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# 安全理事会

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# 2013年10月2日格鲁吉亚常驻联合国代表给委员会的信

谨随函附上格鲁吉亚政府为回应委员会 2013 年 2 月 27 日来信(参见 S/AC/44/2013/0C.5)而编写的关于联合国安全理事会第 1540(2004) 号决议执行情况的资料。 <sup>1</sup>

大使

常驻代表

卡哈•伊姆纳泽(签名)

<sup>&</sup>lt;sup>1</sup> 本报告附有格鲁吉亚提交的一个汇总表。经委员会同意,该表仅提供英文本,即最初提交的文本。





## 2013年10月2日格鲁吉亚常驻联合国代表给委员会的信的附件

关于安全理事会第 1540 (2004) 号决议执行情况的资料

#### 法律根据

武器、相关材料及其运载工具和两用品的出口、进口、再出口和转口须遵守下列法律:

- 《格鲁吉亚武器法》;
- 《格鲁吉亚武器、军事装备和两用材料进出口法》;
- 《格鲁吉亚执照和许可证法》:
- 《格鲁吉亚核安全和放射安全法》;
- 《格鲁吉亚刑法》:
- 《格鲁吉亚行政罪行法》;
- 2000 年 7 月 15 日颁布的《格鲁吉亚总统关于受出口管制军用品清单的第 304 号法令》;
- 2002年9月22日颁布的《格鲁吉亚总统关于采取某些措施解决两用品出口、进口、再出口和转口问题的第408号法令》;
- 2008 年 8 月 26 日《格鲁吉亚总统关于自然和人为紧急情况国家应急计划的第 415 号法令》:
- 1999 年 7 月 4 日《格鲁吉亚总统关于采取某些措施管制两用材料(技术、装备、服务)出口的第 424 号法令》;
- 2010年12月24日《格鲁吉亚政府关于在格鲁吉亚检查站、机场、港口和领海发现核物质和放射性物质时联合采取应急措施的规则的第397号决议》;
- 2011 年 7 月 18 日《格鲁吉亚经济及可持续发展部部长关于车辆货物运输技术条例规则的第 1-1/1562 号法令》;
- 2013 年 5 月 10 日《格鲁吉亚环境部部长关于环境及自然资源保护部核安全和放射安全司规则的第 8 号法令》。

## 国际公约

格鲁吉亚已批准若干国际公约:

《及早通报核事故公约》——2010年11月5日生效

- 《乏燃料管理安全和放射性废物管理安全联合公约》——2009 年 10 月 20 日生效
- 《制止核恐怖主义行为国际公约》——2010 年批准

#### 双边协定

- 《格鲁吉亚与国际原子能机构(原子能机构)关于实施有关不扩散核武器条约保障监督的协定》——2003年6月3日生效
- 《格鲁吉亚共和国与原子能机构关于实施有关不扩散核武器条约保障监督的协定的附加议定书》——2003年6月3日生效
- 《格鲁吉亚与美利坚合众国关于合作阻止非法贩运核材料和放射性材料的协定》
- 《格鲁吉亚与美利坚合众国关于合作加强格鲁吉亚放射源安全的协定》
- 《格鲁吉亚与美利坚合众国关于合作阻止大规模毁灭性武器扩散和加强国防与军事关系的协定》
- 《格鲁吉亚与美利坚合众国关于协助格鲁吉亚设立出口管制制度以阻止大规模毁灭性武器扩散的协定》
- 各项关于打击恐怖主义的协定

格鲁吉亚已与亚美尼亚、奥地利、阿塞拜疆、白俄罗斯、保加利亚、埃及、爱沙尼亚、法国、匈牙利、意大利、哈萨克斯坦、拉脱维亚、马耳他、摩尔多瓦、波兰、罗马尼亚、土耳其、乌克兰、联合王国和乌兹别克斯坦在打击犯罪及警务合作领域缔结国际协定,其中规定为阻止核走私开展合作。

此外,格鲁吉亚国家边界保卫司还与美利坚合众国国防部缔结了关于协助格鲁吉亚设立出口管制制度以防止大规模毁灭性武器扩散的协定。

### 体制框架

格鲁吉亚总统 2005 年 10 月 24 日颁布关于"采取某些措施开展军事技术活动"的第 847 号法令,授权格鲁吉亚国防部在格鲁吉亚国家安全委员会监督下履行军事技术问题常设机构间委员会的职责。自 2005 年底以来,军事技术问题常设委员会和一个机构间专家组一直在国防部范围内开展工作。

委员会负责协调对国家管制清单所列武器、军事装备和相关材料及其运载工具和两用品出口、进口、再出口和转口的管制,并负责拟订此领域的建议和结论。

设立机构间专家组是为了监测和审查须经委员会会议审议的问题。专家组成员来自下列政府机构:财政部(海关司)、内务部、外交部、司法部、经济及可持

13-60173 (C) 3/33

续发展部、环境及自然资源保护部。军事技术委员会考虑专家在专业范围内提出 的结论。

过去,格鲁吉亚司法部负责向合法公共实体颁发制造、修理和买卖武器和有关装备的执照,并负责颁发武器及相关材料的进口、出口、再出口和转口许可证。2008年,该责任移交给国防部。国防部根据军事技术委员会的建议颁发执照和许可证。此外,财政部(税务总局)也根据这些建议颁发战略性两用品的进口、出口、再出口和转口许可证。

委员会和专家组在履行其职责时充分遵守国家的国际义务,同时考虑到作为联合国会员国的格鲁吉亚承诺执行安全理事会决议。

国防部是格鲁吉亚出口管制法律框架修订工作的发起人。格鲁吉亚在欧洲联盟外联方案框架内与欧洲联盟专家密切合作,同时在格鲁吉亚与美国战略伙伴关系框架内与美国国务院出口管制及相关边境安全方案密切合作,完成了《军用品和两用品管制法》草案的拟订工作。

该法律最终草案包含一些新的规定,符合欧洲联盟的标准,包括与修理、开发和制造军用品和两用品有关的"总括条款"、"无形转让"标准和"技术援助"标准。此外,目前还在制定辅助法律,例如完全符合《欧洲联盟共同军用品清单》的《受出口管制军用品清单》。

国家出口管制是防扩散的一个主要工具。通过并执行适当法律将大大加强这种管制的效力。安全理事会各项决议呼吁所有会员国通过和执行适当法律和条例,防止和禁止扩散大规模毁灭性武器、相关材料及其运载工具。上述行动朝着执行这些决议迈出了一步。

## 不扩散、边界管制和海上安全

格鲁吉亚内务部特别重视放射安全问题。其目标是防止通过格鲁吉亚边界走 私放射性材料。目前,所有主要公路、海路、铁路和空中边境检查站都有完备的 放射探测设备。在核不扩散和放射安全领域,格鲁吉亚的主要伙伴是美国。

值得注意的是,格鲁吉亚内务部通过美国能源部和国防部的项目获得了放射 探测技术设备(放射警报器、手提式检测设备、检查仪表及识别器、配备放射探 测器的小卡车),警官也接受了专门培训。

目前,放射安全领域正在进行几个成功的项目,其中包括美国国防威胁降低局和出口管制与边境安全方案。在这些项目的框架内,格鲁吉亚内务部人员接受了培训,目的是提高执法人员的专业技能,以便发现、调查运输违禁物质和两用(受控)技术的活动以及开展相关特别行动。

美国政府为建立格鲁吉亚海岸警备队作出了重要贡献。在美国海岸警卫队协助下,格鲁吉亚建立了海岸警卫队基地和站点,为其提供了装备。格鲁吉亚获得

了船只、计算机、通信设备和其他类型装备。在巴统基地和波季基地设立了英语 语言实验室。

所有公路、海路、铁路和空中边境检查站都由美国能源部提供了完备的放射探测设备。警官及海关官员接受了相关程序的培训。边境检查站的视频管制(闭路电视)摄像机都与中央数据库连接,可每周7天、每天24小时实施管控。所有边境检查站都已安装身份查验和登记系统。

美国国防威胁降低局和美国陆军欧洲司令部联合发起一个新项目,目标是加强格鲁吉亚陆地和海上防止大规模毁灭性武器和放射性材料走私活动的能力。

如美国国务院《2012 年关于格鲁吉亚的恐怖主义问题国家报告》所述,格鲁吉亚继续与美国政府机构就一系列广泛的反恐相关问题密切合作。该《国家报告》认为,格鲁吉亚参与跨边界演习的情况表明,在侦查和拦截大规模毁灭性武器非法跨界流动方面,格鲁吉亚的内部、双边和国际通报和反应程序是成功的。

## 化学、生物、放射及核安全

贩运和非法使用化学、生物、放射和核(化生放核)材料和武器是国际议程上的主要挑战之一。为应付这一新出现的威胁,欧洲联盟启动了"化生放核高级研究中心"项目,其执行机构为联合国区域间犯罪和司法研究所(犯罪司法所)以及欧洲联盟委员会联合研究中心。

化生放核高级研究中心是由各种区域性举措组成的网络,致力于在减轻化生放核风险领域加强国家政策和国际合作,具体行动包括:确定和协调国际、区域和地方各级的化生放核能力;分配和改善化生放核反应措施所需的专门知识、培训、技术援助以及化生放核数据的设备收集和分析;与其他国际活动密切协调,开展国家和区域项目。

2012年,在欧洲联盟委员会化生放核高级研究中心倡议框架下,格鲁吉亚政府正式确认愿意参与执行该项目,并打算在格鲁吉亚内务部研究院设立化生放核秘书处。化生放核秘书处不仅是所在地区唯一的区域研究中心,也是整个东南欧地区唯一的区域研究中心(东南欧地区包含阿尔巴尼亚、亚美尼亚、波斯尼亚和黑塞哥维那、克罗地亚、格鲁吉亚、摩尔多瓦、黑山、塞尔维亚、前南斯拉夫的马其顿共和国、乌克兰)。秘书处将收集化生放核问题相关项目的资料,进行分析后提交给欧洲联盟申请资助。秘书处将促进各伙伴国家的全国协调中心为编制项目建议书而经常开展互动。应强调的是,化生放核高级研究中心倡议的执行机构是犯罪司法所和欧洲联盟委员会联合研究中心。

化生放核秘书处负责人由格鲁吉亚代表担任,行政主管由犯罪司法所代表担任。秘书处与国家化生放核机构密切合作。此机构是由内务部应急管理司设立的一个咨询委员会,成员为这一领域的国内专家。

13-60173 (C) 5/33

开办秘书处的相关技术程序已经完成,秘书处于 2013 年 7 月 9 日开始办公。

为促进综合管理化生放核相关风险,决定拟定《格鲁吉亚国家化生放核战略》。根据相关的政府法令,授权国家化生放核机构拟定该战略,并由此领域的牵头机构内务部负责拟定进程的总体协调和管理。《格鲁吉亚国家化生放核战略》于 2013 年 4 月拟定。

#### 国家措施

为更全面执行安全理事会各项决议(特别是第 1269 (1999) 和第 1373 (2001) 号决议及随后关于打击恐怖主义的决议),格鲁吉亚政府于 2011 年 12 月设立了执行联合国安全理事会决议机构间委员会。委员会在三个主要领域开展工作,即:对安全理事会决议指认的个人和实体执行资产冻结、旅行禁令和武器禁运。

该委员会本身有权向法院提出动议,冻结安全理事会决议所指认人员的资产。委员会设立的特别工作队负责执行武器禁运和旅行禁令。

该工作队的任务包括决定以下事项:限制人员流动自由;针对安全理事会各项决议规定须受进出口管制的物品发放进口、出口、再出口、转口、临时进口和(或)出口许可证。该工作队成员由来自格鲁吉亚外交部、内务部、国防部、经济及可持续发展部。内务部负责对联合国恐怖分子综合名单指定为恐怖分子的个人执行旅行禁令。

《美国 2012 年关于格鲁吉亚的恐怖主义问题国家报告》认为,格鲁吉亚成立上述委员会是对列入综合名单的个人或实体实施资产冻结方面的成功措施。

最后,值得一提的是,国际货币基金组织(基金组织)在 2012 年关于洗钱和 资助恐怖主义问题的评估报告中提高了格鲁吉亚的评分。《美国 2012 年国家报告》中也强调了这一点。

## 专业培训

为内务部工作人员举办了若干关于大规模毁灭性武器的培训活动。

- 2012年,欧洲安全与合作组织(欧安组织)为反恐中心官员举办了打击恐怖主义和维护人权培训课程。美国国防威胁降低局在美国国防部国际防扩散方案框架内为格鲁吉亚内务部有关官员举办了一些培训课程。
- 2012年1月23日和24日,美国国防威胁降低局在美国国防部国际防扩散方案框架内,在格鲁吉亚内务部研究院举办了维护和修理设备培训

班。主要目的是训练该部有关官员在外地维护和修理前几年提供的大规模毁灭性武器探测装备以及如何使用防护服。在培训班期间,学员讨论了有关使用和修理设备的理论和实践问题。格鲁吉亚特别行动中心、紧急措施司、边防警察的11名工作人员参加了培训。

- 2012年11月5日至8日,美国国防威胁降低局举办了以"大规模毁灭性武器:边境安全与禁止"为主题的培训。培训中讨论了各种关键问题,包括:禁止大规模毁灭性武器进入行政区边界的重要性;通过部门间合作确定风险的重要性;执法部门确保陆地、海洋和空中边界的安全;以及其他问题。内务部14名工作人员参加了培训课程。
- 2012年10月22日至26日,美国国防威胁降低局举办了以"对主要大规模毁灭性武器的研究分析"为主题的培训课程的第二阶段课程。第一阶段课程于2010年举办。这次课程讨论的主要问题是:收集和处理信息;信息收集中心的使用;编写和运用卓有成效的简报和书面报告。介绍了RFFlow制图软件。内务部13名工作人员参加了培训。
- 2012年5月7日至11日,在德国阿默高的北大西洋公约组织(北约)学校,1名格鲁吉亚内务部官员参加了北约化学、生物、放射及核防卫方向研究。
- 2013年3月20日至22日,北约在里加举办了"打击海洋环境中的大规模毁灭性武器威胁——技术开发和风险建模"培训活动。格鲁吉亚内务部边境警察的代表参加了培训。
- 2013年3月26日至29日,在巴统举办了"调查大规模毁灭性武器和受控技术不扩散情况"培训活动。来自内务部以下机构的25名代表参加了培训活动:巡警司(5人);反恐中心(1人);反腐机构(1人);国家安全机构(2人);中央刑事警察(5人);反情报部(3人),海岸警卫队(3人);陆地边防军(3人);特别和应急措施中心(2人)。

## 巡警司

格鲁吉亚内务部巡警司负责实施核材料与放射材料管制。该司在完成上述任务方面,遵循 2005 年格鲁吉亚内务部与美国能源部《关于防止非法贩运核材料和放射性材料的执行协定》以及《格鲁吉亚核及放射安全法》。此外,为提高格鲁吉亚边境检查站侦测放射性材料的成效,格鲁吉亚政府于 2010 年通过了《关于批准在检查站、机场、港口或海域发现核物质和放射性物质时采取联合行动的规则的第 397 号决议》。

格鲁吉亚为控制核材料和放射性材料进出国境,借助美国能源部与格鲁吉亚 内务部第二道防线方案安装了完备的各地放射探测系统,即固定放射检测器。中

13-60173 (C) 7/33

央警报系统收集检测器发来的信息,对数据进行处理,供中央报警站人员监测各地系统的技术运行状况。此外,边境检查站的巡警司人员还配备手持警报器、人员放射性探测器、放射性同位素探测器。在上述方案框架内,巡警司在格鲁吉亚全境配备了一个流动的放射性材料侦测系统。另外还设立了全国通信系统,使地方系统和移动系统连成单一网络。

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

State: Georgia

**Date of report:** 2013

Did or is State Trea	you make one of the following statements your country a State Party to or Member of one of the following Conventions, ties and Arrangements?	YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)	Remarks (information refers to the page of the English version of the report or an official website)
1	General statement on non-possession of WMD			
2	General statement on commitment to disarmament and non-proliferation			
3	General statement on non-provision of WMD and related materials to non-State actors			
4	Biological Weapons Convention (BWC)	X	Accession 22/5/1996	http://www.un.org/disarmament/WMD/ Bio/
5	Chemical Weapons Convention (CWC)	X	Signature 14/1/1993, ratification 27/11/1995, entry into force 29/4/1997	http://www.opcw.org/about-opcw/member-states/
6	Nuclear Non-Proliferation Treaty (NPT)	X	Accession, 7/3/1994	http://disarmament.un.org/treaties/t/npt
7	Comprehensive Nuclear-Test-Ban Treaty (CTBT)	X	Signature 24/9/1996, ratification 27/9/2002	http://www.ctbto.org/the-treaty/status-of-signature -and-ratification/
8	Convention on Physical Protection of Nuclear Material (CPPNM)	X	Accession, entry into force: 7/10/2006	http://www.iaea.org/Publications/Documents/Conventions/cppnm_status.pdf
9	Hague Code of Conduct (HCOC)	X	Subscribed	http://www.hcoc.at/subscribstates.php

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to inter-governmental 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 with 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.

10	Geneva Protocol of 1925			
11	International Atomic Energy Agency (IAEA)	X	Since 1996	http://www.iaea.org/About/Policy/MemberStates/
12	Nuclear-Weapon-Free Zone/Protocol(s)			
13	Other conventions/treaties			
14	Other arrangements	X	Proliferation Security Initiative (PSI). Global Initiative to Combat Nuclear Terrorism (GICNT). Nuclear Smuggling Outreach Initiative (NSOI) — engaged since 2006; joint action plan signed, 2007; Addendum signed, 2009. International Convention for the Suppression of Acts of Nuclear  Terrorism — ratified in 2010	Vertretung/psi/en/03-endorsing-states/ 0-PSI-endorsing-states.html; http://www.gicnt.org/partners.htm;
15	Other	X	1. Georgia-United States of America Agreement on Cooperation to Counteract Illicit Trafficking of Nuclear and Radioactive Materials;	
			2. Georgia-USA Agreement on Cooperation to Enhance the Security of Georgia's Radioactive Sources;	
			3. Georgia-United States of America Agreement on Cooperation to Counteract WMD Proliferation and Strengthen Defence and Military Relations;	
			4. Georgia-United States of America Agreement on Assistance in Establishment of a System of Export Control to Counteract WMD Proliferation in Georgia;	
			5. Agreements on Fighting Terrorism.	

Does	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		National legal framework	Enfa	orcement: civil/criminal penalties and others	
follo pena			If YES, indicate source document of national implementation law	YE S	If YES, indicate source document	Remarks
1	Manufacture/produce					
2	Acquire					
3	Possess					
4	Stockpile/store					
5	Develop					
6	Transport					
7	Transfer					
8	Use					
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities					
11	Finance a.m. activities	X	Law on Guarantees and Promotion of the Activities of Investment, Art. 9			
12	A.m. activities related to means of delivery					
13	Involvement of non-State actors in a.m. activities					
14	Other				<u> </u>	

Does	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		National legal framework		orcement: civil/criminal penalties and others	
follo pena			If YES, indicate source document of national implementation law	YE S	If YES, indicate source document	Remarks
1	Manufacture/produce					
2	Acquire					
3	Possess					
4	Stockpile/store					
5	Develop					
6	Transport					
7	Transfer					
8	Use					
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities					
11	Finance a.m. activities	X	Law on Guarantees and Promotion of the Activities of Investment, Art. 9			
12	A.m. activities related to means of delivery					
13	Involvement of non-State actors in a.m. activities					
14	Other					

Does	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		National legal framework		orcement: civil/criminal penalties and others	
follo pena			If YES, indicate source document of national implementation law	YE S	If YES, indicate source document	Remarks
1	Manufacture/produce	X	Nuclear and Radiation Safety Law, Art. 44	X		
2	Acquire			X		
3	Possess	X	Nuclear and Radiation Safety Law, Art. 44	X		
4	Stockpile/store			X		
5	Develop					
6	Transport			X		
7	Transfer	X	Nuclear and Radiation Safety Law, Art. 44	X		
8	Use			X		
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities	X	Nuclear and Radiation Safety Law, Art. 44	X		
11	Finance a.m. activities	X	Law on Guarantees and Promotion of the Activities of Investment, Art. 9			
12	A.m. activities related to means of delivery					
13	Involvement of non-State actors in a.m. activities			X		
14	Other	X	Nuclear and Radiation Safety Law, Art. 44	X		

Are proc	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	Enfa	orcement: civil/criminal penalties, and others	
Rela pena			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
1	Measures to account for production					
2	Measures to account for use					
3	Measures to account for storage					
4	Measures to account for transport					
5	Other measures for accounting					
6	Measures to secure production					
7	Measures to secure use					
8	Measures to secure storage					
9	Measures to secure transport					
10	Other measures for securing					
11	Regulations for physical protection of facilities/ materials/transports					
12	Licensing/registration of facilities/persons handling biological materials					
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					
15	Regulations for genetic engineering work					
16	Other legislation/regulations related to safety and security of biological materials					
17	Other					

Are proc	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	Enfa	orcement: civil/criminal penalties, and others	
Rela pena			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
1	Measures to account for production					
2	Measures to account for use					
3	Measures to account for storage					
4	Measures to account for transport					
5	Other measures for accounting					
6	Measures to secure production					
7	Measures to secure use					
8	Measures to secure storage					
9	Measures to secure transport					
10	Other measures for securing					
11	Regulations for physical protection of facilities/ materials/transports					
12	Licensing of chemical installations/entities/use of materials					
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					
15	National CWC authority					
16	Reporting Schedule I, II and III chemicals to OPCW					
17	Account for, secure or physically protect old chemical weapons					
18	Other legislation/regulations controlling chemical materials					
19	Other					

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

State: Georgia

Are	any of the following measures, redures or legislation in place to account secure or otherwise protect NW and ted Materials? Can violators be		National legal framework	Enfa	orcement: civil/criminal penalties, and others	
Rela pena	Related Materials? Can violators be penalized?		If YES, indicate source document	YE S	If YES, indicate source document	Remarks
1	Measures to account for production	X	INFCIRC/617; Nuclear and Radiation			http://www.iaea.org/Public
2	Measures to account for use	X	Safety Law, Art. 45			ations/Documents/Infcircs/ 2003/infcirc617.pdf
3	Measures to account for storage	X				2003/interred17.pdf
4	Measures to account for transport	X				
5	Other measures for accounting	X	Nuclear and Radiation Safety Law, Arts. 23 and 48			
6	Measures to secure production	X	Nuclear and Radiation Safety Law	X		
7	Measures to secure use	X		X		
8	Measures to secure storage	X		X		
9	Measures to secure transport	X	1. Nuclear and Radiation Safety Law, Art. 37	X		
			2. Order No. 1-1/1562 of the Minister of Economy and Sustainable Development on Technical Regulation on Rules on Transportation of Goods by Vehicles of 18/7/2011			
10	Other measures for securing	X	Nuclear and Radiation Safety Law	X		
11	Regulations for physical protection of facilities/ materials/transports	X	Nuclear and Radiation Safety Law	X		
12	Licensing of nuclear installations/entities/use of materials	X	Nuclear and Radiation Safety Law, Art. 16	X		
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery	X	INFCIRC/617; Nuclear and Radiation Safety Law			
15	National regulatory authority	X	Department for Nuclear and Radiation Safety, Ministry of Environment and Natural Resources Protection of Georgia			

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

State: Georgia

med	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		rcement: civil/criminal penalties, and measures of implementation, etc.	
BW			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
1	Border control	X	Law on "Control of import and export of armaments, military hardware and dual-use products"			
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities					
5	Export control legislation in place	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1/9/1998			
			2. Decree No. 408 of the President on Certain Measures for Settlement of Issues on port, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002			
			3. Decree No. 424 of the President on Certain Measures for Export Control of Dual-Use Materials (Technologies, Equipment, Service) of 4/7/1999			
6	Licensing provisions	X	Revenue Service Licence on the Import, Export and Transit of Dual-Use Products on the Basis of Recommendations of the Standing Commission of Military-Technical Issues of Ministry of Defence of Georgia			

mea	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		rcement: civil/criminal penalties, and neasures of implementation, etc.	
BW			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
7	Individual licensing	X	1. Law on "Control of import and export of armaments, military hardware and dual-use products"  2. Presidential Decree No. 408 of 22/9/2002 on "Some actions for resolving issues connected with the export, import, re-export and transit of dual-use products subject to export control"  3. Governmental Resolution No. 451 of 1/12/2011 on "Approving permit forms and rules for the issuance of permits for the export, import, re-export and transit of dual-use products subject to export control"			
8	General licensing					
9	Exceptions from licensing	X	Law on Licences and Permits			
10	Licensing of deemed export/visa					
11	National licensing authority	X	1. Law on Export and Import of	X		
12	Interagency review for licences	X	Weapons, Military Equipment and Dual-Use Materials of 1/9/1998  2. Decree No. 408 of the President bon Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002  3. Decree No. 424 of the President on Certain Measures for the Export Control of Dual-Use Materials (Technologies, Equipment, Service) of 4/7/1999	X		
13	Control lists	X	Law on Export and Import of Weapons, Military Equipment and Dual-Use materials of 1/9/1998 (a new law in terms of harmonization with the EU legislation is in its final stage of preparation)	X		

med	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	Enfo	rcement: civil/criminal penalties, and measures of implementation, etc.	
BW			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
14	Updating of lists	X	List under Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002 (amended list in June 2011 and control list of dual-use materials partially harmonized with that of the EU)			
15	Inclusion of technologies	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998 2. Decree No. 424 of 4/7/1999 3. Decree No. 408 of the President on Certain Measures for Settlement of Issues on the Export, Import, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002			
16	Inclusion of means of delivery	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998  2. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Import, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002			
17	End-user controls	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998 2. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Import, Re-export and Transit of Dual-Use Materials Subject			
18	Catch all clause					
19	Intangible transfers					

mea	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.		
BW			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
20	Transit control	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998  2. Decree No. 408 of the President on Certain Measures for Settlement of Issues on the Export, Import, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002			
21	Trans-shipment control					
22	Re-export control	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998 2. Decree No. 408 of the President on Certain Measures for Settlement of Issues on the Export, Import, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002			
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998  2. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Import, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002			
26	Extraterritorial applicability					
27	Other					

Whi mea	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		National legal framework	Enfor	rcement: civil/criminal penalties, and neasures of implementation, etc.	
CW pen	and Related Materials? Can violators be alized?	YES	If YES, indicate source document	YE S	If YES, indicate source document	Remarks
1	Border control	X	Law on "Control of import and export of armaments, military hardware and dual-use products"			
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities					
5	Export control legislation in place	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1/9/1998  2. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002  3. Presidential Decree No. 424 on Certain Measures for Export Control of Dual-Use Materials (Technologies, Equipment, Service), of 4/7/1999			

mea	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	Enfo	rcement: civil/criminal penalties, and neasures of implementation, etc.	enalties, and ion, etc.	
CW			If YES, indicate source document	YE S	If YES, indicate source document	Remarks	
6	Licensing provisions	X	1. Law on "Control of import and export of armaments, military hardware and dual-use products"  2. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002"  3. Governmental Resolution No. 451 of 1/12/2011 on "Approving permit forms and rules for the issuance of permits for the export, import, re-export and transit of dual-use products subject to export control"  4. Revenue Service Licence on Import, Export and Transit of Dual-Use Products on the Basis of Recommendation of the Standing Commission of Military-Technical Issues of the Ministry of Defence of Georgia.				
7	Individual licensing	X	1. Law on "Control of import and export of armaments, military hardware and dual-use products"  2. Presidential Decree No. 408 of 22 September 2002 on "Some actions for resolving issues connected with the export, import, re-export and transit of dual-use products subject to export control"  3. Governmental Resolution No. 451 of 1 /12/2011 on "Approving permit forms and rules for the issuance of permits for the export, import, re-export and transit of dual-use products subject to export control"				
8	General licensing						
9	Exceptions from licensing	X	Law on Licensing and Permits				
10	Licensing of deemed export/visa						

med	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		rcement: civil/criminal penalties, and measures of implementation, etc.		
CW			If YES, indicate source document	YE S	If YES, indicate source document	Remarks	
11	National licensing authority	X	Law on Export and Import of Weapons, Military Equipment and	X			
12	Interagency review for licences	X	Dual-Use materials of 1/9/1998  2. Decree No. 408 of the President on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002  3. Decree No. 424 of the President on Certain Measures for the Export Control of Dual-Use Materials (Technologies, Equipment, Service) of 4/7/1999				
13	Control lists	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1/9/1998 (a new law in terms of harmonization with the EU legislation is in its final stage of preparation)  2. Presidential Decree No. 408 of 22/9/2002 on "Some actions for resolving issues connected with the export, import, re-export and transit of dual-use products subject to export control"				
14	Updating of lists	X	List under the Presidential Decree No. 408 on Certain Measures for Settlement of Issues on Export, Re-export and Transit of Dual-use Materials Subject to Export Control, of 22 September 2002 (Amended list in June 2011 and partially harmonized control list of Dual Use materials to that of the EU)				

Whi mea	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	Enfo	rcement: civil/criminal penalties, and measures of implementation, etc.	
CW pend			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
15	Inclusion of technologies	X	Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998     Presidential Decree No. 424 of 4/7/1999     Presidential Decree No. 408 on Certain Measures for Settlement of Issues on Export, Re-export and Transit of Dual-use Materials Subject to Export Control, of 22 September 2002			
16	Inclusion of means of delivery	X	<ol> <li>Law on Export and Import of Weapons, Military Equipment and Dual-use materials of 1998</li> <li>Decree No. 408 of the President on Certain Measures for Settlement of Issues on Export, Re-export and Transit of Dual-use Materials Subject to Export Control, of 22 September 2002</li> </ol>			
17	End-user controls	X	<ol> <li>Law on Export and Import of Weapons, Military Equipment and Dual-use materials of 1998</li> <li>Presidential Decree No. 408 on Certain Measures for Settlement of Issues on Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002</li> </ol>			
18	Catch all clause					
19	Intangible transfers					

med	Which of the following legislation, procedures, measures, agencies exist to control border crossings export/import and other transfers of		National legal framework	Enfo	rcement: civil/criminal penalties, and measures of implementation, etc.	
	ssings, export/import and other transfers of and Related Materials? Can violators be alized?	YES	If YES, indicate source document	YE S	If YES, indicate source document	Remarks
20	Transit control	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-use materials of 1998 2. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on Export, Re-export and Transit of Dual-use Materials Subject to Export Control, of 22 September 2002			
21	Trans-shipment control					
22	Re-export control	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998 2. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control, of 22 September 2002			
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998  2. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-use Materials Subject to Export Control of 22/9/2002			
26	Extraterritorial applicability					
27	Other					

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

State: Georgia

mea	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	Enfo	rcement: civil/criminal penalties, and measures of implementation, etc.	
NW			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
1	Border control	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1998  2. Law on "Nuclear and Radiation Safety"  3. Resolution No. 397 of the Government of Georgia on Rules on Joint Emergency Response upon Discovery of Nuclear and Radioactive Substances at Checkpoints, Airports, Ports and in the Sea of Georgia of 24/2/2010			
2	Technical support of border control measures	X	1. Nuclear Smuggling Outreach Initiative (NSOI) — engaged since 2006; joint action plan signed, 2007; Addendum signed, 2009  2. Resolution No. 397 of the Government of Georgia on Rules on Joint Emergency Response on Discovery of Nuclear and Radioactive Substances in Checkpoints, Airports, Ports and in the Sea of Georgia of 24.12.2010			http://www.nsoi-state.net/bil ateralpartnersengaged/georgi a.asp
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities	X	Resolution No. 397 of the Government of Georgia on Rules on Joint Emergency Response on Discovery of Nuclear and Radioactive Substances in Checkpoints, Airports, Ports and in the Sea of Georgia of 24.12.2010			

mea	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		rcement: civil/criminal penalties, and neasures of implementation, etc.	
NW			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
5	Export control legislation in place	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials of 1/9/1998  2. Decree No. 408 of the President on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002  3. Decree No. 424 of the President on Certain Measures for Export Control of Dual-Use Materials (Technologies, Equipment, Service) of 4/7/1999  4. Nuclear and Radiation Safety Law., Arts. 38-39  5. Law on Licenses and Permits	X		
6	Licensing provisions	X	1. Law on Licenses and Permits	X		
7	Individual licensing	X	2. Georgian Law on "Control of import	X		
8	General licensing	X	and export on armament, military hardware and dual use products"	X		
			3. Georgian Law on "Nuclear and Radiation Safety" (Arts. 16, 18, 39-41) 4. Presidential decree N408 from 22 September 2002 on "Some actions for resolving issues connected with export, import, re-export and transit of dual use products subject to export control" 5. Governmental Resolution N 451 from 1 December, 2011 on "Approving permit forms and rules of issuance of permits for export, import, re-export and transit of dual use products subject to export control"			

med	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		rcement: civil/criminal penalties, and measures of implementation, etc.	and	
NW			If YES, indicate source document	YE S	If YES, indicate source document	Remarks	
13	Control lists	X	1. Law on Export and Import of Weapons, Military Equipment and Dual-use materials of 1 September 1998 (new law in terms of harmonization to the EU legislation is on its final step of preparation)  2. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on Export, Re-export and Transit of Dual-use Materials Subject to Export Control of 22/9/2002  3. Presidential Decree No. 424 on Certain Measures for the Export Control of Dual-Use Materials (Technologies, Equipment, Service) of 4/7/1999				
14	Updating of lists	X	List under Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002 (amended list in June 2011 and control list of dual-use materials partially harmonized with that of the European Union				
15	Inclusion of technologies	X	1. Law on Export and Import Control of Weapons, Military Equipment and Dual-use Materials; 2. Presidential Decree N 424 of the President on Certain Measures for Export Control of Dual-use Materials (Technologies, Equipment, Service) of 04.07.1999. 3. Presidential Decree N 408 on Certain Measures for Settlement of Issues on Export, Re-export and Transit of Dual-use Materials Subject to Export Control of 22.09.2002				

med	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.		
NW pen			If YES, indicate source document	YE S	If YES, indicate source document	Remarks
20	Transit control	X	1. Nuclear and Radiation Safety Law, Arts. 18 and 38; Law on Licences and Permits, Arts. 18 and 40 2. Law on Export and Import Control of Weapons, Military Equipment and Dual-use Materials 3. Presidential Decree N 408 o on Certain Measures for Settlement of Issues on Export, Re-export and Transit of Dual-use Materials Subject to Export Control of 22.09.2002			
21	Trans-shipment control					
22	Re-export control	X	1. Nuclear and Radiation Safety Law, Art. 34 2. Law on Export and Import of Weapons, Military Equipment and Dual-Use Materials 3. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002			
23	Control of providing funds					
25	Control of providing transport services  Control of importation	X	1. Nuclear and Radiation Safety Law, Arts. 18 and 41 2. Law on Licences and Permits 3. Law on Export and Import Control of Weapons, Military Equipment and Dual-Use Materials; 4. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002			
26	Extraterritorial applicability					
27	Other					

Car issu	Can information be provided on the following issues?			Remarks
1	Control lists — items (goods/equipment/materials/ technologies)	X	1. Presidential Decree No. 408 on Certain Measures for Settlement of Issues on the Export, Re-export and Transit of Dual-Use Materials Subject to Export Control of 22/9/2002  2. Presidential Decree No. 304 on the List of Military Items Subject to Export Control of 15/7/2000	
2	Control lists — other	X	Security Council resolutions 1737 (2006), 1747 (2007), 1803 (2008), 1929 (2010) and related documents; European Union regulation No. 388/2012	
3	Assistance offered			
4	Assistance requested			
5	Assistance in place (bilateral/plurilateral/multilateral)	X	1. Nuclear Smuggling Outreach Initiative (NSOI) — engaged since 2006; joint action plan signed, 2007; Addendum signed, 2009	http://www.nsoi-state.net/bil ateralpartnersengaged/georg
			2. European Union outreach programme of control of dual-use items	ia.asp
			3. Strategic Partnership between Georgia and the Export Control and Related Border Security Program of the United States Department of State	
6	Information for industry			
7	Information for the public			