Applications of Parties for reclassification as operating under paragraph 1 of Article 5 of the Montreal Protocol

Note by the Secretariat

1. The Secretariat is circulating herewith the information submitted by Turkmenistan on 1 September 2004 requesting that it be listed as a Party operating under paragraph 1 of Article 5 of the Montreal Protocol on Substances that Deplete the Ozone Layer, for the following reasons:

   (a) The population of Turkmenistan, according to official data, is 5,300,000 persons;

   (b) The per capita gross domestic product of Turkmenistan in 2001 was $950;

   (c) Turkmenistan is classified as a “low income country” by the World Bank group;

   (d) The per capita consumption of Turkmenistan of Annex A and Annex B substances has always been within the limits specified under Article 5 of the Montreal Protocol.

2. The Secretariat is circulating herewith the information submitted by Malta on 5 October 2004 requesting that it not be listed as a Party operating under paragraph 1 of Article 5 of the Montreal Protocol on Substances that Deplete the Ozone Layer.

* UNEP/OzL.Pro.16/1.
Dear Mr. Marco Gonzales!

Turkmenistan as all progressive mankind is doing utmost for saving the ozone layer of our planet.

The Vienna Convention on the ozone layer protection and the Montreal Protocol on Ozone Depleting Substances have been signed and ratified on 18, November 1993. London amendment to the Montreal Protocol has been signed and ratified on 15, March 1994. Turkmenistan has been qualified as a Party, which is not covered by Article 5. However, obligations undertaken are causing difficulties while being implemented. It is connected both with the social-economic peculiarities and geographical ones of our State.

The data as follows per Turkmenistan as of 2001 are given in the World Bank Report on the World Development for 2003 (Sustainable development in the world being dynamically changed. Transformation of Institutions, Growth and Quality of Life):

- State population - 5.3 million persons
- Year income per capita - $950 US
- Economic development classification - LMC

According to the information for 2001, the ODS common consumption in Turkmenistan comprises - 138,493 metric tons, while ODS per capita is 0.026 kg.

Based on the foregoing data, you are kindly requested to the next Conference of the Parties to place our request on the agenda, question about reclassification of Turkmenistan as a Party operating under Article 5.

Yours faithfully,

M.R. Rajapov,
Minister of Nature Protection/ Turkmenistan
Dear Dr Bankobeza,

I enclose herewith a letter dated 05.10.2004 from the Permanent Secretary at the Ministry of Foreign Affairs in Malta requesting that Malta be reclassified as a non-Article 5 (1) Party to the Montreal Protocol.

It would be appreciated were you to confirm receipt of the fax and all is according to procedure please. Your confirmation can be fax on number 00356 21 251520 or on my email address:

joseph.cole@gov.mt

Many thanks

Joseph Cole
Counsellor
Ministry of Foreign Affairs
MALTA
Our Ref: UN/728 Vol. X
Your Ref:

05th October 2004

Dr. Gilbert Bankobeza
Senior Legal Officer
Ozone Secretariat
United Nations Environment Programme (UNEP)
P.O. Box 30552
Nairobi
Kenya

Dear Dr. Bankobeza,

I would like to formally inform the Ozone Secretariat, that Malta wishes to be reclassified as a non-Article 5 (1) Party to the Montreal Protocol. It would be greatly appreciated if Malta's request is placed before the Meeting of the Parties for a decision.

I thank you for your assistance and co-operation.

[Signature]

Cecilia Attard Pirotta
Permanent Secretary