



BOSNA I HERCEGOVINA
Stalna misija pri Ujedinjenim narodima
New York

BOSNIA AND HERZEGOVINA
Permanent Mission to the United Nations
New York

БОСНА И ХЕРЦЕГОВИНА
Стална мисија при Уједињеним нацијама
Њујорк

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The Permanent Mission of Bosnia and Herzegovina to the United Nations presents its compliments to the Secretariat of the Security Council Committee established pursuant to resolution 1540 (2004) and has the honor to inform the latter that the Council of Ministers of Bosnia and Herzegovina has adopted the National Implementation Action Plan on UNSC Resolution 1540 on 10th June 2015. In that connection, the Permanent Mission of Bosnia and Herzegovina would like to enclose herewith the National Action Plan.

The Permanent Mission of Bosnia and Herzegovina to the United Nations avails itself of this opportunity to renew to the Secretariat of the Security Council Committee established pursuant to resolution 1540 (2004) the assurances of its highest consideration.

New York, 18 June 2015



Secretariat of 1540 Committee
United Nations
New York

Draft National Implementation Action Plan on UNSCR 1540, Bosnia and Herzegovina

I. Introduction

UN Security Council Resolution 1540

UN Security Council Resolution 1540 on the Non-Proliferation of Weapons of Mass Destruction and Their Means of Delivery (hereinafter: UNSCR 1540) established for the first time binding obligations on all UN member states under Chapter VII of the UN Charter to take and enforce effective measures against the proliferation of WMD, their means of delivery and related materials. The UNSCR 1540 was unanimously adopted by the Security Council at its 4956th meeting, on 28 April 2004. The resolution obliges States, inter alia, to refrain from supporting by any means non-State actors from developing, acquiring, manufacturing, possessing, transporting, transferring or using nuclear, chemical or biological weapons and their delivery systems.

Three primary obligations under UNSCR 1540 relating to preventing proliferation of WMD and their means of delivery:

1. To refrain from providing support to non-State actors developing, acquiring, manufacturing, possessing, transporting, transferring or using nuclear, chemical or biological weapons and their means of delivery.
2. To adopt and enforce laws that prohibit non-State actors to produce, acquire, possess, develop, transfer, transport, or use nuclear, chemical or biological weapons and their means of delivery, particularly for terrorism purpose.
3. To take and enforce effective measures to establish domestic controls to prevent the proliferation of WMD and their means of delivery, including by establishing appropriate controls over related materials involving accountancy, security and safety measures, border and police controls, national export and trans-shipment controls.

Following the adoption of resolution 1540 (2004), UN Security Council resolutions 1673, 1810 and 1977 were adopted reinforcing the obligations of Member States under resolution 1540 in preventing proliferation of weapons of mass destruction, UNSCR 1673 reinforces the obligations of including controls on proliferation financing. UNSCR 1810 encourages states and international, regional and sub-regional organizations to inform the 1540 Committee (hereinafter: Committee) of areas in which they can provide assistance and submit points of contact for assistance. Additionally, it calls upon all States to prepare a summary action plan mapping out their priorities and plans for implementing the key provisions of resolution 1540. UNSCR 1977 endorses the important work of the Committee and significantly reinforces international measures to prevent the proliferation of WMD and their means of delivery.

In order to comply with the obligations under the foregoing UNSC resolutions, that is, in the area of WMD non-proliferation, Bosnia and Herzegovina will develop additional measures, and identify institutions responsible of its implementation.

II. Rationale

Bosnia and Herzegovina being concerned by the threat of illicit trafficking in nuclear, chemical, or biological weapons and their means of delivery, and related materials, which adds a new dimension to the issue of proliferation of such weapons and also poses a threat to international peace and security, decided to develop a National Action Plan on UNSCR 1540 with the focus on:

1. Measures taken since the latest national report submitted to the 1540 Committee in 2012 (updated 1540 Matrix annexed to the action plan);
2. Strengthening dialogue and co-operation on non-proliferation;
3. Regional co-operation;
4. National legislation;
5. Regulatory framework;
6. Enforcement measures.

III. Action Plan Framework for 2015 – 2017

No	Task	Action	Responsible institution	Timeframe	Comments
I. Strengthening dialogue and co-operation on non-proliferation					
1	Fulfilment of legally and politically binding international instruments and commitments	<p>Facilitate the full implementation of BWC through a designated body, and to appoint a BWC national authority.</p> <p>Facilitate the full implementation of CWC through a designated body, and to appoint a CWC national authority.</p> <p>Consideration of steps to be taken for accession to the 1925 Geneva Protocol and facilitate its full implementation.</p> <p>Complete ratification process of the International Convention for the Suppression of Acts of Nuclear Terrorism.</p> <p>Consider ratification of the 2010 Convention on the Suppression of Unlawful Acts Relating to Intl. Civil Aviation, 2005 Protocol to the Convention for the Suppression of Unlawful Acts Against the Safety of Maritime Navigation and 2005 Protocol to the Protocol for the Suppression of Unlawful Acts Against the Safety of Fixed Platforms Located on the Continental Shelf.</p>	<p>MFA in cooperation with Co-ordination Team of the Council of Ministers of BiH for co-ordination of activities for implementation of the UN/OSCE security/military-political commitments of BiH (Co-ordination body)</p> <p>Ministry of Foreign Trade and Economic Relations</p>	<p>2015-2016</p> <p>2015-2016</p> <p>2015-2017</p> <p>2015-2017</p> <p>2015-2017</p>	

No	Task	Action	Responsible institution	Timeframe	Comments
2	Strengthen participation in international non-proliferation organizations/ regimes	<p>Join Wassenaar Arrangement.</p> <p>Explore Australia Group Membership.</p> <p>Active engagement with Proliferation Security Initiative (PSI).</p>	MFA in cooperation with Co-ordination Team of the Council of Ministers of BiH for co-ordination of activities for implementation of the UN/OSCE security/military-political commitments of BiH (Co-ordination body).	2015 – 2017	Application submitted to the Wassenaar Arrangement in 2013.
3	Contribute to and benefit from sharing information with international exchange networks	<p>Provide regular updates to the 1540 Committee on the implementation.</p> <p>Provide regular updates to the IAEA, OPCW, WCO and others, in order to enhance mutual exchange of information.</p>	<p>MFA in cooperation with Co-ordination Team of the Council of Ministers of BiH for co-ordination of activities for implementation of the UN/OSCE security/military-political commitments of BiH (Co-ordination body).</p> <p>Ministry of Foreign Trade and Economic Relations.</p> <p>State Regulatory Agency for Radiation and Nuclear Safety.</p>	2015-2016	National reports submitted to the 1540 Committee in 2004, 2006, 2008 and 2012.

No	Task	Action	Responsible institution	Timeframe	Comments
2. Regional co-operation					
1	Enhancing regional co-operation to support the implementation of resolution 1540.	<p>Initiate regional co-operation through:</p> <p>Bilateral and regional workshops on sharing of effective practices.</p> <p>Consider establishment and/or participation in a regional mechanism on WMD, similar to the SEESAC mechanism on SALW.</p> <p>Strengthening of regional cooperation regarding nuclear safety and security, in particular on detection.</p> <p>SEE Health Network.</p> <p>Operationalize the Informal Recommendations from Regional Workshop on the Implementation of UNSCR 1540 held from 9-10 May 2013, in particular paragraphs from 5-10 (FSC.DEL/74/13/Corr.1).</p> <p>Strengthening regional co-operation, also through RACVIAC.</p>	<p>MFA in cooperation with Co-ordination Team of the Council of Ministers of BiH for co-ordination of activities for implementation of the UN/OSCE security/military-political commitments of BiH (Co-ordination body).</p> <p>State Regulatory Agency for Radiation and Nuclear Safety. Ministry of Security and Administration of Indirect Taxation. (Customs).</p> <p>Ministry of Civil Affairs.</p> <p>MFA in cooperation with Co-ordination Team of the Council of Ministers of BiH for co-ordination of activities for implementation of the UN/OSCE security/military-political commitments of BiH (Co-ordination body).</p>	2015-2017	Existence of nuclear bilateral Agreement with Croatia and Montenegro, other bilateral agreements in the negotiation phase.

No	Task	Action	Responsible institution	Timeframe	Comments
3. National legislation					
	Closing the gaps in national legislation	Adopt new export control law on dual-use goods.	Ministry of Foreign Trade and Economic Relations	2015-2016	
		Create a law on implementation of BWC and national authority.	Ministry of Defence, MFA, Ministry of Security and Ministry of Foreign Trade and Economic Relations	2015-2016	
		Check status in relation to laws on proliferation financing and take necessary steps.	Ministry of Security, and Ministry of Finance	2015-2016	
4. Regulatory framework					
I	Build a comprehensive regulatory framework	Regular update of the Control List - Draw on EU Control List of Dual-use items. Strengthening of export control process through: - Additional control of goods in transit, - Establishment of an Foreign Trade Control Commission, - Training on dual-use commodity identification, - Establish a regional commodity identification network, including drawing on the expertise in the academic community.	Ministry of Foreign Trade and Economic Relations Ministry of Security (Border Police), Ministry of Foreign Trade and Economic Relations Ministry of Foreign Trade and Economic Relations MFA in cooperation with Co-ordination Team of the Council of Ministers of BiH for co-ordination of activities for implementation of the UN/OSCE security/military-political commitments of BiH (Co-ordination body).	2015-2017 2015-2017	Assistance related to commodity identification / equipment / training will be sought.

No	Task	Action	Responsible institution	Timeframe	Comments
5. Enforcement measures					
1	Establish a well-functioning enforcement system corresponding to international standards	<p>Review of legislation in order to close any gaps identified in relation to the comprehensive criminalization of violations of WMD-related legal instruments</p> <p>Enhancing, as necessary, the training of customs and law enforcement officers</p> <p>Further improve the collaboration with neighbouring States on border and customs controls</p> <p>Additional building and strengthening capacity of the authorities responsible for civil protection and other relevant professional structures for the protection and rescue of population from the effects of weapons of mass destruction.</p> <p>Functional connection between centers for radiation control together with the ARGOS system for early warning of excessive radiation dose.</p>	<p>Ministry of Justice, Ministry of Security, State Regulatory Agency for Radiation and Nuclear Safety.</p> <p>Ministry of Security, and Administration of Indirect Taxation. (Customs).</p> <p>Ministry of Security, DRARNS</p> <p>Ministry of Security, DRARNS</p>	2015-2017	<p>National coordination among relevant stakeholders on trade-related matters is currently being strengthened.</p> <p>The competent authorities shall be required to coordinate the implementation of these actions with the competent authorities of entities and Breko District.</p>

No	Task	Action	Responsible institution	Timeframe	Comments
6. National stakeholders					
1	Further promoting co-operative engagement of all national stakeholders	<p>Clarify stakeholders in the area of biological, chemical and proliferation financing responsibilities.</p> <p>To establish a Working Sub-Group on UNSCR 1540 within the Coordination Team of Council of Ministers.</p> <p>To appoint PoC on UNSCR1540 to the 1540 Committee and OSCE.</p> <p>Strengthening cooperation between national stakeholders in line with Integrated Nuclear Security Support Plan developed with the IAEA.</p>	<p>Ministry of Foreign Trade and Economic Relations</p> <p>MFA in cooperation with Co-ordination Team of the Council of Ministers of BiH for co-ordination of activities for implementation of the UN/OSCE security/military-political commitments of BiH (Co-ordination body).</p> <p>State Regulatory Agency for Radiation and Nuclear Safety. Ministry of Security, MFA, Ministry of Defence, Customs Administration, Directorate for Coordination of Police Bodies.</p>	<p>2015-2016</p> <p>2015-2017</p>	
7. Civil society and industry involvement					

No	Task	Action	Responsible institution	Timeframe	Comments
1	Continue to promote and enhance an interactive engagement with civil society, including relevant industry	<p>To continue annual outreach activities and meetings with relevant industry.</p> <p>To compile a revised guidance book to include the new legislation on dual-use goods relevant for the industry.</p> <p>To update the website of the Ministry of Foreign and Trade and Economic Relations to include a dedicated section on non-proliferation controls.</p> <p>Strengthen awareness of the public on non-proliferation through outreach to NGOs and Academia.</p>	<p>Ministry of Foreign Trade and Economic Relations</p> <p>MFA in cooperation with Co-ordination Team of the Council of Ministers of BiH for co-ordination of activities for implementation of the UN/OSCE security/military-political commitments of BiH (Co-ordination body).</p> <p>Ministry of Civil Affairs</p>		<p>http://www.thedti.gov.za/nonproliferation/default.htm - for reference</p>