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

SECO and SPIEZ LABORATORY
September 2022
Agenda

1. SECO

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)
National Authority CWC
The Swiss National Authority CWC

- ISD 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

FDFA
International Security Division (ISD)

EAER
State Secretariat for Economic Affairs (SECO)

DDPS
International Relations Defence (IR D)

The Swiss National Authority
The Presidency: FDFA

Spiez Laboratory (LS)

- 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.
International Level: Treaties and Export Control Regimes
International Treaties and Regimes

UNSCR 1540

NPT

Safeguards Agreement

CWC

BWC

Bilateral Agreements

Conventional arms & Dual-use goods

MTCR

WA

AG

NSG

ZC

WMD non-proliferation

Training on CWC Obligations for Industry
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National Level: Legal Implementation
Swiss Legal Implementation

- Safeguards Agreement
- Nuclear Energy Act
- Goods Control Act
- War Materials Act
- Embargo Act
- Nuclear Energy
- Safeguards
- Chemicals Control
- Goods Control
- Surveillance of Internet and Mobile Communications
- War Material

Training on CWC Obligations for Industry
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### Goods Covered

<table>
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<td>Nuclear goods</td>
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<td>Dual-Use goods</td>
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<tr>
<td>Specific military equipment</td>
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<tr>
<td>Strategic goods</td>
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<td>Specific arms and explosives</td>
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<td>Catch-all (WMD)</td>
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Legal Basis CWC: Chemicals Control Ordinance (ChCO)

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<td>Annex:</td>
<td>Lists of chemicals (scheduled chemicals)</td>
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Licensing
Licensing: Goods Control Act

Consultation

Company

License request (via ELIC)

SECO

Export Control Group

Federal Council

Approval

Denial

Approval

Denial

Approval

Denial

Denial Notification

SECO: Export controls of industrial products (dual-use) and specific military goods (Licensing)
How to identify listed chemicals?

• Overview: National Authority CWC Website

• Annex of the ChCO

• OPCW Scheduled Chemicals Database

• Other international agreements: Annex 2 of the Goods Control Ordinance (GCO) → SECO website

• Keep in mind: reporting requirements (Spiez Laboratory) and licensing requirements (SECO) are separate requirements!
Questions?