



*Stalna Misija Bosne
i Hercegovine pri UN
NJUJORK*

*Permanent Mission of Bosnia
and Herzegovina to the UN
NEW YORK*

Стална Мисија Босне
и Херцеговине при
УН ЊУЈОРК

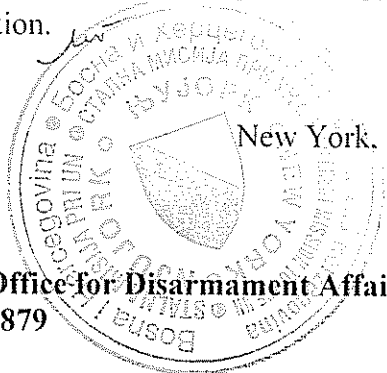
201-22-218-1/08

The Permanent Mission of Bosnia and Herzegovina to the United Nations presents its compliments to the United Nations Office for Disarmament Affairs, and has the honor to enclose update of Bosnia and Herzegovina Information paper regarding international obligation connected with UN Resolution on Biological, Chemical and Nuclear weapons.

The Permanent Mission of Bosnia and Herzegovina to the United Nations avails itself of this opportunity to renew to the United Nations Office for Disarmament Affairs, the assurances of its highest consideration.

New York, March 26, 2008

United Nations Office for Disarmament Affairs
Fax: 1-212-963-4879



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

State: **Bosnia and Herzegovina**

Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?	YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force etc)
1. General statement on non-possession of WMD	X	Does not possess chemical, biological or nuclear weapons.
2. General statement on commitment to disarmament and non-proliferation	X	Committed to take all necessary steps concerning disarmament and prevention of proliferation of WMD
3. General statement on non-provision of WMD and related materials to non-State actors	X	Has never provided any form of support to non-State actors
4. Biological Weapons Convention (BWC)	X	succession
5. Chemical Weapons Convention (CWC)	X	Ratified on November 29, 1996
6. Nuclear Non-Proliferation Treaty (NPT)	X	succession
7. Comprehensive Nuclear Test Ban Treaty (CTBT)	X	Ratified on October 26, 2005
8. Convention on Physical Protection of Nuclear Material (CPPNM)	X	succession
9. Hague Code of Conduct (HCOC)	X	Subscribed
10. Geneva Protocol of 1925		
11. International Atomic Energy Agency	X	Since 1995
12. Nuclear Weapons Free Zone/Protocol(s)		
13. Other Conventions/Treaties	X	PTBT Sea-Bed Treaty Vienna Convention on Civil Liability for Nuclear Damage
14. Other Arrangements		
15. Other	X	PSI and Global Initiative to combat the Nuclear Terrorism

OP-2 Biological Weapons (BW)

Bosnia and Herzegovina

Does national legislation exist which prohibits person or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others
	YES	If YES, indicate source document of national implementation law	
1. Manufacture/produce			
2. acquire			
3. possess			
4. Stockpile/store			
5. develop			
6. transport			
7. transfer			
8. use			
9. Participate as an accomplice in a.m. activities			
10. Assist in a.m. activities			
11. Finance a.m. activities			
12. a.m. activities related to means of delivery			
13. Involvement of non-State actors in a.m. activities			
14. Other			

YES

If YES, indicate source document

X

X

X

X

X

X

X

X

X

X

X

X

X

X

X

X

X

X

X

X

X

X

X

Criminal Code of BiH, Article 193. a) and 201 (f)

Criminal Code of BiH, Article 193. a) and 201 (f)

Criminal Code of BiH, Article 193. a) and 201 (f)

Criminal Code of BiH, Article 193. a) par. (2) and 201 (f)

Criminal Code of BiH, Article 29

Criminal Code of BiH, Article 31

Criminal Code of BiH, Article 202

Criminal Code of BiH, same articles as for the BW

Criminal Code of BiH, Article 201

Criminal Code, Article 12- extraterritorial application

OP 2 – Nuclear Weapons (NW)

State: **Bosnia and Herzegovina**

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	
	YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document
1. manufacture/produce			X	
2. acquire			X	
3. possess			X	
4. stockpile/store			X	
5. develop			X	Criminal Code of BiH, Article 201 (f)
6. transport			X	
7. transfer			X	
8. use			X	
9. participate as an accomplice in a.m. activities			X	Criminal Code of BiH, Article 29
10. assist in a.m. activities			X	Criminal Code of BiH, Article 31
11. finance a.m. activities			X	Criminal Code of BiH, Article 202
12. a.m. activities related to means of delivery			X	Criminal Code of BiH, same articles as for the NW
13. involvement of non-State actors in a.m. activities			X	Criminal Code of BiH, Article 201
14. other			X	Criminal Code of BiH, extraterritorial application, Article 12

OP2 Chemical Weapons (CW)

State: Bosnia and Herzegovina

Does national legislation exist which prohibits person or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others	
	YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document
1. Manufacture/produce	X	Law on the Implementation of the CWC (Off. Gazette of BiH, no. 15/06) -Art. 3	X	
2. acquire	X	Law on the Implementation of the CWC -Art. 3	X	
3. possess	X	Law on the Implementation of the CWC -Art. 3	X	Criminal Code of BiH, Article 193. a)
4. Stockpile/store	X	Law on the Implementation of the CWC -Art. 3	X	
5. develop	X	Law on the Implementation of the CWC -Art. 3	X	
6. transport	X	Law on the Implementation of the CWC -Art. 3	X	Criminal Code of BiH, Article 193. b)
7. transfer	X	Law on the Implementation of the CWC -Art. 3	X	Criminal Code of BiH, Article 193. b)
8. use	X	Law on the Implementation of the CWC -Art. 3	X	Criminal Code of BiH, Article 193. a)
9. Participate as an accomplice in a.m. activities	X	Law on the Implementation of the CWC -Art. 3	X	Criminal Code of BiH, Article 29
10. Assist in a.m. activities	X	Law on the Implementation of the CWC -Art. 3	X	Criminal Code of BiH, Article 31
11. Finance a.m. activities	X	Law on the Implementation of the CWC -Art. 3	X	Criminal Code of BiH, Article 202
12. a.m. activities related to means of delivery	X	Law on the Implementation of the CWC -Art. 3	X	Criminal Code of BiH, same articles as for the CW
13. Involvement of non-State actors in a.m. activities	X	Law on the Implementation of the CWC -Art. 3	X	Criminal Code of BiH, Article 201
14. Other			X	Criminal Code, Article 12- extraterritorial application

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

State: **Bosnia and Herzegovina**

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
	YES	If YES, indicate source document	
1. Measures to account for production	X	-Law on Production of Arms and Military Equipment (applicable only for the arms and military equipment production factories) -Instruction on Method of Permanent Oversight and Reporting in Production of Arms and Military Equipment	X Law on Production of Arms and Military Equipment, Art 13
2. Measures to account for use			
3. Measures to account storage	X	-permanent oversight- entities inspection oversight- Ministry of Foreign Trade and Economic Relation (applicable only for the arms and military equipment production factories)	X Law on Production of Arms and Military Equipment
4. Measures to account transport	X	-Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials	X -Entities laws on transport of dangerous materials and -Draft Law on international and inter - entities transport of dangerous materials (Art. 110-115)
5. Other measures for accounting			

6.	Measures to secure production	X	Law on Production of Arms and Military Equipment (applicable only for the arms and military equipment production factories)	X	Law on Production of Arms and Military Equipment, Art. 13
7.	Measures to secure use	X	Law on Production of Arms and Military Equipment (applicable only for the arms and military equipment production factories)	X	Law on Production of Arms and Military Equipment, Art. 13
8.	Measures to secure storage	X	Law on Production of Arms and Military Equipment (applicable only for the arms and military equipment production factories)	X	Law on Production of Arms and Military Equipment, Art. 13
9.	Measures to secure transport	X	-Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials	X	-Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials, Art. 110-115
10.	Other measures for securing	X	-Instruction on Method of Permanent Oversight and Reporting in Production of Arms and Military Equipment -Instruction on Inspection Supervision over the Production and Overhaul of Arms and Military Equipment (applicable only for the arms and military equipment production factories)	X	Law on Production of Arms and Military Equipment, Art. 13
11.	Regulations for physical protection of facilities/ materials/transports	X	-Law on Production of Arms and Military Equipment, Art. 9 (applicable only for the arms and	X	-Law on Production of Arms and Military Equipment (Art. 13) -Entities laws on transport of dangerous

				military equipment production factories) -Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials		materials and -Draft Law on international and inter-entities transport of dangerous materials (Art. 110-115)
12.	Licensing/registration of facilities/persons handling biological materials	X	-Law on Production of Arms and Military Equipment (applicable only for the arms and military equipment production factories)	X	-Law on Production of Arms and Military Equipment, Art. 13 -Criminal Code of BiH (Art. 194)	
13.	Reliability check of personnel					
14.	Measures to account for/secure/physically protect means of delivery	X	same laws as for the BW and related materials	X	same laws as for the BW and related materials	
15.	Regulations for genetic engineering work					
16.	Other legislation/regulations related to safety and security of biological materials					
17.	Other					

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

State: Bosnia and Herzegovina

	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
		YES	If YES, indicate source document	
1.	Measures to account for production	X	Law on the implementation of the CWC Art. 5, 6 and 7	YES
2.	Measures to account for use	X	Law on the implementation of the CWC Art. 5, 6 and 7	X
3.	Measures to account storage	X	Law on the implementation of the CWC Art. 10	X
4.	Measures to account transport	X	-Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials	Criminal Code of BiH, Art. 193. c) -Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials
5.	Other measures for accounting			
6.	Measures to secure production	X	Law on the implementation of the CWC Art. 13	X
7.	Measures to secure use	X	Law on the implementation of the CWC Art. 13	X
8.	Measures to secure storage	X	Law on the implementation of the CWC Art. 13	X
9.	Measures to secure transport	X	-Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials	X

	Other measures for securing		materials		
10.			-Instruction on Method of Permanent Oversight and Reporting in Production of Arms and Military Equipment -Instruction on Inspection Supervision over the Production and Overhaul of Arms and Military Equipment	X	Law on Production of Arms and Military Equipment, Art. 13
11.	Regulations for physical protection of facilities/materials/transports	X	-Law on the Implementation of the CWC (Art. 13) -Law on Production of Arms and Military Equipment, Art. 9 (applicable only for arms and ME production factories) -Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials	X	-Law on Implementation of the CWC (Art. 28) -Law on Production of Arms and Military Equipment (Art. 13) -Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials (Art. 110-115)
12.	Licensing of chemical installations/entities/use of materials	X	-Law on the Implementation of the CWC (Art. 5,6,7,8,10,11) -Law on Production of Arms and Military Equipment, Art. 3,6,7,8,9 (applicable only for arms and ME production factories)	X	Criminal Code of BiH Art. 193c
13.	Reliability check of personnel				
14.	Measures to account for/secure/physically protect means of delivery	X	same laws as for the CW and related materials	X	same laws as for the CW and related materials
15.	National CWC authority	X	State Coordinating Body for the	X	Law on the Implementation of the CWC

		Implementation of the CWC	(Art. 15)
16.	Reporting Schedule I, II and III chemicals to OPCW	X Law on the Implementation of the CWC (Art. 14, 15, 16, 17)	X Law on the Implementation of the CWC (Art. 28)
17.	Account for, secure or physically protect old CWs	X On the territory of BiH there is no old CWs	
18.	Other legislation/regulations controlling chemical materials	X -Law on production of poisons -Law on transfer of poisons	
19.	Other		

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

State: Bosnia and Herzegovina

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	
	YES	IF YES, indicate source document		YES If YES, indicate source document
1. Measures to account for production		INFCIRC/204 Law on Radiation and Nuclear Safety (published in Official Gazette of BiH No:88/2007) contains all measures included in the questions from 1 to 8. Establishment of State Agency for Radiation and Nuclear Safety is in progress. New Regulations on Nuclear Safety will be approved by Director of Agency. (Art.16) Deadline is 30.05.2008.	X	
2. Measures to account for use				
3. Measures to account storage				
4. Measures to account transport				
5. Other measures for accounting				
6. Measures to secure production				
7. Measures to secure use	X			X
8. Measures to secure storage				
9. Measures to secure transport	X	New Regulations on Transport of Radioactive Material will be approved by Director of Agency. Art.18 (deadline is 30.05.2008) Entities laws on transport of dangerous materials and Draft Law on international Law on international Land	X	

Law on Radiation and Nuclear Safety in BiH, Art. 22, 23, 24, 25

Criminal Code of BiH, Art. 194

Law on Radiation and Nuclear Safety in BiH, Art. 24.
 Entities laws on transport of dangerous materials and Draft Law on international and interentity.

			inter-entities transport of dangerous materials				transport of dangerous materials, Art. 110 Criminal Code of BiH, Art 194. -Law on Production of Arms and Military Equipment, Art. 13
10.	Other measures for securing	X	Law on Radiation and Nuclear Safety - Art.20, 21 (Inspection) -Instruction on Method of Permanent Oversight and Reporting in Production of Arms and Military Equipment -Instruction on Inspection Supervision over the Production and Overhaul of Arms and Military	X			
11.	Regulations for physical protection of facilities/materials/transports	X	Law on Radiation and Nuclear Safety - Art.15. Law on Production of Arms and Military Equipment (applicable only for the arms and military equipment production factories) -Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials	X			Law on Radiation and Nuclear Safety, Art.22-25 -Law on Production of Arms and Military Equipment (Art. 13) -Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials (Art. 110-115)
12.	Licensing of nuclear installations/entities/use of materials	X	-Law on Production of Arms and Military Equipment, Art. 3,6,7,8,9 (applicable only for the arms and military equipment production factories) Law on Radiation and Nuclear Safety - Art.13, 14, 15	X			-Law on Production of Arms and Military Equipment, Art 12, 13 Law on Radiation and Nuclear Safety, Art.22-25 Criminal Code of BiH (Art. 194)
13.	Reliability check of personnel						
14.	Measures to account for/secure/physically protect means of delivery	X	same laws as for the NW and related materials	X			same laws as for the NW and related materials

15.	National regulatory authority	X	Law on Radiation and Nuclear Safety - Art.4-12 Establishment of State Agency for Radiation and Nuclear Safety is in progress.		
16.	IAEA Safeguards Agreements	X	in force since 28 December 1973 1973		
17.	IAEA Code of Conduct on Safety and Security of Radioactive Sources				
18.	IAEA Database on Illicit Trafficking of Nuclear Materials and other radioactive Sources				
19.	Other Agreements related to IAEA				
20.	Additional national legislation/regulations related to nuclear materials including CPPNM				
21.	Other				

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

State: **Bosnia and Herzegovina**

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others	
	YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document
1. Border control	X	-Law on the Implementation of the CWC – Art. 19 -Law on State Border Service of BiH, -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH, -Law on Oversight and Control of State Borders Crossings -Law on Implementation of the CWC -Instruction on obligations of customs authorities when implementing the Law on export and import of weapons and military equipment and control of import and export of dual use items	X	-Criminal Code of BiH, Art. 193, 193 b) -Law on Customs Policy of BiH -Law on Customs Offences of BiH
2. Technical support of border control measures	X	-Law on Oversight and Control of State Border Crossings -Law on Implementation of the CWC		
3. Control of brokering, trading in, negotiation, otherwise assisting in sale of goods and technology	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items

	Enforcement agencies/ authorities	-Law on Implementation of the CWC	Criminal Code of BiH, Art. 193
4			<p>Ministry of Foreign Trade and Economic Relations, Indirect Taxation Administration, State Border Service, Ministry of Security, ministries of interior of Federation of BiH, Republika Srpska and Brčko District, Ministry of Civil Affairs and health inspectors from Federation of BiH and Brčko District, State Agency for Investigation and Protection</p> <p>State Coordination Body for the Implementation of the CWC</p>
5.	Export control legislation in place	<p>-Law on the implementation of the CWC</p> <p>-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items</p> <p>-Law on Customs Policy of BiH</p> <p>-Law on Customs Tariffs of BiH</p>	<p>X</p> <p>-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items</p> <p>-Criminal Code of BiH</p> <p>-Law on customs offences of BiH</p>
6.	Licensing provisions	<p>-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items, Art. 1-8</p> <p>-Law on the implementation of the CWC, Art. 9, 11, 12</p>	<p>X</p> <p>Criminal Code of BiH, Art. 193 and 193 b)</p>

7.	Individual licensing	X	-Law on the implementation of the CWC -Instruction on procedures for import, export and transit of dual-use items, Art. 2	X	Criminal Code of BiH, Art. 193 and 193 b)
8.	General licensing	X	-Instruction on procedures for import, export and transit of dual-use items Art. 2	X	Criminal Code of BiH, Art. 193
9.	Exceptions from licensing	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items, Art. 7 and 10 -Law on the implementation of the CWC, Art. 12		
10.	Licensing of deemed export/visa	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items		
11.	National licensing authority	X	Ministry of Foreign Trade and Economic Relations	X	Reports to the Parliamentary Assembly of BiH
12.	Interagency review for licensing	X	Ministry of Foreign Trade and Economic Relations, Ministry of Foreign Affairs, Ministry of Security, Ministry of Civil Affairs, Ministry of Defense of BiH	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items Law on the implementation of the CWC
13.	Control lists	X	-Common list of military equipment covered by the EU Code of Conduct on Arms Export -EU list of dual-use products and technologies -Annex on Chemicals from the CWC		

14.	Updating of lists	X	Publishing in the Official Gazette of BiH		
15.	Inclusion of technologies	X	Published in the Official Gazette of BiH No. 75/05		
16.	Inclusion of means of delivery	X	Published in the Official Gazette of BiH No. 75/05		
17.	End-user controls	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on the implementation of the CWC	X	Control through "Wisconsin Project" database
18.	Catch all clause	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items		
19.	Intangible transfers				
20.	Transit control		-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items, -Law on the implementation of the CWC, -Law on Oversight and Control of State Borders Crossings -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Criminal Code of BiH -Law on Customs Offences of BiH
21.	Trans-shipment control				
22.	Re-export control	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use	X	-Law on Import and Export of Arms and Military Equipment and Control of Import

			Items -Law on the implementation of the CWC. -Law on Oversight and Control of State Borders Crossings -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH			and Export of Dual-Use Items -Criminal Code of BiH -Law on Customs Offences of BiH
23.	Control of providing funds					
24.	Control of providing transport services	X	-Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials	X		-Draft Law on international and inter-entities transport of dangerous materials -Criminal Code of Federation of BiH and Criminal Code of Republika Srpska
25.	Control of importation	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on the implementation of the CWC -Law on Oversight and Control of State Border Crossings -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH	X		-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on Oversight and Control of State Border Crossings -Criminal Code of BiH -Law on Customs Offences of BiH
26.	Extraterritorial applicability				X	Criminal Code of BiH, Art. 12
27.	Other					

Controls of NW including Related Materials

State: **Bosnia and Herzegovina**

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others
		YES	IF YES, indicate source document of national implementation law	
1.	Border control	X	<ul style="list-style-type: none"> -Law on State Border Service of BiH, -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH, -Law on Oversight and Control of State Borders Crossings -Instruction on obligations of customs authorities when implementing the Law on export and import of weapons and military equipment and control of import and export of dual use items. - Law on Radiation and Nuclear Safety Art. 8 - New Regulations will be approved by the Director of the Agency. Art.16-18 (deadline is May 30.,2008) 	<ul style="list-style-type: none"> -Criminal Law of BiH, Art 193, 212 and 214 -Law on Customs Policy of BiH -Law on Customs Offences of BiH - Law on Radiation and Nuclear Safety Art. 24
2.	Technical support of border control measures	X	Law on Oversight and Control of State Border Crossings	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items
3.	Control of brokering, trading in, negotiation, otherwise assisting in sale of goods and technology	X	<ul style="list-style-type: none"> -Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items - Law on Radiation and Nuclear Safety Art. 8 	<ul style="list-style-type: none"> Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items Criminal Code of BiH, Art. 193 - Law on Radiation and Nuclear Safety Art. 24
4	Enforcement agencies/ authorities			Ministry of Foreign Trade and Economic Relations, Indirect Taxation Administration, State

						Border Service, State Agency for Investigation and Protection - State Agency for Radiation and Nuclear Safety
5.	Export control legislation in place	X		-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on Customs Policy of BiH Low on Radiation and Nuclear Safety Art. 8	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Criminal Code of BiH, Art. 193 -Law on customs offences of BiH
6.	Licensing provisions	X		Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items, Art. 1-8 - Law on Radiation and Nuclear Safety	X	- Low on Radiation and Nuclear Safety Criminal Code of BiH, Art. 193
7.	Individual licensing	X		Instruction on procedures for import, export and transit of dual-use items, Art. 2 - Low on Radiation and Nuclear Safety Art. 13-15	X	Criminal Code of BiH, Art. 193
8.	General licensing	X		Instruction on procedures for import, export and transit of dual-use items Art. 2	X	Criminal Code of BiH, Art. 193
9.	Exceptions from licensing	X		- Low on Radiation and Nuclear Safety Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items, Art. 7 and 10 - Law on Radiation and Nuclear Safety		
10.	Licensing of deemed export/visa	X		Law on Import and Export of Arms and Military Equipment and Control		
11.	National licensing authority	X		Ministry of Foreign Trade and Economic Relations (State Agency for Radiation and Nuclear Safety)	X	Ministry of Foreign Trade and Economic Relations is obliged to report to the Parliamentary Assembly of BiH

12.	Interagency review for licensing	X	Ministry of Foreign Trade and Economic Relations, Ministry of Foreign Affairs, Ministry of Security, Ministry of Defense of BiH	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items
13.	Control lists	X	List of military equipment contained in EU Code of Conduct on Arms Export (Council of Ministers Decision. Gazette No. 40/02, EU list of dual-use goods and technologies		
14.	Updating of lists	X	Publishing in the Official Gazette of BiH		
15.	Inclusion of technologies	X	Published in the Official Gazette of BiH No. 75/05		
16.	Inclusion of means of delivery	X	Published in the Official Gazette of BiH No. 75/05		
17.	End-user controls	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items	X	Control through "Wisconsin Project" database
18.	Catch all clause	X	Law on Radiation and Nuclear Safety Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items	X	
19.	Intangible transfers				
20.	Transit control	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items

			Items, -Law on Oversight and Control of State Borders Crossings -Law on Customs Policy of BiH -Law on State Border Service -Law on Customs Tariffs of BiH -		-Criminal Code of BiH -Law on Customs Offences of BiH
21.	Trans-shipment control				
22.	Re-export control	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items - Law on Oversight and Control of State Borders Crossings -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH -Law on State Border Service	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Criminal Code of BiH -Law on Customs Offences of BiH
23.	Control of providing funds				
24.	Control of providing transport services	X	-Entities laws on transport of dangerous materials and -Draft Law on international and	X	-Draft Law on international and interentity transport of dangerous materials -Criminal Code of Federation of BiH and -

			inter-entities transport of dangerous materials			-Criminal Code of Republika Srpska
25.	Control of importation	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on Oversight and Control of State Border Crossings -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH -Law on State Border Service	X		-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on Oversight and Control of State Border Crossings -Criminal Code of BiH -Law on Customs Offences of BiH
26.	Extraterritorial applicability				X	Criminal Code of BiH, Art. 12
27.	Other					

OP 3 (c) and (d) – and related matters from OP 6 and OP 10 –
Controls of BW including Related Materials

State: Bosnia and Herzegovina

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others	
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document
1.	Border control		-Law on State Border Service of BiH, -Law on Customs Policy of BiH, -Law on Customs Tariffs of BiH, -Law on Oversight and Control of State Borders Crossings -Instruction on obligations of customs authorities when implementing the - Law on export and import of weapons and military equipment and control of import and export of dual use items	X	-Criminal Code of BiH Art.3, 212, and 214 - Law on Customs Policy, Law on Customs Offences
2.	Technical support of border control measures	X	Law on Oversight and Control of State Border Crossings	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items
3.	Control of brokering, trading in, negotiation, otherwise assisting in sale of goods and technology	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items Criminal Code of BiH, Art. 193
4.	Enforcement agencies/			X	Ministry of Foreign Trade and Economic

	authorities				Relations, Indirect Taxation Administration, State Border Service, State Agency for Investigation and Protection
5.	Export control legislation in place	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Criminal Code of BiH, Art. 193 -Law on Customs Offences of BiH
6.	Licensing provisions	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items, Art. 1-8	X	Criminal Code of BiH, Art. 193
7.	Individual licensing	X	Instruction on procedures for import, export and transit of dual-use items, Art. 2	X	Criminal Code of BiH, Art. 193
8.	General licensing	X	Instruction on procedures for import, export and transit of dual-use items Art. 2	X	Criminal Code of BiH, Art. 193
9.	Exceptions from licensing	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items, Art. 7 and 10		
10.	Licensing of deemed export/visa	X	Instruction on procedures for import, export and transit of dual-use items		

11.	National licensing authority	X	Ministry of Foreign Trade and Economic Relations	X	Reports to the Parliamentary Assembly of BiH
12.	Interagency review for licensing	X	Ministry of Foreign Trade and Economic Relations, Ministry of Foreign Affairs, Ministry of Security, Ministry of Defense of BiH	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items
13.	Control lists	X	-List of military equipment contained EU Code of Conduct on Arms Export -EU list of dual-use products and technologies		
14.	Updating of lists	X	Publishing in the Official Gazette of BiH		
15.	Inclusion of technologies	X	Published in the Official Gazette of BiH No. 75/05		
16.	Inclusion of means of delivery	X	Published in the Official Gazette of BiH No. 75/05		
17.	End-user controls	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items	X	Control through "Wisconsin Project" database
18.	Catch all clause	X	Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items		
19.	Intangible transfers				
20.	Transit control	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items,	X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Criminal Code of BiH

				-Law on Oversight and Control of State Borders Crossings -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH -Law on State Border Service			-Law on Customs Offences of BiH
21.	Trans-shipment control						
22.	Re-export control	X		-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on Oversight and Control of State Borders Crossings -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH Law on State Border Service	X		-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Criminal Code of BiH -Law on Customs Offences of BiH
23.	Control of providing funds						
24.	Control of providing transport services	X		-Entities laws on transport of dangerous materials and -Draft Law on international and inter-entities transport of dangerous materials	X		-Draft Law on international and inter-entities transport of dangerous materials -Criminal Code of Federation of BiH and -Criminal Code of Republika Srpska
25.	Control of importation		X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on Oversight and Control of State Border Crossings -Law on Customs Policy of BiH -Law on Customs Tariffs of BiH -Law on State Border Service		X	-Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items -Law on Oversight and Control of State Border Crossings -Criminal Code of BiH -Law on Customs Offences of BiH
26.	Extraterritorial applicability					X	Criminal Code of BiH, Art. 12

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

State: **Bosnia and Herzegovina**

Can information be provided on the following issues?	YES
1. Control lists – items (goods/ equipment/ materials/ technologies)	<p><input checked="" type="checkbox"/></p> <ul style="list-style-type: none"> - List of the EU Code of Conduct on Arms Export (Gazette. No: 40/02) - EU List of dual-use products and technologies - Annex on Chemicals from the CWC - Law on Customs Tariffs of BiH
2. Control list-other	
3. Assistance offered	
4. Assistance requested	
5. Assistance in place (bilateral, multilateral)	<p><input checked="" type="checkbox"/></p> <p>Agreements on cooperation and mutual assistance in customs issues with Republic of Croatia and Serbia and Monte Negro</p>
6. Information for industry	<p><input checked="" type="checkbox"/></p> <p>State Coordination Body for the Implementation of the CWC has informed enterprises/companies on their obligations to implement CWC provisions, plans to create a special website</p> <p>All information related to the implementation of the Law on Import and Export of Arms and Military Equipment and Control of Import and Export of Dual-Use Items is available on the website of the Ministry for Foreign Trade and Economic Relations</p>
7. Information for the public	<p><input checked="" type="checkbox"/></p> <p>Laws have been published in the Official Gazette (accessible by Internet)</p>