

Vanuatu would like to take the opportunity to inform the Ozone Secretariat that its new **Ozone Layer Protection Act No 22 of 2019** has been enacted since the 25<sup>th</sup> of February 2020.

Based on the Act,

**Part 1 – Preliminary Matters defines**

Controlled substance means substances specified whether existing alone or in a mixture in the schedule (all Annexes under the Montreal Protocol) and including manufactured products as products that contain a controlled substance or that are designed to use a controlled substance.

**Part 3 – Prohibitions and Restrictions**

Article 8 - Prohibition on imports

- (i) Subject to section 19 (Granting an import permit), the importation of controlled substances or manufactured product is prohibited

**Part 4 – Permits and Licenses**

Article 18 - Applications for an import permit

- (1) A person who intends to import:
  - (a) Methyl bromide for a quarantine application or a pre-shipment application; or
  - (b) HCFCs; or
  - (c) HFCs; or
  - (d) manufactured products where the controlled substance is a HFC (the controlled substance contained in the manufactured product or the controlled substance that the manufactured product was designed to use, is a HFC); or
  - (e) manufactured products necessary for the protection of human life or human health; or
  - (f) any other controlled substances or manufactured products prescribed by the Regulations, must apply to the Director for an import permit.

With the above, we would like to inform the secretariat that

1. Vanuatu has put in place a system for licensing the import and export of new, used, recycled and reclaimed controlled substances in Annex F of the Montreal Protocol as per obligations under the Kigali Amendment, which was ratified by Vanuatu.
2. The Act no longer allows import permits for all types of HCFC based equipment. This is in response to the Decision XXVII/8: Avoiding the unwanted import of products and equipment containing or relying on hydrochlorofluorocarbons and the secretariat inviting parties to inform the secretariat that they do not consent to the importation of such equipment.