



OEWG46

8–12 July 2024
Montréal

Compilation of information provided by parties on illegal trade practices and approaches taken by national authorities to identify and address such cases

Note by the Secretariat | UNEP/OzL.Pro.WG.1/46/4



Agenda item 10: Strengthening Montreal Protocol institutions, including combating illegal trade

➤ **Decision XIV/7:**

- (1) parties encouraged to **report fully proved cases** of illegal trade in ODS;
- (2) Secretariat requested to collect such information and **disseminate it to all parties**;
- (3) Specifies that illegally traded quantities not be counted as consumption provided these quantities are not placed on the domestic market.

➤ **Decision XXXI/3:** parties encouraged to discover and prevent the illegal production, import, export and consumption of controlled substances and **report fully proved cases of illegal trade**.

➤ **Decision XXXIV/8:**

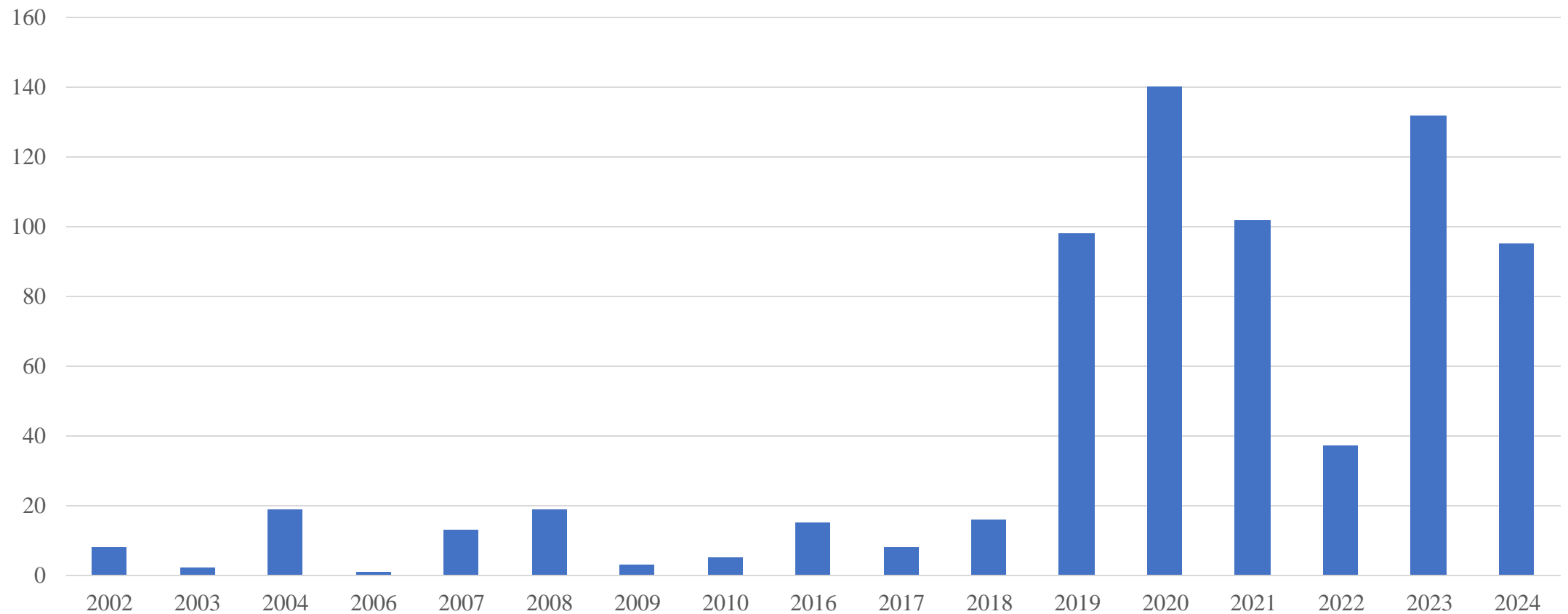
- (1) parties encouraged to facilitate **the exchange of information** to prevent illegal trade of all controlled substances by **reporting fully proved cases** and to provide **information about illegal trade**.
- (2) Secretariat requested to **compile and regularly summarize the practices & the approaches** by national authorities to identify and address such cases.

➤ **Decision XXXV/12:**

- parties encouraged to facilitate **the exchange of information on best practices to prevent illegal trade** of controlled substances (practices used for attempting unauthorized imports of controlled substances).

Number of reported cases

Total 713 cases | Previously 559 cases | New cases 154 from 8 parties | 12 parties confirmed no cases

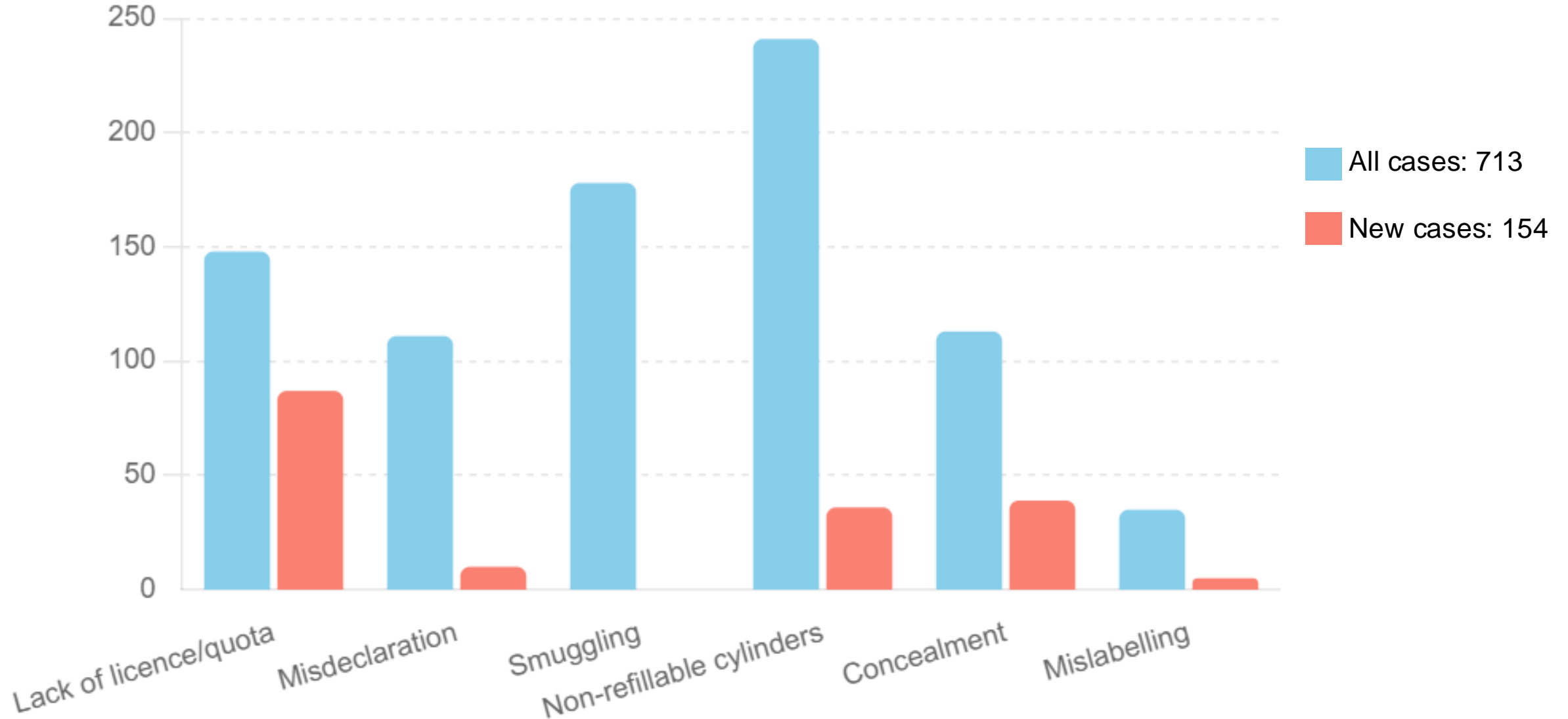


Most common substances traded illegally, by number of cases reported, weight and percentage of total weight

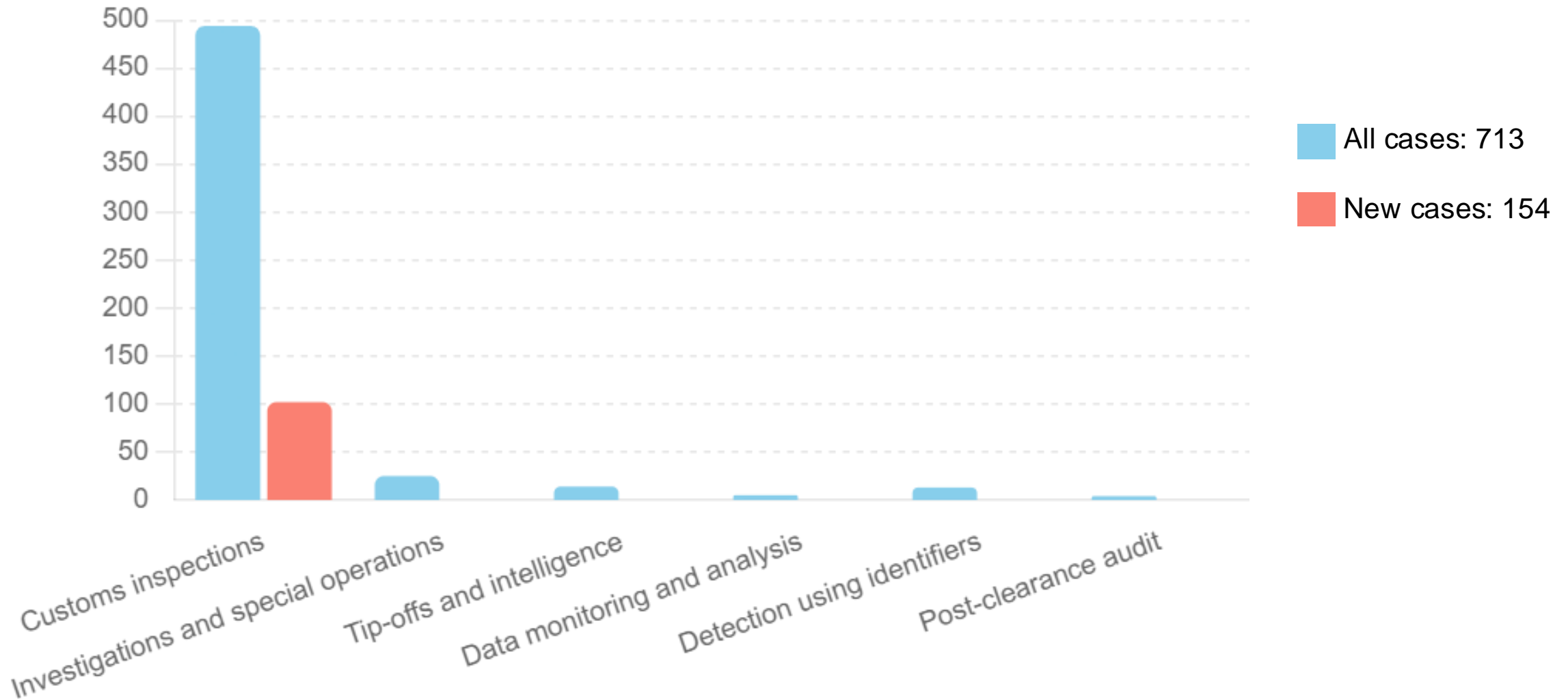
SUBSTANCE	NUMBER OF REPORTED CASES	TOTAL WEIGHT OF SUBSTANCE IN KG	PERCENTAGE OF SUBSTANCE WEIGHT IN TOTAL
HFCs (not specified)	21	369 423	16
HFC-134a	266	375 491	16
R-404A	167	203 571	9
HCFC-22	102	383 639	17
R-410A	100	301 908	13
CFC-12	55	345 135	15
R-407C	34	56 010	2
HFC-32	22	32 446	1
R-507A	9	105 854	5
HFC-125	9	56 593	2
CFC-11	7	63 077	3
HFC-23	7	5 123	0.22

Around 150 different substances mentioned | Total weight: ~3,000MT | New cases: ~ 1,200 MT

Methods of illegal trade

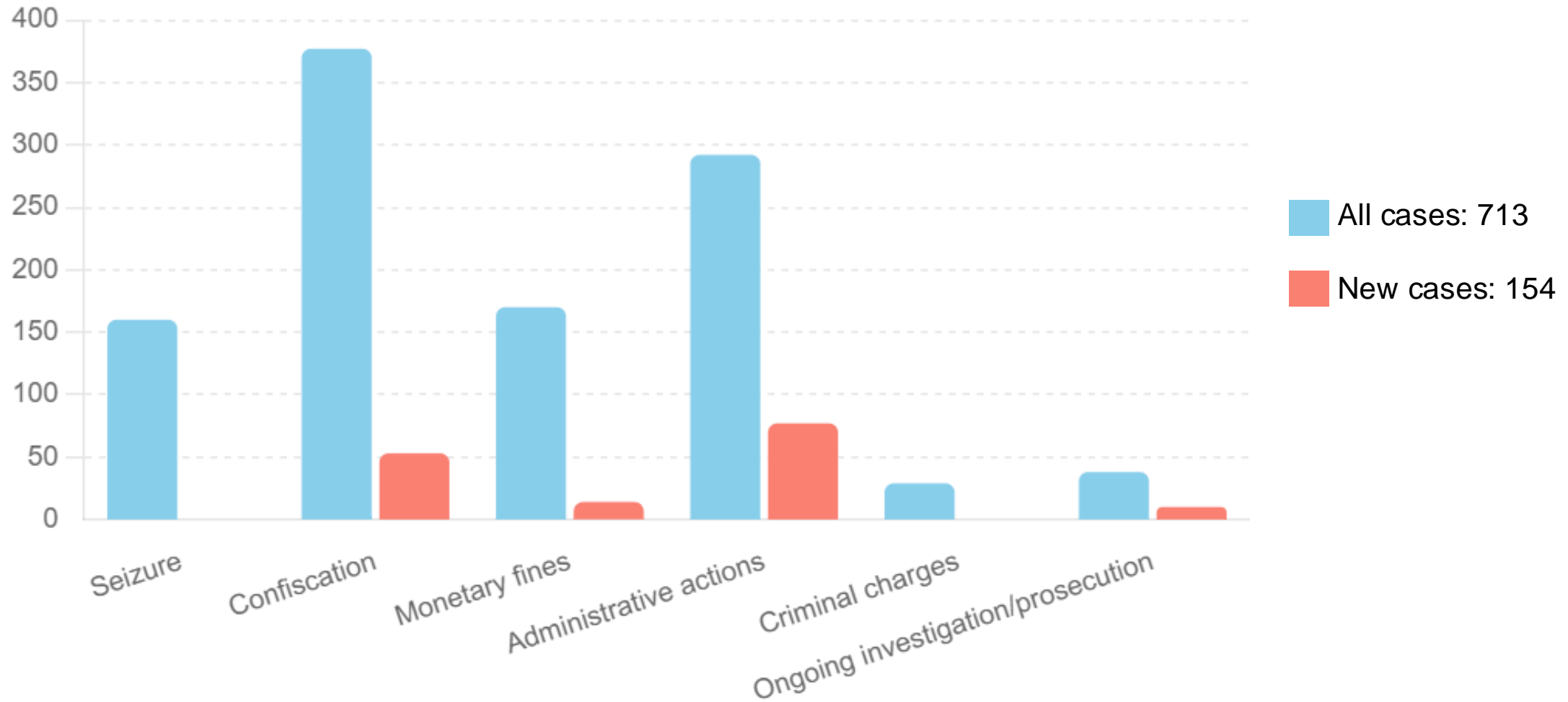


Detection methods



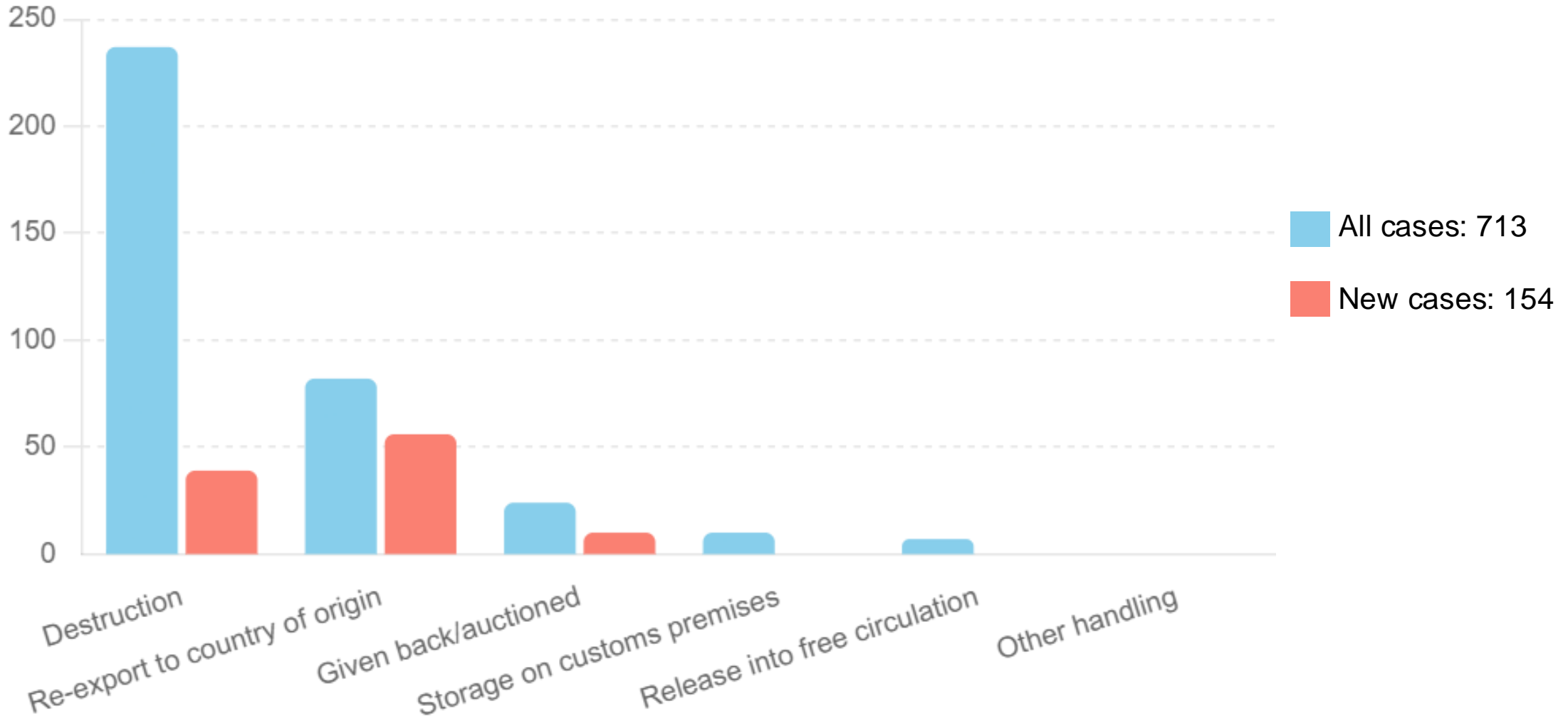
Customs inspections in 69% of cases, including random checks

Enforcement measures



Measures often involve multiple steps, from seizure, confiscation to fines and imprisonment.

Disposal methods



Preference for removing illegal substances from the market to prevent future misuse.

Notable approaches to combat the illegal trade

- Continuous engagement with customs: **routine and random checks**, aided by technological tools like **refrigerant identifiers** and intelligence technique such as **risk profiling**
- Electronic monitoring systems such as **e-licensing** allow comparison to detect discrepancies and unauthorized transactions.
- Licensing systems covering **transit operations**
- Use of **iPIC procedure** to prevent illegal trade at the outset
- Transparency: making national implementation **data publicly available** to create awareness and deter illegal activities
- **Collaboration** (customs, environmental enforcement, and regulatory departments) though establishment of task force, conducting joint enforcement operations



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Thank you!

