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TENTH MEETING OF THE PARTIES TO  
THE MONTREAL PROTOCOL ON  
SUBSTANCES THAT DEplete  
THE OZONE LAYER  
Cairo, 23-25 November 1998

ACTIONS TAKEN BY PARTIES TO CONTROL EXPORT OF PRODUCTS  
AND EQUIPMENT WHOSE CONTINUING FUNCTIONING RELIES ON  
ANNEX A AND B SUBSTANCES (DECISION IX/9)

Note by the Secretariat

1. In its decision IX/9, the Ninth Meeting of the Parties to the Montreal Protocol recommended each Party to adopt legislative and administrative measures to regulate the export and import of products and equipment whose continuing functioning relies on substances in Annexes A and B of the Protocol. It also recommended that Parties report at their Tenth Meeting, on actions taken to implement the decision.
2. Pursuant to this decision, which the Secretariat transmitted to all Parties in November 1997, information on the actions taken by the few Parties is as attached. Parties may wish to consider this information along with the recommendation of the Open-ended Working Group, contained in the report of its seventeenth meeting (UNEP/OzL.Pro/WG.1/17/3, paras. 75-79) and the report of the Executive Director of UNEP to the Tenth Meeting of the Parties (UNEP/OzL.Pro.10/2, paras. 27-28).

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Annex

SUBMISSIONS BY PARTIES ON IMPLEMENTATION OF DECISION IX/9, ON CONTROL OF EXPORT OF PRODUCTS AND EQUIPMENT CONTAINING OR DEPENDENT ON USE OF SUBSTANCES IN ANNEXES A AND B OF THE PROTOCOL

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| Australia          | - Controls import and manufacture of certain products relying on Annex A and B substances but no controls on exports of such products. Currently considering enacting regulations to prohibit the export of products dependent on Annex A and B substances.  |
| Brazil             | - Adopted resolution NR 13/95 in 1996 prohibiting the import of substances and equipment based on Annex A and B substances.  |
| Bulgaria           | - Effective 1 January 1998, the import of ODS as well as of products and equipment, either manufactured with or operating with such substances banned by a Decree of the Council of Ministers. All permits for the import of CFCs and HCFCs are issued by the Ministry.  |
| Canada             | - Proposed a permit system to control export of products and equipment, new and used, containing ozone-depleting substances in Annexes A and B. Also proposed prohibition of imports or manufacture of products and equipment containing substances in Annexes A and B, save for some critical uses where there are no alternatives. |
| Costa Rica         | - Decision under review by the legislature with the purpose of controlling exports of equipment that use substances in Annexes A and B.  |
| Czech Republic     | - In 1995 adopted a law banning, unless licensed by the Ministry of Environment, exports and imports of regulated substances and products containing them.   |
| Malawi             | - Developed regulations to control export/import of products and equipment whose continuing functioning relies on Annexes A and B.   |
| Malaysia           | - No licensing system in place but manufacturers of domestic and commercial refrigerators containing CFCs are converting to non-CFC technology, a process expected to be complete at the end of 1998.  |
| Pakistan           | - Introduced import licensing system for all ozone-depleting substances on 6 July 1998 by issuing an Import Policy Order.  |
| Russian Federation | - Introduced import and export licensing for ozone-depleting substances and products containing them in July 1996 on the basis of a special government decree of 8 May 1996. The decree regulates the procedure for State control over export and import operations involving ODS and products containing such substances.           |

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- St. Lucia
- The administrative and legislative measures necessary to implement this decision will be undertaken in the context of the Refrigerant Management Plan.
- Sri Lanka
- Already implemented a licence scheme for ODS listed in Annex A and Group I of Annex B of the Protocol. The Ministry of Trade has been advised to gazette the substances listed in Group II also under the scheme.

The Minister of Trade has also gazetted a notification to include used and reconditioned refrigerators and air-conditioners as items requiring import licence for their import.

(a) For ODS:

The country of origin should be a Party to the Protocol. The amount permitted during a year will be 90 per cent of the previous year's imports in respect of a particular substance.

(b) Used equipment:

No commercial scale imports of used equipment containing any CFCs will be permitted. Exemptions are for a few items imported for personal use.

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