



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

Swiss Confederation

Federal Department of Economic Affairs,
Education and Research EAER
State Secretariat for Economic Affairs SECO

Legal Framework to Implement International Non-Proliferation Rules and Norms in Switzerland

SECO and SPIEZ LABORATORY
September 2019



Agenda

1. SECO: Organisation, “Export Controls and Sanctions” Sections
2. Swiss National Authority CWC
3. International Treaties and Regimes (including the CWC)
4. Legal Implementation in Switzerland
5. Licensing of Dual-Use Goods (including chemicals)
6. Questions

→ A glossary (abbreviations) is attached at the end of this presentation.



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

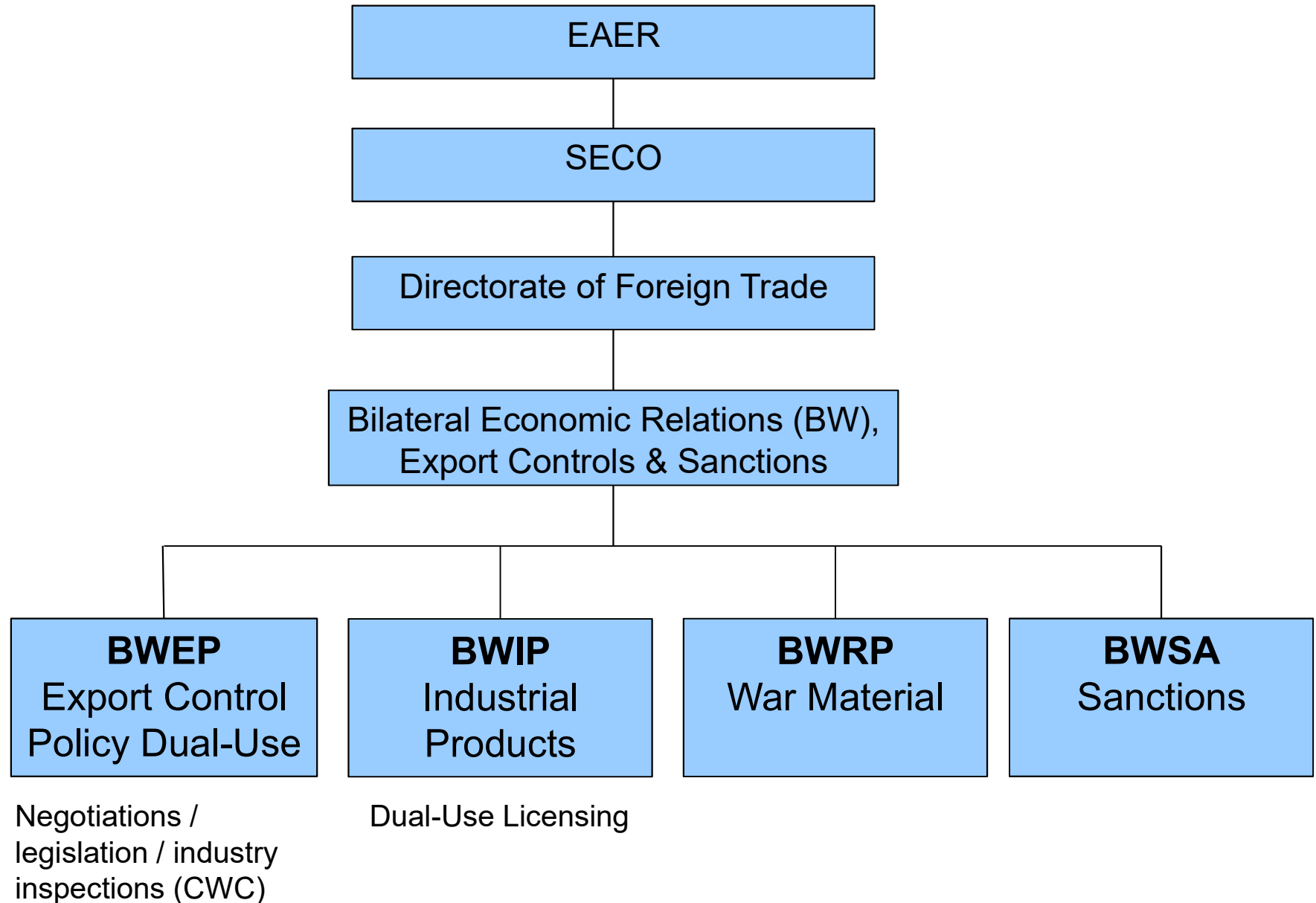
Swiss Confederation

Federal Department of Economic Affairs,
Education and Research EAER
State Secretariat for Economic Affairs SECO

SECO



SECO: Export Controls and Sanctions





Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

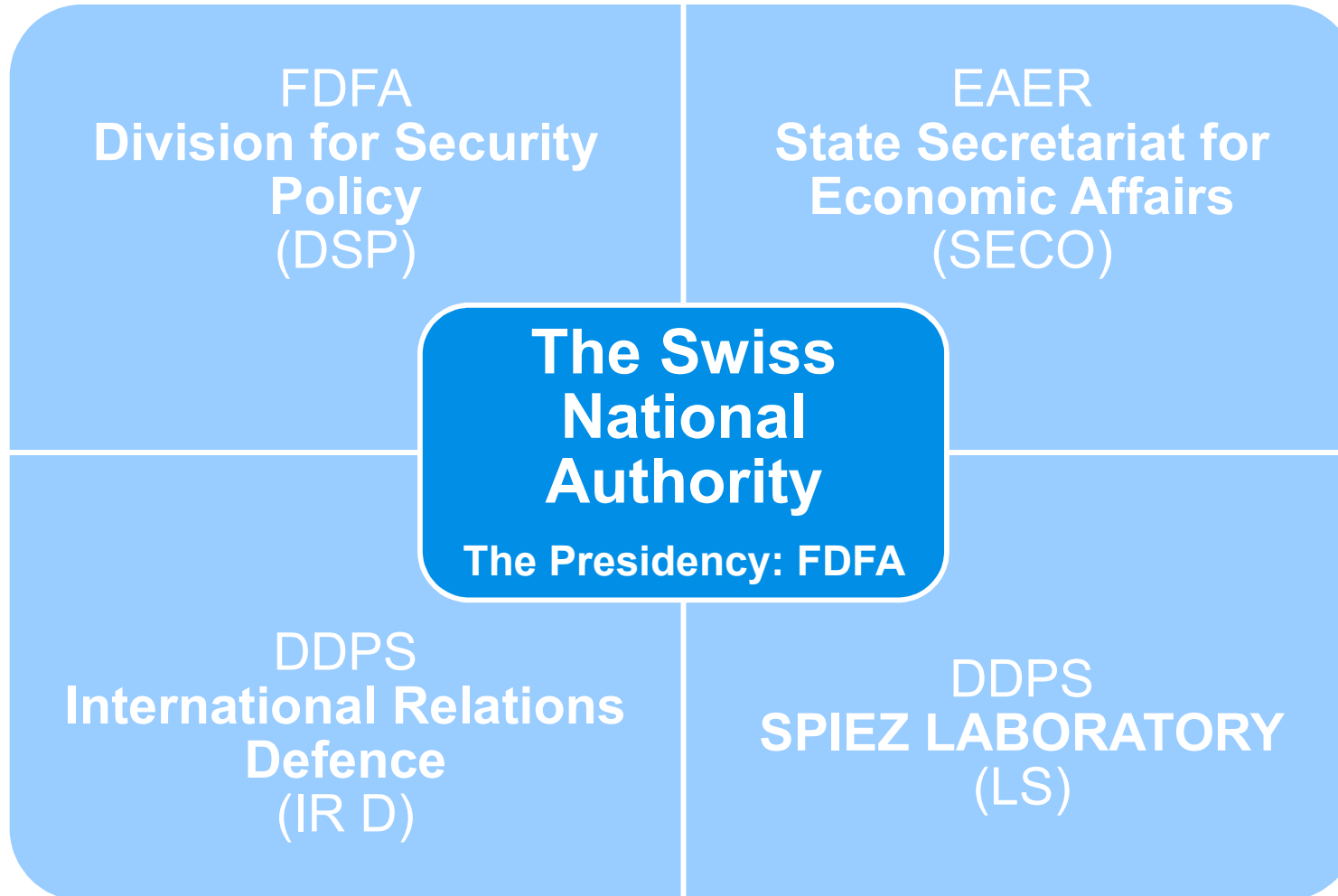
Swiss Confederation

Federal Department of Economic Affairs,
Education and Research EAER
State Secretariat for Economic Affairs SECO

National Authority CWC

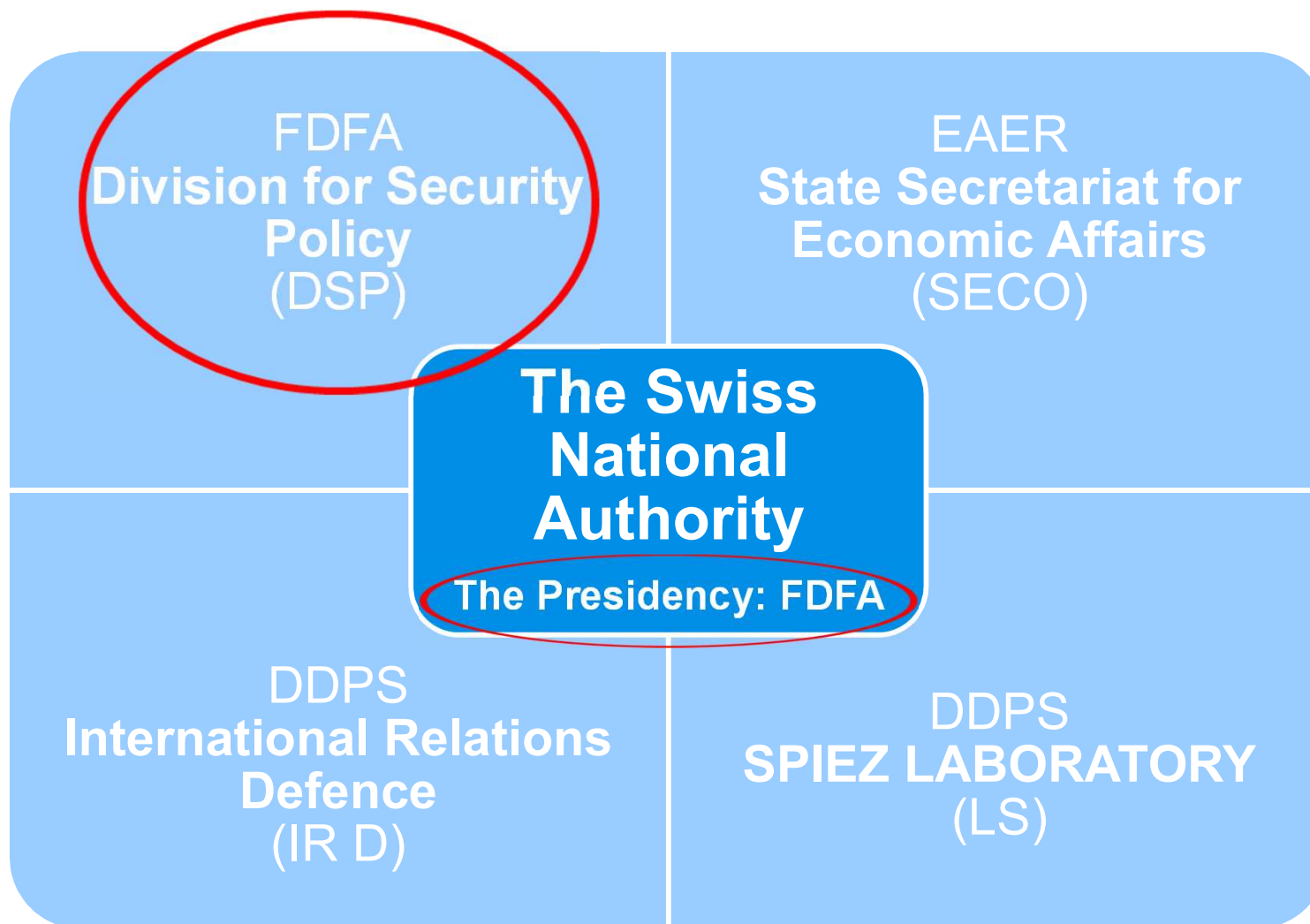


The Swiss National Authority CWC





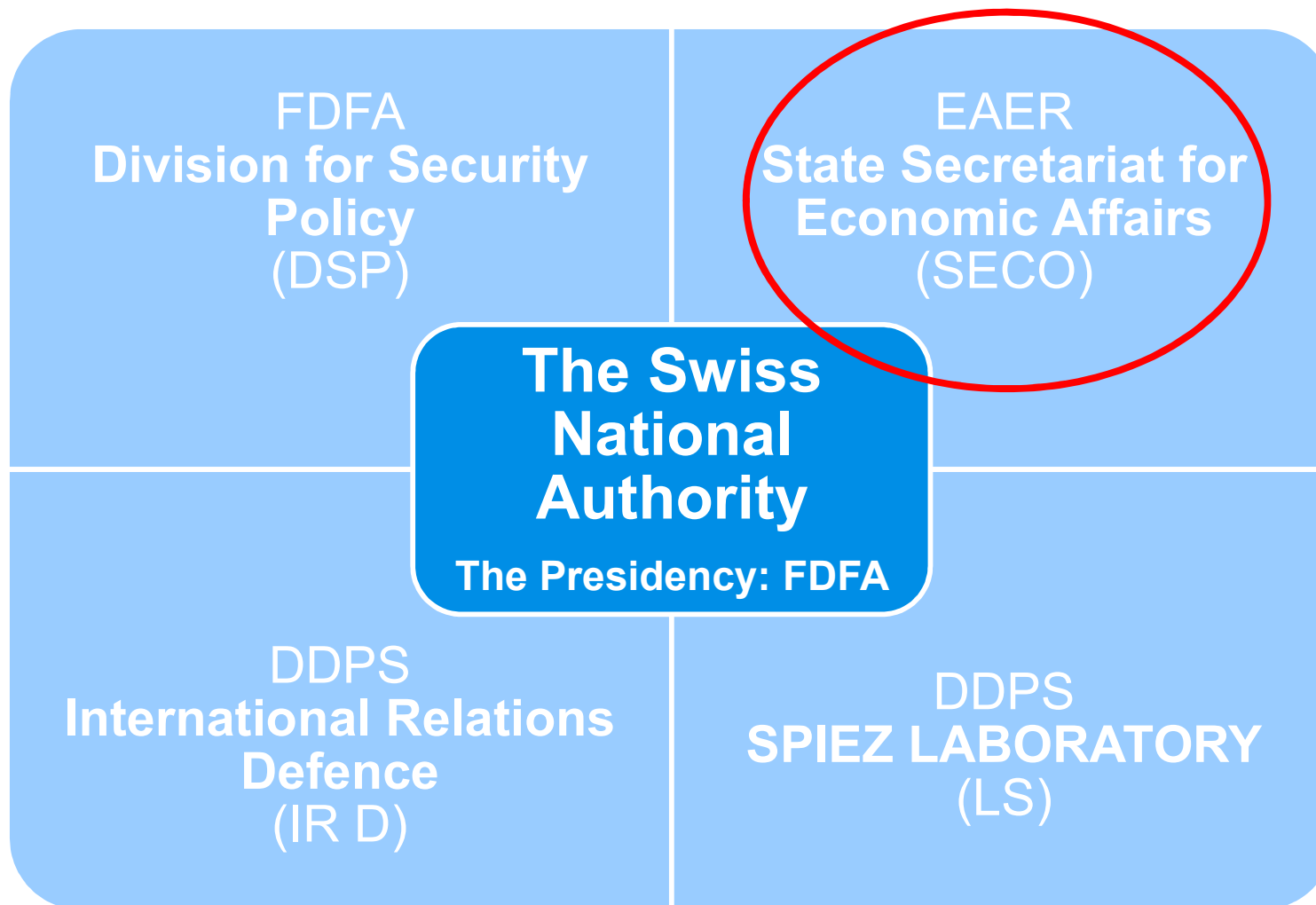
The Swiss National Authority CWC



- DSP in Bern (Heads the NA)
- Swiss Embassy in The Hague (Permanent representation to the OPCW)



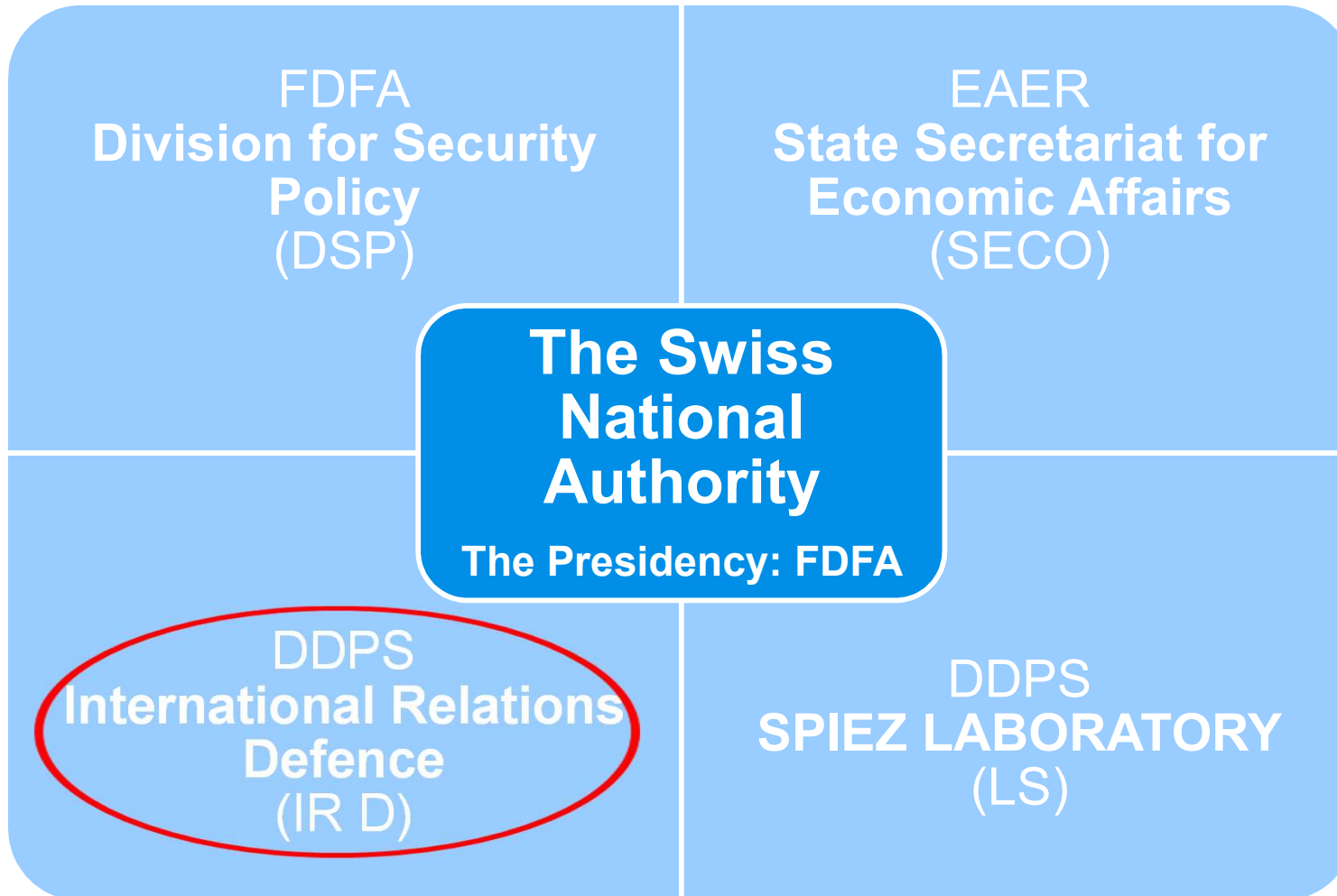
The Swiss National Authority CWC



- Responsible for legislation (e.g. Goods Control Act, Chemicals Control Ordinance)
- Lead in industry aspects of the CWC (e.g. inspections, industry cluster)
- Implementation of export control regulations (licensing)



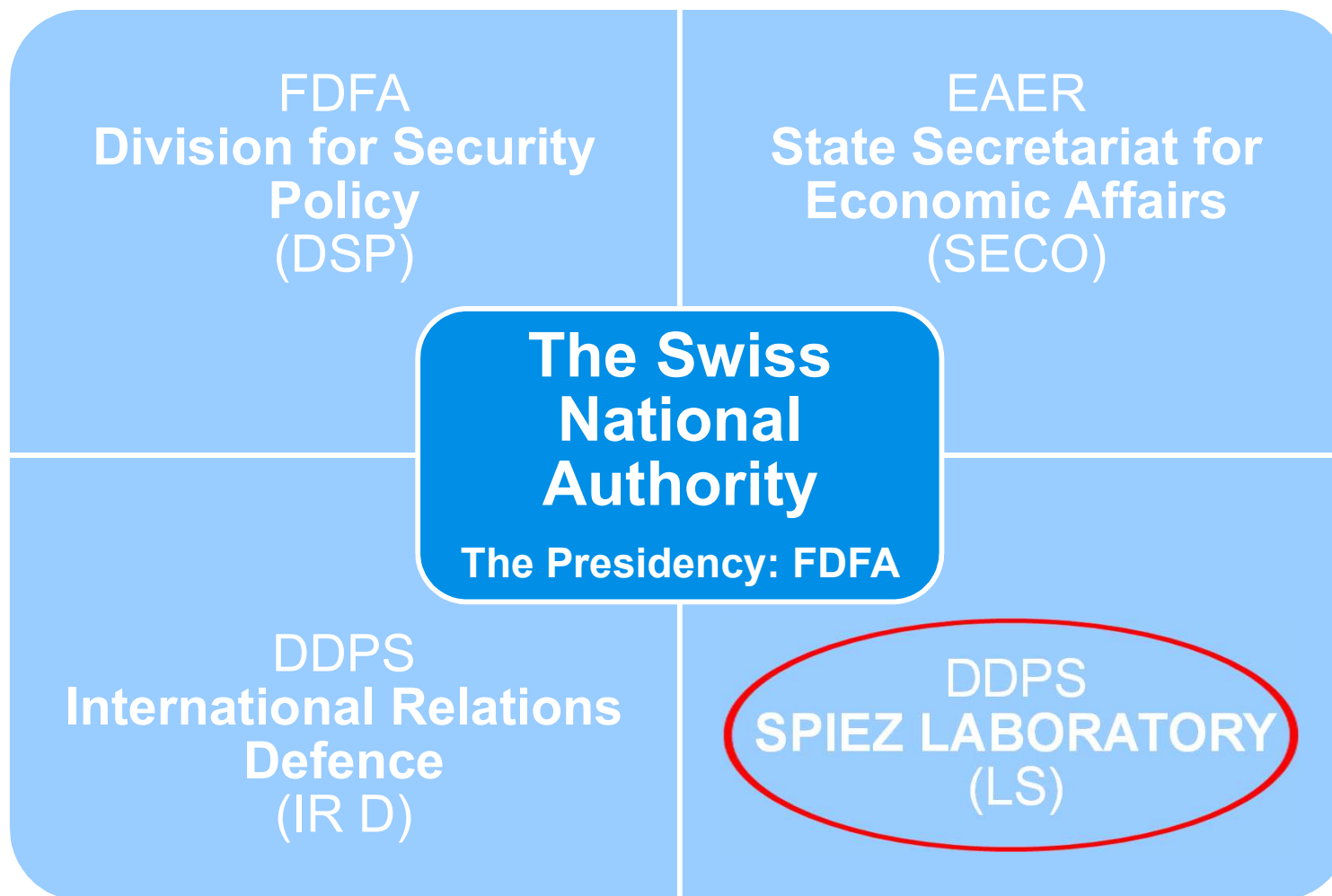
The Swiss National Authority CWC



- Technical assistance and training for other States Parties under Art. X (Assistance and Protection against Chemical Weapons)
- In charge of Schedule 1 Inspections



The Swiss National Authority CWC



- Provides technical advice to Swiss delegations and the NA (incl. on inspections)
- Reporting centre for all CWC chemical industry declarations

- Support to OPCW:
- Designated Laboratory
 - OCAD data
 - Ref. samples
 - MOCK insp.
 - etc.



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

Swiss Confederation

Federal Department of Economic Affairs,
Education and Research EAER
State Secretariat for Economic Affairs SECO

International Level: Treaties and Export Control Regimes



International Treaties and Regimes

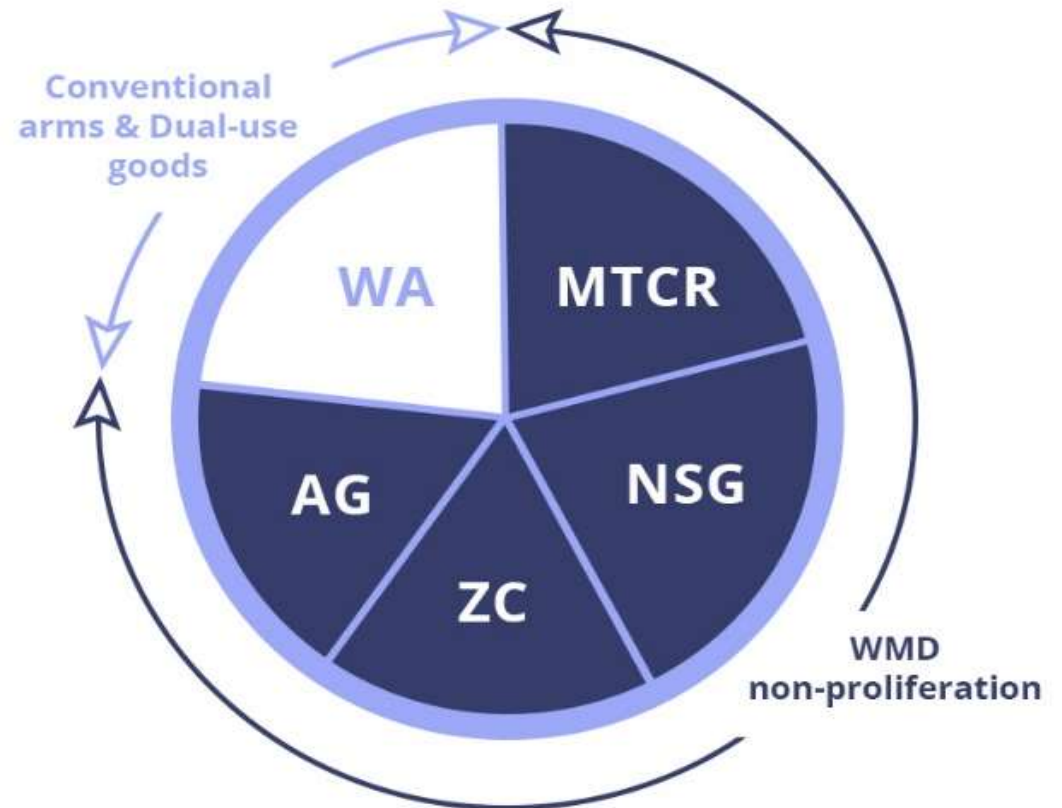
UNSCR 1540 (2004)

NPT

Safeguards Agreement

CWC

BWC



Bilateral Agreements



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

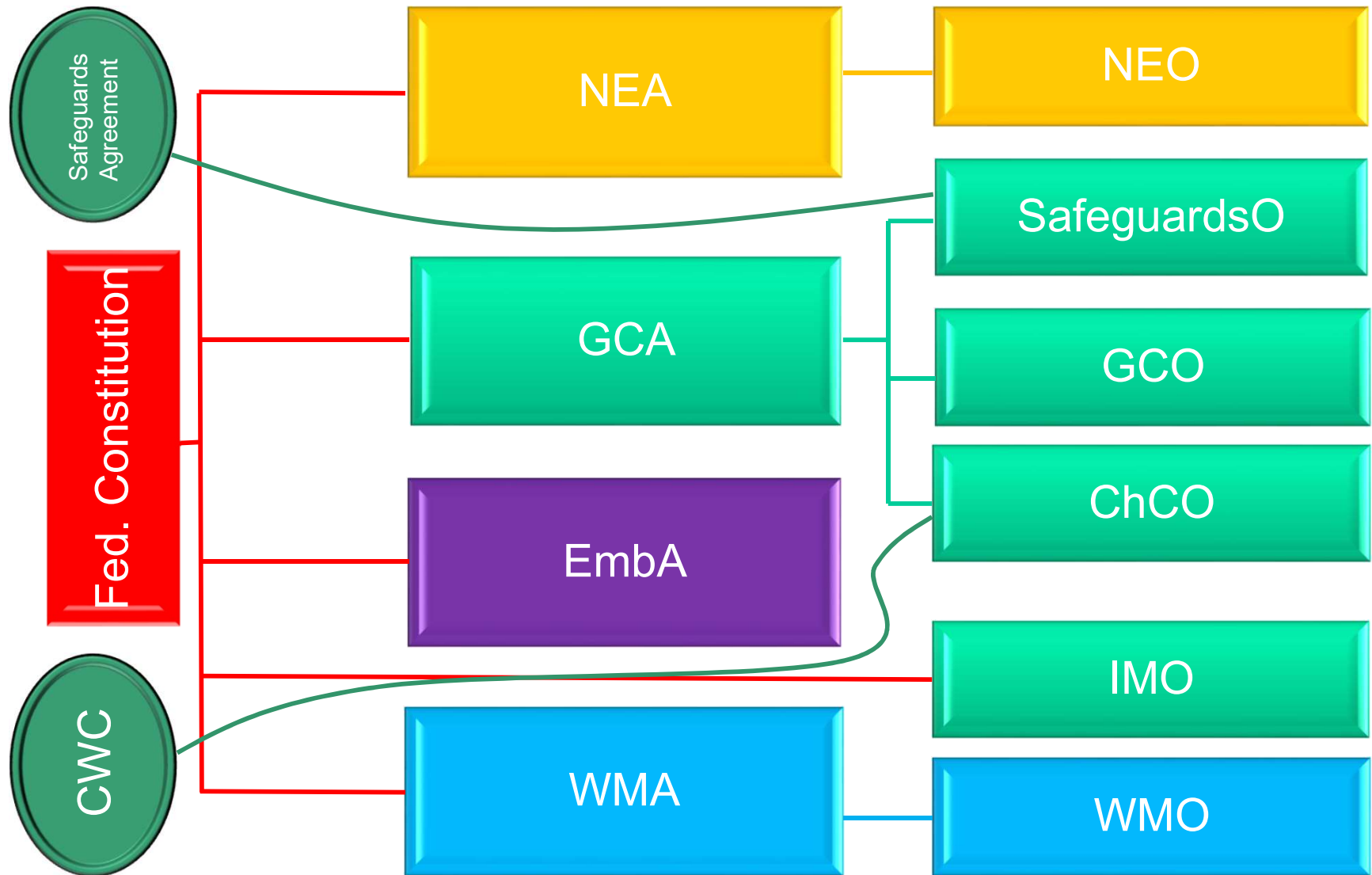
Swiss Confederation

Federal Department of Economic Affairs,
Education and Research EAER
State Secretariat for Economic Affairs SECO

National Level: Legal Implementation



Swiss Legal Implementation





Goods Covered

Nuclear goods

Dual-Use goods

Specific military equipment

Strategic goods

Specific arms and explosives

Catch-all (WMD)



Legal Basis CWC: Chemicals Control Ordinance (ChCO → <https://bit.ly/2IUzBly>)

ChCO	
Chapter 1	General provisions
Chapter 2	Responsibilities
Chapter 3	Prohibitions
Chapter 4	Licensing obligations
Chapter 5	Reporting obligations
Chapter 6	Inspections
Chapter 7	Legal sanctions
Chapter 8	Final provisions
Annex:	Lists of chemicals (scheduled chemicals)



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

Swiss Confederation

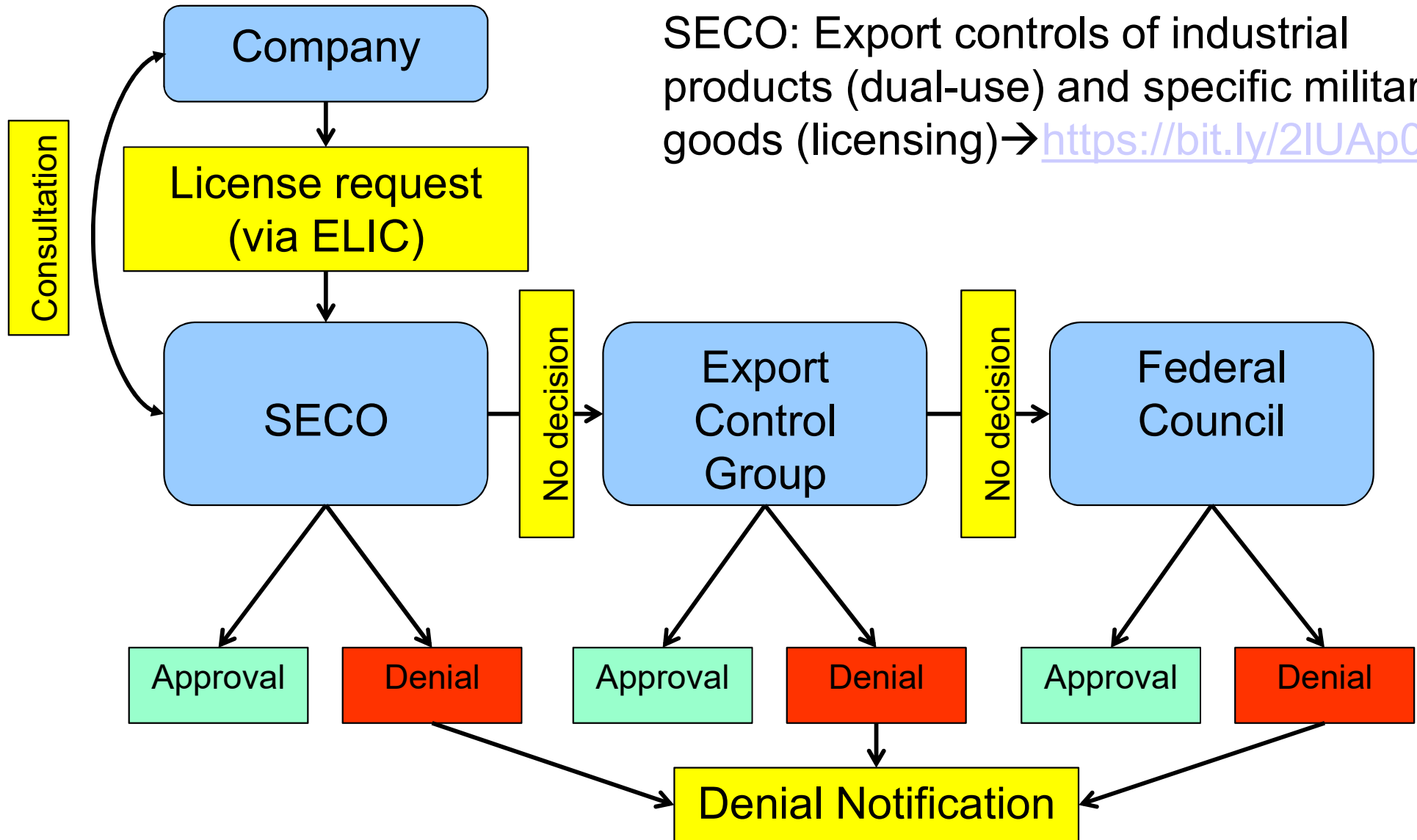
Federal Department of Economic Affairs,
Education and Research EAER
State Secretariat for Economic Affairs SECO

Licensing



Licensing: Goods Control Act

SECO: Export controls of industrial products (dual-use) and specific military goods (licensing) → <https://bit.ly/2IUAp02>





How to identify listed chemicals?

- CWC: Annex of the ChCO (more extensive: Scheduled Chemicals Database → <https://bit.ly/2IYqt5A>)
- Overview (only CWC): see National Authority CWC website → <https://bit.ly/2kOIRio>
- Other international agreements: Annex 2 of the Goods Control Ordinance (GCO): see SECO website → <https://bit.ly/2IUAp02>
- Reminder: reporting requirements (to Spiez Laboratory) and licensing requirements (to SECO) are separate requirements!



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

Swiss Confederation

Federal Department of Economic Affairs,
Education and Research EAER
State Secretariat for Economic Affairs SECO

Questions?



Glossary

AG	Australia Group
BWC	Biological Weapons Conventions
ChCO	Chemicals Control Ordinance
CWC	Chemical Weapons Convention
DDPS	Federal Department of Defence, Civil Protection and Sport
EAER	Federal Department of Economic Affairs, Education and Research
ELIC	Electronic Licensing System
EmbA	Embargo Act
FDFA	Federal Department of Foreign Affairs
GCA	Goods Control Act
GCO	Goods Control Ordinance
IAEA	International Atomic Energy Agency
IMO	Ordinance concerning the export and brokering of dual-use internet and mobile communication surveillance goods
IR D	International Relations Defence
LS	Spiez Laboratory
MTCR	Missile Technology Control Regime
NEA	Nuclear Energy Act
NEO	Nuclear Energy Ordinance
NPT	Nuclear Non-Proliferation Treaty
NSG	Nuclear Suppliers Group
OCAD	OPCW Central Analytical Database
OPCW	Organisation for the Prohibition of Chemical Weapons
SafeguardsO	Safeguards Ordinance
SECO	State Secretariat for Economic Affairs
UNSCR 1540	UN Security Council Resolution 1540
WA	Wassenaar Arrangement
WMA	War Materials Act
WMO	War Materials Ordinance
ZC	Zangger Committee