation Act no. 87/1993 offences related to the use or threat of use POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008	
9	participate as an accomplice in abovementioned activities	X	X	<b>NW:</b> POCDATARA Act no. 33/2004, Chapter 2  <b>CW:</b> POCDATARA Act no. 33/2004, Chapter 2  <b>BW:</b> POCDATARA Act no. 33/2004, Chapter 2 Notice No. 19 of 3 February 2010: assist, encourage or induce	X	X	X	<b>NW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008  <b>CW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008  <b>BW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008	
10	assist in abovementioned	X	X	<b>NW:</b> POCDATARA Act no. 33/2004, Chapter 2	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 26	

	activities			<p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. R. 17 of 3 February 2010 Notice No. 18 of 3 February 2010 Notice No. 754 of 2 May 1997 POCDATARA Act no. 33/2004, Chapter 2</p> <p><b>BW:</b> POCDATARA Act no. 33/2004, Chapter 2 Notice No. 19 of 3 February 2010: assist, encourage or induce Proclamation 16 of 26 February 2002</p>			<p>POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p> <p><b>BW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008</p>	
11	finance abovementioned activities	X	X	<p><b>NW:</b> POCDATARA Act no. 33/2004, Chapter 2 Financial Intelligence Centre Act 38 of 2001, as amended, Chapters 1-3 Prevention of Organised Crime Act 121 of 1998, as amended, Chapter 3</p> <p><b>CW:</b> POCDATARA Act no. 33/2004, Chapter 2 Financial Intelligence Centre Act 38 of 2001, as amended, Chapters 1-3 Prevention of Organised Crime Act 121 of 1998, as amended, Chapter 3</p> <p><b>BW:</b> POCDATARA Act no. 33/2004, Chapter 2 Financial Intelligence Centre Act 38 of 2001, as amended, Chapters 1-3 Prevention of Organised Crime Act 121 of 1998, as amended, Chapter 3</p>	X	X	<p><b>NW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008 Financial Intelligence Centre Act 38 of 2001, as amended, Chapter 4 Prevention of Organised Crime Act 121 of 1998, as amended, Chapter 3, section 8</p> <p><b>CW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008 Financial Intelligence Centre Act 38 of 2001, as amended, Chapter 4 Prevention of Organised Crime Act 121 of 1998, as amended, Chapter 3, section 8</p> <p><b>BW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008 Financial Intelligence Centre Act 38 of 2001, as amended, Chapter 4 Prevention of Organised Crime Act 121 of 1998, as amended, Chapter 3, section 8</p>	

12	abovementioned activities related to means of delivery <sup>2</sup>	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 13 Notice No. 22 of 3 February 2010 Space Affairs Act no. 84/1993	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties Space Affairs Act no. 84/1993, secs 22-23 South African Police Service Amendment Act no. 57/2008	<b>CW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. 754 of 2 May 1997 Notice No. 18 of 3 February 2010 Space Affairs Act no. 84/1993 Notice No. 22 of 3 February 2010	<b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties Space Affairs Act no. 84/1993, secs 22-23 South African Police Service Amendment Act no. 57/2008	<b>BW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. 19 of 3 February 2010 Notice No. 22 of 3 February 2010 Space Affairs Act no. 84/1993 Proclamation 16 of 26 February 2002	<b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties Space Affairs Act no. 84/1993, secs 22-23 South African Police Service Amendment Act no. 57/2008	
13	involvement of non-State actors in abovementioned activities	X	X	X	<b>NW:</b> POCDATARA Act no. 33/2004, Chapter 2 Non-Proliferation Act no. 87/1993	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008	<b>CW:</b> POCDATARA Act no. 33/2004, Chapter 2 Non-Proliferation Act no. 87/1993 Notice No. 18 of 3 February 2010	<b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008	<b>BW:</b> Notice No. 19 of 3 February 2010 POCDATARA Act no. 33/2004, Chapter 2 Proclamation 16 of 26 February 2002	<b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act no. 57/2008	
14	Other													

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2. Means of delivery: missiles, rockets and other unmanned systems capable of delivering nuclear, chemical, or biological weapons, that are specially designed for such use.

### OP 3 (a) and (b) - Account for/Secure/Physically protect NW, CW and BW, including Related Materials<sup>3</sup>

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW, CW, BW and Related Materials? Can violators be penalized?	National legal framework			Enforcement: civil/criminal penalties and others			Remarks		
	YES		if YES, source document	YES		if YES, source document			
	N W	C W		N W	C W				
1 Measures to account for production	X	X	X	<b>NW:</b> Nuclear Energy Act no. 46/1999, Chapter III Non-proliferation Act no. 87/1993 (dual-use) National Nuclear Regulator Act no. 47/1999 Notice No. 21 of 3 February 2010 INFCIRC/394 and Additional Protocol  <b>CW:</b> Non-Proliferation Act no. 87/1993, sec 13 Hazardous Substances Act no. 15/1973, as amended Notice No. R 17 of 3 February 2010 Occupational Health and Safety Act no. 85/1993  <b>BW:</b> Animal Health Act no. 7/2002 Health Act no. 61/2003 Notice No. 19 of 3 February 2010 Agricultural Pests Act no. 36/1983	X	X	X	<b>NW:</b> Nuclear Energy Act no. 46/1999, sec 56 Non-Proliferation Act no. 87/1993 National Nuclear Regulator Act no.47/1999  <b>CW:</b> Hazardous Substances Act no. 15/1973, sec 18 and 19, as amended Non-Proliferation Act no. 87/1993, sec 26  <b>BW:</b> Animal Health Act no. 7/2002 Genetically Modified Organisms Act no. 15/1997 Health Act no. 61/2003 Agricultural Pests Act no. 36/1983	
2 Measures to account for use	X	X	X	<b>NW:</b> Nuclear energy Act no. 46/1999, Chapter III Non-proliferation Act no. 87/1993 (dual-use) National Nuclear Regulator Act no. 47/1999 Notice No. 21 of 3 February 2010 INFCIRC/394 and Additional Protocol	X	X	X	<b>NW:</b> Nuclear Energy Act no. 46/1999, sec 56 Non-Proliferation Act no. 87/1993 National Nuclear Regulator Act no.47/1999	

				<p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 13 Hazardous Substances Act no. 15/1973 Notice No. R 17 of 3 February 2010 Occupational Health and Safety Act no. 85/1993</p> <p><b>BW:</b> Animal Health Act no. 7/2002 Health Act no. 61/2003 Notice No. 19 of 3 February 2010 Agricultural Pests Act no. 36/1983 Occupational Health and Safety Act, 1993 (Act No. 85 of 1993), (Human and zoonotic pathogens) Regulation on Bio-safety / Standards for Microbiological laboratories (Section 8)</p>			<p><b>CW:</b> Hazardous Substances Act no. 15/1973, sec 18 and 19 Non-proliferation Act no. 87/1993, sec 26</p> <p><b>BW:</b> Animal Health Act no. 7/2002 Genetically Modified Organisms Act no. 15/1997 Health Act no. 61/2003 Agricultural Pests Act no. 36/1983</p>	
3	Measures to account for storage	X	X	<p><b>NW:</b> Nuclear energy Act no. 46/1999, Chapter III Non-proliferation Act no. 87/1993 (dual-use) National Nuclear Regulator Act no. 47/1999 Notice No. 21 of 3 February 2010 INFCIRC/394 and Additional Protocol National Radioactive Waste Disposal Institute Act no. 53/2008, Chapter 3</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 13 Hazardous Substances Act no. 15/1973 Notice No. R 17 of 3 February 2010 Occupational Health and Safety Act no. 85/1993</p> <p><b>BW:</b> Animal Health Act no. 7/2002 Health Act no. 61/2003 Notice No. 19 of 3 February 2010 Agricultural Pests Act no. 36/1983</p>	X	X	<p><b>NW:</b> Nuclear Energy Act no. 46/1999, sec 56 Non-Proliferation Act no. 87/1993 National Nuclear Regulator Act no.47/1999</p> <p><b>CW:</b> Hazardous Substances Act no. 15/1973, sec 18 and 19 Non-proliferation Act no. 87/1993, sec 26</p> <p><b>BW:</b> Animal Health Act no. 7/2002 Genetically Modified Organisms Act no. 15/1997 Health Act no. 61/2003 Agricultural Pests Act no. 36/1983</p>	
4	Measures to account for transport	X	X	<p><b>NW:</b> Nuclear energy Act no. 46/1999, Chapter III Non-proliferation Act no. 87/1993 (dual-use)</p>	X	X	<p><b>NW:</b> Nuclear Energy Act no. 46/1999, sec 56 Non-Proliferation Act no. 87/1993</p>	

				<p>National Nuclear Regulator Act no. 47/1999 Notice No. 21 of 3 February 2010</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 13 Hazardous Substances Act no. 15/1973, as amended Notice No. R 17 of 3 February 2010 Occupational Health and Safety Act no. 85/1993</p> <p><b>BW:</b> Notice No. 19 of 3 February 2010 Hazardous substances Act no.15/1973, as amended</p>			<p>National Nuclear Regulator Act no.47/1999</p> <p><b>CW:</b> Hazardous Substances Act no. 15/1973, as amended</p> <p><b>BW:</b> Hazardous Substances Act no. 15/1973, as amended</p>		
5	Other measures for accounting								
6	Measures to secure production	X	X	X	<p><b>NW:</b> Nuclear Energy Act no. 46/1999, Chapter III Non-proliferation Act no. 87/1993 (dual-use) National Nuclear Regulator Act no. 47/1999</p> <p><b>CW:</b> Non-Proliferation Act no.87, 1993, sec 13 Hazardous Substance Act no. 15/1973 Explosives Act no.15/2003</p> <p><b>BW:</b> Non-proliferation Act no. 87/1993 Animal Health Act no. 7/2002 Health Act no. 61/2003 Agricultural Pests Act no. 36/1983 (Plant Pathogens)</p>	X	X	X	<p><b>NW:</b> 1.Nuclear Energy Act no. 46/1999, sec 56 2.Non-Proliferation Act no. 87/1993 3.National Nuclear Regulator Act no.47/1999</p> <p><b>CW:</b> Hazardous Substance Act no. 15/1973, sec 18 and 19 Non-Proliferation Act no. 87/1993, sec 26 Explosives Act no. 15/2003, secs 28-29</p> <p><b>BW:</b> Non-proliferation Act no. 87/1993 Animal Health Act no. 7/2002 Health Act no. 61/2003 Agricultural Pests Act no. 36/1983</p>
7	Measures to secure use	X	X	X	<p><b>NW:</b> Nuclear energy Act no. 46/1999, Chapter III Non-proliferation Act no. 87/1993 (dual-use) National Nuclear Regulator Act no. 47/1999</p> <p><b>CW:</b> Non-Proliferation Act no.87, 1993, sec 13 Hazardous Substance Act no. 15/1973</p>	X	X	X	<p><b>NW:</b> Nuclear Energy Act no. 46/1999, sec 56 Non-Proliferation Act no. 87/1993 National Nuclear Regulator Act no.47/1999</p> <p><b>CW:</b> Hazardous Substance Act no. 15/1973, sec 18 and 19</p>

				Explosives Act no.15/2003 Occupational Health and Safety Act, 1993 (Act No. 85 of 1993 (Chemicals))  <b>BW:</b> Non-proliferation Act no. 87/1993 Animal Health Act no. 7/2002 Health Act no. 61/2003 Agricultural Pests Act no. 36/1983(Plant Pathogens) Occupational Health and Safety Act, 1993 (Act No. 85 of 1993), (Human and zoonotic pathogens) Regulation on Bio-safety / Standards for Microbiological laboratories (Section 8)			Non-Proliferation Act no. 87/1993, sec 26 Explosives Act no. 15/2003, secs 28-29  <b>BW:</b> Non-proliferation Act no. 87/1993 Animal Health Act no. 7/2002 Health Act no. 61/2003 Agricultural Pests Act no. 36/1983		
8	Measures to secure storage	X	X	X	<b>NW:</b> Nuclear energy Act no. 46/1999, Chapter III Non-Proliferation Act no. 87/1993 (dual-use) National Nuclear Regulator Act no. 47/1999 National Radioactive Waste Disposal Institute Act no. 53/2008, Chapter 4  <b>CW:</b> Non-Proliferation Act no.87, 1993, sec 13 Hazardous Substance Act no. 15/1973 Explosives Act no.15/2003  <b>BW:</b> Non-proliferation Act no. 87/1993 Animal Health Act no. 7/2002 Health Act no. 61/2003 Agricultural Pests Act no. 36/1983	X	X	X	<b>NW:</b> 1.Nuclear Energy Act no. 46/1999, sec 56 2.Non-Proliferation Act no. 87/1993 3.National Nuclear Regulator Act no.47/1999  <b>CW:</b> Hazardous Substance Act no. 15/1973, sec 18 and 19 Non-Proliferation Act no. 87/1993, sec 26 Explosives Act no. 15/2003, secs 28-29  <b>BW:</b> Non-proliferation Act no. 87/1993 Animal Health Act no. 7/2002 Health Act no. 61/2003 Agricultural Pests Act no. 36/1983
9	Measures to secure transport	X	X	X	<b>NW:</b> Nuclear energy Act no. 46/1999, Chapter III Non-proliferation Act no. 87/1993 (dual-use) National Nuclear Regulator Act no. 47/1999  <b>CW/BW:</b> Road Transportation Act no. 74/1997	X	X	X	<b>NW:</b> Nuclear Energy Act no. 46/1999, sec 56 Non-Proliferation Act no. 87/1993 National Nuclear Regulator Act no.47/1999  <b>CW/BW:</b> Road Transportation Act no. 74/1997
10	Other measures for	X	X	X	<b>NW:</b>	X	X	X	<b>NW/ CW/ BW:</b>

	securing			National Key Points Act 102 of 1980, as amended, Sections 2A , 3  <b>CW:</b> Hazardous Substance Act no. 15/1973 – modification, dumping and other disposal 2.National Key Points Act 102 of 1980, as amended, Sections 2A , 3  <b>BW:</b> National Key Points Act 102 of 1980, as amended, Sections 2A , 3			Monitoring systems to secure facilities in the event of fire or against theft; security personnel in motor vehicles  National Key Points Act 102 of 1980, as amended, Section 10		
11	Regulations for physical protection of facilities/ materials/ transports	X	X	X	NW/ CW/BW: National Key Points Act no. 102 of 1980, as amended, section 11	X	X	X	NW/ CW/BW: National Key Points Act no. 102 of 1980, as amended, Section 10
12	Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials	X	X	X	<b>NW:</b> National nuclear Regulator Act no. 47/1999, Chapter III Non-Proliferation Act no. 87/1993 sec 13(3) Government Notice No. R.16 of 03 February 2010  <b>CW:</b> Non-proliferation Act no. 87/1999, sec 13 Regulation No. R. 17 of 3 February 2010 Non-Proliferation Act no. 87/1993 sec 13(3) Government Notice No. R.16 of 03 February 2010  <b>BW:</b> Animal Health Act no. 7/2002	X	X	X	<b>NW:</b> National nuclear Regulator Act no. 47/1999, Chapter III Non-Proliferation Act no. 87/1993 sec 26  <b>CW:</b> Non-Proliferation Act no. 87/1993 sec 26  <b>BW:</b> Non-Proliferation Act no. 87/1993 sec 26

				Agricultural Pests Act no. 36/1983 Non-Proliferation Act no. 87/1993 sec 13(3) Government Notice No. R.16 of 03 February 2010					
13	Reliability check of personnel	X	X	X	<b>NW/ CW/BW:</b> National Strategic Intelligence (NSI) Act no. 30/2004	X	X	X	<b>NW/ CW/BW:</b> NSI Act no. 30/2004
14	Measures to account for/secure/ physically protect means of delivery	X	X	X	<b>NW/ CW/BW:</b> Non-Proliferation Act no. 87/1993, sec 27 Notice No. 22 of 3 February 2010 Space Affairs Act no. 84/1993 Notice No. 429 of 10 April 2002	X	X	X	<b>NW/ CW/BW:</b> Non-Proliferation Act no. 87/1993, sec 26 - offences and penalties Space Affairs Act no. 84/1993, secs 22-23 South African Police Service Amendment Act no. 57/2008

3. 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) )

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

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, source document	YES	if YES, source document	
1 National regulatory authority	X	National Nuclear Regulator Act (No.47 of 1999): National Nuclear Regulator  Nuclear Energy Act no. 46/1999: South African Nuclear Energy Corporation under authority of the Minister of Minerals and Energy	X	National Nuclear Regulator Act (No.47 of 1999),  Nuclear Energy Act no. 46/1999, sec 56	
2 IAEA Safeguards Agreements	X	INFCIRC/394 in force 16 September 1991 Additional Protocol in force 13 September 2002	X	INFCIRC/394 in force 16 September 1991 Additional Protocol in force 13 September 2002	
3 IAEA Code of Conduct on Safety and Security of Radioactive Sources	X	Notified IAEA of support	X	National Regulator Act no. 47/1999	
4 Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources	X	Notified IAEA of support	X	National Regulator Act no. 47/1999	
5 IAEA Incident and Trafficking Database	X	Participates	X	Participates	
6 Other Agreements related to IAEA	X	Country Programme Framework (CPF) Member of African Regional Cooperative  Agreement for Research Development and	X	Country Programme Framework (CPF) Member of African Regional Cooperative  Agreement for Research Development and	

		Training related to Nuclear Science and Technology (AFRA)		Training related to Nuclear Science and Technology (AFRA)	
7	Additional national legislation/regulations related to nuclear materials including CPPNM				
8	Other	X	Member: Forum of Nuclear Regulatory Bodies in Africa	X	Member: Forum of Nuclear Regulatory Bodies in Africa

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

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		Remarks
	YES	if YES, source document	YES	if YES, source document	
1 National CWC authority	X	Notice No.R.17 of 3 February 2010, sec. 2	X	South African Non-Proliferation Council on the Non-proliferation of Weapons of Mass Destruction (NPC) Department of Trade and Industry	
2 Reporting Schedule I, II and III chemicals to OPCW	X	Submitted Notice No.R.17 of 3 February 2010, sec. 3 (Declarations)	X	Submitted Notice No.R.17 of 3 February 2010, sec. 3 (Declarations)	
3 Account for, secure or physically protect "old chemical weapons"					
4 Other legislation/regulations controlling chemical materials	X	Complies with the requirements of the Basel Convention, the Montreal protocol and the Stockholm and Rotterdam Conventions.  Explosives are controlled under the Explosives Act no 26/1956  Fertilizers, Farm Feed, Agricultural Remedies and Stock Remedies Act, 1947 (Act No. 36 of 1947)	X	Complies with the requirements of the Basel Convention, the Montreal protocol and the Stockholm and Rotterdam Conventions.  Explosives are controlled under the Explosives Act no 26/1956  Fertilizers, Farm Feed, Agricultural Remedies and Stock Remedies Act, 1947 (Act No. 36 of 1947)	
5 Other					

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

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, source document	YES	if YES, source document	
1 Regulations for genetic engineering work	X	Genetically Modified Organisms Act no. 15/1997 and regulations R120 published in Government Gazette 32966, dated 26 February 2010, as amended	X	Genetically Modified Organisms Act no. 15/1997, sec 21 and regulations R120 published in Government Gazette 32966, dated 26 February 2010, as amended	
2 Other legislation/regulations related to safety and security of biological materials					
3 Other					

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

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW, CW, BW and Related Materials? Can violators be penalized?	National legal framework			Enforcement: civil/criminal penalties, and measures of implementation, etc			Remarks	
	YES		if YES, source document	YES		if YES, source document		
	N W	C W		N W	C W			
1 Border control	X	X	X	<b>NW:</b> Customs and Excises Act no. 91/1964, as amended of 2009, especially secs. 6 and 113 Acts 57/1951, 74/1977 102/1980, 2/1981, 27/1992, 87/1993, 15/1994, 4/1998 Nuclear Energy Act no. 46/1999	X	X	X	<b>NW/ CW/BW:</b> Customs and Excises Act no. 91/1964, as amended of 2009, secs. 78-96 Border Control Operational Coordinating Committee (Departments of Home Affairs, Intelligence, Transport, Public Works, Agriculture, Health and Defence as well as the South African Police Service (SAPS) and the South African Revenue Service (SARS))
2 Technical support of border control measures	X	X	X	<b>NW/ CW/BW:</b> Customs and Excises Act no. 91/1964, as amended of 2009, especially secs. 6 and 113 Acts 57/1951, 74/1977, 102/1980, 2/1981, 127/1992, 87/1993, 15/1994, 4/1998 Notice no.17 of 3 February 2010	X	X	X	<b>NW/CW/BW:</b> Cargo and Container Security Initiative (CCSI) initiated in 2003

				Digital Customs Monitoring System / Electronic Data Interchange (EDI)			Non-Proliferation Council (NPC) provides technical support Digital Customs Monitoring System / Electronic Data Interchange (EDI)		
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	X	X	<b>NW:</b> POCDATARA Act no. 33/2004 Non-Proliferation Act no. 87/1993  <b>CW:</b> POCDATARA Act no. 33/2004 Non-Proliferation Act no. 87/1993 Notice No. 18 of 3 February 2010  <b>BW:</b> POCDATARA Act no. 33/2004 Non-Proliferation Act no. 87/1993	X	X	X	<b>NW/CW/BW:</b> POCDATARA Act no.33/2004 Non-Proliferation Act no. 87/1993 South African Police Service Amendment Act 2008 no. 57/2008
4	Enforcement agencies/authorities	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993 Nuclear Energy Act no. 46/1999 South African Police Service Amendment Act 2008 no. 57/2008  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R.17 of 3 February 2010 South African Police Service Amendment Act 2008 no. 57/2008  <b>BW:</b> Non-Proliferation Act no. 87/1993 South African Police Service Amendment Act 2008 no. 57/2008	X	X	X	<b>NW:</b> NPC Department of Energy SAPS  <b>CW/BW:</b> NPC SAPS
5	Export control legislation in place	X	X	X	<b>NW:</b> International Trade Administration Act no. 71/2003, sec 6 Export Control Regulations Notice 672 of 2008, Schedule 1: munitions of war qnd radioactive chemical elements Non-Proliferation Act no. 87/1993, sec 13	X	X	X	<b>NW:</b> International Trade Administration Act no. 71/2003, Part E Non-Proliferation Act no. 87/1993, sec 26 Nuclear Energy Act no. 46/1999, sec 56(d) South African Police Service Amendment Act 2008 no. 57/2008

			<p>Nuclear Energy Act no. 46/1999, sec 34 and 35</p> <p><b>CW:</b> International Trade Administration Act no. 71/2003, sec 6 Export Control Regulations Notice 672 of 2008, Schedule 1: munitions of war Non-Proliferation Act no. 87/1993, sec 13 Notice R. 17 of 3 February 2010</p> <p><b>BW:</b> Notice No. 19 of 3 February 2010 Non-Proliferation Act no. 87/1993, sec 13 International Trade Administration Act no. 71/2003, sec 6 Export Control Regulations Notice 672 of 2008, Schedule 1: munitions of war</p>			<p><b>CW/BW:</b> International Trade Administration Act no. 71/2003, Part E Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act 2008 no. 57/2008</p>			
6	Licensing provisions	X	X	X	X	X	<p><b>NW:</b> International Trade Administration Act no. 71/2003, sec 6 Export Control Regulations Notice 672 of 2008, Schedule 1: munitions of war and radioactive chemical elements Non-Proliferation Act no. 87/1993, sec 13 Nuclear Energy Act no. 46/1999, sec 34 and 35</p> <p><b>CW:</b> International Trade Administration Act no. 71/2003, sec 6 Export Control Regulations Notice 672 of 2008, Schedule 1: munitions of war Non-Proliferation Act no. 87/1993, sec 13 Notice R. 17 of 3 February 2010</p> <p><b>BW:</b> Notice No. 19 of 3 February 2010 Non-Proliferation Act no. 87/1993, sec 13 International Trade Administration Act no. 71/2003, sec 6</p>	<p><b>NW:</b> International Trade Administration Act no. 71/2003, Part E Non-Proliferation Act no. 87/1993, sec 26 Nuclear Energy Act no. 46/1999, sec 56(d) South African Police Service Amendment Act 2008 no. 57/2008</p> <p><b>CW/BW:</b> International Trade Administration Act no. 71/2003, Part E Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act 2008 no. 57/2008</p>	

				Export Control Regulations Notice 672 of 2008, Schedule 1: munitions of war				
7	Individual licensing	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993 Nuclear Energy Act no. 46/1999 Notice nos. 21-22 of 3 February 2010  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice No. 17 of 3 February 2010  <b>BW:</b> Non-Proliferation Act no. 87/1993 Notice No. 19 of 3 February 2010	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 26 Nuclear Energy Act no. 46/1999, sec 56 South African Police Service Amendment Act 2008 no. 57/2008  <b>CW/BW:</b> Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act 2008 no. 57/2008
8	General licensing		X	<b>CW:</b> Non-Proliferation Act no. 87/1993 Notice No. 17 of 3 February 2010	X			<b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act 2008 no. 57/2008
9	Exceptions from licensing							
10	Licensing of deemed export/visa							
11	National licensing authority	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993 Nuclear Energy Act no. 46/1999  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R. 17 of 3 February 2010	X	X	X	<b>NW:</b> 1. Minister of Minerals and Energy through the Department of Energy: nuclear materials 2.NPC: dual-use items  <b>CW:</b> 1. Non-Proliferation Act no. 87/1993, sec 26 2. NPC: International Trade Administration Commission, Department of Health and Department of Agriculture

				<p><b>BW:</b> Non-Proliferation Act no. 87/1993 International Trade Administration Commission Department of Health Department of Agriculture</p>			<p><b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 and NPC International Trade Administration Commission Department of Health Department of Agriculture South African Police Service Amendment Act 2008 no. 57/2008</p>			
12	Interagency review for licenses	X	X	X	<p><b>NW:</b> Non-Proliferation Act no. 87/1993 Nuclear Energy Act no. 46/1999</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R. 17 of 3 February 2010</p> <p><b>BW:</b> Non-Proliferation Act no. 87/1993 International Trade Administration Commission Department of Health Department of Agriculture</p>	X	X	X	<p><b>NW:</b> Minister of Minerals and Energy through the Department of Minerals and Energy: nuclear materials 2.NPC: dual-use items</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 NPC: International Trade Administration Commission, Department of Health and Department of Agriculture</p> <p><b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 and NPC International Trade Administration Commission Department of Health Department of Agriculture South African Police Service Amendment Act 2008 no. 57/2008</p>	
13	Control lists	X	X	X	<p><b>NW:</b> Non-Proliferation Act no. 87/1993 Notice No. R. 740 of 16 April 1994 Notices No. 20 and 21 of 3 February 2010</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R. 17 of 3 February 2010</p>	X	X	X	<p><b>NW:</b> Non-Proliferation Act no. 87/1993, sec 26 Notices nos. 21-22 of 3 February 2010</p> <p><b>CW:</b> Non-Proliferation Act no. 87/1993, sec 26 Notice No. 18 of 3 February 2010</p>	

				<b>BW:</b> Non-Proliferation Act no. 87/1993 Notice No. 19 of 3 February 2010			<b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 Notice No. 19 of 3 February 2010 South African Police Service Amendment Act 2008 no. 57/2008	
14	Updating of lists	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R. 17 of 3 February 2010  <b>BW:</b> Non-Proliferation Act no. 87/1993 Notice No. 19 of 3 February 2010	X	X	<b>NW:</b> Notices nos. 21-22 of 3 February 2010  <b>CW:</b> Notice No. 18 of 3 February 2010  <b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 Notice No. 19 of 3 February 2010 South African Police Service Amendment Act 2008 no. 57/2008	
15	Inclusion of technologies	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993 Nuclear Energy Act no. 46/1999  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R. 17 of 3 February 2010  <b>BW:</b> Non-Proliferation Act no. 87/1993	X	X	<b>NW:</b> Notices nos. 21-22 of 3 February 2010  <b>CW:</b> Notice No. 18 of 3 February 2010  <b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26 Notice No. 19 of 3 February 2010 South African Police Service Amendment Act 2008 no. 57/2008	
16	Inclusion of means of delivery	X	X	<b>NW/ CW/BW:</b> Notice No. 22 of 3 February 2010	X	X	<b>NW/CW/BW:</b> Non-Proliferation Act no. 87/1993, Sec 26	
17	End-user controls	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993 Nuclear Energy Act no. 46/1999	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec. 26 Nuclear Energy Act no. 46/1999 South African Police Service Amendment Act 2008 no. 57/2008	

				<b>CW/BW:</b> Non-Proliferation Act no. 87/1993			<b>CW</b> Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act 2008 no. 57/2008  <b>BW:</b> Non-Proliferation Act no. 87/1993, sec 26		
18	Catch all clause	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993 Notice No. R. 75 of 29 January 2004  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice No. R. 75 of 29 January 2004  <b>BW:</b> Non-Proliferation Act no. 87/1993 Notice No. R. 75 of 29 January 2004	X	X	X	<b>NW/ CW/BW:</b> Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act no. 57 of 2008
19	Intangible transfers	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993 Nuclear Energy Act no. 46/1999 Notices nos. 21-22 of 3 February 2010  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R. 17 of 3 February 2010  <b>BW:</b> Notice No. 19 of 3 February 2010	X	X	X	<b>NW/CW/BW:</b> Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act 2008 no. 57/2008
20	Transit control	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 13 Notice nos. 20-21 of 3 February 2010  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R. 17 of 3 February 2010  <b>BW:</b> Non-Proliferation Act no. 87/1993	X	X	X	<b>NW/CW/BW:</b> Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act 2008 no. 57/2008

				Notice No. 19 of 3 February 2010					
21	Trans-shipment control	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 13 Notice nos. 20-21 of 3 February 2010  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R. 17 of 3 February 2010  <b>BW:</b> Non-Proliferation Act no. 87/1993 Notice No. 19 of 3 February 2010	X	X	X	<b>NW/ CW/ BW:</b> Non-Proliferation Act no. 87/1993,sec 26 South African Police Service Amendment Act 2008 no. 57/2008
22	Re-export control	X	X	X	<b>NW:</b> Non-Proliferation Act no. 87/1993, sec 13 Notice nos. 20-21 of 3 February 2010  <b>CW:</b> Non-Proliferation Act no. 87/1993 Notice R. 17 of 3 February 2010  <b>BW:</b> Non-Proliferation Act no. 87/1993: Export and re-export of biological controlled goods require an export permit from NPC	X	X	X	<b>NW/ CW/ BW:</b> Non-Proliferation Act no. 87/1993,sec 26 South African Police Service Amendment Act 2008 no. 57/2008
23	Control of providing funds	X	X	X	<b>NW/CW/BW:</b> POCDATARA Act no. 33/2004, Chapter 2 Financial Intelligence Centre Act 38 of 2001, as amended, Chapters 1-3 Prevention of Organised Crime Act 121 of 1998, as amended, Chapter 3	X	X	X	<b>NW/ CW/ BW:</b> POCDATARA Act no. 33/2004, Chapter 3 South African Police Service Amendment Act 2008 no. 57/2008 Financial Intelligence Centre Act 38 of 2001, as amended, Chapter 4 Prevention of Organised Crime Act 121 of 1998, as amended, Chapter 3, section 8
24	Control of providing transport services	X	X	X	<b>NW/ CW/ BW:</b> Road Transport Act no. 74/1977 Hazardous Substances Act no. 15/1973	X	X	X	<b>NW, CW and BW:</b> 1. Road Transport Act no. 74/1977 2. Hazardous Substances Act no. 15/1973

25	Control of importation	X	X	X	<b>NW:</b> International Trade Administration Act no. 71/2003, sec 6 Import Regulations Notice R. 206 of 2009, Schedule 1: munitions of war and radioactive chemical elements Non-Proliferation Act no. 87/1993, sec 13 Nuclear Energy Act no. 46/1999 Regulation 740 of 16 April 1994  <b>CW:</b> International Trade Administration Act no. 71/2003, sec 6 Import Regulations Notice R. 206 of 2009, Schedule 1: munitions of war Non-Proliferation Act no. 87/1993  <b>BW:</b> International Trade Administration Act no. 71/2003, sec 6 Import Regulations Notice R. 206 of 2009, Schedule 1: munitions of war Non-Proliferation Act no. 87/1993	X	X	X	<b>NW/CW:</b> International Trade Administration Act no. 71/2003, Part E Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act 2008 no. 57/2008				
26	Extraterritorial applicability	X	X	X	<b>NW/CW/BW:</b> Non-Proliferation Act no. 87/1993	X	X	X	<b>NW/ CW/BW:</b> Non-Proliferation Act no. 87/1993, sec 26 South African Police Service Amendment Act 2008 no. 57/2008				
27	Other	X	X	X	<b>NW/CW/ BW:</b> Notice No. R 16 of 3 February 2010: Those who manufacture, trade, and transfer controlled goods must register								

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

Can information be provided on the following issues?	YES		Remarks
1 Control lists - items (goods/ equipment/ materials/ technologies)			
2 Control lists - other			
3 Assistance offered	X	<p>Supports assistance and provision of adequate resources to developing countries in the implementation of non-proliferation and disarmament measures</p> <p>In response to the 1540 assistance request of Grenada, offered assistance on the drafting of Grenada's non-proliferation of weapons of mass destruction act and implementation of the CWC.</p>	
4 Assistance requested			
5 Point of Contact for assistance			
6 Assistance in place (bilateral/multilateral)	X	<p>Hosts annual chemical protection course for African countries to strengthen regional non-proliferation.</p> <p>Provided funding of ZAR 15 million for an IAEA project on improving the animal disease diagnostic laboratory capability of African States</p> <p>In response to the 1540 assistance request of Grenada, provided assistance on the drafting of Grenada's non-proliferation of weapons of mass destruction act.</p> <p>Through tri-lateral mentorship programme between the OPCW, Grenada and South Africa, assisted Grenada on improving their capacity to implement the CWC.</p>	
7 Work with and inform industry	X	<p>Industry is kept informed and updated on an on-going basis, including through the Internal Compliance Programme for Industry (ICP)</p> <p>Through electronic and print media providing guidance to industry on activities related to the control of activities including activities that can contribute to WMD programmes.</p> <p>Non-Proliferation website maintained by the dti (<a href="http://www.thedti.gov.za">www.thedti.gov.za</a>)</p>	
8 Work with and inform the public	X	<p>Through electronic and print media providing guidance to public on activities related to the control of activities including activities that can contribute to WMD programmes.</p> <p>Non-Proliferation website</p>	

			maintained by the dti ( <a href="http://www.thedti.gov.za">www.thedti.gov.za</a> )	
9	Point of Contact	X	Chief Director: Peace and Security, Department of International Relations and Cooperation (DIRCO)	
10	Other <sup>4</sup>			

4. Information may include references to voluntary implementation national action plan and visits to States, at their invitation, by the 1540 Committee.