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Ad Hoc Working Group of Legal and Technical
Experts for the Elaboration of a Global
Framework Convention for the Protection
of the Ozone Layer
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THIRD REVISED DRAFT CONVENTION

Article 1

DEFINITIONS

For the purpose of this Convention:

1. "The ozone layer" means the layer of atmospheric ozone above the planetary boundary layer.
2. "Adverse effects" means changes in the physical environment or biota, including changes in climate, which are, taken overall, deleterious to human health or to the composition, resilience and productivity of natural and managed ecosystems.

Note: Some delegations expressed the wish to delete "taken overall".

Article 2

GENERAL OBLIGATIONS

1. The Contracting Parties shall take appropriate measures in accordance with the provisions of this Convention and of those protocols in force to which they are party to protect human health and the environment against adverse effects resulting or likely to result from human activities which modify or are likely to modify the ozone layer.

2. To this end the Contracting Parties shall, in accordance with the means at their disposal and their capabilities:

(a) Co-operate by means of systematic observations, research and information exchange in order to better understand and assess the effects of human activities on the ozone layer and the effects on human health and the environment from modification of the ozone layer;

(b) Co-operate in taking appropriate legislative or administrative measures and in harmonizing appropriate policies to control, limit, reduce or prevent human activities under their jurisdiction or control should it be found that these activities have or are likely to have significant adverse effects resulting from modification or likely modification of the ozone layer;

(c) Co-operate in the formulation of agreed measures, procedures and standards for the implementation of this Convention, with a view to the adoption of protocols and annexes;

(d) Co-operate with competent international bodies to implement effectively this Convention and those protocols to which they are a party.

3. The provisions of the present convention shall in no way affect the right of Contracting Parties to adopt in accordance with international law stricter domestic measures than those referred to in paragraphs 1 and 2, nor shall they affect stricter domestic measures already taken by a Contracting Party.

4. The application of this article shall be based on relevant scientific and technical considerations.

Notes: One expert expressed the view that paragraph 2 (b) did not oblige contracting parties to enact legislative measures. Another considered that in paragraph 3, it would be preferable to refer to "additional" rather than "stricter" domestic measures. A third proposed the addition of a paragraph reading:

"Unless expressly provided otherwise, a reference to the present convention or its protocols constitutes at the same time a reference to any annexes thereto".

Article 3

RESEARCH AND SYSTEMATIC OBSERVATIONS

1. The Contracting Parties undertake, as appropriate, to initiate and co-operate in, directly or through competent international bodies, the conduct of research and scientific assessments on:

(a) The physical and chemical processes that may affect the ozone layer;

(b) The human health and other biological effects deriving from modifications of the ozone layer, particularly those resulting from changes in UV-B radiation;

- (c) Climatic effects deriving from modifications of the ozone layer;
- (d) Substances, practices, processes and activities that may affect the ozone layer, and their cumulative effects;
- (e) Alternative substances and technologies;
- (f) Related socio-economic matters;

and as further elaborated in annexes I and II.

2. The Contracting Parties undertake to promote or establish, as appropriate, directly or through competent international bodies and taking fully into account relevant on-going activities at both the national and international levels, joint or complementary programmes for systematic observation of the state of the ozone layer and other relevant parameters, as elaborated in annex I.

3. The Contracting Parties undertake to co-operate, directly or through competent international bodies, in ensuring the collection, validation and transmission of research and observational data through appropriate world data centres in a regular and timely fashion.

Article 4

CO-OPERATION IN THE LEGAL, SCIENTIFIC AND TECHNICAL FIELDS

1. The Contracting Parties shall facilitate and encourage the exchange of legal, scientific and technical information relevant to this Convention as further elaborated in annex II.
2. The Contracting Parties shall co-operate, consistent with their national laws, regulations and practices and taking into account in particular the needs of the developing countries, in promoting, directly or through competent international bodies, the development and transfer of technology and knowledge, particularly through:
 - (a) Facilitation of the acquisition of alternative technologies by other countries;
 - (b) Provision of information on alternative technologies and equipment, and supply of special manuals or guides to them;
 - (c) The supply of necessary equipment and facilities for research and monitoring;
 - (d) Appropriate training of scientific and technical personnel.

Notes: Some experts preferred, instead of "consistent with" in paragraph 2, "subject to". Others said they would have preferred a quotation from the second sentence of paragraph 1 of draft annex II as it appeared in document UNEP/WG.94/3, annex II.

A number of experts considered that the introduction of any such phrase constituted an escape clause that could undermine the convention and deter developing countries from signing or acceding to it.

The Technical Working Group discussed possible mechanisms for the collection and dissemination of information, and one expert suggested the following approach:

"The Contracting Parties shall supply such information to the Secretariat or to an appropriate independent body under conditions such that the confidentiality of the information shall be protected.

The Secretariat or the appropriate independent body shall ensure that the information as such shall not be disclosed and shall aggregate the information so that its confidential nature can be disguised before making the aggregated information available to all Contracting Parties."

The Technical Working Group recognized that the above contained major elements that can be endorsed and should be incorporated into Article 4, while acknowledging that there were certain shortcomings that needed to be resolved.

Article 5

TRANSMISSION OF INFORMATION

The Contracting Parties shall transmit through the Secretariat to the Conference of Contracting Parties information on the measures adopted by them in implementation of this Convention and of protocols to which they are parties in such form and at such intervals as the parties to the relevant instruments may determine.

Article 6

CONFERENCE OF THE CONTRACTING PARTIES

1. A Conference of the Contracting Parties is hereby established. The first meeting of the Conference of the Contracting Parties shall be convened by the secretariat designated under article 7 not later than one year after the entry into force of this Convention. Thereafter, ordinary meetings of the Conference of the Contracting Parties shall be held at regular intervals to be determined by the Conference at its first meeting.
2. Extraordinary meetings of the Conference of the Contracting Parties may be held at such other times as may be deemed necessary by the Conference, or at the written request of any Contracting Party, provided that, within six months of such a request being communicated to them by the secretariat, it is supported by at least one third of the Contracting Parties.
3. The Conference of the Contracting Parties shall by consensus agree upon and adopt rules of procedure and financial rules for itself and for any subsidiary bodies, as well as financial provisions governing the functioning of the secretariat designated under article 7.

4. The Conference shall keep under continuous review the implementation of this Convention, and, in addition, shall:

(a) Consider information submitted through the secretariat in accordance with article 5 as well as reports submitted by any subsidiary body;

(b) Review the scientific information on the state of the ozone layer;

(c) Promote the harmonization of appropriate policies, strategies and measures, in accordance with the provisions of article 2, for minimizing the release of substances causing or likely to cause modification of the ozone layer, and make recommendations on any other measures relating to this Convention;

(d) Adopt programmes for research, systematic observations, scientific and technological co-operation, the exchange of information and the transfer of technology and knowledge in accordance with the provisions of articles 3 and 4;

(e) Consider and adopt, as required, amendments to this Convention and its annexes in accordance with articles 9 and 10;

(f) Consider amendments to any protocol, as well as any annexes thereto, and, if so decided, recommend their adoption to the parties to such protocols;

(g) Consider and adopt, as required, additional annexes to this Convention in accordance with article 10;

(h) Consider and adopt, as required, protocols in accordance with article 8;

(i) Establish such subsidiary bodies as are deemed necessary for the implementation of this Convention;

(j) Seek, where appropriate, the services of competent international bodies and scientific committees, in particular the World Health Organization, the World Meteorological Organization and the Co-ordinating Committee on the Ozone Layer, in scientific research, systematic observations and other activities pertinent to the objectives of this Convention, and make use as appropriate, of information from such bodies and committees;

(k) Consider and undertake any additional action that may be required for the achievement of the purposes of this Convention.

5. The United Nations, its specialized agencies and the International Atomic Energy Agency, as well as any State not party to this Convention, may be represented at meetings of the Conference of the Contracting Parties by observers. Any body or agency, whether national or international, governmental or non-governmental, qualified in fields relating to the

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protection of the ozone layer which has informed the secretariat of its wish to be represented at a meeting of the Conference as an observer may be admitted unless at least one third of the Contracting Parties present object. Observers shall have the right to participate in the debate without the right to vote; their application shall be subject to the rules of procedure adopted by the Conference of Contracting Parties.

Notes: A number of delegations expressed the wish to retain the notion of the transfer of technology and knowledge in paragraph 4 (d); however, a number of other delegations believed that it should be deleted.

One expert stated, with reference to paragraph 4 (i), that he would have preferred the establishment by the convention of an advisory body as provided for in article 8 in document UNEP/WG.94/3.

Article 7

SECRETARIAT

1. The functions of the secretariat shall be:

(a) To arrange for and service meetings of the Contracting Parties as provided for in article[s] 6, [8], [9 and 10];

(b) To arrange for and service the meetings of any subsidiary bodies established under article 6;

(c) To transmit the information received in accordance with article 5 as well as information derived from meetings of bodies established under article 6;

(d) To invite the attention of the Contracting Parties to any matter pertaining to the purposes of this Convention;

(e) To perform the functions assigned to the secretariat by any protocols to this Convention;

(f) To prepare reports on the activities carried out by the secretariat in implementation of this Convention and present them to the Conference of the Contracting Parties;

(g) To ensure the necessary co-ordination with other relevant international bodies, and in particular to enter into such administrative and contractual arrangements as may be required for the effective discharge of the secretariat functions;

(h) To perform such other functions as may be determined by the Conference of the Contracting Parties.

2. The Contracting Parties designate the United Nations Environment Programme as responsible for carrying out the secretariat functions until the completion of the first ordinary meeting of the Conference of the Parties held pursuant to article 6.

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3. The Contracting Parties shall, at the first ordinary meeting of the Conference of the Parties, designate a competent organization existing at the time of the meeting to carry out the secretariat functions under this Convention.

Note: One expert strongly felt that the convention secretariat should not be assigned the function (para. 1 (d)) of inviting the attention of Contracting Parties to any matter pertaining to the purposes of the Convention.

Article 8

ADOPTION OF PROTOCOLS

The Conference of the Contracting Parties may adopt, at an extraordinary meeting, protocols to this Convention pursuant to the provisions of article 2.

Article 9

AMENDMENT OF THE CONVENTION OR PROTOCOLS

1. Any Contracting Party to this Convention may propose amendments to this Convention or to any protocol thereto. Such amendments shall take due account, inter alia, of relevant scientific and technical consideration. Amendments shall be adopted by the Conference of the Contracting Parties at an extraordinary meeting.

2. The text of any proposed amendment shall be communicated to the Contracting Parties and the signatories by the secretariat at least six months before such an extraordinary meeting.

3. Amendments to this Convention or to any protocol thereto shall be adopted by [consensus] [a two-thirds majority vote] of the Contracting Parties to the Convention or to such protocol [present and voting at the meeting] and shall be submitted by the Depositary for acceptance by all Contracting Parties to the Convention or to such protocol. [For these purposes "Contracting Parties present and voting" means Contracting Parties present and casting an affirmative or negative vote].

4. Acceptance of amendments shall be notified to the Depositary in writing. Amendments adopted in accordance with paragraph 3 of this article shall enter into force between Contracting Parties having accepted such amendments on the ninetieth day following the receipt by the depositary of notification of their acceptance by at least three-fourths of the Contracting Parties to this Convention or to the protocol concerned. Thereafter the amendments shall enter into force for any other Party 30 days after that Party deposits its instrument of acceptance of the amendments.

Notes: Regarding paragraph 2, one expert said that circulation of the text of proposed amendments should be confined to the Contracting Parties; the provision for their circulation also to signatories was at variance with established practice.

Article 10

ADOPTION AND AMENDMENT OF ANNEXES

1. The annexes to this Convention or to any protocol shall form an integral part of this Convention or of such protocol, as the case may be, and shall be restricted to scientific, technical and administrative matters.

2. Except as may be otherwise provided in any protocol with respect to its annexes, the following procedure shall apply to the adoption and entry into force of additional annexes to this Convention or of annexes to a protocol:

(a) Such annexes shall be adopted by [consensus] [a two thirds majority vote] of the Contracting Parties [present and voting [on the instrument in question] [at the meeting]]. The Depositary shall without delay communicate the annexes so adopted to all Contracting Parties and signatories;

(b) Any Contracting Party that is unable to approve an additional annex to this Convention or an annex to any protocol shall so notify the Depositary, in writing, within six months from the date of the circulation of the communication by the Depositary. The Depositary shall without delay notify all Contracting Parties of any such notification received. A Contracting Party may at any time substitute an acceptance for a previous declaration of objection, and the annexes shall thereupon enter into force for that Party;

(c) On the expiry of six months from the date of the circulation of the communication by the Depositary, the annex shall become effective for all Contracting Parties to this Convention or to any protocol concerned which have not submitted a notification in accordance with the provision of subparagraph (b) above.

3. Any Contracting Party may propose amendments to the annexes to this Convention or to the annexes to any protocol at any meeting of the Conference of the Contracting Parties. Such annexes and amendments thereto shall take due account, inter alia, of relevant scientific and technical considerations.

4. The adoption and entry into force of amendments to annexes to this Convention or to any protocol shall be subject to the same procedure as for the adoption and entry into force of annexes to the Convention or annexes to a protocol, provided that, if any amendment to the Convention or to the protocol concerned is involved, the amended annex shall not enter into force until such time as the amendment to the Convention or the protocol concerned enters into force.

Notes: Should the additional paragraph proposed for inclusion in article 4 (see notes to that article) be approved, paragraph 1 will require consequent amendment.

In connection with the deletion of paragraph 5, some experts indicated their preference for having a simplified procedure for the adoption of amendments as provided for in former article 12, which read:

"AMENDMENT BY SIMPLIFIED PROCEDURE

"1. A Contracting Party may, by written communication addressed to the secretariat, propose an amendment to annexes to this Convention or to annexes to protocols thereto to be adopted by a simplified procedure pursuant to the provisions of this article.

"2. The secretariat shall circulate such communications to all Contracting Parties and signatories.

"3. If, at any time within a period of six months thereafter, a Contracting Party objects to the proposal for the adoption of the amendment by simplified procedure, the proposal shall be considered rejected. The secretariat shall notify all Contracting Parties accordingly. If on the expiry of six months no Contracting Party has objected to the proposal for adoption by simplified procedure, the proposed amendment shall be considered adopted. The secretariat shall notify all Contracting Parties accordingly."

Article 11

SETTLEMENT OF DISPUTES

Alternative 1

The Contracting Parties to this Convention shall settle any dispute between them concerning the interpretation or application of this Convention and any protocol thereto by peaceful means in accordance with Article 2, paragraph 3 of the Charter of the United Nations and, to this end, shall seek a solution by the means indicated in Article 33, paragraph 1 of the Charter.

Alternative 2

1. In the event of a dispute between Contracting Parties concerning the interpretation or application of this Convention and any protocol thereto, the Parties concerned shall seek a solution by negotiation. If the Parties concerned cannot reach agreement, they should seek the good offices of, or jointly request mediation by, a third Contracting Party, a qualified international organization or a qualified person.

2. Where the Parties concerned are unable to resolve their dispute through negotiation, or to agree on the measures as described above, the dispute shall, by common agreement, be referred to an ad hoc tribunal, to a permanent arbitration tribunal or to the International Court of Justice.

Alternative 3

In the event of a dispute arising between two or more Contracting Parties to this Convention and any protocol thereto concerning the interpretation or application of the Convention, the Parties to the dispute shall seek a solution by negotiation or by any other method of dispute settlement acceptable to them.

Alternative 4

1. Any dispute between two or more Contracting Parties concerning the interpretation or application of the Convention or Protocols to which they are party, if settlement by negotiation or by other peaceful means has not been possible, shall be submitted by common agreement to the International Court of Justice or upon the request of one of them to arbitration. Arbitration procedures, unless the parties to the dispute decide otherwise, shall be in accordance with annex ... of this Convention.

2. Any amendment to that annex shall be proposed and adopted, and shall enter into force, in accordance with the procedures set out in article 10.

Article 12

SIGNATURE

1. This Convention shall be open for signature at _____ from _____ to _____ by any State and by regional economic integration organizations, constituted by sovereign States, which have competence in respect to the negotiation, conclusion and application of international agreements in matters covered by this Convention [and a majority of whose member States are signatories to this Convention].

Article 13

RATIFICATION, ACCEPTANCE OR APPROVAL

1. This Convention and any protocol thereto shall be subject to ratification, acceptance or approval by any State and by the regional economic integration organizations referred to in article 14. Instruments of ratification, acceptance or approval shall be deposited with the Depositary.

2. This Convention and any protocol thereto shall also be subject to ratification, acceptance or approval by the organizations referred to in article 14 [if a majority of their member States are Contracting Parties to the Convention]. In their instruments of ratification, acceptance or approval, such organizations shall declare the extent of their competence with respect to the matters governed by the Convention and the relevant protocol. Subsequently, these organizations shall also inform the Depositary of any substantial modification in the extent of their competence.

3. In matters within their competence, such regional economic integration organizations may on their own behalf, exercise the rights and fulfil the responsibilities which this Convention attributes to their member States. In such cases, the member States of these organizations shall not be entitled to exercise such rights individually.

4. In the fields of their competence, regional economic integration organizations shall exercise their right to vote with a number of votes equal to the number of their member States which are Contracting Parties to the Convention. Such organizations shall not exercise their right to vote if their member States exercise theirs, and vice versa.

Article 14

ACCESSION

1. This Convention and its protocols shall be open for accession by any State and by the regional economic integration organizations referred to in article 14 from the date on which the Convention [or the protocol concerned] is closed for signature. The instruments of accession shall be deposited with the Depositary.

2. In their instruments of accession, the organizations referred to in paragraph 1 shall declare the extent of their competence with respect to the matters governed by the Convention and the relevant protocol. These organizations shall also inform the Depositary of any substantial modification in the extent of their competence.

[Article 14 (bis)]Relationship between the Convention and its protocols

1. No State or regional economic integration organization may become a Contracting Party to a protocol unless it is, or becomes at the same time, a Contracting Party to the Convention.

2. Decisions concerning any protocol shall be taken only by the Contracting Parties to the protocol concerned.]

Article 15

ENTRY INTO FORCE

1. This Convention shall enter into force on the ninetieth day after the date of deposit of the instrument of ratification, acceptance, approval or accession.

2. Any protocol to this Convention, except as otherwise provided in such protocol, shall enter into force on the _____ day following the date of deposit of the _____ instrument of ratification, acceptance or approval of such protocol or accession thereto.

3. For each Contracting Party which ratifies, accepts, approves this Convention or accedes thereto after the deposit of the instrument of ratification, acceptance, approval or accession, the Convention shall enter into force on the thirtieth day after the date of deposit by such Contracting Party of its instrument of ratification, acceptance, approval or accession, subject to paragraph 1.

[4. For the purposes of paragraphs 1 and 2, any instrument deposited by an organization referred to in article 14 shall not be counted as additional to that deposited by a member State of such organization].

Article 16

RESERVATIONS

No reservations or exceptions may be made to this Convention or to any protocol thereto unless expressly permitted by [other articles of] this Convention.]

Article 17

WITHDRAWAL

1. At any time after [three][five] years from the date on which this Convention has entered into force with respect to a Contracting Party, that Contracting Party may withdraw from the convention by giving written notification to the Depositary.
2. Except as may be provided in any protocol to this Convention, at any time after [three][five] years from the date on which such protocol has entered into force with respect to a Contracting Party, that Contracting Party may withdraw from the protocol by giving written notification to the Depositary.
3. Any such withdrawal shall take effect upon expiry of [six months][one year] after the date of its receipt by the Depositary, or on such later date as may be specified in the notification of the withdrawal.
4. Any Contracting Party which withdraws from this Convention shall be considered as also having withdrawn from any protocol to which it is a party.

Article 18

DEPOSITARY

1. The Secretary-General of the United Nations shall assume the functions of depositary of this Convention and its protocols and amendments thereto.
2. The Depositary shall inform the Contracting Parties in particular:
 - (a) Of the signature of this Convention and of any protocol thereto, and of the deposit of instruments of ratification, acceptance, approval or accession in accordance with the provision of articles 13 and 14;
 - (b) Of the date on which the Convention and any protocol thereto will come into force in accordance with the provisions of article 15;
 - (c) Of notification of withdrawal made in accordance with the provisions of article 17;
 - (d) Of amendments adopted with respect to the Convention and any protocol, their acceptance by the Contracting Parties and their date of entry into force in accordance with the provisions of article 9;

(e) Of the adoption of additional annexes and of the amendment of any annex in accordance with the provisions of article 10;

(f) Of notifications by regional economic integration organizations of the extent of their competence with respect to matters governed by this Convention and relevant protocols, and of any modifications thereto.

Article 19

AUTHENTIC TEXTS

The original of this Convention, of which the Arabic, Chinese, English, French, Russian and Spanish texts are equally authentic, shall be deposited with the Secretary-General of the United Nations.

IN WITNESS WHEREOF the undersigned, being duly authorized to that effect, have signed this Convention.

Done at, this

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ANNEX I TO THE CONVENTION. RESEARCH AND SYSTEMATIC OBSERVATIONS

1. The Contracting Parties recognize that the major scientific issues are:

(a) Modification of the ozone layer which would result in a change in the amount of solar UV-B radiation that reaches the earth's surface, with potential consequences for human health and for organisms and ecosystems;

(b) Modification of the vertical distribution of ozone, which could change the temperature structure of the atmosphere with potential consequences for weather and climate;

2. The Contracting Parties in accordance with Article 3, shall co-operate in conducting research and systematic observations and in formulating recommendations for future research and observation in such areas as:

(a) Research in the physics and chemistry of the atmosphere

- (i) Comprehensive theoretical models: further development of models which consider the interaction between radiative, dynamic and chemical processes; studies of the simultaneous effects of various man-made and naturally occurring species upon atmospheric ozone; interpretation of satellite and non-satellite measurement data sets; evaluation of trends in atmospheric and geophysical parameters, and the development of methods for attributing changes in these parameters to specific causes;
- (ii) Laboratory studies of: rate coefficients, absorption cross-sections, and mechanisms of tropospheric and stratospheric chemical and photochemical processes; spectroscopic data to support field measurements in all relevant spectral regions;
- (iii) Field measurements: the fluxes of key source gases of both natural and anthropogenic origin; atmospheric dynamics studies; simultaneous measurements of photochemically related species down to the planetary boundary layer, using in situ and remote sensing instruments; intercomparison of different sensor, including co-ordinated correlative measurements for satellite instrumentation; three-dimensional fields of key atmospheric trace constituents, solar flux, and meteorological parameters;
- (iv) Instrument development, including: satellite and non-satellite sensors for atmospheric trace constituents, solar flux and meteorological parameters

(b) Research in health and biological effects

- (i) The relationship between human exposure to solar radiation, visible and ultra-violet, and the development of both non-melanoma and melanoma skin cancer, and the effects on the immunological system;
- (ii) Effects of UV-B, including the wavelength dependence, upon (a) agricultural crops, forests and other terrestrial ecosystems, and (b) the aquatic food web and fisheries;
- (iii) The mechanisms by which UV-B radiation acts on biological materials, species and ecosystems, including: the relationship between dose, dose rate, and response; photorepair, adaptation, and protection;
- (iv) Studies of biological action spectra and the spectral response using polychromatic radiation in order to include possible interactions of the various wavelength regions;
- (v) The influence of UV-B radiation on: the sensitivities and activities of biological species important to the biospheric balance; primary processes such as photosynthesis and biosynthesis; the photodegradation of pollutants and agricultural chemicals;

(c) Research on effects on climate

Theoretical models: the radiative effects of ozone and other trace species and their impact on climate, and investigation of the effects of climate change on various aspects of human activity;

(d) Systematic observations

- (i) The status of the ozone layer (i.e. the spatial and temporal variability of the total column content and vertical distribution) by making the Global Ozone Observing System, based on the integration of satellite and ground-based systems, fully operational;
- (ii) The tropospheric and stratospheric concentrations of source gases for the HO_x, NO_x, ClO_x and carbon families;
- (iii) The temperature from the ground to the mesosphere, utilizing both ground-based and satellite systems;
- (iv) Wavelength-resolved solar flux reaching the earth's atmosphere, utilizing satellite measurements;
- (v) Wavelength-resolved solar flux reaching the earth's surface in the ultra-violet range with biological effects (UV-B);

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- (vi) Aerosol distribution and properties from the ground to the mesosphere, utilizing, ground-based, airborne and satellite systems;
- (vii) Improved methods for analysing global data from systematic observations trace species, temperatures, solar flux, and aerosols.

3. The Contracting Parties shall co-operate, taking into account the particular needs of the developing countries, in promoting the appropriate scientific and technical training required to participate in the research and systematic observations outlined in this annex. Particular emphasis should be given to the intercalibration of observational instrumentation and methods with a view to generating comparable or standardized scientific data sets.

4. The following is a list, in no particular order, of chemical substances of natural and anthropogenic origin which are currently thought to have the potential to modify substantially the chemical and physical properties of the ozone layer.

CARBON SUBSTANCES

(i) Carbon monoxide (CO)

CO has significant natural and anthropogenic sources, and is thought to play a major direct role in tropospheric photochemistry, and an indirect role in stratospheric photochemistry.

(ii) Carbon dioxide (CO₂)

Carbon dioxide has significant natural and anthropogenic sources, and affects stratospheric ozone by influencing the thermal structure of the atmosphere.

(iii) Methane (CH₄)

Methane has both natural and anthropogenic sources, and affects both tropospheric and stratospheric ozone.

(iv) Non-methane hydrocarbon species (NMHC)

Non-methane hydrocarbon species, which consist of a large number of chemical substances, have both natural and anthropogenic sources, and play a direct role in tropospheric photochemistry and an indirect role in stratospheric photochemistry.

NITROGEN SUBSTANCES

(i) Nitrous oxide (N₂O)

The dominant sources of N₂O is natural but anthropogenic contributions are becoming increasingly important. It is the primary source of stratospheric NO_x, which play a vital role in controlling the abundance of stratospheric ozone.

(ii) Nitrogen oxides (NO_x)

Ground-level sources of NO_x play a major direct role only in tropospheric photochemical processes and an indirect role in stratosphere photochemistry, whereas injection of NO_x close to the tropopause may lead directly to a change in upper tropospheric and stratospheric ozone.

CHLORINE SUBSTANCES

Fully halogenated alkanes [e.g. CCl₄, CFC1₃ (CFC-11), CF₂Cl₂ (CFC-12), C₂F₃Cl₃ (CFC-113), C₂F₄Cl₂ (CFC-114).]

Fully halogenated alkanes are anthropogenic and act as a source of ClO_x, which play a vital role in ozone photochemistry, especially in the 30-50 km altitude region.

Partially halogenated alkanes [e.g. CH₃Cl, CHF₂Cl (CFC-22), CH₃CCl₃, CHFCl₂ (CFC-21).]

The sources of CH₃Cl are natural, whereas the other partially halogenated alkanes mentioned above are anthropogenic in origin. These gases also act as a source of stratospheric ClO_x.

BROMINE SUBSTANCES

Fully halogenated alkanes (e.g. CF₃Br)

These gases are anthropogenic and act as a source of BrO_x, which behave in a manner similar to ClO_x.

HYDROGEN SUBSTANCES

Hydrogen (H₂)

Hydrogen, the source of which is natural and anthropogenic, plays a minor role in stratospheric photochemistry.

Water (H₂O)

Water, the source of which is natural, plays a vital role in both tropospheric and stratospheric photochemistry. Additional sources of water vapour in the stratosphere are the oxidation of methane and to a lesser extent of hydrogen.

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ANNEX II TO THE CONVENTION. INFORMATION EXCHANGE

1. The Contracting Parties recognize that the collection and sharing of information is an important means of implementing the objectives of this Convention and of assuring that any actions that may be taken are appropriate and equitable. Therefore, Contracting Parties shall exchange scientific, technical, socio-economic business, commercial and legal information.

2. The Contracting Parties, in deciding what information is to be collected and exchanged, should take into account the usefulness of the information and the costs of obtaining it. The Contracting Parties further recognize that co-operation under this annex has to be consistent with national laws, regulations and practices regarding patents, trade secrets, and protection of confidential and proprietary information.

3. Scientific information

This include information on:

(a) Planned and on-going research, both governmental and private, to facilitate the co-ordination of research programmes so as to make the most effective use of available national and international resources;

(b) The emission data needed for research;

(c) Scientific results published in peer-reviewed literature on the understanding of the physics and chemistry of the earth's atmosphere and of its susceptibility to change, in particular on the state of the ozone layer and effects on human health, environment and climate which would result from changes on all time-scales in either the total column content or the vertical distribution of ozone;

(d) The assessment of research results and the recommendations for future research.

4. Technical information

This includes information on:

(a) The availability and cost of chemical substitutes and of alternative technologies to reduce the emissions of ozone-modifying substances and related planned and on-going research.

(b) The limitations and any risks involved in using chemical or other substitutes and alternative technologies.

5. Socio-economic/business/commercial information on the substances referred to annex I

This includes information on:

(a) Production and production capacity;

(b) Use and use patterns;

(c) Imports/exports;

(d) The costs, risks and benefits of human activities which may indirectly modify the ozone layer and of the impacts of regulatory actions taken or being considered to control these activities.

6. Legal information

This includes information on:

(a) National laws, administrative measures and legal research relevant to the protection of the ozone layer;

(b) International agreements, including bilateral agreements, relevant to the protection of the ozone layer;

(c) Methods and terms of licensing and availability of patents relevant to the protection of the ozone layer.

Notes: Regarding the phrase "consistent with ..." in paragraph 2, experts made the same comments as regarding the same phrase in article 4 of the draft convention.
