

Recommendations and draft decision forwarded by the Implementation Committee to the Thirty-Sixth Meeting of Parties to the Montreal Protocol

A. San Marino

(a) To note with concern that San Marino has not yet submitted required Article 7 data on Annex F substances for 2021 and 2022 to the Secretariat and therefore remains in non-compliance with its data reporting obligations under Article 7, paragraph 3 of the Montreal Protocol;

(b) To urge San Marino to report to the Secretariat its outstanding data for 2021 and 2022 for Annex F substances (hydrofluorocarbons), in accordance with paragraph 3 of Article 7 of the Montreal Protocol, as a matter of urgency, and preferably no later than 15 September 2024, to enable the Committee to assess at its seventy-third meeting the status of compliance by San Marino with its data reporting obligations.

Recommendation 72/1

B. Eritrea

(a) To note with concern that Eritrea has not yet submitted required Article 7 data on Annex F substances for baseline years 2020, 2021 and 2022 to the Secretariat and therefore remains in non-compliance with its data reporting obligations under Article 7, paragraph 2 of the Montreal Protocol;

(b) To urge Eritrea to report to the Secretariat its outstanding data on hydrofluorocarbons for baseline years 2020, 2021 and 2022, as a matter of urgency and preferably no later than 15 September 2024, to enable the Committee to assess at its seventy-third meeting the status of compliance by Eritrea with its data reporting obligations under paragraph 2 of Article 7 of the Montreal Protocol.

Recommendation 72/2

C. Democratic People's Republic of Korea

Recalling decisions XXXII/6, XXXV/17 and XXXV/18 of the Meeting of the Parties and recommendations 68/4, 69/4 and 70/2 of the Implementation Committee,

(a) To note with appreciation that the Democratic People's Republic of Korea has submitted all outstanding data for 2022 in accordance with its data reporting obligations under Article 7 of the Montreal Protocol. The data submitted confirm that the party has adhered to its commitments contained in the plan of action to return to compliance for 2022, as set out in decision XXXII/6;

(b) To note with great concern, however, that the Democratic People's Republic of Korea has not yet provided an explanation for the deviations between its reported Article 7 data for production of 24.81 ozone-depleting-potential tonnes (ODP-tonnes) of hydrochlorofluorocarbons and annual consumption of 58.03 ODP-tonnes of hydrochlorofluorocarbons for 2021 and its commitment, as set out in decision XXXII/6, to reduce its production and consumption of hydrochlorofluorocarbons to no more than 24.80 ODP-tonnes and 58.00 ODP-tonnes, respectively, for that year;

(c) To urge the party to provide an explanation for the deviations, as a matter of urgency, and no later than 15 September 2024, and, if appropriate, to submit a revised plan of action to ensure its return to compliance with the control measures of the Montreal Protocol for hydrochlorofluorocarbons in 2023, for consideration by the Implementation Committee at its seventy-third meeting;

(d) To urge the party to submit its progress report on efforts to establish additional national policies, as set out in its plan of action to return to compliance adopted in decision XXXII/6, facilitating phase-out of hydrochlorofluorocarbons that might include, but would not be limited to, bans on imports, on production or on new installations, and certification of refrigeration technicians and companies, for consideration by the Implementation Committee at its seventy-third meeting;

(e) To continue to monitor closely the progress made by the party in implementing its plan of action and phasing out hydrochlorofluorocarbons;

(f) To remind the party of decision XXXV/18.

Recommendation 72/3

D. Kazakhstan

(a) To note with appreciation that Kazakhstan has submitted all outstanding data in accordance with its data reporting obligations under Article 7 of the Montreal Protocol, as urged in paragraph 3 of decision XXXV/17. The data submitted confirm that the party is in compliance with its commitments contained in the plan of action to return to compliance, as set out in decision XXIX/14, and with the Protocol's control measures for 2022.

(b) To continue monitoring closely the progress made by Kazakhstan in implementing its plan of action and phasing out hydrochlorofluorocarbons.

Recommendation 72/4

E. Libya

(a) To note with appreciation the submission by Libya of a further update on its progress towards imposing a ban on the procurement of air-conditioning equipment containing hydrochlorofluorocarbons and towards considering a ban on the import of such equipment, which has not yet been put in place;

(b) To request Libya to submit to the Secretariat, before 15 September 2024, a further update on the progress made in the implementation of the actions, stating specific steps to be taken towards achieving the goal set up in the plan of action and indicative time frame set out in paragraph 2 (c) of decision XXVII/11, for consideration by the Implementation Committee at its seventy-third meeting.

Recommendation 72/5

F. Honduras

Noting with appreciation the information submitted by Honduras in support of its request to revise its existing consumption data for baseline year 2022 for Annex F, group I, controlled substances (hydrofluorocarbons),

Noting that decision XV/19 sets out the methodology for the submission of requests for revision of baseline data,

Noting with appreciation the efforts made by Honduras to fulfil the information requirements of decision XV/19,

To forward for consideration by the Thirty-Sixth Meeting of the Parties the draft decision set out in the annex to the present report, by which the Meeting of the Parties would approve the request by Honduras for the revision of its consumption data for hydrofluorocarbons for baseline year 2022 to 1,024,898 CO₂-equivalent tonnes.

Recommendation 72/6

G. El Salvador

Noting with appreciation the information submitted by El Salvador in support of its request to revise its existing consumption data for baseline years 2020, 2021 and 2022 for Annex F, group I, controlled substances (hydrofluorocarbons),

Noting that decision XV/19 sets out the methodology for the submission of requests for revision of baseline data,

Noting with appreciation the efforts made by El Salvador to fulfil the information requirements of decision XV/19,

To forward for consideration by the Thirty-Sixth Meeting of the Parties the draft decision set out in the annex to the present report, by which the Meeting of the Parties would approve the request by El Salvador for the revision of its consumption data for hydrofluorocarbons for baseline years 2020, 2021 and 2022 to 705,669 CO₂-equivalent tonnes, 784,010 CO₂-equivalent tonnes and 703,349 CO₂-equivalent tonnes respectively.

Recommendation 72/7

H. Armenia

Taking note of the request by Armenia for the revision of its existing consumption data for baseline years 2020, 2021 and 2022 for Annex F, group I, controlled substances (hydrofluorocarbons),

Recalling decision XV/19, which sets out the methodology for the submission of requests for the revision of baseline data,

Noting with appreciation the information provided by Armenia to support its request for the revision of its baseline data,

Noting, however, that the information submitted was considered by the Implementation Committee under the Non-Compliance Procedure for the Montreal Protocol to be insufficient to enable it to approve the changes requested by the party,

1. To request Armenia to submit to the Secretariat the outstanding information that is needed to meet the requirements of decision XV/19, in particular invoices or any other formal documents that confirm imports and exports of hydrofluorocarbons, in support of its request for the revision of its hydrofluorocarbon baseline data, as soon as possible and preferably before 15 September 2024, for consideration by the Implementation Committee at its seventy-third meeting;
2. To also request Armenia, in the event that the information required to support its request for the revision of its baseline data is confidential, to provide such information to the Secretariat, which will ensure that the information is treated as confidential when it is reported to the Implementation Committee;
3. To invite Armenia to send a representative to the Implementation Committee's seventy-third meeting.

Recommendation 72/8

I. Liberia

Taking note of the request by Liberia for the revision of its existing consumption data for baseline years 2020, 2021 and 2022 for Annex F, group I, controlled substances (hydrofluorocarbons),

Recalling decision XV/19, which sets out the methodology for the submission of requests for the revision of baseline data,

Noting with appreciation the information provided by Liberia to support its request for the revision of its baseline data,

Noting, however, that the information submitted was considered by the Implementation Committee under the Non-Compliance Procedure for the Montreal Protocol to be insufficient to enable it to approve the changes requested by the party,

1. To request Liberia to submit to the Secretariat the outstanding information that is needed to meet the requirements of decision XV/19, in support of its request for the revision of its hydrofluorocarbon baseline data, as soon as possible, and preferably before 15 September 2024, for consideration by the Implementation Committee at its seventy-third meeting;
2. To also request Liberia, in the event that the information required to support its request for the revision of its baseline data is confidential, to provide such information to the Secretariat, which will ensure the confidentiality of the information when reporting on it to the Implementation Committee.

J. Establishment of licensing systems

(a) To take note with appreciation of the report on the status of establishment and implementation of import and export licensing systems for Annex F controlled substances under Article 4B, paragraph 2 bis of the Montreal Protocol presented by the Ozone Secretariat at the seventy-second meeting of the Implementation Committee;

(b) To note with appreciation that 149 parties to the Montreal Protocol that have ratified the Kigali Amendment to the Protocol have reported the establishment and implementation of such licensing systems as required under Article 4B, paragraph 3 of the Protocol, and that another four parties that have not yet ratified the Kigali Amendment have also reported the establishment and implementation of such licensing systems;

(c) To urge the six parties listed in the annex to the present recommendation to provide information to the Secretariat before 15 September 2024 on the establishment of their licensing systems;

(d) To request Lesotho and Mozambique to provide updates before 15 September 2024 on the establishment and implementation of their licensing systems, for consideration by the Implementation Committee at its seventy-third meeting;

(e) To continue reviewing periodically the status of the establishment and implementation of such licensing systems by all parties to the Montreal Protocol that have ratified the Kigali Amendment in accordance with Article 4B, paragraph 2 bis of the Protocol and paragraph 4 of decision XXXV/19, and to consider any appropriate recommendations to the parties.

Annex to the recommendation

Parties that have not yet reported on the establishment and operation of licensing systems in accordance with Article 4B, paragraph 3:

- | | |
|------------|---------------|
| 1. Angola | 4. Mali |
| 2. Eritrea | 5. San Marino |
| 3. Kenya | 6. Zambia |

Decision XXXVI/[--]: Request for the revision of baseline data by El Salvador and Honduras

The Thirty-Sixth Meeting of the Parties,

Noting that, in decision XIII/15, the Thirteenth Meeting of the Parties to the Montreal Protocol on Substances that Deplete the Ozone Layer decided to advise parties that request changes in reported baseline data for base years to present their requests before the Implementation Committee under the Non-Compliance Procedure for the Montreal Protocol, which in turn would work with the Secretariat of the Montreal Protocol and the Executive Committee of the Multilateral Fund for the Implementation of the Montreal Protocol to confirm the justification for the changes and present them to the Meeting of the Parties for approval,

Noting also that decision XV/19 sets out the methodology for the submission of such requests,

Decides:

1. That El Salvador has presented sufficient information, in accordance with decision XV/19, to justify its request for the revision of its consumption data for hydrofluorocarbons for 2020, 2021 and 2022, which are part of the baseline for Group 1 parties under the Kigali Amendment to the Montreal Protocol operating under paragraph 1 of Article 5 of the Montreal Protocol;

2. To approve the request by El Salvador and to revise its consumption data for hydrofluorocarbons for baseline years 2020, 2021 and 2022 as indicated in the following table:

<i>Party/year</i>	<i>Previous HFC data (CO₂-eq tonnes)</i>			<i>New HFC data (CO₂-eq tonnes)</i>		
	<i>2020</i>	<i>2021</i>	<i>2022</i>	<i>2020</i>	<i>2021</i>	<i>2022</i>
El Salvador	620 802	985 085	712 414	705 669	784 010	703 349

Abbreviations: CO₂-eq – CO₂-equivalent; HFC – hydrofluorocarbon.

3. That Honduras has presented sufficient information, in accordance with decision XV/19, to justify its request for the revision of its consumption data for hydrofluorocarbons for 2022, which is part of the baseline for Article 5, Group 1 parties under the Kigali Amendment operating under paragraph 1 of Article 5 of the Protocol;

4. To approve the request by Honduras and to revise its consumption data for hydrofluorocarbons for the baseline year 2022 as indicated in the following table:

<i>Party/year</i>	<i>Previous HFC data (CO₂-eq tonnes)</i>	<i>New HFC data (CO₂-eq tonnes)</i>
	<i>2022</i>	<i>2022</i>
Honduras	1 057 751	1 024 898

Abbreviations: CO₂-eq – CO₂-equivalent; HFC – hydrofluorocarbon.