



**UNODC**

United Nations Office on Drugs and Crime

# Introduction to the International Convention for the Suppression of Acts of Nuclear Terrorism and UNODC's related assistance

PGA Regional Parliamentary Webinar

“Promoting Nuclear and Radiological Security in the Caribbean Region”

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Terrorism Prevention Branch

# Adoption and entry into force

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- Ad hoc committee established by General Assembly Resolution 51/210 (17 Dec 1996)
- Draft presented by the Russian Federation
- Adopted in 2005
- Entered into force in 2007
- 118 States Parties



Countries	Signature	Approval (AA), Acceptance (A), Accession (a), Ratification
Anguilla		
Antigua and Barbuda		01/12/2009 (a)
Bahamas		
Barbados		
Belize		
Bermuda		
British Virgin Islands		
Cayman Islands		
Dominica		
Grenada		

Countries	Signature	Approval (AA), Acceptance (A), Accession (a), Ratification
Guyana		
Haiti		
Jamaica	05/12/2006	27/12/2013
Montserrat		
St. Kitts and Nevis		13/08/2020 (a)
St. Lucia		12/11/2012 (a)
St. Vincent and the Grenadines		08/07/2010 (a)
Suriname		
Trinidad and Tobago		
Turks and Caicos Islands		



CUBA

HAITI

DOMINICAN REPUBLIC

PUERTO RICO

BRITISH VIRGIN ISLANDS

US VIRGIN ISLANDS

ANGUILLA

SAINT MARTIN

SINT MAARTEN

SAINT BARTHELEMY

ST KITTS AND NEVIS

ANTIGUA AND BARBUDA

MONTSERRAT

GUADELOUPE

DOMINICA

MARTINIQUE

ST LUCIA

ST VINCENT AND THE GRENADINES

BARBADOS

ARUBA

CURACAO

BONAIRE

GRENADA

TRINIDAD AND TOBAGO

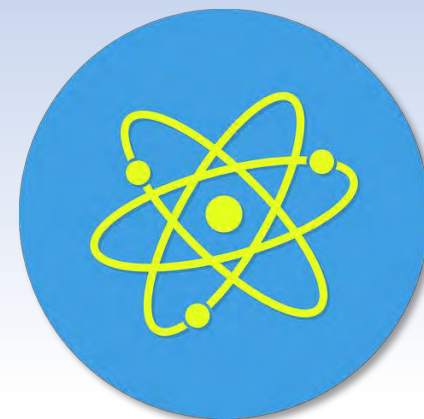
COLOMBIA

# Criminalization

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Article 2: **Offences** involving radioactive material, radioactive devices or nuclear facilities (committed unlawfully and intentionally)

- Possession
- Use / damage
- Threat
- Demand
- Attempt
- Participation as accomplice
- Organization / direction of others
- Contribution in any other way



# Jurisdiction

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- States Parties to establish jurisdiction over Convention offences
- Extradite or prosecute (no safe haven for terrorists)
- Jurisdictional grounds (article 9)
  - ✓ Mandatory
  - ✓ Optional



# International cooperation

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✓ Extradition

✓ Mutual legal assistance

✓ Information exchange



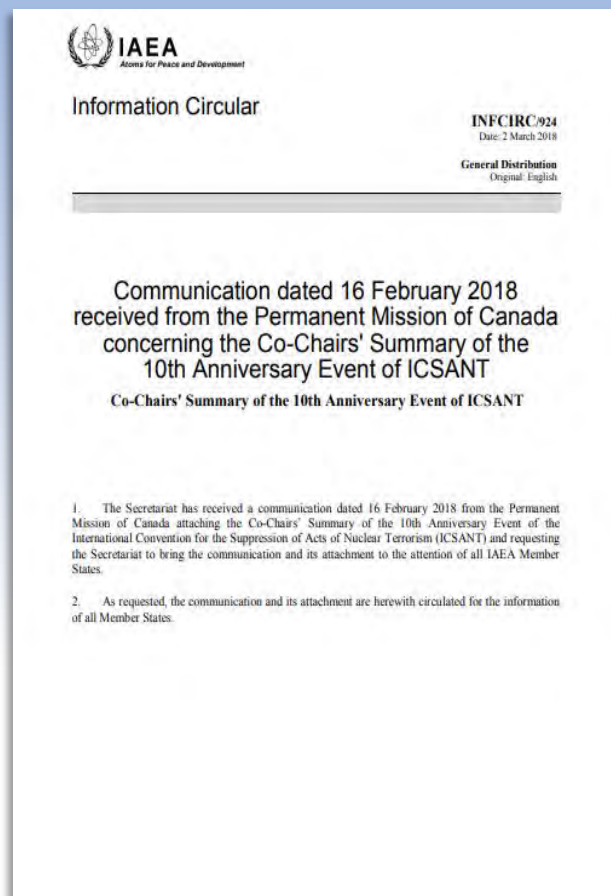
✓ Competent authorities / liaison points

✓ Preventive measures

✓ Post-crisis situations



# INFCIRC/924



- 10<sup>th</sup> anniversary of ICSANT
- Event Co-Chaired by Canada and UNODC (Vienna, 5 Dec 2017)
- 100 delegates, 47 countries
- Sharing of information on national models for **implementation**, challenges and lessons learned, **synergies** and differences vis à vis CPPNM and CPPNM/A, efforts towards **universalization**
- Key findings in IAEA INFCIRC/924

# INFCIRC/924 (cont'd)

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*"In light of the persistent and evolving worldwide threat of nuclear terrorism, mutually reinforcing national and international initiatives have been major priorities in the effort to enhance global nuclear security, given its trans-border nature. One such area of work includes **strengthening legal frameworks** that underpin and sustain a nation's nuclear security architecture. As a **key legal element of the international nuclear security architecture**, **universal adherence to ICSANT remains an important goal.**"*

# Benefits of joining ICSANT

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- ✓ Complementary to other legal instruments
- ✓ Larger scope of application
- ✓ Facilitates international cooperation
- ✓ Establishes common definitions and minimum standards in the field of nuclear security
- ✓ Contributes to reduce risk of impunity
- ✓ Deterrent effect
- ✓ May contribute to States' compliance with obligations deriving from relevant UNSC resolutions



# Relevance to UNSC resolution 1540 (2004)

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**OP 2:** “...all States ... shall **adopt and enforce appropriate effective laws** which prohibit any non-State actor to manufacture, acquire, possess, develop, transport, transfer or use nuclear, chemical or biological weapons and their means of delivery, in particular for terrorist purposes, as well as attempts to engage in any of the foregoing activities, participate in them as an accomplice, assist or finance them.”

# Relevance to UNSC resolution 1540 (2004)

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**OP 8:** *[The Security Council] calls upon all States:*

- (a) To promote the **universal adoption and full implementation**, and, where necessary, strengthening **of multilateral treaties** to which they are parties, whose aim is to prevent the proliferation of nuclear, biological or chemical weapons;*
- (b) To adopt **national rules and regulations** [...] to ensure compliance with their commitments under the key multilateral non-proliferation treaties;*
- (c) To renew and fulfil their commitment to **multilateral cooperation** [...]*

# Relevance to UNSC resolution 2325 (2016)

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**OP 15:** *[The Security Council] recalls its decision that all States, in accordance with their national procedures, shall **adopt and enforce appropriate effective laws** for the prohibition of activities under paragraph 2 of resolution 1540 (2004) [...]*

Key role of Parliamentarians highlighted in Preamble:

*“ [...] acknowledging that **parliamentarians** have a key role in enacting the necessary legislation to implement the obligations of the resolution.”*

# Terrorism Prevention Branch

Expertise and specialized knowledge

Mandated to provide **technical legal assistance** to UN Member States in the fight against terrorism



## Mission



# UNODC technical assistance

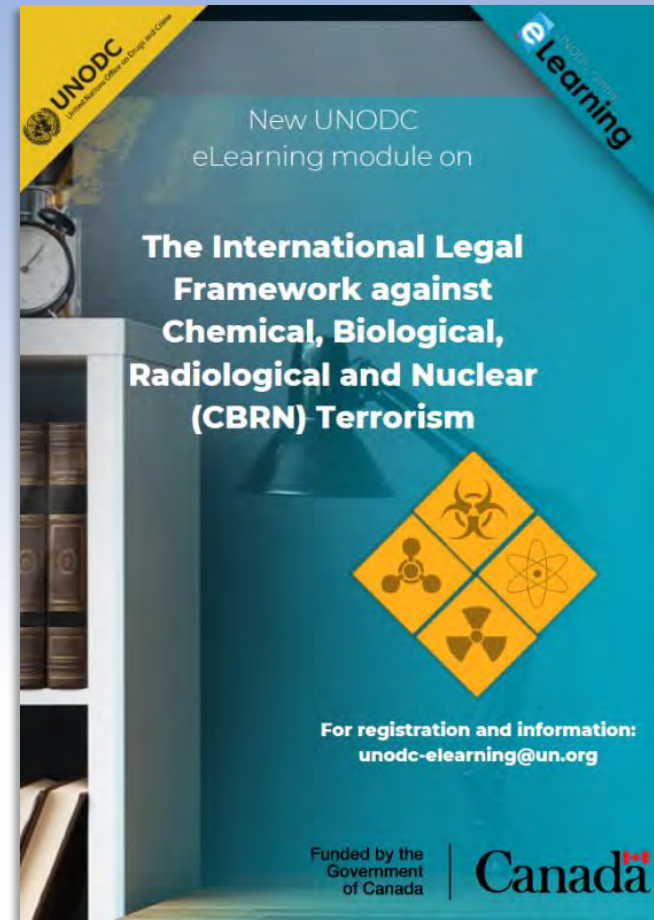
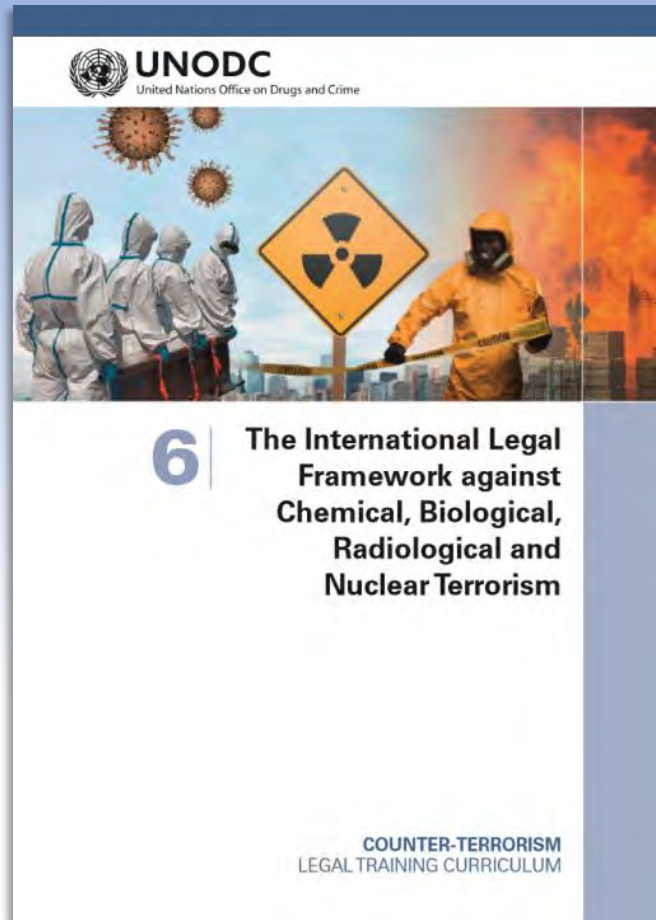
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UNODC delivers legal technical assistance and tailored capacity-building assistance to requesting Member States through:

- ✓ National, regional, international **workshops** for criminal justice officials
- ✓ Expert **missions**
- ✓ **Legislative assistance** (model legislative provisions, assistance in the drafting/review of national CT legislation)
- ✓ Outreach and **awareness-raising**
- ✓ Mock trials, **TTX**
- ✓ **Webinars**
- ✓ Counter-terrorism legislation **database**
- ✓ Manuals & other **training tools**



# Development of training tools





*Thank you for your attention!*

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