



Misión Permanente de Colombia ante las Naciones Unidas

No. 20-631-E

La Misión Permanente de la República de Colombia ante la Organización de las Naciones Unidas saluda atentamente al Comité del Consejo de Seguridad establecido en virtud de la Resolución 1540 (2004) con ocasión de referirse a la nota verbal SCA/5/20(05) del 30 de abril de 2020.

Sobre el particular, esta Misión se permite adjuntar la actualización de la información sobre las medidas adoptadas por Colombia para la implementación de la citada Resolución, contenidas en la matriz correspondiente.

La Misión Permanente de la República de Colombia ante las Naciones Unidas se vale de la oportunidad para reiterar al Comité del Consejo de Seguridad establecido en virtud de la Resolución 1540 (2004) las seguridades de su más alta y distinguida consideración.



Nueva York, 30 de junio de 2020

A la
Secretaría de la Organización de Naciones Unidas
Comité del Consejo de Seguridad de la Resolución 1540
Nueva York

Translated from Spanish

Permanent Mission of Colombia to the United Nations

No. 20-631-E

The Permanent Mission of the Republic of Colombia to the United Nations presents its compliments to the Security Council Committee established pursuant to resolution 1540 (2004) and, in response to the Committee's note verbale SCA/5/20(05) of 30 April 2020, has the honour to attach herewith the updated information on the steps taken by Colombia to implement the resolution, contained in the corresponding matrix.

The Permanent Mission of the Republic of Colombia to the United Nations takes this opportunity to convey to the Security Council Committee established pursuant to resolution 1540 (2004) the renewed assurances of its highest consideration.

New York, 30 June 2020

United Nations Secretariat
Security Council Committee established pursuant to resolution 1540 (2004)
New York

DRAFT 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 Colombia
Date of Report:	10 February 2005
Dates of Additional Reports:	14 December 2011 30 August 2013 3 March 2014 (National Submission)

Last Revised: [Date of publication of final approved Matrix on the Committee website]

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 30 April 1986	
2 Nuclear Weapons Free Zone/ Protocol(s)	Treaty of Tlatelolco: Deposit 4 August 1972	
3 International Convention for the Suppression of Acts of Nuclear Terrorism	Signed 1 November 2006	
4 Convention on Physical Protection of Nuclear Material (CPPNM)	Deposit 28 March 2003	
5 2005 Amendment to the CPPNM	Deposit 18 February 2014	
6 Comprehensive Nuclear-Test-Ban Treaty (CTBT) (not in force)	Deposit 29 January 2008	
7 Chemical Weapons Convention (CWC)	Deposit 5 April 2000	
8 Biological Weapons Convention (BWC)	Deposit 19 December 1983	
9 Geneva Protocol of 1925	Deposit 24 November 2015	
10 1997 International Convention for the Suppression of Terrorist Bombings	Deposit 14 September 2004	
11 1999 International Convention for the Suppression of the Financing of Terrorism	Deposit 14 September 2004	

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	Inter-American Convention against Terrorism, deposit 14 July 2008
16	International Atomic Energy Agency (IAEA)	Since 30 September 1960
17	Directly relevant Arrangements	Proliferation Security Initiative
18	Statement on non-provision of WMD and related materials to non-State actors	State reports that it believes “... that international peace and security will be fully realized only once the world is free from weapons of mass destruction, from the threat that they represent and from the risk that they will be used by armed non-State actors or terrorists”
19	Membership in relevant international, regional or sub-regional organisations	World Health Organization (WHO) World Organisation for Animal Health (OIE) INTERPOL World Customs Organisation (WCO)- WCO SAFE Framework International Maritime Organisation (IMO) Member of the Organization of American State (OAS) World Bank International Monetary Fund (IMF) Member of the Financial Action Task Force of Latin America (GAFILAT) Member of the Universal Postal Union (UPU) Member of the International Civil Aviation Organization (ICAO)

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		
	Source document of national implementation law				Source document						
	N	C	B	W	X/?	N	C	B		W	
1	manufacture	X	X	X	X	X	X	X		<p>NW/CW/BW: Constitution published in the National Gazette of 20 July 1991 as amended, Art. 81 on prohibitions Resolution No. 265 of 5 November 2004 related to the implementation of resolution 1540 (2004) Act No. 99 of 22 December 1993 on the creation on the Ministry of Environment. Art. 5 39) on its mandate</p> <p>NW: Act No. 45 of 31 December 1971 on the approval of Tlatelolco Treaty Act No. 116 of 23 January 1992 Promulgation of NPT by Congress</p> <p>CW: Act No. 525 of 18 August 1999 on the approval of the CWC Decree No. 1091 of 13 June 2000 on the promulgation of CWC</p> <p>BW: Act No. 10 of 4 February 1980 on the approval of Geneva Protocol and BWC</p>	<p>NW/CW/BW: Penal Code, Act No. 599 of 24 July 2000 as amended, Arts. 358, 367</p>
2	acquire	X	X	X	X	X	X	X		<p>NW/CW/BW: Penal Code, Act No. 599 of 24 July 2000 as amended, Arts. 358, 367</p>	

					Act No. 525 of 13 June 1999 on the approval of the CWC Decree No. 1091 of 13 June 2000 on the promulgation of CWC BW: Act No. 10 of 4 February 1980 on the approval of Geneva Protocol and BWC						
8	attempt to engage in above mentioned activities	X	X	X	NW/CW/BW: Penal Code, Act No. 599 of 24 July 2000 as amended, Art. 27	X	X	X	NW/CW/BW: Penal Code, Act No. 599 of 24 July 2000 as amended, Art. 27		
9	participate as an accomplice in above mentioned activities	X	X	X	NW/CW/BW: Resolution No. 265 of 5 November 2004 related to the implementation of resolution 1540 (2004)	X	X	X	NW/CW/BW: Penal Code, Act 599 of 24 July 2000 as amended. Arts. 28, 29, 30		
10	assist in above mentioned activities	X	X	X	NW/CW/BW: Penal Code Resolution No. 265 of the Ministry of National Defence Resolution No. 265 of 5 November 2004 related to the implementation of resolution 1540 (2004) CW: Act No. 525 of 13 June 1999 on the approval of the CWC Decree No. 1091 of 13 June 2000 on the promulgation of CWC	X	X	X	NW/CW/BW: Penal Code Act 599 of 24 July 2000 as amended. Arts. 28, 29, 30, 31 and 367 (supplies)		
11	finance above mentioned activities	X	X	X	NW/CW/BW: Law No. 155 of 2017 on money laundering and terrorism financing. Art. 1 c), 89 on the mandate of the National Committee for money laundering and terrorism financing and Section II on the Financial Intelligence Unit Penal Code Act No. 599 of 24 July 2000 as amended. Art.323	X	X	X	NW/CW/BW: Law No. 155 of 2017 on money laundering and terrorism financing. Art. 84, Chapter VI on sanctions Financial Intelligence Unit		

12	abovementioned activities related to means of delivery ¹	X	X	X	X	NW/CW/BW: Resolution No. 265 of 5 November 2004 related to the implementation of resolution 1540 (2004)	CW: Act No. 525 of 13 June 1999 on the approval of the CWC	BW: Act. No. 10 of 4 February 1980 on the approval of Geneva Protocol and BWC	X		CW: Penal Code, Act No. 599 of 24 July 2000 as amended, Art. 367	
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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.

										and the environment.
7	Measures to secure storage	X					X			<p>NW: Resolution No. 18-1434 of 5 December 2002 concerning radiation protection and safety (and security). Art. 38 3) on sources</p> <p>NW/CW/BW: Decree No. 1609 of 31 July 2002 on regulation for transport of hazardous materials (only by road) (Safety) Aeronautical Rules of Colombia (RAC 10). Section 10.13.1</p> <p>NW: Resolution No. 18-1682 December 9/ 2005 Resolution No. 18-1434 of 5 December 2002 Regulation concerning radiation protection and safety (and security) Art. 23 Art. 30, Law 9 (197) – “Health Code” Resolution No. 1223 (2014), Ministry of Transport Resolución 2328 (2016), Ministry of Transport Decreto 229 (1995), on Restrictions on the shipment of dangerous goods by the Postal Service Law 1369 (2009), Postal Services Regime Single Regulatory Decree 1079 (2015), Section 8, Ministry of Transport Colombian Aeronautical Regulation No. 13, 160 and 175</p>
8	Measures to secure transport	X	X	X	X	X	X	X	X	<p>NW: Decree No. 1609 of 31 July 2002 on regulation for transport of hazardous materials (only by road). Chapter VI Aeronautical Rules of Colombia (RAC 10). Section 10.11.5</p> <p>NW: Resolution No. 18-1434 of 5 December 2002 concerning radiation protection and safety (and security). Art. 11</p> <p>The Laws, Decrees and Resolutions referred to, regulate the transport of dangerous goods, among which are some precursors of nuclear, chemical or biological weapons that are part of the Dual Use Goods lists.</p>
9	Physical protection measures	X	X	X	X	X	X	X	X	<p>NW: Research Institute for Geoscientific, Environmental Mining and Nuclear Information (INGEOMINAS) Monitoring team, video monitoring, controlled access, etc Resolution No. 18-1478 of 12 November 2004</p> <p>CW:</p>

					Act No. 55 of 2 July 1993 BW: Decree No. 2323 (2006) on the network of national laboratories (biosafety)				Act No. 55 of 2 July 1993 BW: Decree No. 2323 (2006) on the network of national laboratories. Art. 26	
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/\(httpPages\)/4FA4DA37A55C7966C125780055D9E8?OpenDocument](http://www.unog.ch/80256EE600585943/(httpPages)/4FA4DA37A55C7966C125780055D9E8?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	Ministry of Mines and Energy. Decree No. 381 of 16 February 201218. Decree No 1073 of 26 May 2015 Colombian Geological Service, Directorate of Nuclear Affairs. Decree No. 2703 of 22 November 2013. Resolution No. 9-0698 of 3 July 2014	
2	Licensing of nuclear installations/entities/ use of materials	Resolution 18-1475 of 12 November 2004 Resolution 18-1434 of 5 December 2002	
3	IAEA Safeguards Agreements	Safeguard Agreement INF/CIRC/306 in force 22 December 1982 Additional Protocol ratified and approved Decree No. 1572 of 5 May 2009	
4	IAEA Code of Conduct on Safety and Security of Radioactive Sources	Expressed support	

5	Supplementary Guidance on the Import and Export of Radioactive Sources of the Code of Conduct on the Safety and Security of Radioactive Sources	Expressed support	
6	IAEA Incident and Trafficking Database	Participates	
7	Integrated Nuclear Security Support Plan (INSSP) /International Physical Protection Advisory Service (IPPAS)		
8	Applying the physical protection recommendations in INFCIRC/225/Rev.5		
9	Other Agreements related to IAEA	Convention on Early Notification of a Nuclear Accident Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency Co-operation Agreement for the Promotion of Nuclear Science and Technology in Latin America and the Caribbean (ARCAL) (2009)	
10	National legislation and regulations related to nuclear material including CPPNM	Law 1609 (2013), Customs Regime Decree 1.165 (2019), Articles 2, 93, 120, 137, 254, 437, 507,532, 548, 567 y 583	

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	Decree No.1419 of 10 July 2002 on the creation of the National Authority <i>Autoridad Nacional para la Prohibición de las Armas Químicas (ANPROAQ)</i>	
2 Licensing/registration of installations/facilities/ persons/entities/use/ handling of related materials		
3 Old or abandoned chemical weapons		

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

Measures to establish domestic controls to prevent the proliferation of BW, their means of delivery; controls over related materials	Source document	Remarks
<p>Licensing/registration of installations/facilities/ persons/entities/use/ handling of materials</p> <p>1</p>	<p>Resolution 561 (2019), Ministry of Health and Social Protection.</p>	<p>It establishes the registration obligation of all public or private laboratories, inside and outside the health sector, that carry out tests of events of interest in public health, tests or trials of inspection, surveillance and sanitary control, tests for orphan diseases, paternity tests, that handle special control strains, or tests or trials of special interest to the health sector in Colombia.</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 / ?			X / ?			
		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	X	X	NW/CW/BW: National Police: National Tax and Customs Department National Police: Frontier Units	Provisions are issued regarding the Customs Regime in development of Law 1609 of 2013. Articles 75 and 583
2	Law enforcement to detect, deter, prevent and combat illicit trafficking	X	X	X	X	X	NW/CW/BW: National Police: National Tax and Customs Department National Police: Frontier Units	Provisions are issued regarding the Customs Regime in development of Law 1609 of 2013. Articles 75 and 583
3	Border control detection measures	X			X		NW Participates in the Megaport Initiative (Cartagena)	
4	Control of brokering	X	X	X	X	X	NW/CW/BW: Decree 1165 (2019) Resolution 46 (2019). Decree No. 1232 (2001), Ministry of Justice	Provisions are issued regarding the Customs Regime in development of Law 1609 of 2013. Articles 75 and 583
5	Export control legislation in place	X	?	?	X	X	NW/CW/BW: Penal Code Act No. 599 of 24 July 2000 as amended Art. 358	

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

1	Assistance offered
2	Assistance Point of Contact (for assistance providers only)
3	Assistance requested
4	Action taken to work with and inform industry
5	Action taken to work with and inform the public

Assistance in preparing the national operational list of dual-use goods.
 Assistance in drawing up a national operational list.
 Assistance for the implementation of places for storage and / or final disposal of waste QB.
 Training on NBQR Incident Response.
 Training on targeted financial sanctions in the financing of terrorism and the proliferation of weapons of mass destruction (ADM).
 Training on detection of dual-use goods at borders, ports and airports.
 Biosecurity, biosecurity and governance course.
 Technical support for the preparation of the prevention and articulated response protocol to NBQR threats and incidents.
 Financial support for the acquisition of radiation detection equipment for ports, airports and border points.
 Support with the acquisition of equipment for diagnosis and identification of biological agents and toxins destined for the National Institute of Health.
 Support for the acquisition of equipment for the detection of chemical warfare agents destined for MinDefesa - National Police-DIJIIN-NBQR.

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6	Point of Contact	
7	Voluntary National Implementation Action Plan (NAP)	Submitted to 1540 Committee on 23 June 2020
8	1540 Committee visits to States	