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**Eighteenth Meeting of the Parties
to the Montreal Protocol on
Substances that Deplete the Ozone Layer**
New Delhi, 30 October–3 November 2006

**Annotated provisional agenda of the Eighteenth Meeting of the
Parties to the Montreal Protocol**

I. Preparatory segment (30 October–1 November 2006)

1. Opening of the preparatory segment

1. The preparatory segment of the Eighteenth Meeting of the Parties to the Montreal Protocol is scheduled to be opened by the Co-Chairs of the Open-ended Working Group on 30 October at 10 a.m. in the Vigyan Bhavan Conference Centre, Maulana Azad Road, New Delhi. Registration of participants will begin at 8 a.m. on the same day. Participants are encouraged to register well in advance of the meeting through the Secretariat's internet website (<http://ozone.unep.org>). Under this agenda item, statements will be made by representatives of the Government of India and the United Nations Environment Programme.

2. Organizational matters:

(a) Adoption of the agenda of the preparatory segment (UNEP/OzL.Pro.18/1)

2. The provisional agenda set forth in document UNEP/OzL.Pro.18/1 will be before the Parties for adoption. Mr. Tom Land (United States of America) and Mr. Yahaya Nadzri (Malaysia) will co-chair the meeting.

(b) Organization of work

3. The Parties may wish to conduct their work in plenary session and draw up a specific timetable for the work on the agenda.

3. Consideration of membership of Protocol bodies for 2007

(a) Members of the Implementation Committee

4. The Eighteenth Meeting of the Parties will consider the issue of membership of the Implementation Committee. In accordance with the non-compliance procedure adopted by the Parties, the Implementation Committee is to consist of representatives of 10 Parties which are elected for two years on the basis of equitable geographical distribution. Representatives of outgoing Parties may be re-elected for a second consecutive term. In accordance with decision XII/13, the Committee selected to serve in 2007 is requested to elect its President and Vice-President during the Meeting itself in order to

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ensure continuity of these two offices. Draft decision XVIII/CC on this item is included in chapter III of document UNEP/OzL.Pro.18/3.

(b) Members of the Executive Committee of the Multilateral Fund for the Implementation of the Montreal Protocol

5. The Eighteenth Meeting of the Parties will consider the issue of membership of the Executive Committee. In accordance with its terms of reference, the Committee consists of seven members from the group of Parties operating under paragraph 1 of Article 5 of the Montreal Protocol and seven members from the group of Parties not so operating. Each group elects its Executive Committee members, who are then formally endorsed by the Meeting of the Parties. The group of Parties operating under Article 5 may wish to select the members to represent it in the Executive Committee for 2007, and also the Vice-Chair of the Committee for that year. The group of Parties not operating under Article 5 may wish to select its seven representatives for the Committee and the Chair for 2007. The Eighteenth Meeting of the Parties will be asked to endorse the selections of the new members and note the selection of the Chair and Vice-Chair of the Committee for 2007. Draft decision XVIII/DD on this item is included in chapter III of document UNEP/OzL.Pro.18/3.

(c) Co-Chairs of the Open-ended Working Group

6. In accordance with decision XVII/46 of the seventeenth Meeting of the Parties, Mr. Tom Land (United States of America) and Mr. Yahaya Nazari (Malaysia) have served as Co-Chairs of the Open-ended Working Group of the Parties to the Montreal Protocol for 2006. The Eighteenth Meeting of the Parties may wish to consider the chairmanship of the Open-ended Working Group in 2007. Draft decision XVIII/BB on this item is included in chapter III of document UNEP/OzL.Pro.18/3.

4. Financial reports and budgets of the trust funds for the Vienna Convention for the Protection of the Ozone Layer and the Montreal Protocol on Substances that Deplete the Ozone Layer (UNEP/OzL.Pro.18/4 and Add.1)

7. Under this agenda item, the Parties are expected to establish a budget committee to deliberate and recommend action as appropriate to the Eighteenth Meeting of the Parties.

5. Status of ratification of the Vienna Convention, the Montreal Protocol and amendments to the Montreal Protocol

8. The meeting will review the status of ratification of the Convention, the Protocol and its amendments. A draft decision to memorialize the status of ratifications at the time of the meeting has been prepared for consideration by the Parties and may be found as draft decision XVIII/AA in chapter III of document UNEP/OzL.Pro.18/3.

6. Consideration of issues arising out of the 2006 reports of the Technology and Economic Assessment Panel

(a) Review of nominations for essential-use exemptions

9. At the twenty-sixth meeting of the Open-ended Working Group, representatives heard a presentation from the Technology and Economic Assessment Panel on its initial review of the nominations put forward by Parties for essential-use exemptions. In the ensuing discussion, three proposed decisions were put forward, and the meeting agreed that those proposals should be put before the Eighteenth Meeting of the Parties for further consideration. The draft decisions of the Open-ended Working Group are reproduced as draft decisions XVIII/A, B and C in chapter I of document UNEP/OzL.Pro.18/3.

(b) Review of draft terms of reference for case studies called for under decision XVII/17 on environmentally sound destruction of ozone-depleting substances

10. In decision XVII/17, the Meeting of the Parties requested the Technology and Economic Assessment Panel to prepare, among other things, draft terms of reference for a study on the technical and financial implications of the environmentally sound destruction of ozone-depleting substances. At its twenty-sixth meeting, the Open-ended Working Group reviewed the Panel's work on this matter and a contact group was established to come to agreement on final terms of reference for the study. The interim work of that contact group is reproduced as draft decision XVIII/D in chapter I of document UNEP/OzL.Pro.18/3.

(c) **Report on activities relating to clarifying the source of discrepancies between emissions determined from bottom-up methods and atmospheric measurement (decision XVII/19)**

11. Pursuant to decision XVII/19, paragraphs 6 and 7, the Technology and Economic Assessment Panel is expected to report on its efforts to coordinate with the Scientific Assessment Panel and the World Meteorological Organization to clarify the sources of discrepancies between emissions determined from bottom-up methods and atmospheric measurements with a view to identifying use patterns for the total production forecasts for the period 2002–2015 and making improved estimates of future emissions from banks, servicing practices and recovery and recycling activities, and at end of life.

(d) **Sources of carbon tetrachloride emissions and opportunities for reductions (decision XVI/14)**

12. In decision XVI/14, the Sixteenth Meeting of the Parties called on the Technology and Economic Assessment Panel to assess global emissions of carbon tetrachloride from certain specific use categories and to report to the Eighteenth Meeting of the Parties with an assessment of potential solutions for achieving reductions of related emissions. At its twenty-sixth meeting, the Open-ended Working Group heard a report from the Technology and Economic Assessment Panel and its Chemicals Technical Options Committee and agreed to pass on for consideration of the Parties a proposal that had been prepared by a group of Parties on the matter. That proposal is reproduced as draft decision XVIII/E in chapter I of document UNEP/OzL.Pro.18/3.

(e) **Other issues arising out of the 2006 reports of the Technology and Economic Assessment Panel**

13. At its twenty-sixth meeting, the Open-ended Working Group decided to forward two other issues arising out of the Technology and Economic Assessment Panel reports for consideration by the Eighteenth Meeting of the Parties. They were, first, the two process agent applications from Brazil and Turkey that were left open by the Seventeenth Meeting of the Parties (see pages 8 and 65–68 of the 2006 progress report), and, second, an issue related to funding of travel for members of the Technology and Economic Assessment Panel from Parties not operating under paragraph 1 of Article 5 of the Protocol (see pages 229–230 of the 2006 progress report).

7. **Consideration of the report of the Secretariat's expert group meeting on the ozone-depletion-related results of the Technology and Economic Assessment Panel/Intergovernmental Panel on Climate Change special report and the Technology and Economic Assessment Panel's supplementary report (decision XVII/19)**

14. In accordance with decision XVII/19, the Secretariat held a one-day expert group meeting immediately following the twenty-sixth meeting of the Open-ended Working Group with the goal of producing a list of the practical measures related to ozone depletion that arose from the Technology and Economic Assessment Panel/Intergovernmental Panel on Climate Change special report and the Technology and Economic Assessment Panel's supplementary report. The report of that meeting is available as document UNEP/OzL.Pro.18/5. The preparatory segment of the Meeting may wish to consider the report and recommend action to the Eighteenth Meeting of the Parties as appropriate.

8. **Consideration of methyl-bromide-related issues**

(a) **Review of nominations for critical-use exemptions for methyl bromide and related matters**

15. In accordance with the procedures agreed by the second Extraordinary Meeting of the Parties to the Montreal Protocol, the Methyl Bromide Technical Options Committee will meet for a second time in August 2006 to consider all available information and prepare its recommendations on the nominations for critical-use exemptions. The Committee's final report, which is expected to be available by the end of September, is also expected to include a submission of the Committee's 2007 work plan and the presumptions used by it to evaluate nominations for critical-use exemptions.

(b) **Report on the possible need for methyl bromide critical-use exemptions over the next few years based on a review of methyl bromide national management strategies (decision Ex.I/4)**

16. In accordance with decision Ex.I/4, subparagraph 9 (d), at its twenty-sixth meeting the Open-ended Working Group reviewed the Technology and Economic Assessment Panel's summary of the six national management strategies that had been submitted prior to the March 2006 meeting of the Methyl Bromide Technical Options Committee. The Committee is expected to include a summary of the remaining submissions of nominating Parties in its final report. The preparatory segment of the

Meeting may wish to review any new information presented on this issue and recommend any action deemed appropriate.

(c) Quarantine and pre-shipment matters (decisions XI/13, XVI/10 and XVII/9)

17. Pursuant to decisions XI/13 and XVI/10, the Technology and Economic Assessment Panel task force on quarantine and pre-shipment prepared a report reviewing the data submitted by the Parties on the use of methyl bromide for quarantine and pre-shipment purposes. In addition, in decision XVII/9, the Meeting of the Parties called on the task force to evaluate and report to the Open-ended Working Group at its twenty-sixth meeting on the long-term effectiveness of soil applications of methyl bromide to control quarantine pests on living plant material. At the twenty-sixth meeting of the Open-ended Working Group, some Parties noted that their submissions had not been included in the report, and other Parties urged the Panel to complete its work relative to the charge in decision XVII/9. The task force informed the Open-ended Working Group that it was continuing to work in those areas and would collate any new information received from the Parties. The Parties may wish to consider the work of the Panel in this area and recommend any action deemed appropriate for consideration by the Eighteenth Meeting of the Parties.

(d) Multi-year exemptions for methyl bromide use

18. For the last few years, the Parties have considered the issue of agreeing criteria for the approval of multi-year critical-use exemptions for methyl bromide, and at the Sixteenth Meeting the Parties decided that they would develop, as far as possible, a framework for extending critical-use exemptions to cover more than one year. At its twenty-sixth meeting, the Open-ended Working Group heard a proposal from the United States of America on this matter and agreed to maintain the issue on the agenda of the Eighteenth Meeting of the Parties pending further consultations. The United States proposal is reproduced as draft decision XVIII/G in document UNEP/OzL.Pro.18/3.

(e) Options that Parties may consider for preventing potential harmful trade in methyl bromide stocks to Article 5 Parties as consumption is reduced in non-Article 5 Parties (decision Ex.I/4, subparagraph 9 (a))

19. In accordance with decision Ex.1/4, at its twenty-sixth meeting the Open-ended Working Group considered the report by the Technology and Economic Assessment Panel that was developed pursuant to that decision to review options that may be considered by the Parties for preventing harmful trade in methyl bromide stocks to Article 5 Parties as consumption of that chemical is reduced in non-Article 5 Parties. The Working Group agreed that this matter should be retained on the agenda for consideration by the Eighteenth Meeting of the Parties.

(f) Laboratory and analytical uses of methyl bromide (decision XVII/10)

20. At the twenty-sixth meeting of the Open-ended Working Group, the Parties heard a presentation from the Technology and Economic Assessment Panel which, pursuant to decision XVII/10, had considered a report on the relevance of the categories and criteria for laboratory and analytical uses of other ozone-depleting substances to such uses of methyl bromide. In summarizing its report, the Panel noted that it had concluded that the existing criteria could cover laboratory and analytical uses of methyl bromide, with the exception of uses for testing alternatives, which, because of the amounts involved, could be considered in the context of the critical-use nominations. At the time of the meeting, the Working Group had no comment on the report, but it agreed that the issue should be forwarded to the Eighteenth Meeting of the Parties for appropriate action.

9. Difficulties faced by some Article 5 Parties manufacturing metered-dose inhalers which use chlorofluorocarbons (decision XVII/14)

21. In decision XVII/14, the Meeting of the Parties called on the Parties to consider a possible decision to address the situation of certain Article 5 Parties which are producing chlorofluorocarbon-based metered-dose inhalers but may have problems phasing out that use of chlorofluorocarbons. At its twenty-sixth meeting, the Open-ended Working Group took note of the fact that preliminary work to be done by the Executive Committee was not yet complete and, following discussion in a contact group, it decided to forward a draft decision to the Eighteenth Meeting of the Parties. That draft decision can be found as draft decision XVIII/F in chapter I of document UNEP/OzL.Pro.18/3.

10. Treatment of stockpiled ozone-depleting substances relative to compliance

22. At the twenty-sixth meeting of the Open-ended Working Group, the Parties discussed a report that had been prepared by the Secretariat on the treatment of stockpiled ozone-depleting substances

relative to compliance. A contact group established at that meeting reviewed three possible options to address this issue, and requested that its report be forwarded to the Eighteenth Meeting of the Parties so that the Parties could use those options as a starting point for their deliberations. The report of the contact group on this issue can be found in paragraphs 136–140 of document UNEP/OzL.Pro.18/7. The preparatory segment of the Meeting may wish to continue with related deliberations and forward this issue to the Meeting of the Parties as deemed appropriate.

11. Feasibility study on developing a system for monitoring the transboundary movement of ozone-depleting substances between Parties

23. In decision XVII/16, the Meeting of the Parties agreed on terms of reference and directed the Secretariat to commission a study on the feasibility of developing a system for monitoring the transboundary movement of ozone-depleting substances. The study is in the process of being finalized and is expected to be dispatched to the Parties by the end of September. The preparatory segment of the Meeting may wish to consider the study and recommend action as deemed appropriate to the Meeting of the Parties.

12. Guidelines for disclosure of interests for groups such as the Technology and Economic Assessment Panel and its technical options committees

24. At the twenty-sixth meeting of the Open-ended Working Group, the Parties discussed a proposal by Canada on guidelines for disclosure of interests by members of Protocol-related groups such as the Technology and Economic Assessment Panel and its technical options committees. At that time, it was agreed that Canada would accept comments from the Parties on its proposal and would produce a new proposal. That proposal will be posted in the Secretariat's website for consideration by the Parties and will be dispatched to the Parties as soon as it is submitted to the Secretariat.

13. Key challenges to be faced by the Parties in protecting the ozone layer over the next decade

25. At the twenty-sixth meeting of the Open-ended Working Group, the Parties discussed a proposal by Canada to initiate discussions on the future of the Montreal Protocol and its institutions. That proposal called for consideration of a large number of questions and issues. In an effort to advance this matter, it was agreed to request Parties to submit any additional questions and issues to the Ozone Secretariat by 12 October 2006 so that they could be distributed to the Parties prior to the Eighteenth Meeting of the Parties to enable further discussions at that meeting. The original Canadian proposal is reproduced in section H of chapter I of document UNEP/OzL.Pro.18/3. Submissions by the Parties will be compiled by the Secretariat and communicated to all Parties by the middle of October. The Eighteenth Meeting of the Parties may wish to consider the proposal by Canada and submissions of the Parties thereon and advance this issue further as deemed appropriate.

14. Compliance and data reporting issues considered by the Implementation Committee

26. Under this agenda item, the President of the Committee will report on the issues considered at the Committee's thirty-sixth and thirty-seventh meetings, including the issue of treatment of data in respect of very small (*de minimis*) quantities of ozone-depleting substances relative to compliance with the Montreal Protocol, on which the Committee has sought guidance from the Parties (see document UNEP/OzL.Pro.18/10). The Committee's recommendations on the compliance issues considered at its thirty-seventh meeting, including any draft decisions, are expected to be distributed to the Parties on the second day of the Meeting. Parties are expected to consider the related issues and make recommendations to the Eighteenth Meeting of the Parties as appropriate.

15. Proposal by Canada for adjustment of the Montreal Protocol

27. At the twenty-sixth meeting of the Open-ended Working Group, the Parties considered the proposal by Canada to adjust the Protocol's provision related to production of chlorofluorocarbons to meet the basic domestic needs of Parties operating under paragraph 1 of Article 5. On the basis of that discussion, Canada proposed to modify its proposal and the proposal so modified is reproduced in chapter II of document UNEP/OzL.Pro.18/3 for discussion by the Eighteenth Meeting of the Parties.

16. Other matters

28. The Parties may wish to discuss such other matters as have been identified and agreed for consideration.

II. High-level segment (2–3 November 2006)

1. Opening of the high-level segment

29. The high-level segment of the Eighteenth Meeting of the Parties to the Montreal Protocol is scheduled to be opened on 2 November at 10 a.m. in the Vigyan Bhavan Conference Centre in New Delhi. Under this agenda item, statements will be made by a representative of the Government of India, the Executive Director of the United Nations Environment Programme and the President of the Seventeenth Meeting of the Parties to the Montreal Protocol.

2. Organizational matters

(a) Election of officers for the Eighteenth Meeting of the Parties to the Montreal Protocol

30. In accordance with paragraph 1 of rule 21 of the rules of procedure of the Meeting of the Parties to the Montreal Protocol, the Eighteenth Meeting of the Parties to the Montreal Protocol must elect a President, three Vice-Presidents and a Rapporteur. A representative of a Party from the Western European and others group presided over the Seventeenth Meeting of the Parties to the Montreal Protocol, while a representative of a Party from the Latin America and Caribbean group served as Rapporteur. On the basis of the rules of procedure, it is expected that a representative of a Party from the African group may be elected to preside over the Eighteenth Meeting and a Party from the Western European and others group may be elected as Rapporteur, unless the Meeting decides otherwise. Three Vice-Presidents may be elected from the Eastern European, the Asian and the Latin America and Caribbean groups.

(b) Adoption of the agenda of the Eighteenth Meeting of the Parties to the Montreal Protocol

31. Under this agenda item, the Parties will adopt the agenda, including any items which they may agree to include under item 8, "Other matters".

(c) Organization of work

32. The Parties may wish to conduct their work in plenary session and draw up a specific timetable for their work on the items on the agenda.

(d) Credentials of representatives

33. In accordance with rule 18 of the rules of procedure for Meetings of the Parties to the Montreal Protocol, the credentials of representatives must be submitted to the Executive Secretary of the meeting, if possible not later than 24 hours after the opening of the Meeting. Under this agenda item, and in accordance with rule 19 of the rules of procedure, the officers of the meeting must examine the credentials and submit their report to the meeting.

3. Presentations by the assessment panels on their work on the 2002–2006 assessment reports

34. Under this agenda item, the assessment panels will make presentations on their work.

4. Presentation by the Chairman of the Executive Committee of the Multilateral Fund for the Implementation of the Montreal Protocol on the work of the Executive Committee, the Multilateral Fund secretariat and the Fund's implementing agencies

35. The Chairman of the Executive Committee of the Multilateral Fund will present his report, circulated as document UNEP/OzL.Pro.18/8.

5. Statements by heads of delegation

36. Heads of delegations of the Parties will be invited to make statements.

6. Report of the Co-Chairs of the preparatory segment and consideration of the decisions recommended for adoption by the Eighteenth Meeting of the Parties to the Montreal Protocol

37. Under this agenda item, the Co-Chairs of the preparatory segment will be invited to update the Meeting of the Parties on the progress which has been made on reaching consensus on the substantive issues on the agenda.

7. Dates and venue for the Nineteenth Meeting of the Parties to the Montreal Protocol

38. The Parties will be informed of any plans regarding the dates and venue for the Nineteenth Meeting of the Parties to the Montreal Protocol.

8. Other matters

39. Any substantive issues agreed for inclusion on the agenda under agenda item 2 (c), "Adoption of the agenda", will be taken up under this agenda item.

9. Adoption of decisions by the Eighteenth Meeting of the Parties to the Montreal Protocol

40. Under this agenda item, the Meeting of the Parties will adopt the decisions to be taken at the meeting.

10. Adoption of the report of the Eighteenth Meeting of the Parties to the Montreal Protocol

41. Under this agenda item, the Meeting of the Parties will adopt the report of the meeting.

11. Closure of the meeting
