

§710.5

§710.5 Authority.

The CWCR (parts 710 through 729 of this subchapter) implement certain provisions of the Chemical Weapons Convention under the authority of the Chemical Weapons Convention Implementation Act of 1998 (Act), the National Emergencies Act, the International Emergency Economic Powers Act (IEEPA), as amended, and the Export Administration Act of 1979, as amended, by extending verification and trade restriction requirements under Article VI and related parts of the Verification Annex of the Convention to U.S. persons. In Executive Order 13128 of June 25, 1999, the President delegated authority to the Department of Commerce to promulgate regulations to implement the Act, and consistent with the Act, to carry out appropriate functions not otherwise assigned in the Act but necessary to implement certain reporting, monitoring and inspection requirements of the Convention and the Act.

§710.6 Relationship between the Chemical Weapons Convention Regulations and the Export Administration Regulations, the International Traffic in Arms Regulations, and the Alcohol, Tobacco, Firearms and Explosives Regulations.

Certain obligations of the U.S. Government under the CWC pertain to exports and imports. The obligations on exports are implemented in the Export Administration Regulations (EAR) (15 CFR parts 730 through 774) and the International Traffic in Arms Regulations (ITAR) (22 CFR parts 120 through 130). See in particular §§742.2 and 742.18 and part 745 of the EAR, and Export Control Classification Numbers 1C350, 1C351, 1C355 and 1C395 of the Commerce Control List (supplement no. 1 to part 774 of the EAR). The obligations on imports are implemented in the Chemical Weapons Convention Regulations (§§712.2 and 713.1) and the Alcohol, Tobacco, Firearms and Explosives Regulations in 27 CFR part 447.

[71 FR 24929, Apr. 27, 2006, as amended at 73 FR 78182, Dec. 22, 2008]

15 CFR Ch. VII (1–1–10 Edition)

SUPPLEMENT NO. 1 TO PART 710—STATES PARTIES TO THE CONVENTION ON THE PROHIBITION OF THE DEVELOPMENT, PRODUCTION, STOCKPILING, AND USE OF CHEMICAL WEAPONS AND ON THEIR DESTRUCTION

LIST OF STATES PARTIES AS OF DECEMBER 20, 2008

Afghanistan	Finland
Albania	France
Algeria	Gabon
Andorra	Gambia
Antigua and Barbuda	Georgia
Argentina	Germany
Armenia	Ghana
Australia	Greece
Austria	Grenada
Azerbaijan	Guatemala
Bahrain	Guinea
Bangladesh	Guinea-Bissau
Belarus	Guyana
Belgium	Haiti
Belize	Holy See*
Benin	Honduras
Bhutan	Hungary
Bolivia	Iceland
Bosnia-Herzegovina	India
Botswana	Indonesia
Brazil	Iran (Islamic Republic of)
Brunei Darussalam*	Ireland
Bulgaria	Italy
Burkina Faso	Jamaica
Burundi	Japan
Cambodia	Jordan
Cameroon	Kazakhstan
Canada	Kenya
Cape Verde	Kiribati
Central African Republic	Korea (Republic of)
Chad	Kuwait
Chile	Kyrgyzstan
China***	Laos (P.D.R.)*
Colombia	Latvia
Comoros	Lebanon
Congo (Republic of the)	Lesotho
Cook Islands**	Liberia
Costa Rica	Libya
Cote d'Ivoire (Ivory Coast)	Liechtenstein
Croatia	Lithuania
Cuba	Luxembourg
Cyprus	Macedonia (The Former Yugoslav Republic of)
Czech Republic	Madagascar
Denmark	Malawi
Djibouti	Malaysia
Dominica	Maldives
Ecuador	Mali
El Salvador	Malta
Equatorial Guinea	Marshall Islands
Eritrea	Mauritania
Estonia	Mauritius
Ethiopia	Mexico
Fiji	

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Micronesia (Federated States of)	Saint Kitts and Nevis	Tunisia	United States
Moldova (Republic of)*	Saint Lucia	Turkey	Uruguay
Monaco	Saint Vincent and the Grenadines	Turkmenistan	Uzbekistan
Mongolia	Samoa	Tuvalu	Vanuatu
Montenegro	San Marino	Uganda	Venezuela
Morocco	Sao Tome and Principe	Ukraine	Vietnam
Mozambique	Saudi Arabia	United Arab Emirates	Yemen
Namibia	Senegal	United Kingdom	Zambia
Nauru	Serbia		Zimbabwe
Nepal	Seychelles		
Netherlands***	Sierra Leone		
New Zealand	Singapore		
Nicaragua	Slovak Republic*		
Niger	Slovenia		
Nigeria	Solomon Islands		
Niue**	South Africa		
Norway	Spain		
Oman	Sri Lanka		
Pakistan	Sudan		
Palau	Suriname		
Panama	Swaziland		
Papua New Guinea	Sweden		
Paraguay	Switzerland		
Peru	Tajikistan		
Philippines	Tanzania, United Republic of		
Poland	Thailand		
Portugal	Timor Leste (East Timor)		
Qatar	Togo		
Romania	Tonga		
Russian Federation	Trinidad and Tobago		
Rwanda			

*For export control purposes, these destinations are identified using a different nomenclature under the Commerce Country Chart in Supplement No. 1 to part 738 of the Export Administration Regulations (EAR) (15 CFR parts 730 through 774).

**For export control purposes, Cook Islands and Niue are not identified on the Commerce Country Chart in Supplement No. 1 to part 738 of the EAR and are treated the same as New Zealand, in accordance with § 738.3(b) of the EAR.

***For CWC States Parties purposes, a territory, possession, or department of any country that is listed in this Supplement as a State Party to the CWC, is treated the same as the country of which it is a territory, possession, or department (e.g., China includes Hong Kong and Macau; the Netherlands includes Aruba and the Netherlands Antilles).

[71 FR 24929, Apr. 27, 2006, as amended at 72 FR 14408, Mar. 28, 2007; 73 FR 78182, Dec. 22, 2008]

SUPPLEMENT NO. 2 TO PART 710—DEFINITIONS OF PRODUCTION

Schedule 1 chemicals	Schedule 2 and Schedule 3 chemicals	Unscheduled discrete organic chemicals (UDOCs)
Produced by a biochemical or biologically mediated reaction		Produced by synthesis*
Formation through chemical synthesis.	All production steps in any units within the same plant which includes associated processes—purification, separation, extraction distillation or refining.**	
Processing to extract and isolate Schedule 1 chemicals.		

*Intermediates used in a single or multi-step process to produce another declared UDOC are not declarable.

**Intermediates are subject to declaration, except "transient intermediates," which are those chemicals in a transition state in terms of thermodynamics and kinetics, that exist only for a very short period of time, and cannot be isolated, even by modifying or dismantling the plant, or by altering process operating conditions, or by stopping the process altogether are not subject to declaration.

PART 711—GENERAL INFORMATION REGARDING DECLARATION, REPORTING, AND ADVANCE NOTIFICATION REQUIREMENTS, AND THE ELECTRONIC FILING OF DECLARATIONS AND REPORTS

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