ROMANIA

Working Paper: regarding Romanian export controls of biological weapons related equipment and technologies which could be used for production of biological and toxin weapons

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WORKING PAPER

regarding Romanian export controls of biological weapons related equipment and technologies which could be used for production of biological and toxin weapons.

Romania considers the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on Their Destruction, as well as the non-proliferation of such weapons, a pillar of international security at the regional and global levels.

As a state party to the Convention, Romania strictly observes the undertakings assumed under this Convention and is fully prepared to join the other states parties in the common endeavour to strengthen the international regime regarding biological and toxin weapons, set up by the Convention, in particular through new steps towards the universality of the Convention and confidence-building and control measures.

In keeping with her non-proliferation commitments, Romania has a firm policy of export controls, regarding all items relevant for production of biological and toxin weapons.

Based on the 1991 Government's decisions on the exports and imports regime, the Minister of foreign affairs, the Minister of national defence, the Minister of industry and the Minister of trade and tourism issued jointly
Order no. 40 on the control of exports which could contribute to the proliferation of weapons of mass-destruction and of the missiles carrying such weapons, published on July 8, 1991 in "Monitorul Oficial al României", which is the official national publication, containing all laws and regulations.

According to the provisions of this Order, exports and imports for reexporting of biological agents, related equipment and technologies, listed in the Annex, which is an integral part of Order no. 40, are subject to the terms and conditions for obtaining a licence, as stated in Order no. 49 of December 15, 1990, of the Minister of trade and tourism.

In applying for licences for export or import for reexporting of any item listed in the Annex, economic agents shall ensure the strict compliance with the international obligations undertaken by Romania regarding non-proliferation and export control.

Order no. 40 states that the Ministry of Foreign Affairs, the Ministry of National Defence, the Ministry of Industry and the Ministry of Trade and Tourism shall mutually advise and consult on the export requests for the biological agents, related equipment and technologies listed in the Annex, so that compliance with the international commitments undertaken by Romania in the non-proliferation field be ensured.

According to the provisions of Order no. 40, the above-mentioned ministries and, as the case may be, other field ministries, shall periodically review the import and export licences on the basis of existing records and customs statistics, for the purpose of taking measures in accordance with the international understandings that Romania has agreed to.
The export control Order no. 40 came into force on July 8, 1991, the date of its publication in "Monitorul Oficial al României".
ANNEX

LIST OF BIOLOGICAL AGENTS, RELATED EQUIPMENT AND TECHNOLOGIES WHICH ARE SUBJECT TO EXPORT CONTROLS FOR PREVENTING BIOLOGICAL AND TOXIN WEAPONS PROLIFERATION

A. 1. Biological agents adapted for use in war to produce casualties in humans or animals, or to damage crops.

2. Equipment specially designed and intended for the dissemination of the materials specified in head (1).

3. Equipment specially designed and intended for defence against the materials specified in head (1) and for their detection and identification.

4. Components specially designed for the items specified in head (2) or (3).

5. Biopolymers specially designed or processed for detection and identification of chemical warfare (CW) agents specified in head (1) and the cultures of specific cells used to produce them.

6. Biocatalysts for decontamination and degradation of CW agents, and biological systems therefor, the following:
a. biocatalysts, specially designed for decontamination and degradation of CW agents specified in head (1), resulting from directed laboratory selection or genetic manipulation of biological systems.

b. biological systems, the following:
   expression vectors, viruses or cultures of cells containing the genetic information specific to the production of biocatalysts specified in sub-head (6 a):

7. Technology the following:
   a. technology for the development, production and use of biological agents, related equipment and components specified in heads (1) to (4);
   b. technology for the development, production and use of biopolymers and the cultures of specific cells used to produce them specified in head (5);
   c. technology exclusively for the incorporation of biocatalysts specified in sub-head (6 a) into military carrier substances or military material.
B. Equipment and technology for the production of items specified in Group A (heads (1) to (6)):

1. Specially designed or modified production equipment for the production of products specified in Group A.

2. Specially designed environmental test facilities and specially designed equipment therefor, for the certification, qualification, or testing of products specified in Group A.

3. Production technology, even if the equipment with which such technology is to be used is not specified in Groups A or B.

4. Technology specific to the design of, the assembly of components into, and the operation, maintenance and repair of complete production installations even if the components themselves are not specified in Groups A or B.