REPORTING FORMS

pursuant to the Decision of the Third CCW Review Conference on the establishment of a Compliance mechanism applicable to the Convention, as contained in its Final Declaration, Annex II, Paragraph 5 (CCW/CONF.III/11, Part II)

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NAME OF THE HIGH CONTRACTING PARTY: PORTUGAL

PARTY TO:
☒ Protocol I (Protocol on Non-Detectable Fragments)
☒ Protocol II (Protocol on Mines Booby-Traps and Other Devices)
☒ Amended Protocol II (amended Protocol on Mines Booby-Traps and Other Devices)
☒ Protocol III (Protocol on Incendiary Weapons)
☒ Protocol IV (Protocol on Blinding Laser Weapons)
☒ Protocol V (Protocol on Explosive Remnants of War)

ACCEDED TO:
☒ The amendment to Article 1 of the Convention

DATE OF SUBMISSION: 16/09/2008

(NOTE: the recommended deadline for submission of the national reports was fixed by the 2007 Meeting of the High Contracting Parties at 1 October of each calendar year)

NATIONAL POINT(S) OF CONTACT¹ (Organization, telephones, fax, e-mail):

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¹ Please indicate individually for the CCW and each Protocol (if different).
This information can be available to other interested parties and relevant organizations

☐ NO

☐ Partially, only the following forms: A ☐ B ☐ C ☐ D ☐ E ☐

NOTE: unless otherwise indicated all reports will be made public.

Note: Pursuant to paragraph 5 of the above Decision the High Contracting Parties have agreed “to provide information to the Secretary-General in advance of the Meeting, which will be circulated by the Secretary-General to all the High Contracting Parties, on any of the following matters:

(a) Dissemination of information on the Convention and its annexed Protocols to their armed forces and to the civilian population;

(b) Steps taken to meet the relevant technical requirements of the Convention and its annexed Protocols and any other relevant information pertaining thereto;

(c) Legislation related to the Convention and its annexed Protocols;

(d) Measures taken on technical co-operation and assistance; and

(e) Other relevant matters.”

Each of the items listed above are provided as separate individual forms to be filled out by each High Contracting Party accordingly.
FORM A: Dissemination of information

Paragraph 5 of the Decision on Compliance:

“The High Contracting Parties will provide information [...] on:

(a) Dissemination of information on the Convention and its annexed Protocols to their armed forces and to the civilian population;”

High Contracting Party: PORTUGAL

Reporting period: from 01/01/2007 to 31/12/2007

Additional information of dissemination of information on CCW Amended Protocol II to armed forces and civilian population is contained in the National Annual Report provided in accordance with paragraph 4(a) of Article 13 of Amended Protocol II for the year: 2007

Additional information on dissemination of information on CCW Protocol V is contained in the National Report provided pursuant to paragraph 2(b) of Article 10 of Protocol V for the year: 2007

Information to the armed forces, including the extent to which the CCW and its Protocols are part of military manuals and the training curriculum of its armed forces:

The substance of the Convention on the Prohibitions or Restrictions on the Use of Certain Conventional Weapons which may be deemed to be excessively injurious or to have indiscriminate effects (CCW) and its annexed Protocols is disseminated among the army. The Convention and its Protocols are distributed to all army units during the instruction phase and they receive all the relevant information on the provisions of the Convention. Additional training is provided to the forces in the pre-deployment phase.

Information to the civilian population, including information on any programs, courses or documentation to disseminate the CCW to non-military audiences:

All the documentation related to the CCW is available to the public in Portuguese language and can easily be accessed on the internet.

Any other relevant information:

N/A
FORM B: Technical requirements and relevant information

Paragraph 5 of the Decision on Compliance:

“The High Contracting Parties will provide information [...] on:

(b) Steps taken to meet the relevant technical requirements of the Convention and its annexed Protocols and any other relevant information pertaining thereto;”

High Contracting Party: PORTUGAL

Reporting period: from 01/01/2007 to 31/12/2007

Additional information on steps taken to meet technical requirements of Amended Protocol II and other relevant information pertaining thereto is contained in the National Annual Report provided pursuant to paragraph 4(c) of Article 13 of Amended Protocol II for the year: 2007

Additional information on steps taken to meet technical requirements of Protocol V and other relevant information pertaining thereto is contained in the National Report provided pursuant to paragraph 2 (b) of Article 10 of Protocol V for the year: 2007

Steps taken to meet the relevant technical requirements of the Convention and its annexed Protocols:

Compliance with Protocol I does not require any specific technical requirement as this kind of weapon is not part of the Armed Forces inventory.
Portugal complies with Amended Protocol II and with the Ottawa Convention. There are no live mines in the inventory. The mines that still exist are inert and used only for training purposes. The Ground Forces are trained in mine awareness.
Protocol III – No relevant technical requirements. Information on incendiary weapons, as designated by the present Protocol, is transmitted to the forces deployed.
Protocol IV - No relevant technical requirements. However special attention is given to the laser systems such as laser range finders and target designators.
Protocol V - No relevant technical requirements. Special attention is provided to the training of the EOD teams and to the storage and management of munitions and explosive devices according to NATO standards.

Any other relevant information:

N/A
FORM C: Legislation

Paragraph 5 of the Decision on Compliance:

“The High Contracting Parties will provide information [...] on:

(c) Legislation related to the Convention and its annexed Protocols;”

High Contracting Party: PORTUGAL

Reporting period: from 01/01/2007 to 31/12/2007

☐ additional information of legislation related to Amended Protocol II is contained in the National Annual Report provided pursuant to paragraph 4(d) of Article 13 of Amended Protocol II for the year

☐ additional information on legislation related to Protocol V is contained in the National Report provided pursuant to paragraph 2 (b) of Article 10 of Protocol V for the year:

Legislation, including the status and content of national legislation to prevent and suppress violations of amended Protocol II:

Law 31/2004, approved on 22 July 2004, criminalizes violations of international humanitarian law, namely the use of weapons that can be excessively injurious or have indiscriminate effects, in violation of the Convention on Certain Conventional Weapons and its Protocols, as well as the Ottawa Convention. In case of violation of any of these dispositions, sanctions are foreseen with imprisonment sentences from 10 to 25 years.

Any other relevant information, including the regulations and policies (other than national legislation) adopted to implement the CCW’s obligations and ensure compliance with its Protocols:

N/A
FORM D: Technical cooperation and assistance

Paragraph 5 of the Decision on Compliance:

“The High Contracting Parties will provide information [...] on:

(d) Measures taken on technical co-operation and assistance;”

High Contracting Party: PORTUGAL

Reporting period: from 01/01/2007 to 31/12/2007

Additional information of measures taken on international technical information exchange, on international cooperation on mine clearance, and on technical cooperation and assistance is contained in the National Annual Report provided in accordance with paragraph 4(e) of Article 13 of Amended Protocol II for the year: 

Additional information on measures taken on international technical cooperation and assistance is contained in the National Report provided pursuant to paragraph 2 (b) of Article 10 of Protocol V for the year: 

International technical co-operation, including relevant experiences in seeking or providing technical assistance and cooperation:

- technical assistance in the field of mine detection and clearance, in the framework of IFOR (Bosnia) and KFOR (Kosovo).
- Angola: technical support in demining activities (amount: 58.669 €)
- Guinea-Bissau: Instruction in demining activities (amount: 59.343,46 €)

Any other relevant information:

Nothing to report
FORM E: Other relevant matters

Paragraph 5 of the Decision on Compliance:

“The High Contracting Parties will provide information [...] on:

(e) Other relevant matters.”

High Contracting Party: PORTUGAL

Reporting period: from 01/01/2007 to 31/12/2007

☐ additional relevant information is contained in the National Annual Report provided pursuant to paragraph 4(a) of Article 13 of Amended Protocol II for the year:

☐ additional relevant information is contained in the National Report provided pursuant to paragraph 2 (b) of Article 10 of Protocol V for the year:

Other relevant matters:

Portugal has signed and ratified the Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on their Destruction (Ottawa Convention) and complies with all its obligations under that Convention.

Portugal completed the ratification process of Protocol V on 22 February 2008 and it entered into force on 22 August 2008. Portugal has also agreed to be bound by the Amendment to the CCW.

Portugal is part of the “Oslo Process” which aims to conclude, by the end of 2008, a legally binding treaty prohibiting cluster munitions that cause unacceptable harm to civilians and intends to sign and ratify the new treaty on cluster munitions.