

*Translated from French*

## **Permanent Mission of France to the United Nations**

New York

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XC/aa

No. 589

The Permanent Mission of France to the United Nations presents its compliments to the President of the Security Council Committee established pursuant to resolution 1540 (2004) and has the honour to transmit herewith, in accordance with the decisions of the 1540 Committee and further to the electronic message sent previously, the updated French matrix.

The Permanent Mission of France to the United Nations also has the honour to inform the President of the Security Council Committee established pursuant to resolution 1540 (2004) that the French Government has approved the launch of the attached matrix online.

Accept, Sir, the assurances of my highest consideration.

*(Signed)*

[Seal]

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

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

<i>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?</i>		<i>YES</i>	<i>If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)</i>	<i>Remarks (information refers to the page of the English version of the report or an official website)</i>
1	General statement on non-possession of WMD			
2	General statement on commitment to disarmament and non-proliferation	X	European Strategy against the Proliferation of Weapons of Mass Destruction	Page 6 of the national report
3	General statement on non-provision of WMD and related materials to non-State actors	X	France has been working for a long time to prevent and combat the proliferation of weapons of mass destruction and their means of delivery	Page 2 of the national report
4	Biological Weapons Convention (BWC)	X	Deposited on 27 September 1984	Pages 3 to 5 of the national report <a href="http://disarmament.un.org/TreatyStatus.nsf">http://disarmament.un.org/TreatyStatus.nsf</a>
5	Chemical Weapons Convention (CWC)	X	Deposited on 2 March 1995	
6	Nuclear Non-Proliferation Treaty (NPT)	X	Deposited on 2 August 1992	
7	Comprehensive Nuclear-Test-Ban Treaty (CTBT)	X	Deposited on 6 April 1998	

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to intergovernmental 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 and 1673.

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.

	<i>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?</i>	YES	<i>If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)</i>	<i>Remarks (information refers to the page of the English version of the report or an official website)</i>
8	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Entered into force on 6 October 1991	Page 15 of the national report <a href="http://www.iaea.org/Publicatoin/Docs/Conventions/eppnm_status.pdf">http://www.iaea.org/Publicatoin/Docs/Conventions/eppnm_status.pdf</a>
9	Hague Code of Conduct (HCOC)	X	Endorsed on 25 November 2002	Page 5 of the national report <a href="http://www.aussenministerium.at/up-media/1679_list_of_hcoc_subscribing_states.doc">http://www.aussenministerium.at/up-media/1679_list_of_hcoc_subscribing_states.doc</a>
10	Geneva Protocol of 1925	X	Deposited on 10 May 1926	Page 5 of the national report <a href="http://disarmament2.un.org/TreatyStatus.nsf">http://disarmament2.un.org/TreatyStatus.nsf</a>
11	International Atomic Energy Agency (IAEA)	X	Member since 1957	Page 4 of the national report <a href="http://www.iaea.org/About/Policy/MemberStates/">www.iaea.org/About/Policy/MemberStates/</a>
12	Nuclear-Weapons-Free Zone/Protocol(s)	X	1. Treaty of Tlatelolco, protocols deposited on 20 September 1996 2. Treaty of Rarotonga, protocols deposited on 20 September 1996 3. Treaty of Pelindaba, protocols deposited on 20 September 1996	<a href="http://disarmament.un.org:8080/TreatyStatus.nsf">http://disarmament.un.org:8080/TreatyStatus.nsf</a>
13	Other conventions/treaties		1. Convention for the Suppression of Unlawful Acts against the Safety of Maritime Navigation 2. Treaty Establishing the European Atomic Energy Community (EURATOM)	Pages 6 and 7 of the national report
14	Other arrangements		1. The Wassenaar Arrangement 2. The Australia Group 3. The Zangger Committee 4. Nuclear Suppliers Group (NSG) 5. Missile Technology Control Regime (MTCR) 6. Proliferation Security Initiative 7. Global Initiative to Combat Nuclear Terrorism	Pages 6, 20 and 24 of the national report

	<i>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?</i>	<i>YES</i>	<i>If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)</i>	<i>Remarks (information refers to the page of the English version of the report or an official website)</i>
15	Other		State Party to the first 12 United Nations international conventions on terrorism and their protocols. In the process of ratifying the thirteenth (International Convention for the Suppression of Acts of Nuclear Terrorism)	United Nations conventions

**OP 2 — Biological Weapons (BW)**

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

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, indicate source document of national implementation law	YES	If YES, indicate source document	
1	Manufacture/produce	x	1. Public Health Code, arts. L5139-1, L5139-2 and L5139-3 2. Order of 22 September 2001, as amended by the Orders of 15 January and 20 July 2004 Order of 22 September 2004 as amended 3. Defence Code, art. L2341-1 (as codified by Ordinance No. 2004-1374 of 20 December 2004, ratified by Act No. 2005-1550 of 12 December 2005)	x	1. Act No. 2004-204 of 9 March 2004 2. Penal Code, arts. 421-1 and 3 3. Public Health Code, art. L5432-1 4. Defence Code, arts. L2341-3 and 4 (as codified by Ordinance No. 2004-1374 of 20 December 2004, ratified by Act No. 2005-1550 of 12 December 2005)	Pages 12 and 13 of the national report Pages 2 and 3 of Addendum 1 Defence Code
2	Acquire	x		x		
3	Possess	x		x		
4	Stockpile/store	x		x		
5	Develop	x		x		
6	Transport	x		x		
7	Transfer	x		x		
8	Use	x		x		
9	Participate as an accomplice in a.m. activities	x	Defence Code, art. L2341-2	x	Defence Code, art. L2341-6	Defence Code
10	Assist in a.m. activities	x	1. Public Health Code 2. Order of 22 September 2001, as amended by the Orders of 15 January and 30 July 2004 3. Defence Code, art. L2341-2	x	1. Act No. 2004-204 of 9 March 2004 2. Defence Code, arts. L2341-3 and 4.	Page 12 of the national report Page 2 of Addendum 1 Defence Code
11	Finance a.m. activities	x	Penal Code, arts. 421-2-2, 121-6 to 7, 450-1 and following	x	Penal Code, arts. 421-2-2, 121-6 and 7, 450-1 and following	Page 13 of the national report
12	a.m. activities related to means of delivery	x	Defence Code, arts. L2332-1 to 3, L2336-1 and L2339-1		Defence Code, art. L2353-13	Page 12 of the national report Page 9 of Addendum 1

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
13	Involvement of non-State actors in a.m. activities	x	1. Public Health Code 2. Defence Code, arts. L2341-1 and 2 (as codified by Ordinance No. 2004-1374 of 20 December 2004, ratified by Act No. 2005-1550 of 12 December 2005) 3. Order of 22 September 2001 as amended by the Orders of 15 January and 30 July 2004	x	1. Act No. 2004-204 of 9 March 2004 2. Penal Code, art. 421-3 3. Defence Code, art. L2341-3 to 7	Pages 12 and 13 of the report Page 2 of the Addendum Order of 22 September 2001
14	Other			x	Act No. 2004-204 of 9 March 2004: against the dissemination of processes for the manufacture of destructive devices from biological materials	Page 13 of the national report

**OP 2 — Chemical Weapons (CW)**

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

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, indicate source document of national implementation law	YES	If YES, indicate source document	
1	Manufacture/produce	x	Defence Code, arts. L2342-1 to 84 on the implementation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction	x	1. Defence Code, arts. L2342-1 to 84 on the implementation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction 2. Penal Code, arts. 421-1 and 3	Pages 12 and 13 of the national report Page 3 of Addendum 1 Defence Code
2	Acquire	x		x		
3	Possess	x		x		
4	Stockpile/store	x		x		
5	Develop	x		x		
6	Transport			x		
7	Transfer	x	Defence Code, arts. L2342-1 to 84 on the implementation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction	x	1. Defence Code, arts. L2342-1 to 84 on the implementation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction 2. Penal Code, arts. 421-1 and 3	Pages 12 and 13 of the national report Page 3 of Addendum 1
8	Use	x		x		
9	Participate as an accomplice in a.m. activities	x	Defence Code, art. 2342-3			Defence Code
10	Assist in a.m. activities	x	Defence Code, art. 2342-3	x	Defence Code, arts. 2342-60 and 61	Defence Code

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
11	Finance a.m. activities	x	Penal Code, arts. 421-2-2, 121-6, 450-1 and following	x	Penal Code, arts. 421-2-2, 121-6, 450-1 and following	Page 13 of the national report Penal Code
12	A.m. activities related to means of delivery	x	Defence Code, arts. L2332-1, L2335-1 to 3, L2336-1 and L2339-1	x	Defence Code, art. L2353-13	Page 12 of the national report
13	Involvement of non-State actors in a.m. activities	x	Defence Code, art. L2342-3	x	1. Law No. 2004-204 of 9 March 2004 2. Penal Code, article 421-3 3. Defence Code, article L2341-61	Pages 12 and 13 of the national report Defence Code
14	Other			x	Act No. 2004-204 of 9 March 2004: against the dissemination of processes for the manufacture of destructive devices from chemical materials	Page 12 of the national report Page 3 of Addendum 1



**OP 2 — Nuclear Weapons (NW)**

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
1	Manufacture/produce	x	Defence Code, arts. L1333-1 to 13	x	Defence Code, arts. L1333-1 to 13	Page 6 of Addendum 1
2	Acquire					
3	Possess	x	Defence Code, arts. L1333-1 to 13	x	1. Penal Code, arts. 421-1 and 3 2. Defence Code, arts. L1333-1 to 13	Pages 12 and 13 of the national report Page 6 of Addendum 1
4	Stockpile/store					
5	Develop					
6	Transport	x	Defence Code, art. L1333-1 to 13	x	Penal Code, arts. 421-1 and 3	Pages 12 and 13 of the national report Page 6 of Addendum 1
7	Transfer	x				
8	Use	x				
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities					
11	Finance a.m. activities	x	Penal Code, arts. 421-2-2, 121-6, 450-1 and following	x	Penal Code, arts. 421-2-2, 121-6, 450-1 and following	Page 13 of the national report
12	a.m. activities related to means of delivery	x	Defence Code, arts. L2332-1, L2335-1 to 3, L2336-1, L2339-1 and L2353-13	x		Page 12 of the national report

<i>Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document of national implementation law</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
13	Involvement of non-State actors in a.m. activities	x	Defence Code, arts. L1333-1 to 13, art. R1333-1 and following	x	Act No. 2004-204 of 9 March 2004: organized gangs	Page 12 of the national report Page 6 of Addendum 1
14	Other					

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

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

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, indicate source document	YES	If YES, indicate source document	
1	Measures to account for production	x	Public Health Code, arts. L5139-1 to 3	x	Public Health Code, art. L5432-1	Page 3 of Addendum 1 Order of 22 September 2001 Order of 15 January 2004 Order of 30 July 2004
2	Measures to account for use	x	Order of 22 September 2001 as amended by the Orders of 15 January and 30 July 2004	x		
3	Measures to account for storage	x		x		
4	Measures to account for transport	x		On measures to account for transport: - EEC Directive No. 67-548 of 27 June 1967, amended; - Law of 5 February 1942 concerning the transportation by railway, road or inland navigation of dangerous or infected materials; - Labour Code and Public Health Code		
5	Other measures for accounting					
6	Measures to secure production	x	Order of 22 September 2001 as amended by the Orders of 15 January and 30 July 2004	x	Public Health Code, art. L5432-1	Page 3 of Addendum 1 Order of 22 September 2001

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, indicate source document	YES	If YES, indicate source document	
7	Measures to secure use	x	1. Directive 2000/54/CE, incorporated into the Labour Code (art. R231-60 and following), supplemented by the Order of 13 August 1996 2. Order of 22 September 2001, as amended by the Orders of 15 January and 30 July 2004	x		Page 10 of the European Union report Page 3 of Addendum 1 Order of 22 September 2001
8	Measures to secure storage	x		x		
9	Measures to secure transport	x	Order of 22 September 2001, as amended by the Orders of 15 January and 30 July 2004	x		Page 3 of Addendum 1 Order of 22 September 2001
10	Other measures for securing	x	Ministerial Instruction No. 486 of 1 March 1993, which requires authorization to be obtained from the Senior Security Officer of the Ministry of the Economy, Finance and Industry for enterprises or the Ministry for Higher Education and Research for laboratories in order to admit a person who is not a national of the European Union			Page 16 of the national report
11	Regulations for physical protection of facilities/ materials/ transports	x	1. Defence Code, arts. L1332-1 to 7 and R1332-1 to 42 2. European Directive 96/82/CE of 9 December 1996 (SEVESO 2) 3. Environmental Code, arts. L511-1 to 542-14 and Ministerial Order of 10 May 2000: inventory of all hazardous substances	x	1. Security management policy 2. System of physical and human protection	Page 15 of the national report Environmental code
12	Licensing/registration of facilities/persons handling biological materials	x	Order of 22 September 2001 as modified: authorization requirement			Page 14 of the national report

<i>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?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties, and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
13	Reliability check of personnel	x	Defence Code, arts. L1332-1 to 7 and R1332-1 to 42	x	Surveillance of personnel	Page 15 of the national report
14	Measures to account for/secure/physically protect means of delivery					
15	Regulations for genetic engineering work	x	Order of 30 July 2004	x	Public Health Code, art. L1126-3	Order of 30 July 2004
16	Other legislation/regulations related to safety and security of biological materials	x	1. Authorization from the French Agency for the Safety of Health Products 2. Acquisition and transfer transactions recorded in a special register, at the local level			Pages 14 and 15 of the national report
17	Other					

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

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

<i>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?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties, and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
1	Measures to account for production	x	1. Directive No. 96/82/CE of 9 December 1996	x	Defence Code, arts. L2342-68 to 71	Page 16 of the national report Pages 3 and 4 of Addendum 1
2	Measures to account for use	x	2. Defence Code, arts. L2342-8 to 19	x		
3	Measures to account for storage	x	3. Decree of 21 September 1977 4. Ministerial Order of 10 May 2000	x		
4	Measures to account for transport	x	On measures to account for transport: - EEC Directive No. 67-548 of 27 June 1967, amended; - Law of 5 February 1942 concerning the transportation by railway, road or inland navigation of dangerous or infected materials; - Labour Code and Public Health Code			
5	Other measures for accounting	x	Institute for Radioprotection and Nuclear Safety: centralization of accounting data	x		Page 10 of the national report
6	Measures to secure production	x	1. Directive No. 96/82/CE of 9 December 1996 2. Defence Code, arts. L2342-8 to 19 3. Decree of 21 September 1977 4. Ministerial Order of 10 May 2000	x	Defence Code, arts. L2342-68 to 71	Page 16 of the national report Pages 3 and 4 of Addendum 1

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, indicate source document	YES	If YES, indicate source document	
7	Measures to secure use	x	1. Directive No. 96/82/CE	x		Page 10 of the European Union report Pages 3 and 4 of Addendum 1 Ministerial Order of 10 May 2000
8	Measures to secure storage	x	2. Ministerial Order of 10 May 2000	x		
9	Measures to secure transport					
10	Other measures for securing	x	Ministerial Instruction No. 486 of 1 March 1993, which requires authorization to be obtained from the Senior Security Officer of the Ministry of the Economy, Finance and Industry for enterprises or the Ministry for Higher Education and Research for laboratories in order to admit a person who is not a national of the European Union	x		Page 16 of the national report
11	Regulations for physical protection of facilities/ materials/ transports	x	1. Defence Code, arts. L1332-1 to 7 and R1332-1 to 422 2. European Directive 96/82/CE of 9 December 1996 (SEVESO 2) 3. Environmental Code, arts. L511-1 to 542-14 and Ministerial Order of 10 May 2000: inventory of all hazardous substances	x	1. Security management policy 2. System of physical and human protection	Page 15 of the national report Environmental Code
12	Licensing of chemical installations/entities/use of materials	x	Defence Code, arts. L2342-8 to 11	x	Defence Code, arts. L2342-57 to 81	Pages 3 and 4 of Addendum 1
13	Reliability check of personnel	x	Defence Code, arts. L1332-1 to 7 and R1332-1 to 42	x	Surveillance of personnel	Page 15 of the national report
14	Measures to account for/secure/ physically protect means of delivery					

<i>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?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties, and others</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
15	National CWC authority	x	Ministry of Foreign Affairs			Page 9 of the national report
16	Reporting Schedules I, II and III chemicals to OPCW	x				Page 14 of the national report
17	Account for, secure or physically protect old chemical weapons	x	Decree No. 98-36 of 16 January 1998	?	Pending establishment of destruction site	Page 15 of the national report
18	Other legislation/regulations controlling chemical materials	x	Directive No. 89/391/CE			Page 10 of the European Union report
19	Other	x	Inter-ministerial Committee for the implementation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction	x	More than 30 inspections	Pages 9 and 14 of the national report



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

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

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, indicate source document	YES	If YES, indicate source document	
1	Measures to account for production	x	1. Defence Code, arts. L1333-1 to 13, R1333-1 to 24 and 25 to 36	x	Defence Code, arts. L1333-9 and 10	Pages 5, 6 and 7 of Addendum 1
2	Measures to account for use	x	On measures to account for transport: - EEC Directive No. 67-548 of 27 June 1967, amended; - Law of 5 February 1942 concerning the transportation by railway, road or inland navigation of dangerous or infected materials; - Labour Code and Public Health Code	x		
3	Measures to account for storage	x		x		
4	Measures to account for transport	x		x		
5	Other measures for accounting	x	1. Defence Code, arts. L1333-1 to 13 2. Commission Regulation No. 3227/76 on EURATOM Treaty safeguards reporting requirements 3. Institute for Radioprotection and Nuclear Safety: centralization of accounting data			
6	Measures to secure production	x	1. Defence Code, arts. L1333-1 to 13	x	Defence Code, arts. L1333-1 to 13	Pages 5, 6 and 7 of Addendum 1
7	Measures to secure use	x	Defence Code, arts. R1333-1 to 36	x		
8	Measures to secure storage	x			x	

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, indicate source document	YES	If YES, indicate source document	
9	Measures to secure transport	x	1. Defence Code, arts. L1333-1 to 13, transport requires authorization 2. Senior Security Officer of the Ministry of the Economy, Finance and Industry: responsible for measures relating to physical control and protection	x	1. Defence Code, art. L1333-1 to 13 2. Operational Transport Unit monitors transport operations in real time	Pages 10, 11, 13 and 16 of the national report Pages 7 and 8 of Addendum 1
10	Other measures for securing	x	Ministerial Instruction No. 486 of 1 March 1993, which requires authorization to be obtained from the Senior Security Officer of the Ministry of the Economy, Finance and Industry for enterprises or the Ministry for Higher Education and Research for laboratories in order to admit a person who is not a national of the European Union			Page 16 of the national report
11	Regulations for physical protection of facilities/ materials/ transports	x	Defence Code, arts. L1332-1 to 7, R1332-1 to 42 and R1333-1 to 36	x	Senior Security Officer of the Ministry of the Economy, Finance and Industry: responsible for measures relating to physical control and protection	Pages 10 and 15 of the national report Pages 5 and 6 of Addendum 1
12	Licensing of nuclear installations/entities/use of materials	x	Defence Code, arts. L1333-1 to 13; use requires authorization	x	1. Defence Code, arts. L1333-1 to 13 2. Act No. 89-434 3. Penal Code	Page 11 of the national report Pages 5 and 6 of Addendum 1
13	Reliability check of personnel	x	Defence Code, arts. L1332-1 to 7 and R1332-1 to 42	x	Surveillance of personnel	Page 15 of the national report
14	Measures to account for/secure/ physically protect means of delivery	x		x		
15	National regulatory authority	x	Atomic Energy Commission	x		Page 10 of the national report

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, indicate source document	YES	If YES, indicate source document	
16	IAEA Safeguards Agreements	x	1. Safeguards Agreement France/ EURATOM/IAEA (INFCIRC/290) 2. Additional Protocol France/ EURATOM/IAEA, entered into force 30 April 2004			Page 14 of the national report
17	IAEA Code of Conduct on Safety and Security of Radioactive Sources	x	Expressed support to Director-General			<a href="http://www-ns.iaea.org/downloads/rw/meetings/code-conduct-signatories.pdf">http://www-ns.iaea.org/downloads/rw/meetings/code-conduct-signatories.pdf</a>
18	IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources	x	Participation in database programme			<a href="http://www.iaea.org/About/Policy/GC/GC42/Documents/gc42-17.html">http://www.iaea.org/About/Policy/GC/GC42/Documents/gc42-17.html</a>
19	Other agreements related to IAEA					
20	Additional national legislation/ regulations related to nuclear materials including CPPNM	x	Act No. 89-434 of 30 June 1989	x	Act No. 89-434 of 30 June 1989	Page 11 of the national report
21	Other	x	Commission Regulation No. 302/2005 of 8 February 2005 on the application of EURATOM safeguards  France has signed the amendment to the Convention on the physical protection of nuclear materials (CPPNM.INFCIRC/275/Rev.1) and is in the process of ratification			

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

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

<i>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?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties, and measures of implementation, etc.</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
1	Border control	x	1. Customs Code, arts. 60 to 65: investigation of violations 2. Community Customs Code (Council Regulation (EEC) No. 2913/92 of 12 October 1992): in the process of revision	x	1. Ministries of Justice, Interior and Defence are involved National Customs Information and Investigation Department: centralizes and analyses data	Pages 10, 17 and 19 of the national report Pages 12 and 13 of the European Union report Community Customs Code
2	Technical support of border control measures			x	Scanner detection systems, spectrometers etc.: the “Euritrack” project	Page 17 of the national report
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	x	Decree No. 2002-23 of January 2002, amending Decree No. 95-589 of 6 May 1995	x	Decree No. 2002-23 of January 2002, amending Decree No. 95-589 of 6 May 1995	Page 17 of the national report
4	Enforcement agencies/authorities			x	1. Customs officers monitor compliance by individuals 2. TRACFIN is authorized to communicate and exchange information with foreign units 3. Criminal Investigation Department specialized in the suppression of trafficking in arms, etc.	Pages 16 and 20 of the national report

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
5	Export control legislation in place	x	1. Defence Code, arts. L2332-1, L2335-1 to 3, L2336-1 and L2339-1 2. Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime 3. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods 4. Public Health Code 5. Order of 22 September 2001 as amended by the Orders of 15 January and 30 July 2004 6. Customs Code, art. 38: prohibition of goods the import or export of which is forbidden in any way or subject to restrictions 7. Decree No. 2001-1192 of 13 December 2001 on export and import controls and on the transfer of dual-use goods and technologies	x	1 Defence Code, arts. L2332-1, L2335-1 to 3, L2336-1 and L2339-1 2. Customs Code, arts. 38 and 414 to 429	Pages 6, 18 and 19 of the national report Page 3 of Addendum 1
6	Licensing provisions	x				
7	Individual licensing	x		European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods		

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
8	General licensing	x	European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods			Page 14 of the European Union report
9	Exceptions from licensing	x	European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods			
10	Licensing of deemed export/visa	x	Ministerial Instruction No. 486 of 1 March 1993			Page 16 of the national report
11	National licensing authority	x	Ministry of the Economy, Finance and Industry — Directorate-General for Customs and Indirect Taxation — SETICE ( <i>Service des titres du commerce exterieur</i> ) [Foreign Trade Titles Office]			Page 9 of the national report
12	Interagency review for licences	x	French Agency for the Safety of Health Products: involved in taking decisions on import/export of biological materials			Page 10 of the national report
13	Control lists	x	1. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods 2. Order of 22 September 2001, as amended			Page 20 of the national report
14	Updating of lists	x	European Union Council Regulation (EC) No. 1183/2007			Page 14 of the European Union report

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
15	Inclusion of technologies		European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods	x	Customs Code, art. 38	Page 19 of the national report
16	Inclusion of means of delivery	x	1. Order of 2 October 1992, means of delivery under category 1 of the Missile Technology Control Regime 2. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007	x	Customs Code, arts. 414-429	Page 18 of the national report
17	End-user controls	x	1. Council Regulation (EEC) No. 2913/92 as amended by Regulation (EC) No. 648/2005: Community Customs Code 2. Decree No. 2001-1192 of 13 December 2001 on export, import and transfer controls for dual-use goods and technologies	x	1. Certificate of end-use 2. Delivery control certificate	Regulation (EC) No. 648/2005
18	Catch-all clause	x	1. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007 2. Authorization for unlisted articles	x	Customs Code, arts. 38 and 414	Page 15 of the European Union report
19	Intangible transfers	x	European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods	x		Page 18 of the national report

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
20	Transit control	x	1. Council Regulation (EEC) No. 2913/92 as amended by Regulation (EC) No. 648/2005: Community Customs Code 2. Order of 2 October 1992, means of delivery under category 1 of the Missile Technology Control Regime 3. Order of 22 September 2001 as amended by the Orders of 15 January and 30 July 2004			Page 18 of the national report Page 3 of Addendum 1 Order of 22 September 2001
21	Trans-shipment control	x				
22	Re-export control	x	1. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods 2. Order of 2 October 1992, means of delivery under category 1 of the Missile Technology Control Regime			Page 18 of the national report
23	Control of providing funds	x	Ministry of Economy, Finance and Industry — General Directorate of Customs and Indirect Taxation: financial information unit TRACFIN gathers information to combat these activities			Page 19 of the national report
24	Control of providing transport services	x	1. Seaports Code, arts. L153-1 and L153-2 2. Civil Aviation Code, art. L321-7			Seaports Code Civil Aviation Code



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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
25	Control of importation	x	1. Public Health Code 2. Order of 22 September 2001 as amended by the Orders of 15 January and 30 July 2004 3. Framework Act on Public Health of 2004 4. Defence Code, arts. L2332-1, L2335-1 to 3, L2336-1 and L2339-1	x	1. Customs Code, arts. 414 to 429 2. Decree-Law of 18 April 1939	Pages 10, 18 and 19 of the national report Page 3 of Addendum 1
26	Extraterritorial applicability	x	European Union Joint Action adopted at the Council meeting on 22 June 2000 Penal Code, arts. 113-6 to 12			Pages 18 and 19 of the national report
27	Other		1. Directorate-General for Industry, Information Technology and Posts takes part in direct coordination between the monitoring offices of European Union member States 2. Peer review of French arrangement for export control of dual-use goods			Pages 9 and 19 of the national report

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

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

<i>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?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties, and measures of implementation, etc.</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
1	Border control	x	1. Customs Code, arts. 60 to 65: investigation of violations 2. Community Customs Code (Council Regulation (EEC) No. 2913/92 of 12 October 1992): in the process of revision	x	National Customs Information and Investigation Department: centralizes and analyses data	Pages 17 and 19 of the national report
2	Technical support of border control measures			x	Scanner detection systems, spectrometers etc.: the "Euritrack" project	Page 17 of the national report
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	x	1. Decree No. 2000-23 of January 2002 amending Decree No. 95-589 of 6 May 1995 2. Defence Code, arts. L2342-3 and 4	x	Decree No. 2000-23 of January 2002 amending Decree No. 95-589 of 6 May 1995	Page 17 of the national report Defence Code
4	Enforcement agencies/authorities			x	1. Customs officers monitor compliance by individuals 2. TRACFIN is authorized to communicate and exchange information with foreign units	Page 20 of the national report

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
5	Export control legislation in place	x	1. Defence Code, arts. L2332-1, L2335-1 to 3, L2336-1 and L2339-1 2. Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime 3. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods 4. Decree No. 2001-1192 of 13 December 2001 on export and import controls and on the transfer of dual-use goods and technologies	x	Export, re-export, transit and trans-shipment of goods is subject to authorization, unless they are free in and out Customs Code, arts. 38 and 414	Pages 6, 18 and 19 of the national report
6	Licensing provisions	x		x		
7	Individual licensing		European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods			
8	General licensing	x				Page 14 of the European Union report
9	Exceptions from licensing	x				Page 14 of the European Union report
10	Licensing of deemed export/visa	x	Ministerial Instruction No. 486 of 1 March 1993			Page 9 of the national report
11	National licensing authority	x	Ministry of the Economy, Finance and Industry — Directorate-General for Customs and Indirect Taxation — SETICE ( <i>Service des titres du commerce extérieur</i> ) [Foreign Trade Titles Office]  (The national authority, as established by the Chemical Weapons Convention, is the Ministry of Foreign and European Affairs, Sub-directorate of multilateral and disarmament affairs)			

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
12	Inter-agency review for licences				Consultations with the relevant ministries	
13	Control lists	x	1. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: lists of dual-use goods and suppliers			Page 20 of the national report Page 3 of Addendum 1
14	Updating of lists	x	Regulation (EC) No. 1183/2007			Page 14 of the European Union report
15	Inclusion of technologies			x	Customs Code, art. 38	Page 19 of the national report
16	Inclusion of means of delivery	x	Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime  European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007	x	Customs Code, arts. 414 to 429	Page 18 of the national report
17	End-user controls	x	Council Regulation (EC) No. 2913/92 as amended by Regulation (EC) No. 648/2005: Community Customs Code  Decree No. 2001-1192 of 13 December 2001 on export and import controls and on the transfer of dual-use goods and technologies	x	1. Certificate of end-use 2. Delivery control certificate	

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
18	Catch-all clause	x	European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007 Authorization required for articles not included on the list	x	Customs Code, arts. 38 and 414	Page 15 of the European Union report
19	Intangible transfers	x	European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007			Page 18 of the national report
20	Transit control	x	1. Defence Code, arts. L2342 to 84			
21	Trans-shipment control	x	2. Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime			Page 18 of the national report Page 3 of Addendum 1
22	Re-export control	x	1. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007 2. Defence Code, arts. L2342-1 to 84 3. Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime			Page 18 of the national report Page 3 of Addendum 1

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
23	Control of providing funds	x	Ministry of Economy, Finance and Industry — General Directorate of Customs and Indirect Taxation: financial information unit TRACFIN gathers information to combat these activities			Page 19 of the national report
24	Control of providing transport services	x	Seaports Code, arts, L153-1 and 2 Civil Aviation Code, art. L321-7			Seaports Code Civil Aviation Code
25	Control of importation	x	1. Defence Code, arts. L2342-1 to 84 2. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007 3. Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime	x	Customs Code, arts. 414 to 429	Pages 18 and 19 of the national report Page 3 of Addendum 1
26	Extraterritorial applicability	x	Penal Code, arts. 113-6 to 12			Penal Code
27	Other					

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

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

<i>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?</i>		<i>National legal framework</i>		<i>Enforcement: civil/criminal penalties and measures of implementation, etc.</i>		<i>Remarks</i>
		<i>YES</i>	<i>If YES, indicate source document</i>	<i>YES</i>	<i>If YES, indicate source document</i>	
1	Border control	x	1. Customs Code, arts. 60 to 65: investigations into violations 2. Community Customs Code (Council Regulation (EC) No. 2913/92 of 12 October 1992): in the process of revision	x	National Customs Information and Investigation Department: centralizes and analyses data	Pages 17 and 19 of the national report Customs Community Code
2	Technical support of border control measures			x	Scanner detection systems, spectrometers etc.: the "Euritrack" project	Page 17 of the national report
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	x	Decree No. 2000-23 of January 2002 amending Decree No. 95-589 of 6 May 1995	x	Decree No. 2000-23 of January 2002 amending Decree No. 95-589 of 6 May 1995	Page 17 of the national report
4	Enforcement agencies/authorities			x	1. Customs officers monitor compliance by individuals 2. TRACFIN is authorized to communicate and exchange information with foreign units, such as the Banking Commission (Monetary and Financial Code, arts. L613-1 to L613-33-1). 3. Directorate-general for Energy and Raw Materials	Pages 9 and 20 of the national report

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
5	Export control legislation in place	x	1. Defence Code, arts. L2332-1, L2335-1 to 3, L2336-1 and L2339-1 2. Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime	x	1. Decree-Law of 18 April 1939 2. Customs Code, arts. 414 to 429 3. Defence Code, arts. L1333 to 13	Page 6 of Addendum 1
6	Licensing provisions	x	3. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods 4. Decree No. 2001-1192 of 13 December 2001 on export, import and transfer controls for dual-use goods and technologies	x	Export applications that pose a risk of the proliferation of weapons of mass destruction are denied Customs Code, arts. 38 and 414	Pages 6, 8, 12, 19 and 20 of the national report
7	Individual licensing		European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: dual-use goods			
8	General licensing	x				Page 14 of the European Union report
9	Exceptions from licensing	x				
10	Licensing of deemed export/visa	x	Ministerial Instruction No. 486 of 1 March 1993			
11	National licensing authority	x	Ministry of the Economy, Finance and Industry — Directorate-General for Customs and Indirect Taxation — SETICE ( <i>Service des titres du commerce exterieur</i> ) [Foreign Trade Titles Office]			Page 10 of the national report



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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
12	Inter-agency review for licences	x	<p>1. Nuclear Foreign Policy Council: principles of nuclear export policy</p> <p>2. General Secretariat for National Defence: directives, coordination of implementation of inter-ministerial procedures for controlling export of sensitive materials, equipment and technology</p> <p>3. Inter-ministerial Committee for the Study of Military Equipment Exports: advises on exports</p> <p>4. Directorate-General for Energy and Raw Materials: participates in the export control process (reactors in particular)</p> <p>5. Atomic Energy Commission</p> <p>6. Inter-ministerial Information Committee</p>			Pages 7, 8 and 9 of the national report
13	Control lists	x	<p>1. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007: lists of dual-use goods and suppliers</p> <p>2. Defence Code, arts. L1333-1 to 13</p>			<p>Page 20 of the national report</p> <p>Page 6 of Addendum 1</p>
14	Updating of lists	x	Regulation (EC) No. 1183/2007			Page 14 of the European Union report
15	Inclusion of technologies			x	Customs Code, art. 38	Page 19 of the national report

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
16	Inclusion of means of delivery	x	Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime	x	Customs Code, arts. 414 to 429	Page 18 of the national report
17	End-user controls					
18	Catch-all clause	x	Authorization required for articles not included on the list			Page 15 of the European Union report
19	Intangible transfers	x	European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007			Page 18 of the national report
20	Transit control	x	European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007  Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime			Page 18 of the national report
21	Trans-shipment control	x				
22	Re-export control	x	1. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007  2. Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime			Page 18 of the national report Page 3 of Addendum 1

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 measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
23	Control of providing funds	x	Ministry of Economy, Finance and Industry — General Directorate of Customs and Indirect Taxation: financial information unit TRACFIN gathers information to combat these activities			Page 19 of the national report
24	Control of providing transport services	x	Seaports Code, arts. L153-1 and 2 Civil Aviation Code, art. L321-7			Seaports Code Civil Aviation Code
25	Control of importation	x	1. Defence Code, arts. L1333-1 to 13 2. European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000, as amended and updated by Regulation (EC) No. 1183/2007 3. Order of 2 October 1992: means of delivery under category 1 of the Missile Technology Control Regime	x	Customs Code, arts. 414 to 429	Pages 13, 18 and 19 of the national report Page 3 of Addendum 1
26	Extraterritorial applicability		Penal Code, arts. 113-6 to 12			Penal Code
27	Other					

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

**State:** France  
**Date of report:** 28 October 2004  
**Addendum 1:** 25 August 2005

<i>Can information be provided on the following issues?</i>		<i>YES</i>		<i>Remarks</i>
1	Control lists — items (goods/equipment/materials/technologies)	x	List of dual-use items established under European regulations as well as national legislation: Defence Code, articles L133-1 to 13, nuclear material; arts. L2342-1 to 84, chemical products; Order of 22 September 2001, biological agents	Page 20 of the national report  Pages 3 and 6 of Addendum 1
2	Control lists — other		Control list of suppliers (under Wassenaar Arrangement, Missile Technology Control Regime, Nuclear Suppliers Group, Australia Group and the Convention on Chemical Weapons) incorporated in European Union Council Regulation (EC) No. 1334/2000 of 22 June 2000 supplemented by Regulation (EC) No. 1183/2007, directly applicable in French law	Pages 20 and 21 of the national report
3	Assistance offered			
4	Assistance requested			
5	Assistance in place (bilateral/plurilateral/multilateral)		1. France funds a number of projects as well as bilateral projects in the nuclear, chemical and biological fields  2. France cooperates on a case-by-case basis in bilateral activities, such as export controls and physical protection	Page 21 of the national report
6	Information for industry		Awareness programmes with particular attention to small and medium-sized enterprises; exporters conferences organized by the Ministry of Economic Affairs, Finance and Industry; web sites of the Ministry of Economic Affairs, Finance and Industry, Directorate-General for Customs and Indirect Taxation, Official Customs Bulletin, etc; brochure on dual-use goods distributed in October 2004	Pages 9 and 23 of the national report
7	Information for the public		Customs services also engage in public information activities: websites, see above; study under way on conditions for public access to an open database on terrorism	Page 23 of the national report