



1540 Committee

Security Council Committee established pursuant to resolution 1540 (2004)

UPDATE ON UN SECURITY COUNCIL RESOLUTION 1540 (2004)

21st Asian Export Control Seminar,
Tokyo, February 26-28, 2014

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THE UNITED NATIONS SECURITY COUNCIL 1540 COMMITTEE



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UN SECURITY COUNCIL RESOLUTION 1540 (2004): RELEVANCE

The New York Times NEW YORK, TUESDAY, MARCH 21, 2006

Hundreds in Japan Hunt Gas Attackers

KEY SENATE PANEL AGREES TO PURSUE BIG SPENDING CUTS

Bosnian Army On the Attack

BBC NEWS News Front Page

'Nuclear' case opens in S Africa

South African prosecutors have begun outlining their case against two men accused of being part of a global nuclear weapons smuggling ring.

AP Exclusive: Georgia details nuke investigations

Georgia details nuke investigations

ALJAZEERA AMERICA

Five held in Mexican radioactive material theft

Burglary of truck containing cancer-treating medical device caused international alarm

BBC NEWS MIDDLE EAST

Iraq uncovers al-Qaeda 'chemical weapons plot'

The authorities in Iraq say they have uncovered an al-Qaeda plot to use chemical weapons, as well as to smuggle them to Europe and North America.

Defence ministry spokesman Mohammed al-Askari said five men had been arrested after military intelligence monitored their activities for three months.

Three workshops for manufacturing the chemical agents, including sarin and mustard gas, were uncovered, he added.

Remote-controlled toy planes were also seized at the workshops.

Mr Askari said they were to have been used to release the chemical agents over the target from a "safe" distance of 1.5km (1 mile), reports the BBC's Rami Ruhayem in Baghdad.

All of the arrested men had confessed to the plot and said they had received instruction from another al-Qaeda offshoot, he added.

As the defence ministry spokesman spoke on Iraqi TV, footage was shown of four men with black hoods on their heads, our correspondent adds.

Three of them were wearing bright yellow jumpsuits and a fourth was in a brown jumpsuit.

Their arrests were possible because of co-operation between Iraqi and foreign intelligence services, Mr Askari said.

Chlorine bombs

Al-Qaeda in Iraq is believed to be the only offshoot of the Islamist militant network to have used chemical weapons.

It detonated 16 crude chlorine bombs in Iraq between October 2006 and June 2007.

Chlorine inhalation made many hundreds of people sick, but no deaths resulting from exposure to the chemical were recorded, **US officials said at the time**. Instead, the bomb blasts are believed to have caused the fatalities.

At the time, US officials said al-Qaeda appeared to want to use debilitating agents like chlorine in their bombs to cause casualties beyond those hit by the initial explosion.

US and Iraqi troops subsequently killed or detained many of the militants who were building the chlorine-laced bombs and seized much of their stockpiled chemicals.

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Mississippi man indicted, allegedly sent ricin letters to Obama and other officials

Updated 10:38 AM EDT, Tue June 4, 2013

Washington (CNN) -- A Mississippi man was indicted Monday in the mailing of ricin-laced letters to President Barack Obama and two other officials.

The five-count indictment charges James Everett Dutschke, 41, with producing and using the deadly toxin as a weapon, using the mail to threaten Obama, Republican Sen. Roger Wicker of Mississippi and Lee County Judge Sadie Holland. The indictment alleges Dutschke tried to implicate someone else for the crimes.

That other man, an Elvis impersonator named Paul Kevin Curtis, was arrested on April 17. He claimed he'd been framed, and the charges against him were dropped less than a week later.

Al Jazeera SECTION: NEWS

Five held in Mexican radioactive material theft

Burglary of truck containing cancer-treating medical device caused international alarm

Topics: International, Public health, Crime.

Federal policemen stand guard in front of Mexico's National Institute for Nuclear Research (ININ) -- the destination of the stolen truck transporting radioactive material. US: COE/ALJAZEERA MEDIA

Mexican authorities have formally arrested five men suspected of stealing a truck carrying bomb-grade radioactive material in a theft that caused international alarm, an official said.

AP 9, 2012 04:42 PM EST | AP

the gritty side of this casino resort town near the Turkish border, three men in secret to talk about a deal for radioactive material.

cesium, a byproduct of nuclear reactors that terrorists can use to arm a to kill. But one of the Turkish men, wearing a suit and casually smoking a after something even more dangerous.

their boss in Turkey was As they got up to tials, who were present.

Georgian officials: gainst the illicit sale of the former Soviet Union. bomb-grade uranium

d sales of radioactive ers undetected. Since ng, 15 investigations

ciated Press by Atomic Energy Agency bama noted in a highly enriched uranium

er say the two men - both engineer cent.

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last year confessed to leaking rtries including Libya, Iran and Nd

head Mohamed ElBaradei said on investigation was providing good and Iranian nuclear programmes.

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UN SECURITY COUNCIL RESOLUTION 1540 (2004) – A SHORT INTRODUCTION (1)

Basics

- Unanimously adopted on **28 April 2004** under **Chapter VII** of the UN Charter, and reaffirmed by means of four follow-up Resolutions (1673 (2006), 1810 (2008), 1977 (2011) and 2055 (2012)).
- **Proliferation** of nuclear, chemical and biological weapons, as well as their means of delivery, constitutes a threat to international peace and security.
- **Binding instrument** which addresses the threat posed by **non-state actors**, including terrorists, of acquiring such weapons or related materials.
- **Complements** relevant multilateral treaties and arrangements.





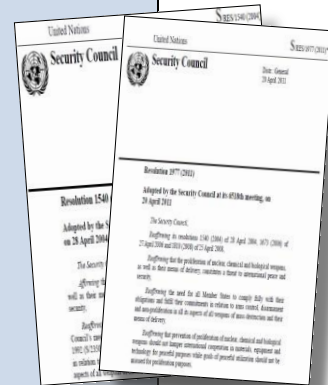
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UN SECURITY COUNCIL RESOLUTION 1540 (2004) – A SHORT INTRODUCTION (2)

Basics

- **Basic obligations on States:**
 - **Refrain** from providing any form of **support** to non-state actors that attempt to develop, acquire, manufacture, possess, transport, transfer or use WMD & their means of delivery;
 - **Adopt and enforce** appropriate and effective **laws that prohibit** any non-state actor such activities, including acting as an accomplice, or to assist or to finance;
 - **Establish domestic controls** to prevent the proliferation of these weapons, i.e. **controls over related materials, measures in the areas of accounting / securing, physical protection, border and law enforcement, export and trade-related controls.**
- The Resolution outlines obligations relating to **what** States have to do, but not **how** to do this: modalities of implementation is a national decision.

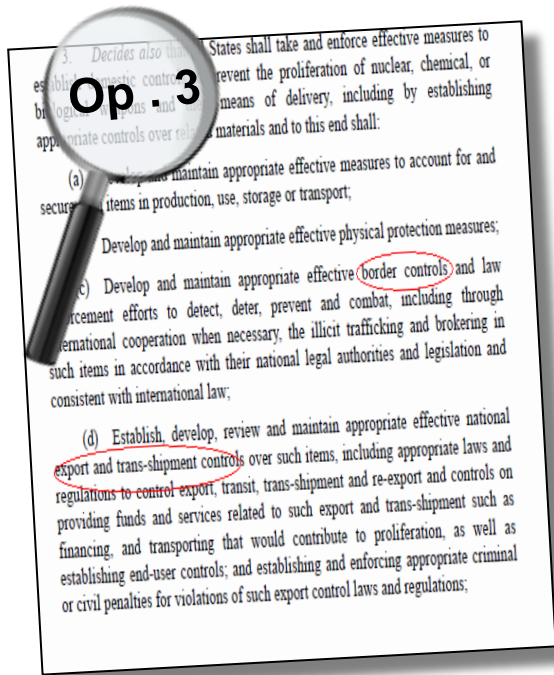




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RELEVANCE FOR THE ASIAN EXPORT CONTROL SEMINAR



- The resolution is a **key pillar of the international regulatory environment** regarding export controls. It applies to all States.
- Impetus for a great number of States (including in this region) to establish or review their national export control or strategic trade management systems.
- It's **not only about "export"** controls: resolution 1540 (2004) acknowledges that a number of **related activities** need to be controlled as well (transits, transshipments, brokering, services etc.).
- The resolution recognizes the utility of **national control lists** and encourages States to **reach out to industry**.
- The resolution identifies **key elements of effective export control systems**:
 - Legislation (incl. penalties for violations)
 - Enforcement capacity
 - Industry-government relations.



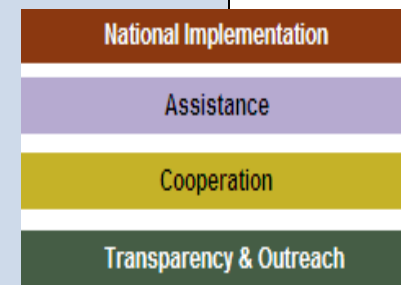
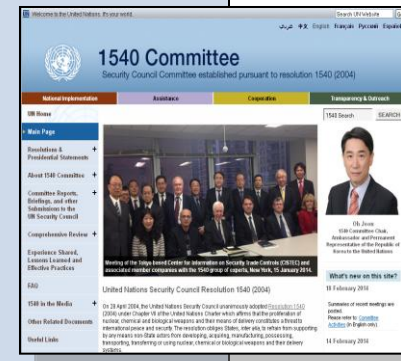
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THE “1540 COMMITTEE”

Basics

- **Subsidiary body** of the Security Council, composed of the fifteen current members of the Council;
- **Current Chair:** Amb. Oh Joon, Republic of Korea;
- Assisted in its work by a **group of nine experts**;
- **Not a Sanctions Committee.** Does not investigate or prosecute alleged violations of non-proliferation obligations;
- **Mandate and scope of activities of the 1540 Committee are derived from UNSCR 1540 and its follow-up resolutions; the current mandate ends in 2021;**
- Four Committee **Working Groups**, representing the four key areas of work:
 - Monitoring and National Implementation;**
 - Assistance;**
 - Cooperation with International Organisations;**
 - Transparency and Media Outreach.**





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OVERVIEW – SELECTED ITEMS OF THE “1540 TOOLBOX”





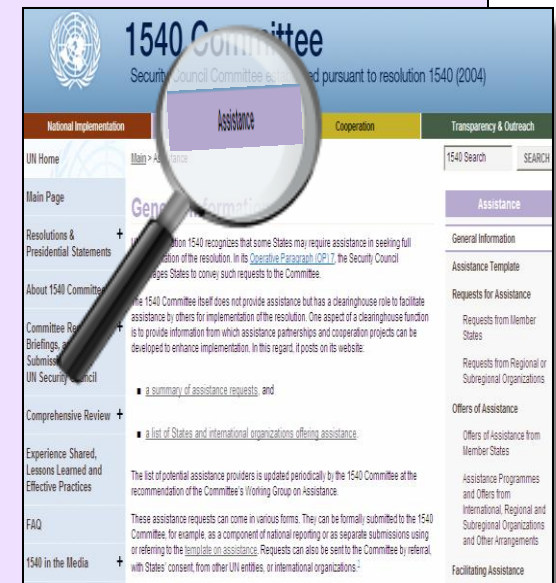
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THE 1540 ASSISTANCE MECHANISM

Assistance

- The Security Council recognizes that some States may require assistance in implementing resolution 1540, and invites those in a position to do so to offer assistance;
- The 1540 Committee itself does not provide assistance but it has a **clearinghouse and match making role** to facilitate assistance by others for implementation of the Resolution;
- Special procedures for processing assistance requests are in place;
- These procedures as well as a compilation of assistance requests and offers can be found on the 1540 website.





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RECENT DEVELOPMENTS



OP 2 - Nuclear Weapons (NW), Chemical Weapons (CW) and Biological Weapons (BW)

Item	OP 2 - NW, CW and BW		OP 2 - NW, CW and BW		Remarks
	Yes	No	Yes	No	
1. Law of self-defence					
2. Arms control					
3. Disarmament					
4. Arms trade					
5. Arms transfers					
6. Arms transfers to non-State actors					
7. Arms transfers to State actors					
8. Arms transfers to State actors					
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19. Arms transfers to State actors					
20. Arms transfers to State actors					



- Four visits to States at their invitation in 2013;
- New Matrix format; Experts started revision process of all matrices;
- Introduction of a Peer Review process by Poland and Croatia;
- Committee called on States and International Organisations to suggest effective practices with a view to develop a compilation;
- Almost universal reporting, continuous updates, more National Implementation Action Plans;
- Resolution 2118 (2013): Op. 14 introduces a reporting requirement of any violation of resolution 1540 (2004) to the Security Council;
- Increasing network of 1540 Points of contact;
- 10th anniversary year.



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SOME WORDS ABOUT THE 10 YEAR ANNIVERSARY

- Resolution 1540 (2004) is now widely accepted;
- Status of implementation continues to improve but more works remains to be done;
- The implementation of the resolution is a long term task;
- Shift from awareness-raising to actual implementation;
- There is an active community of assistance providers but lack of capacity remains key challenge;
- The network of “non-proliferators” has been strengthened;
- Remarkable efforts on national, subregional, regional and international level;
- How to tackle new challenges?
- Series of anniversary events planned for 2014.





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SUMMARY: OPTIONS TO SUPPORT “1540”

- **Continue to implement the resolution...**
 - ...it's a continuous and long-term task.
- **Talk about it...**
 - ...States are encouraged to report to the Committee or consider inviting the Committee or engage with the experts.
- **Share your experiences and practices...**
 - ...the Committee is seeking for effective practices that could help others in implementing the resolution, e.g. on how to improve inter-agency cooperation or how to reach out to industry.
- **Be part of the 1540-Network...**
 - ...just nominate a Point of Contact.
- **Offer support to others or ask others for help...**
 - ...the Committee provides a forum for cooperation, in particular through its assistance mandate.
- **Consider providing support to the international implementation efforts...**
 - ...e.g. by hosting a workshop, providing expertise or by considering a donation.
- **Be creative...**
 - ...Member States have taken a number of innovative steps to implement the resolution or to support the global implementation.
- **With regard to export controls...**
 - ...continue to make them universal, to engage with the private sector, discuss and tackle new challenges.



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CONTACT DETAILS

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Secretariat of the 1540 Committee

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www.un.org/sc/1540



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THANK YOU