

**SIXTH REVIEW CONFERENCE OF THE STATES
PARTIES TO THE CONVENTION ON THE
PROHIBITION OF THE DEVELOPMENT,
PRODUCTION AND STOCKPILING OF
BACTERIOLOGICAL (BIOLOGICAL) AND TOXIN
WEAPONS AND ON THEIR DESTRUCTION**

BWC/CONF.VI/WP.6
20 October 2006

Original: ENGLISH

Geneva, 20 November – 8 December 2006

Item 10 of the provisional agenda

**Review of the operation of the Convention
as provided for in its Article XII**

**INCREASING UNIVERSAL ADHERENCE TO THE BIOLOGICAL AND
TOXIN WEAPONS CONVENTION (BTWC)**

Submitted by Italy on behalf of the European Union¹

1. The European Union considers the BTWC a key component of the international non-proliferation and disarmament framework and the cornerstone of efforts to prevent biological agents and toxins being developed and used as weapons. All 25 Member States of the European Union and two Acceding Countries are Party to the BTWC, which prohibits an entire class of weapons of mass destruction (WMD) which could potentially cause significant damage to civilisation. The Strategy against the proliferation of WMD adopted in December 2003, and Common Position 805 of 17 November 2003, clearly indicate the EU's commitment towards the universalization and reinforcement of multilateral agreements in the field of non-proliferation of WMD and their means of delivery, including the BTWC. The EU has also agreed to integrate its non-proliferation concerns into its dialogue with other States including through the addition of a non-proliferation clause in agreements with third countries.

2. UN Security Council Resolution 1540 (2004) (extended by Resolution 1673(2006)) – “affirming its support for the multilateral treaties whose aim is to eliminate or prevent the proliferation of nuclear, chemical or biological weapons”, and welcoming efforts in this context by multilateral arrangements which contribute to non-proliferation – calls upon all States, inter alia, to promote the universal adoption and full implementation of multilateral treaties to which they are Party, including the BTWC, the aim of which is to prevent the proliferation of WMD. So far, while the membership of the BTWC may seem quite high (155 States), it remains nonetheless significantly lower than membership of the Non-Proliferation Treaty or of the Chemical Weapons Convention.

¹ This is one of a series of complementary papers submitted by the EU Member States for the consideration of States Parties. The Acceding Countries Bulgaria and Romania, the Candidate Countries Turkey, Croatia and the Former Yugoslav Republic of Macedonia, the Countries of the Stabilisation and Association Process and potential candidates Albania, Bosnia and Herzegovina, Serbia, as well as Ukraine and Republic of Moldova align themselves with this paper.

3. Therefore, with Common Position 2006/242/CFSP of 20 March 2006 - adopted in preparation for the Sixth BTWC Review Conference - the European Union reiterated its priority of fostering universal adherence of all States to the Convention, including calling on all States not Party to adhere to the Convention without further delay and to commit legally to the disarmament and non-proliferation of biological and toxin weapons. Pending their adherence to the Convention, the EU encourages such States to participate as observers in the meetings of States Party to the BTWC and in the BTWC Review Process and to implement its provisions on a voluntary basis.

4. And further, on 27 February 2006, the European Union adopted a Joint Action to support, inter alia, the universalization of the BTWC and, in particular, to promote accession by States not Party (signatory as well as non-signatory States) through regional and sub regional workshops. Five of them will be organised in 2006 - respectively in West and Central Africa, in Eastern and Southern Africa, in the Middle East, in Asia and in the Pacific Islands, in Latin America and in the Caribbean - with the aim of encouraging greater membership (and thereby enhanced implementation of the BTWC) and to explain the benefits and consequences of adhering to the Convention. An additional goal of those initiatives will be to understand the obstacles to membership and the possible needs of States not Party to the BTWC and, if needed, to offer technical (administrative and legal) assistance to facilitate their accession to the treaty. As security in Europe is closely linked to security and stability in the Mediterranean, the European Union attaches special importance to the issue of BTWC universalization in that area.

5. In this perspective, the European Union firmly believes that the universalization of the BTWC alone is not sufficient and it must be accompanied by full national implementation of all its obligations and provisions by all States Parties, including those which adhere in the future. Global adherence to the BTWC without strict national implementation risks creating an empty shell that would not serve the goals of the Convention. That is why the above-mentioned Joint Action also aims at providing assistance (including through visits of EU experts) to States Parties to the BTWC in order to help them to ensure that they transpose the international obligations of the Convention into their national legislation and administrative measures by:

- (i) Adoption of national legislation, including penal legislation, which encompasses the full scope of the prohibitions of the Convention;
- (ii) Effective regulations or legislation to control and monitor transfers of relevant dual-use technologies; and
- (iii) Effective implementation and enforcement to prevent violations and to sanction breaches.

6. In the process of preparation for the Sixth Review Conference, the European Union has also been carrying out demarches supporting BTWC universalization vis-à-vis countries which have not yet signed or ratified the Convention, stressing the following political, security and economic benefits to be derived from early accession to the BTWC:

- (i) Politically, it demonstrates that a State is a responsible member of the international community, committed to all obligations of the BTWC and multinational efforts to prevent BW terrorism;

- (ii) It offers security benefits since each State Party undertakes to provide or support assistance to any Party to the Convention which so requests, if the UN Security Council decides that such Party has been exposed to danger as a result of violation of the Convention;
- (iii) It offers economic benefits to States Party by participating in the exchange of equipment, materials and information for the use of biological agents for peaceful purposes;
- (iv) It encourages international scientific cooperation in further development and application of scientific discoveries, in bacteriology and other relevant fields, for peaceful purposes; and
- (v) It fosters compliance with UN Security Council Resolution 1540/2004, which calls upon States, inter alia (paragraphs 8(a) and (c)), “to promote the universal adoption and full implementation...of multilateral treatieswhose aim is to prevent the proliferation of nuclear, biological and chemical weapons” and “to renew and fulfil their commitment to multilateral cooperation, in particular within the framework ofthe Biological and Toxin Weapons Convention, as important means of pursuing and achieving their common objectives in the area of non-proliferation and of promoting international cooperation for peaceful purposes”.

7. In that framework, the European Union continues to note with great concern that, notwithstanding the importance of the BTWC as an instrument for promoting peace and security and the benefits deriving from swift accession to it, 16 States have signed but not ratified it, while 24 countries have not yet signed it (listed in Annex I, in English only).

8. Against this background, the European Union deems it necessary for the Review Conference to call on States Parties to the BTWC to promote and intensify diplomatic activities to encourage States not Party to adhere to the Convention without delay and, further, to foster increased adherence to the BTWC the European Union believes that the Sixth Review Conference should consider adopting a Universality Strategy to promote increased adherence to the Convention. The Strategy would consist of the following actions:

- (i) Establishment, of a network of national (and regional) BTWC “points of contact” inter alia to facilitate implementation of this Universality Strategy. These points of contact would be established on an informal basis. States Parties are requested to inform other States Parties and the UN DDA-based BTWC secretariat of their "points of contact" and to keep their information up to date if/as details change; EU Member States have established such contact points and these are listed in Annex II to this paper (English only);
- (ii) Effective promotion of universality of the BTWC by its States Parties in all relevant fora, including in regional, sub-regional and relevant international organizations, and where practicable undertaking joint activities with such organizations;
- (iii) As part of an intersessional process, development of measures to assist States ready to join the Convention in their national preparation for implementing it;

- (iv) In bilateral contacts with States not Party, promoting accession or ratification of the BTWC and offering bilateral assistance visits to States that are ready to become a Party to the Convention to assist them with this effort;
- (v) Regional and sub-regional seminars and workshops to promote the object and purpose of the Convention, inform prospective States Parties of the obligations under the Convention and outline available assistance for both accession and national implementation measures;
- (vi) Establishment and implementation of measures to increase awareness of the Convention, and of the work of the BTWC, including publications in official languages of the final documents of the intersessional activities and of the Review Conferences;
- (vii) Promotion of the BTWC by its States Parties in bilateral, regional and other agreements with States not Party, using tools such as the EU WMD clause.

9. States Parties are encouraged to implement the above measures that they are able to undertake and to coordinate their implementation to achieve maximum effectiveness with other States Parties through the sharing of information via the United Nations Department for Disarmament Affairs BTWC secretariat.

10. Further, the EU believes that the effectiveness and utility of this Universality Strategy should be assessed by the States Parties at the Seventh Review Conference of the BTWC in 2011. Intermediate evaluations and stocktaking of progress achieved in promoting the BTWC could be undertaken during any intersessional meetings of States Parties before that Conference.

Annex I

[ENGLISH ONLY]

BIOLOGICAL AND TOXIN WEAPONS CONVENTION

As of 29 August 2006, 16 States have signed but not ratified:

- | | | | |
|----|--------------------------|-----|-----------------------------|
| 1. | Burundi | 9. | Madagascar |
| 2. | Central African Republic | 10. | Malawi |
| 3. | Côte d'Ivoire | 11. | Myanmar (Burma) |
| 4. | Egypt | 12. | Nepal |
| 5. | Gabon | 13. | Somalia |
| 6. | Guyana | 14. | Syrian Arab Republic |
| 7. | Haiti | 15. | United Arab Emirates |
| 8. | Liberia | 16. | United Republic of Tanzania |

As of 29 August 2006, 24 States have not signed:

- | | | | |
|-----|--------------|-----|--------------------------------|
| 1. | Andorra | 13. | Marshall Islands |
| 2. | Angola | 14. | Mauritania |
| 3. | Cameroon | 15. | Micronesia (Federal States of) |
| 4. | Chad | 16. | Montenegro |
| 5. | Comoros | 17. | Mozambique |
| 6. | Cook Islands | 18. | Namibia |
| 7. | Djibouti | 19. | Nauru |
| 8. | Eritrea | 20. | Niue |
| 9. | Guinea | 21. | Samoa |
| 10. | Israel | 22. | Trinidad and Tobago |
| 11. | Kazakhstan | 23. | Tuvalu |
| 12. | Kiribati | 24. | Zambia |

Annex II

[ENGLISH ONLY]

BTWC POINTS OF CONTACT OF EU MEMBER STATES

AUSTRIA

Alexander Benedict
Federal Ministry for Foreign Affairs
Department II.8 – Global Disarmament, Arms Control, Export
Control, Multilateral Atomic Energy Issues and IAEA
A-1014 Vienna, Minoritenplatz 8
tel: +43(0)501150 – 3354
fax : +43(0)501159 – 5354
web: www.bmaa.gv.at
e-mail: alexander.BENEDICT@bmaa.gv.at

CZECH REPUBLIC

Dr Ladislav Bartak
Director, Department for the Control of Non-Proliferation of Weapons of Mass Destruction
State Office for Nuclear Safety
Address: Senovážné nám. 9
110 00 Praha 1
Czech Republic
tel: +420226514665
fax: +420224223133
e-mail: ladislav.bartak@sujb.cz

CYPRUS

Panayiotis Papadopoulos
Ministry of Foreign Affairs
Political Affairs Division – Multilateral Relations
tel: +357 22 401152
fax: +357 22 661881
e-mail: ppapadopoulos@mfa.gov.cy

DENMARK

Casper S. Nervil
Head of Section, Dept. of Security Policy
Royal Danish Ministry of Foreign Affairs
Office 6 a 67
Asiatisk Plads 21448 Copenhagen K
Denmark
tel direct: +45 33 92 06 77
cell: +45 2545 9323
tel: + 45 33 92 00 00
fax: +45 33 92 18 04
e-mail: casner@um.dk

ESTONIA

Ketlin Süsmalainen
Ministry of Foreign Affairs
First Political Department, First Division
Islandi väljak 1
15049 Tallinn
Estonia
tel: +3726377100
fax : +372 637 7199
e-mail: ketlin.susmalainen@mfa.ee

FINLAND

Jani Raappana
Second Secretary
Asevalvonnan yksikkö/Unit for Arms Control, Disarmament
and Non-proliferation
P.O. Box 176
00161 Helsinki
tel: +358 9 1605 6030
cell: +358 400 954 492
fax: +358 9 1605 6066
e-mail: jani.raappana@formin.fi

FRANCE

Frédéric JUNG
Ministère des Affaires Etrangères
Sous-Direction du Désarmement chimique, biologique
et de la maîtrise des armements classique
37 Quai d'Orsay
75 700 PARIS 07 SP
tel.: +331 43174306
fax : +331 43174952
e-mail: frederic.jung@diplomatie.gouv.fr

GERMANY

Alexander Olbrich
Federal Foreign Office
Head of BW Division
Werderscher Markt §1
10117 Berlin
tel: +49(0)30 5000-4583
fax : + 49 (0) 30 5000-54583
e-mail: 243-rl@auswaertiges-amt.de

ITALY

Raffaele De Benedictis
Permanent Mission of Italy to the Conference on Disarmament
Geneva
tel: +4122 9180252
fax: +4122 7400715
e-mail: raffaele.debenedictis@esteri.it

LITHUANIA

Martynas Lukosevicius
Attache
Arms Control, Non-proliferation and Disarmament Division
Security Policy Departments
Ministry of Foreign Affairs of the Republic of Lithuania
tel: +37052362429
e-mail: martynas.lucosevicius@urm.lt

NETHERLANDS

Wouter Wormgoor
Ministry of Foreign Affairs
Department of Security Policy / Nuclear Affairs and Non-proliferation
tel: +31 (0) 70 - 348 5089
fax: +31 (0) 70 - 348 5684
e-mail: wouter.wormgoor@minbuza.nl

POLAND

Mr. Tadeusz Chomicki
Deputy Director
Department of Security Policy
Ministry of Foreign Affairs
tel: +48 22 523 92 02
fax: +48 22 628 58 41
e-mail: tadeusz.chomicki@msz.gov.pl

Mr. Janusz Wawrzyniuk
Counsellor, Non-Proliferation Division
Department of Security Policy
Ministry of Foreign Affairs
tel: +48 22 523 89 19
fax: +48 22 523 93 03
e-mail: janusz.wawrzyniuk@msz.gov.pl

ROMANIA

Ms. Nineta Barbulescu
Counsellor
Nonproliferation, Arms Control and Combating Terrorism Office
Ministry of Foreign Affairs
tel: +4021 319 6857
fax: +4021 319 23 63
e-mail: Nineta.Barbulescu@mae.ro

SPAIN

Luis Gómez Nogueira
Head of Disarmament Unit
Ministry of Foreign Affairs and Cooperation
Serrano Galvache, 26
28071 MADRID (SPAIN)
tel: +34 91.379.1759
fax: +34 91.394.8647
e-mail: luis.gomez@mae.es

SWEDEN

Martin Åberg
Department for Disarmament and Non-proliferation
Ministry for Foreign Affairs
103 39 Stockholm Sweden
tel: +46 8 405 35 84
fax: +46 8 723 11 76
email: martin.aberg@foreign.ministry.se

SLOVENIA

Irina Gorsic, Counsellor
Ministry of Foreign Affairs of the Republic of Slovenia
Security Policy Division
Presernova 25 / SI - 1000 Ljubljana
tel: +386 1 478 12 50
fax: +386 1 478 22 29
e-mail: Irina.Gorsic@gov.si

UNITED KINGDOM

Ashi Brant
Desk Officer for BWC and CTBT
CBW Section
Counter Proliferation Department
Foreign and Commonwealth Office
tel: 0207 008 2247
fax : 0207 008 2680
e-mail: btwc@fco.gov.uk
