

26 March 2012

ENGLISH only



PERMANENT MISSION OF THE REPUBLIC OF CYPRUS
TO THE OSCE
VIENNA

REF: 24.32.022/ 12 /11

NOTE VERBALE

The Permanent Mission of the Republic of Cyprus to the OSCE, presents its compliments to the Permanent Missions and Delegations of all participating States and to the Conflict Prevention Center and in accordance with FSC.DEC/17/10 has the honor to submit the response to the Questionnaire on OSCE principles on the control of brokering in SALW.

The Permanent Mission of the Republic of Cyprus avails itself of this opportunity to renew to all Permanent Missions and Delegations of the participating States and to the Conflict Prevention Center, the assurances of its highest consideration.

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Vienna, 27 June 2011

To: -All the Permanent Missions and Delegations to the OSCE
-Conflict Prevention Centre

PARKRING 20, 1010, VIENNA, AUSTRIA
Tel: 513 06 30, Fax: 513 06 32

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*) Correction due to change of distribution status, text remains unchanged



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FSC.DEC/17/10
 24 November 2010
 Annex

QUESTIONNAIRE

Question	Sources	Question	YES	NO
1	PoA II.14	Does your country have laws, regulations and/or administrative procedures governing brokering in SALW ¹ ?		X
2		List laws and/or administrative procedures regulating SALW brokering in your country. [type text]		
3	GGE Report, paragraph 63(i)	Are those laws and procedures part of the national export control system?		
		Comments [type text]		
4	FSC.DEC/8/04	Does your country have a definition of brokering activities by persons and entities?		
4a		If yes, please provide. [type text]		
5		Does your country require brokers to register before they can apply for brokering licences?		
		Comments [type text]		
6		Does your country require a licence to engage in brokering activities?		
		Comments [type text]		
7		Does your country make a background check on past involvement in illicit activities before registering a broker or issuing brokering licences?		
		Comments [type text]		
8	PoA II.14	Does your country keep a register of SALW brokers/traders?		
		Comments [type text]		
9	FSC.DEC/8/04	Does your country require a licence for SALW brokering activities on the territory of your country regardless of the nationality of the brokers?		
		Comments [type text]		
10		Does your country control brokering activities outside your territory carried out by brokers of your country's nationality?		
		Comments [type text]		
11		Does your country control brokering activities outside your territory carried out by non-citizen residents who are established in your country's territory?		
		Comments [type text]		
12	BPG, Brokering, V (1)	What is the policy on deciding which State's jurisdiction is appropriate for each brokering transaction? [type text]		
13	BPG, Brokering, V (5(i))	Does your country have requirements for end-use documentation that must be met before each brokering activity is authorized?		
13(a)		If so, describe. [type text]		
14	PoA II.14	Does your country require a licence, permit or other authorization for each brokering transaction?		
15	GGE Report paragraph 44	Are such applications for a licence, permit or other authorization considered for approval on a case-by-case basis?		
		Comments [type text]		
16		Are there exceptions to the requirement to hold a licence or authorization for a brokering transaction?		
16a		Details (e.g. if the transaction is on behalf of the police or armed forces or other government officials) [type text]		
17		What are the criteria for granting a licence, permit or other authorization? [type text]		

¹ The Republic of Cyprus currently has no laws or regulations governing brokering of SALW. A bill has been brought before the House of Representatives but has not yet been brought to a vote.



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QUESTIONNAIRE (continued)

Question	Sources	Question	YES	NO
18	BPG,	Is <i>ex post facto</i> licensing possible?		
18(a)	Brokering, V (3)	If yes, under which conditions? [type text]		
19		Does your country have measures to validate the authenticity of documentation submitted by the broker?		
19(a)		If so, describe those measures.		
20	FSC.DEC/8/04	Does your country keep records of all licences or written authorizations issued?		
20(a)		If yes, how long are the records kept for?		
		(a) 10 years		
		(b) Indefinitely		
		(c) Other		
21	BPG,	Does your country require brokers to report regularly on their activities?		
21(a)	Brokering, V (4(ii))	If so, describe. [type text]		
22	PoA II.3	Is it a criminal offence to engage in a SALW brokering transaction without a licence or authorization in your country?		
		Comments [type text]		
23		Does your country share with other States information on such matters as the disbarment of brokers and revocation of registration?		
		Comments [type text]		
24		Does your country regulate activities that are closely associated with the brokering of SALW?		
24(a)		If so, which of the following activities are regulated (check relevant boxes)?		
		(a) Acting as dealers or agents in SALW		
		(b) Providing for technical assistance		
		(c) Training		
		(d) Transport		
		(e) Freight forwarding		
		(f) Storage		
		(g) Finance		
		(h) Insurance		
		(i) Maintenance		
		(j) Security		
		(k) Other services		
		Comments [type text]		
25		Are these activities regulated by legislation on brokering or any other legislation?		
26	PoA II.14	What penalties or sanctions does your country impose for illegal brokering activities?		
27	PoA II.14	If the answer to question 1 is "no", does your country wish to request assistance in developing laws, regulations and/or administrative procedures to regulate brokering in SALW?		
28		What kind of assistance do you require?		
29		Has your country developed a project proposal for assistance?		
29(a)		Does your country require training on controlling brokering activities in SALW?		
30	PoA II.6	During the reporting period, was action taken against groups or individuals engaged in illegal brokering (e.g., prosecution)?		
30(a)		Please give details.		
31		Is your country content for these replies to be published on the OSCE website?		