

Ref: OzSec/MOP35/Decisions

24 January 2024

Sir/Madam,

Decisions adopted by the Thirty-Fifth Meeting of the Parties to the Montreal Protocol

I have the honour to refer to the Thirty-Fifth Meeting of the Parties to the Montreal Protocol on Substances that Deplete the Ozone Layer, held in Nairobi from 23 to 27 October 2023. I thank the parties for their active engagement at the meeting and for their valuable contributions to a successful outcome of the meeting.

In total, the parties adopted 27 decisions, the final versions of which can be found in the [addendum to the meeting report](#), which is available on the Ozone Secretariat website.

Some of the decisions adopted at the meeting require specific action by all the parties or by groups of parties. This letter summarizes those actions for your kind consideration and follow-up. Information on specific decisions or relevant parts of those decisions that require action by individual parties – for example, on Article 7 data reporting and the establishment of licensing systems under Article 4b, paragraph 2 bis – have been communicated in separate letters to the parties concerned.

The Secretariat has also communicated to the secretariat of the Multilateral Fund for the Implementation of the Montreal Protocol, for the attention of the Executive Committee, and to the assessment panels, the respective decisions or paragraphs of the decisions that require their action or attention.

Decision XXXV/1: Replenishment of the Multilateral Fund for the Implementation of the Montreal Protocol for the triennium 2024–2026 and Decision XXXV/2: Extension of the fixed-exchange-rate mechanism to the 2024–2026 replenishment of the Multilateral Fund

By decision XXXV/1, the Thirty-Fifth Meeting of the Parties adopted a budget for the Multilateral Fund for the Implementation of the Montreal Protocol on Substances that Deplete the Ozone Layer for the triennium 2024–2026 of 965 million United States dollars. By decision XXXV/2, the Thirty-Fifth Meeting of the Parties extended the application of the fixed-exchange-rate mechanism to the 2024–2026 replenishment of the Multilateral Fund to enable parties contributing to the Multilateral Fund to ease the administrative difficulties in making contributions in currencies other than their own and to promote timely payments.

Paragraph 6 of decision XXXV/2 urges parties not operating under paragraph 1 of Article 5 to pay their contributions to the Multilateral Fund in full and as early as possible, in accordance with paragraph 7 of decision XI/6.

Decision XXXV/5: Destruction technologies for controlled substances

By decision XXXV/5, the Thirty-Fifth Meeting of the Parties modified the list of approved destruction technologies adopted by decision XXX/6 and set out in annex II to the report of the Thirtieth Meeting of the Parties. Paragraph 3 of the decision invites parties to submit to the

Secretariat information relevant to a review of destruction technologies for controlled substances.

Decision XXXV/7: Emissions of HFC-23

In decision XXXV/7, which notes the information relating to HFC-23 emissions contained in reports of the Scientific Assessment Panel (SAP) and the Technology and Economic Assessment Panel (TEAP) and its Medical and Chemicals Technical Options Committee, the Thirty-Fifth Meeting of the Parties requested SAP to provide an update on HFC-23 emissions to supplement the information in the 2022 quadrennial assessment report, and requested TEAP to prepare a report containing information on HFC-23 consumption and HFC-23 generated at and emitted from HCFC-22 production facilities.

Paragraph 5 of the decision invites parties with available relevant scientific or technical information that may help inform the reports to be prepared by SAP and TEAP, as described in paragraphs 1 and 2, respectively, of the decision, to provide that information to the Secretariat by **1 March 2024**.

Decision XXXV/11: Life-cycle refrigerant management

Decision XXXV/11 relates to effective leakage prevention, recovery, recycling, reclamation and destruction of refrigerants that are controlled by the Montreal Protocol. By this decision, the Thirty-Fifth Meeting of the Parties requested the Technology and Economic Assessment Panel to prepare a report on this matter for the forty-sixth meeting of the Open-ended Working Group and the secretariat to organize a one-day workshop on ways of strengthening life-cycle refrigerant management in 2024, back-to-back with the Open-ended Working Group meeting or the Thirty-Sixth Meeting of the Parties.

Paragraph 3 of the decision encourages parties to develop strategies, policies and activities that address life-cycle refrigerant management.

Decision XXXV/12: Further strengthening Montreal Protocol institutions, including for combating illegal trade

Paragraph 1 of decision XXXV/12 encourages parties to facilitate the exchange of information on best practices to prevent illegal trade of controlled substances and to inform the Secretariat of practices used by entities attempting unauthorized imports of controlled substances that may include the mislabelling of containers of controlled substances or misreporting of controlled substances on customs declarations. A compilation of the information provided by parties in accordance with this decision, as well as decision XXXIV/8, will be provided by the Secretariat before the forty-sixth meeting of the Open-ended Working Group and on an annual basis thereafter, in accordance with paragraph 2 of the decision.

Decision XXXV/13: The import and export of prohibited cooling equipment

Paragraph 2 of decision XXXV/13 urges parties exporting cooling equipment that does not satisfy their national regulations or is inconsistent with their standards to consider instituting measures to prohibit, as appropriate, the export of cooling equipment relying on controlled substances that is no longer permitted to be placed on the market in the exporting party.

Decision XXXV/17: Data and information provided by the parties in accordance with Article 7 of the Montreal Protocol

Paragraph 9 of decision XXXV/17 encourages parties to continue to report consumption and production data as soon as the figures are available, and preferably by 30 June each year, as encouraged in decision XV/15 and subsequent decisions on the matter.

Decision XXXV/27: Financial reports and budgets for the Montreal Protocol on Substances that Deplete the Ozone Layer

By decision XXXV/27, the Thirty-Fifth Meeting of the Parties approved the budget for the Montreal Protocol for 2024 and approved the level of contributions by parties for the same year.

Paragraph 6 of the decision encourages parties and other stakeholders to contribute financially and by other means to assist the members of the three assessment panels and their subsidiary bodies with a view to ensuring their continued participation in assessment activities under the Montreal Protocol.

At the appropriate time, the Secretariat will send a letter reminding the parties of the requests in the above-mentioned decisions as and when needed.

The Ozone Secretariat stands ready to assist your Government's efforts to follow up on these decisions. We also look forward to continuing to work with the parties and other stakeholders on all the issues to ensure sustained progress in protecting the ozone layer and the climate and enhancing human health and well-being.

Please accept, Sir/Madam, the assurances of my highest consideration.

Megumi Seki Nakamura
Executive Secretary