



Licensing and Enforcement

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Licensing and Enforcement

Introduction





Scheme of Presentation

- Legal Framework
- Control Lists
- Licensing Rules/Procedure
- Enforcement
- Conclusion





- **Export control dates back to 1950 - Import and Export (Control) Act, 1950**
- **Legal statutes on nuclear and biological matters consolidated in 2004**
- **SECDIV was created as a licensing and implementing authority**
- **Control Lists and Licensing Rules published**
- **Capacity building, awareness raising and coordination with enforcement agencies**





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Legal Framework





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•Legal Framework

- Export Control on Goods, Technologies, Material and Equipment related to Nuclear and Biological Weapons and their Delivery Systems Act-2004
- Export Policy Order-2007
- NCA Act-2010
- Prevention of Electronic Crimes Ordinance-2008





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•Control Lists

- Notified in 2005

- Based on the EU pattern and includes items from NSG, MTCR, and AG

- Revised in 2011 (First Revision)





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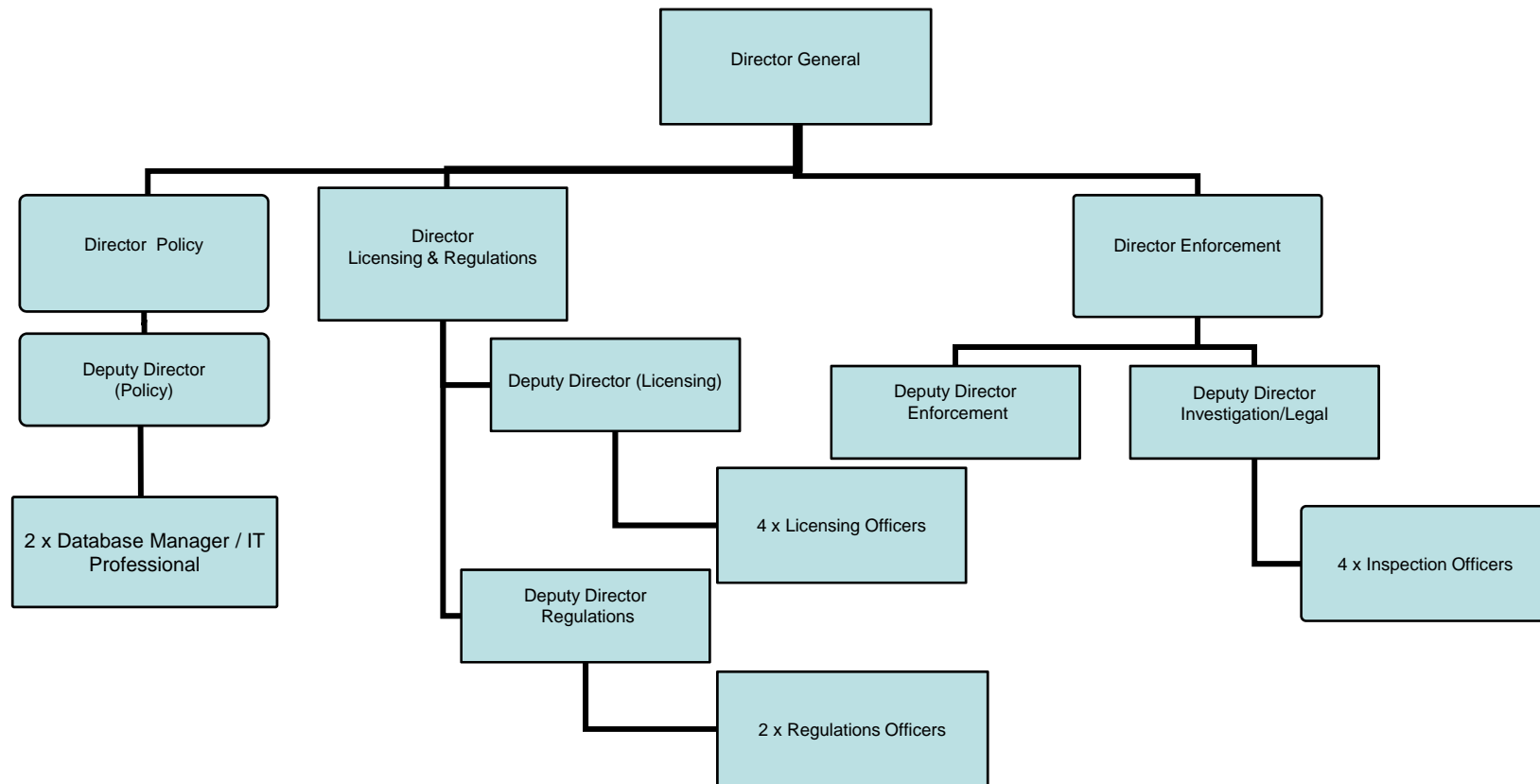
Organization of SECDIV





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SECDIV Organogram





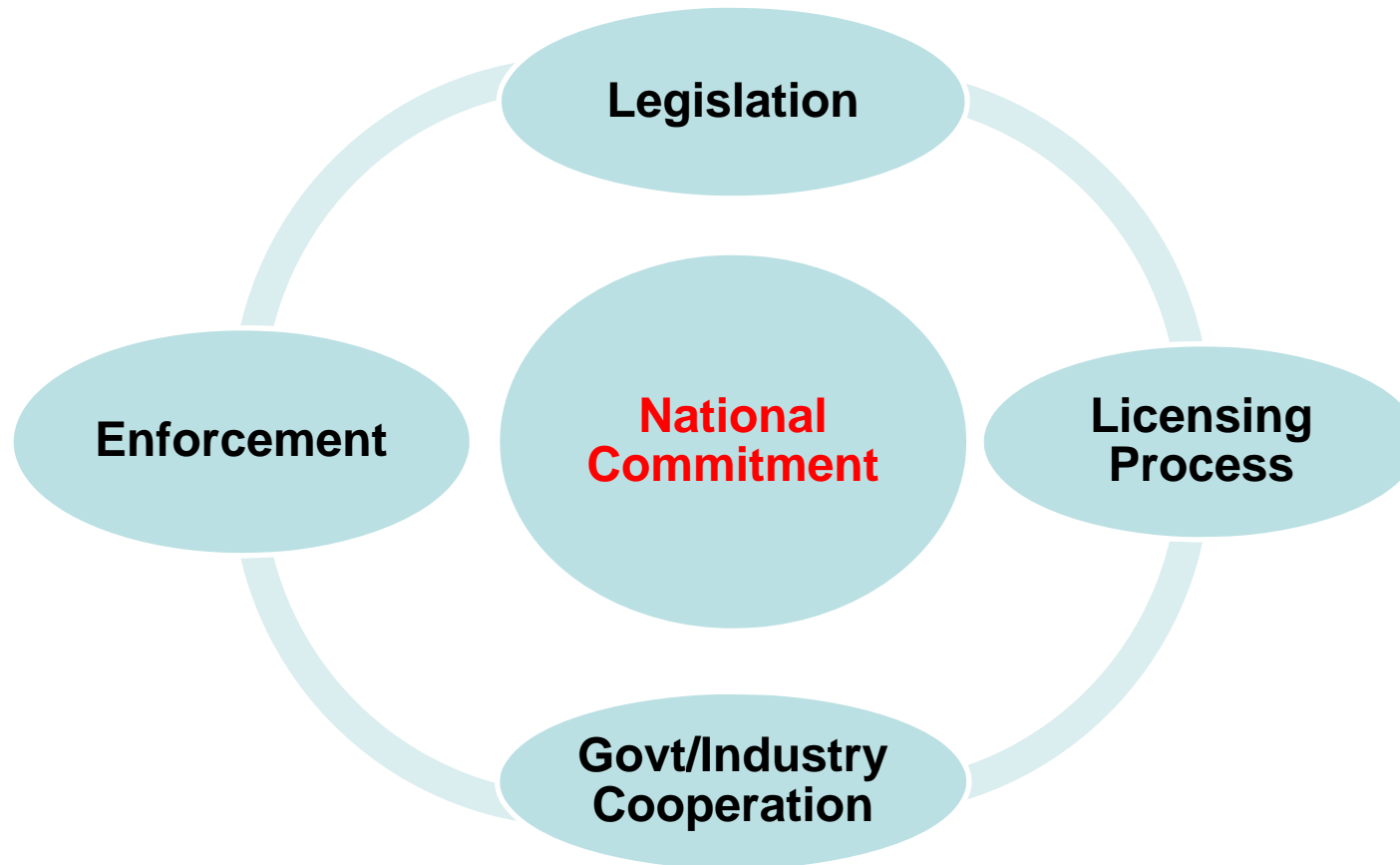
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Pillars of Effective Export Control System





Pillars of Effective Export Control System





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Licensing & Enforcement Rules

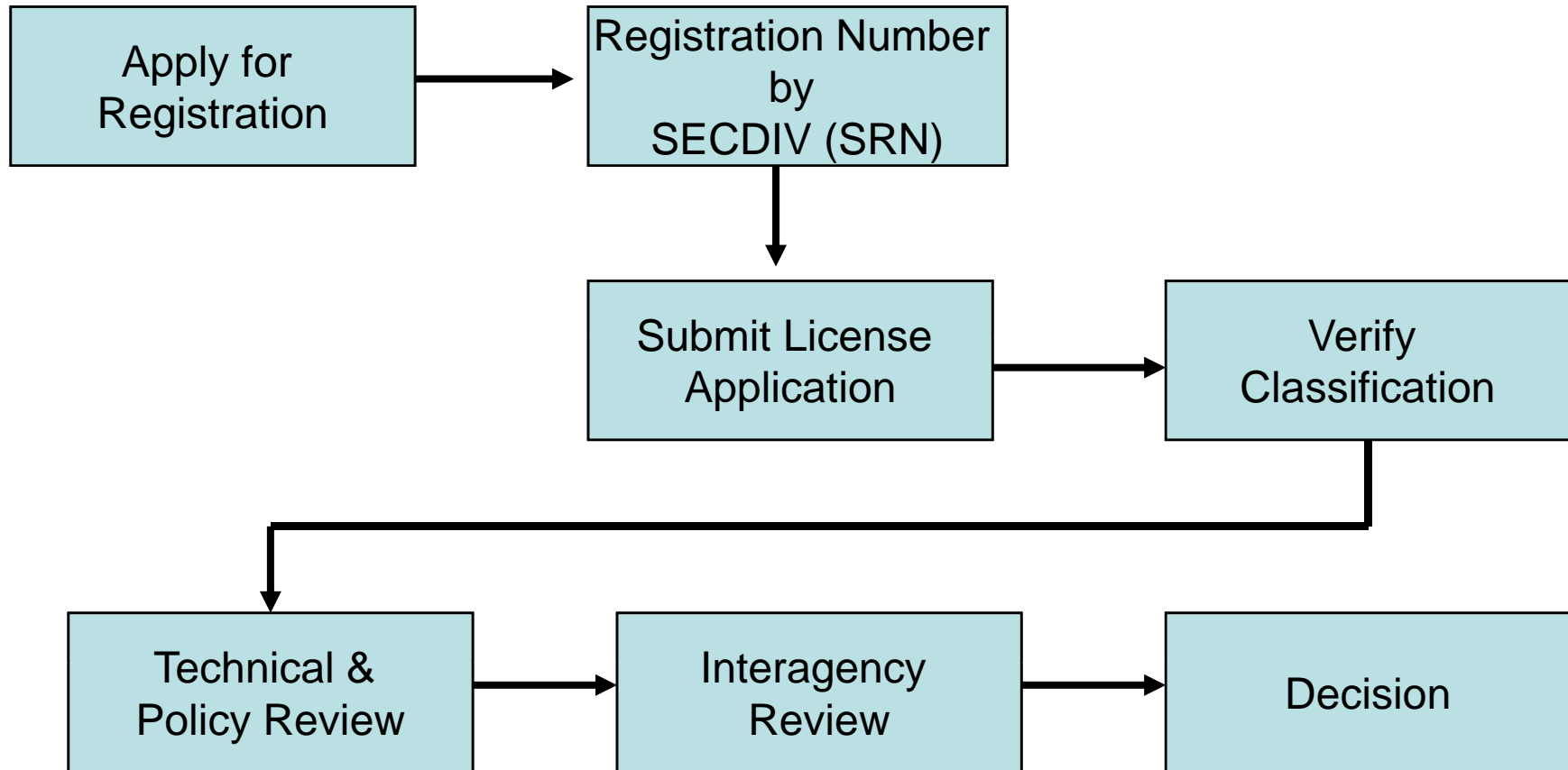
- Notified in June 2009
- Pakistan Customs – Main enforcement agency
- Seize, Search and Arrest procedures
- Specimen Registration Form, License Application Form & End User Certificate given in the rules ([SECDIV Forms](#))
- Instructions for applicants



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Licensing Procedure

License Process



Interagency Linkages/Coordination





Enforcement

- **Nuclear Security Action Plan (NSAP) - Implemented by PNRA**
- **Entry/exit points equipped with radiation detection equipment under NSAP**

Cont....



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Provision of radiation detection equipment at *eight* entry/exit points and training of Customs officials





Enforcement

- **Customs officials have been trained**
- **Next phase of the programme in process**
- **More recently (26 January 2012) special training session on gamma, neutron and trace detection equipment was held at SECDIV**



Enforcement

- **BWC Act 2010 in final stage of approval - Violations carry stringent penalties, in certain cases death sentence**
- **Code of Conduct for Life Scientists issued - 2010**
- **A Bio-safety Committee has been set up**
- **Establishment of National Bio-safety Center to monitor implementation of bio-safety rules and guidelines**
- **Training workshops, Seminars**



Enforcement

- **Capacity Building**
- **Outreach and Awareness**
 - **Promoting awareness and self regulation through a comprehensive strategy**
 - **SECDIV officials also participate in national/international seminar/workshops, meetings on export controls and non-proliferation**

Glimpses from CIT Activity





Enforcement

ICP

- ICP is an important segment of export controls
- Declaration of information on ICP is a requirement for license application
- Maintaining record of all license applications, processes, decisions, minutes etc is mandatory



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Conclusion

- Today's proliferation threat is more diverse
- International export control arrangements, while preventing proliferation of WMDs, should not be allowed to hamper international cooperation in peaceful uses
- Export control regimes should be more inclusive and should not create any exceptions
- A criteria-based, non-discriminatory and non-selective approach towards civilian nuclear cooperation will be to the benefit of the global non-proliferation regime



Conclusion



Thank You

