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BUREAU OF THE TENTH MEETING OF THE
PARTIES TO THE MONTREAL PROTOCOL
ON SUBSTANCES THAT DEplete THE
OZONE LAYER

First meeting
Geneva, 14 June 1999

ACTION TAKEN ON THE DECISIONS OF THE TENTH MEETING OF THE
PARTIES TO THE MONTREAL PROTOCOL ON SUBSTANCES THAT
DEplete THE OZONE LAYER

Note by the Secretariat

1. The present note summarizes the actions taken on the decisions adopted by the Tenth Meeting of the Parties to the Montreal Protocol on Substances that Deplete the Ozone Layer held in Cairo, Egypt, from 23 to 24 November 1998 (UNEP/OzL.Pro.10/9, paragraphs 93, 94, 97 and 98).

Decision X/1. Ratification of the Vienna Convention, the Montreal
Protocol and the London, Copenhagen and Montreal
Amendments

2. The status of ratification is as follows: Vienna Convention 169 Parties, Montreal Protocol 168, London Amendment 127, Copenhagen Amendment 87 and Montreal Amendment 10. As of 22 March 1999, the following countries had ratified the Montreal Amendment: Australia, Canada, Chile, Germany, Jordan, Republic of Korea, Luxembourg, Norway, Panama, and Saint Kitts and Nevis.

3. On 24 February 1999 the Secretariat reminded all Parties to ratify the Amendments not yet ratified by them. It also requested all non-Parties to the Montreal Protocol to ratify the Vienna Convention, the Montreal Protocol and its Amendments expeditiously.

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Decision X/2. Data and information provided by the Parties in accordance with Articles 7 and 9 of the Montreal Protocol

4. Letters were sent out to 89 Parties reminding them to submit data for the period 1986-1997. Reminders to submit data on Annex A and Annex B substances for the years 1995, 1996 and 1997 were also sent out to those Parties operating under Article 5 that had not done so.

Decision X/3. Membership of the Implementation Committee

5. The Secretariat has notified those members who had been selected to sit on the Implementation Committee from 1999 and requested details of their representation.

Decision X/4. Membership of the Executive Committee of the Multilateral Fund

6. No action was required with regard to decision X/4.

Decision X/5. Co-chairs of the Open-ended Working Group of the Parties to the Montreal Protocol

7. No action was required with regard to decision X/5.

Decision X/6. Essential-use nominations for non-Article 5 Parties for controlled substances for 1999 and 2000

8. Reminders have been sent to all the Parties who have been granted essential use exemptions to submit their accounts forms for previous years.

Decision X/7. Halon-management strategies

9. The Secretariat sent a copy of this decision to the Technology and Economic Assessment Panel on 10 December 1998. The Parties requested the Panel to update its assessment of the future need for halon for critical uses. The Secretariat circulated to all the Parties a clarification drafted by the Panel regarding the management of halons.

Decision X/8. New substances with ozone-depleting potential

10. The Secretariat sent this decision to the Scientific Assessment Panel and the Technology and Economic Assessment Panel in order to carry out further assessments on n-propyl bromide and to identify the sources and availability of halon-1202.

Decision X/9. Establishment of a list of countries that do not manufacture for domestic use and do not wish to import products and equipment whose continuing functioning relies on Annex A and Annex B substances

11. The decision was communicated to all Parties to the Montreal Protocol in February 1999. The list of countries that do not manufacture for domestic use and do not wish to import products and equipment relying on ozone-depleting substances is being maintained by the Secretariat for distribution to all Parties at their Eleventh Meeting later this year. The list will be updated and distributed thereafter on an annual basis. So far, only one country, Malawi, has requested to be included on the list.

Decision X/10. Review of the non-compliance procedure

12. Unless they decide otherwise, the Parties will consider the operation of the non-compliance procedure again no later than the end of 2003.

Decision X/11. Quarantine and pre-shipment exemption

13. The Secretariat sent this decision to Technology and Economic Assessment Panel for a report to be prepared as part of its ongoing work.

Decision X/12. Emissions of ozone-depleting substances from feedstock application

14. The Secretariat requested the Technology and Economic Assessment Panel to investigate further and to report to the Parties at the Twelfth Meeting on issues related to emissions of ozone-depleting substances from the use of feedstocks.

Decision X/13. Terms of reference for a study on the 2000-2002 replenishment of the Multilateral Fund

15. The Secretariat sent the terms of reference for the study on the 2000-2002 replenishment to the Multilateral Fund Secretariat and to the Technology and Economic Assessment Panel. The Task Force of the Technology and Economic Assessment Panel called TEAP Replenishment Task Force sent a questionnaire to several Parties and individuals. The report of the Task Force will be available at the end of April 1999 and will be sent to all Parties.

16. The Ad-Hoc Group on Replenishment whose members are: Canada, China, Cuba, Germany, India, Iran (Islamic Republic of), Japan, Nigeria, Poland, Switzerland, the United Kingdom, the United States of America, Venezuela and Zimbabwe, will meet on 14 June 1999 in Geneva.

Decision X/14. Process agents

17. Letters went out to all Parties requesting Parties that have not done so to submit information for inclusion in Tables A and B of Decision X/14 before the Nineteenth Meeting of the Open-ended Working Group. One Party (the EC) responded that they had no further information.

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18. The Secretariat sent this decision to the Technology and Economic Assessment Panel and to the Multilateral Fund Secretariat for the attention of the Executive Committee so that a report to the Meeting of the Parties to be held in 2001 could be prepared.

Decision X/15. Exports of controlled substances in Annex A and Annex B to the Montreal Protocol from non-Article 5 Parties to meet the basic domestic needs of Article 5 Parties

19. The Secretariat sent this decision to the Technology and Economic Assessment Panel to act upon.

Decision X/16. Implementation of the Montreal Protocol in the light of the Kyoto Protocol

20. The Secretariat sent this decision to the Scientific Assessment Panel and the Technology and Economic Assessment Panel for their action.

21. The HFC/PFC Task Force Meeting of the Technology and Economic Assessment Panel met in Singapore from 18 to 20 March 1999 on aerosols and foams sectors and in the Netherlands from 12 to 13 April 1999 on halon and solvent sectors.

22. The Intergovernmental Panel on Climate Change (IPCC) will, at its fifteenth session to be held in San José, Costa Rica from 15 to 18 April 1999, consider the IPCC Montreal Protocol Interaction in line with this decision and the decision of the Fourth Conference of the Parties to the United Nations Framework Convention on Climate Change bearing on the: *Relationship between efforts to protect the stratospheric ozone layer and efforts to safeguard the global climate system: issues related to hydrofluorocarbons and perfluorocarbons*

23. The workshop with the Intergovernmental Panel for Climate Change will be held in the Netherlands from 26 to 28 May 1999. The HFC/PFC Task Force will meet again in Germany from 3 to 4 June 1999 on the refrigeration sector. This Task Force will also have a meeting in France from 9 to 11 June 1999, prior to the Nineteenth Open-ended Working Group meeting.

Decision X 17. Production sector

24. The Twenty-seventh Meeting of the Executive Committee approved in principle \$150 million to fund the phased reduction of the entire CFC production capacity in China. A proposal on India's production sector is under consideration.

Decision X/18. Customs codes

25. The Secretariat has established a discussion group on the Internet on ozone-depleting substances customs codes consisting of experts from seven Parties (Chile, Germany, Malaysia, New Zealand, Poland, Sweden and the United Kingdom), from the World Customs Organization and the Secretariat. The discussion group has been requested to discuss the draft recommendation on customs codes for

ozone-depleting substances and ozone-depleting substances mixtures adopted provisionally by the Harmonized System Committee of the World Customs Organization at its last meeting in November 1998. The final text of the recommendation will be adopted by the Harmonized System Committee at its next meeting in May 1999, taking into account any comments received during the inter-sessional period. The draft recommendation of the Harmonized System Committee, as well as comments received so far from the members of the discussion group, can be reviewed at Website: <http://www.unep.org/ozone/ods-customs-codes>.

Decision X/19. Exemption for laboratory and analytical uses

26. The Secretariat sent this decision to the Technology and Economic Assessment Panel for it to report on.

Decisions X/20 X/28. Compliance with the Montreal Protocol by Azerbaijan, Belarus, the Czech Republic, Estonia, Latvia, Lithuania, the Russian Federation, Ukraine and Uzbekistan

27. The Secretariat has communicated the contents of the decisions to the respective Parties and requested them to update information relating to the implementation of phase-out measures for ozone-depleting substances according to the phase-out schedule applicable to each one of them. The Implementation Committee will be reviewing the information provided at its next meeting in June 1999.

Decision X/29. Inconsistencies in the timing for the reporting of data under Article 7 and for monitoring compliance with the phase-out schedule under Article 5, paragraph 8 bis

28. No action was required by the Secretariat with regard to decision X/29.

Decision X/30. Financial matters: financial report and budgets

29. The contribution to the Trust Fund for the Montreal Protocol for 1998 was as follows:

Year	1998
Amount due	3,679,702
Amount received by 31 December 1998	1,514,880

30. Unpaid contributions for prior years as at 28 February 1999 totalled \$4,542,440. For 1999, of the \$3,615,740 due to the Montreal Protocol Trust Fund, no contribution had been received. In paragraph 2 of decision X/30, all Parties were urged not only to pay their outstanding contributions promptly but also to pay their future contributions timely and in full, in accordance with the formula for contributions by Parties.

31. The updated status of contributions for 1998 and 1999 will be presented at the first meeting of the Bureau.

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Decision X/31. Measures taken to improve the Financial Mechanism
and technology transfer

32. A report on this issue will be presented to the Eleventh Meeting of the Parties to the Montreal Protocol to be held from 29 November to 3 December, 1999.

Decision X/32. Proposal to study a fixed currency exchange rate mechanism
for the replenishment of the Multilateral Fund

33. A report on this issue will be presented to the Nineteenth meeting of the Open-ended Working Group meeting from 15 to 18 June 1999.

Decision X/33. Global Environment Facility

34. The Secretariat conveyed the appreciation of the Parties to the Global Environment Facility.

Decision X/34. Eleventh Meeting of the Parties to the Montreal Protocol

35. The Eleventh Meeting of the Parties will be held in Beijing, China from 29 November to 3 December 1999.

36. The Eleventh Meeting of the Parties may adopt the following format: a technical segment of three days, from 29 November to 1 December and a ministerial-level session of two days, from 2 December to 3 December 1999.

37. The second meeting of the Bureau will be held on Saturday 27 November 1999. The second meeting of the Bureau of the Fourth Meeting of the Conference of the Parties to the Vienna Convention, the 23rd meeting of the Implementation Committee and the Ad Hoc Working Group on Replenishment will also be held on 27 November 1999.
