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**Twentieth Meeting of the Parties to the
Montreal Protocol on Substances
that Deplete the Ozone Layer**
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**Information reported by the Parties to the Montreal Protocol on
illegal trade in ozone-depleting substances (paragraph 7 of
decision XIV/7)**

By paragraph 7 of decision XIV/7, the Parties to the Montreal Protocol requested the Secretariat to collect any information on illegal trade received from the Parties and to disseminate it to all Parties. The information reported by Parties to the Secretariat in 2007 and 2008 pursuant to this decision has been summarized in the table contained in the annex to the present note. Other cases of illegal trade that were reported to the Secretariat in previous years were circulated to Parties and posted on the Secretariat's web site and have not been included in the table.

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Annex

Information reported by the Parties to the Montreal Protocol on illegal trade in ozone-depleting substances pursuant to paragraph 7 of decision XIV/7

Party	Date of seizure of goods	Substances traded	Volume	Importing/Exporting country	Details of the illegal ODS trade	Action
Armenia	May 2007	Waste mixture of 15% R-134a mixed with 85% other refrigerants (CFC, HCFC)	1 cylinder mislabelled as R-134a	United Arab Emirates	Mislabelling of waste mixture as virgin R-134a was detected when testing cylinders during customs training	
European Community	1 January to 31 December 2005					
Belgium		Bromochloromethane (BCM)	168,000 kg		Follow up of a case already reported in 2004. BCM was imported without a license and using a wrong CN code. The company itself reported the irregularity.	Penalties were issued.
Cyprus		HCFC-22	680 kg	Israel	A delivery of R-408 (47% HCFC-22) had been intercepted during import by the customs. The material was sent by the Israeli supplier by mistake. Actually R-508 (no ODS) was ordered.	The material was sent back to the supplier.

Party	Date of seizure of goods	Substances traded	Volume	Importing/Exporting country	Details of the illegal ODS trade	Action
Denmark		CFC-12	Unknown		8 companies were stopped in their attempt to export illegally refrigerators containing R12 to countries outside the EC.	3 companies were reported to the police. 2 companies were fined by a court. One company accepted a fine without court rule (fines between 1,300 and 3,000 euros). Other residual 5 cases did not result in prosecution.
Estonia		HCFC	68 kg	Russia	Illegal export to a Russian ship.	The company was fined.
France		HCFC-22	Unknown		The illegal import of 1,890 air-conditioning units was detected at the customs in Guadeloupe. Material was re-exported.	Fines were issued.
Germany		Halon-1301	0.1 kg		Import without license	Sale was banned.
Italy		Unknown	Unknown		In two cases the gross weight of the goods did not correspond to that declared.	Sanction enforcement under Italian law.
Poland		CFC-12	150 kg	Ukraine	One person attempted to import freon gas in his private car from Ukraine to Poland. The suspect was not allowed to enter EC territory.	Submitted to relevant authority for further processing.
Spain		HCFC-22	Unknown		One case of illegal import of equipment with HCFC-22 foam.	Unknown

Party	Date of seizure of goods	Substances traded	Volume	Importing/Exporting country	Details of the illegal ODS trade	Action
Kyrgyzstan	November 2007	Halon-1211	1,440 kg (ODP)	Republic of Korea	A company registered in a free economic zone imported 2,400 pieces of car fire extinguishers using forged documents	Company was penalized and customs officers and inspectors punished for the offence.
	December 2007	CFC-12	27 refrigerators		A batch of 27 refrigerators was intercepted at port of entry and impounded.	Owner of shipment was ordered to retrofit fridges based on R-12-R-134a at the importer's own expense.
Mexico	September 2003	CFC-12	1,717 kg	Mexico	In September 2003 a delivery of R-12 was found in the storage facilities of Mexican Customs in the southern border with Guatemala The property of this material was not claimed by anybody within the legal time-limit established under the Mexican law, after which time the material has to be destroyed or donated to a national public institution.	The material was seized, and according to customs procedures, this material was donated to a national public institution, in this case the Naval Ministry to be used in their facilities and equipment.
Seychelles	2007	R-12 (refrigerators)	14 kg	United Arab Emirates	A consignment of 10 refrigerators and 4 chest freezers with labels of R-134a were imported into the country, from the United Arab Emirates, but on closer inspection and testing of the refrigerant by custom officers, it was found to be R-12. It was confiscated by the ozone unit.	The importer was fined SR 2500/- (approx \$300) per piece of equipment for retrofitting by the ozone unit, plus another fine under the Trades Tax Act.

Party	Date of seizure of goods	Substances traded	Volume	Importing/Exporting country	Details of the illegal ODS trade	Action
		R-11, R-12 (refrigerators)	88 kg	China	A consignment of 88 refrigerators and chillers with R-11 and R-12 were imported into the country, from China, to be sold in the shops by a local supplier. The consignment was confiscated by the ozone unit.	The importer was fined under trade tax Act for importing banned gas plus reshipment of the consignment to its country of origin. Importer was given a final warning.
		R-12	1 cylinder (13.6 kg)	United Arab Emirates	Importation permit for 1 cylinder of R-406a was given by the ozone unit to a local importer. On arrival it was found to be R-12 (from the United Arab Emirates).	The importer was fined under the Trade Tax Act for importing a banned gas and giving wrong information to customs, plus required to reship the gas at his own cost.