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**Twenty-First Meeting of the Parties to the
Montreal Protocol on Substances that
Deplete the Ozone Layer**
Port Ghalib, Egypt, 4–8 November 2009

**Annotated provisional agenda of the Twenty-First Meeting of the
Parties to the Montreal Protocol**

A. Preparatory segment (4–6 November 2009)

1. Opening of the preparatory segment

1. The preparatory segment of the Twenty-First Meeting of the Parties to the Montreal Protocol will be opened by the co-chairs of the Open-ended Working Group on 4 November 2009 at 10 a.m. in the International Convention Centre in Port Ghalib, Marsa Alam, Egypt. Registration of participants will begin at 8 a.m. on 3 November 2009 at the meeting venue. Participants are encouraged to register well in advance of the meeting through the Secretariat's website (<http://ozone.unep.org>), and are urged to bring their laptops to the meeting, as it will once again be virtually paperless. Statements will be made by representatives of the Government of Egypt and the United Nations Environment Programme.

2. Organizational matters

(a) Adoption of the agenda of the preparatory segment

2. The provisional agenda set forth in document UNEP/OzL.Pro.21/1 will be before the Parties for adoption.

(b) Organization of work

3. Mr. Muhammad Maqsood Akhtar (Pakistan) and Mr. Martin Sirois (Canada) will co-chair the preparatory segment. The Parties may wish to conduct their work in plenary meeting and contact groups as appropriate. The co-chairs are expected to draw up a specific timetable to cover the work on the agenda.

3. Consideration of membership of Montreal Protocol bodies for 2010

(a) Members of the Implementation Committee

4. The Twenty-First Meeting of the Parties will consider the issue of membership of the Implementation Committee. In accordance with the non-compliance procedure adopted by the Parties, the Committee is to comprise representatives of 10 Parties who are elected for two years on the basis of equitable geographical distribution. Representatives of outgoing Parties may be re-elected for a second consecutive term. In accordance with decision XII/13, the Committee members that are selected to serve in 2010 are requested to elect its President and Vice-President during the Twenty-First Meeting of the

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Parties to ensure the continuity of these two offices. A draft decision to facilitate consideration of this item can be found as draft decision XXI/[BB] in chapter III of document UNEP/OzL.Pro.21/3.

(b) **Members of the Executive Committee of the Multilateral Fund for the Implementation of the Montreal Protocol**

5. The Twenty-First Meeting of the Parties is expected to consider and endorse the selection of the 14 members of the Executive Committee for 2010. Seven members will be proposed from those Parties operating under paragraph 1 of Article 5 and seven will be proposed from those Parties not so operating. In addition, the Parties will be requested to endorse the selection of the Chair and Vice-Chair of the Committee for 2010. A draft decision to facilitate consideration of this item can be found as draft decision XXI/[CC] in chapter III of document UNEP/OzL.Pro.21/3.

(c) **Co-Chairs of the Open-ended Working Group**

6. The Twenty-First Meeting of the Parties will be expected to take a decision on the chairmanship of the Open-ended Working Group for 2010. A draft decision designed to facilitate consideration of this item can be found as draft decision XXI/[DD] in chapter III of document UNEP/OzL.Pro.21/3.

4. **Financial reports and budgets of the trust funds for the Vienna Convention for the Protection of the Ozone Layer and the Montreal Protocol on Substances that Deplete the Ozone Layer and budgets of the Montreal Protocol**

7. The Parties are expected to establish a budget committee to deliberate on and recommend, among other things, a revised budget for 2009, a budget for 2010 and an indicative budget for 2011. The proposed budget would then be forwarded, as appropriate, to the high-level segment for adoption.

5. **Environmentally sound management of banks of ozone-depleting substances (decision XX/7)**

(a) **Presentation of the final analysis of the task force of the Technology and Economic Assessment Panel**

8. The Parties are expected to consider the final analysis of the Technology and Economic Assessment Panel's task force on the management and destruction of banks of ozone-depleting substances.

(b) **Further consideration of work initiated by the Open-ended Working Group at its twenty-ninth meeting**

9. In accordance with decision XX/7, the Secretariat convened a one-day workshop on the management and destruction of banks of ozone-depleting substances prior to the twenty-ninth meeting of the Open-ended Working Group. That workshop, and the Technology and Economic Assessment Panel's preliminary report, contributed to a robust discussion of banks during the Working Group meeting. The Parties are expected to continue their deliberations on the draft list of ideas included in annex I to document UNEP/OzL.Pro.21/2, and determine what action, if any, they deem appropriate.

6. **High-global-warming-potential alternatives to ozone-depleting substances (decision XX/8)**

(a) **Proposed amendment to the Montreal Protocol**

10. In accordance with paragraph 2 of Article 9 of the Vienna Convention, the Governments of the Federated States of Micronesia and Mauritius proposed an amendment to the Montreal Protocol to bring within its control the production and consumption of hydrofluorocarbons. On 14 September 2009, the Governments of Canada, Mexico and the United States of America submitted a related proposal. The Parties are expected to consider and forward to the high-level segment any action that they deem appropriate. The proposed amendment by the Federated States of Micronesia and Mauritius can be found in chapter II of document UNEP/OzL.Pro.21/3, while the proposal by Canada, Mexico and the United States can be found in the addendum to that document. The list of concepts relevant to the proposed amendment is set out in annex II to document UNEP/OzL.Pro.21/2.

(b) **Further consideration of work initiated by the Open-ended Working Group at its twenty-ninth meeting**

11. In accordance with decision XX/8, the Secretariat held a one-day open-ended dialogue on substitutes for ozone-depleting substances with a high-global-warming potential prior to the twenty-ninth meeting of the Open-ended Working Group. The results of that dialogue, together with consideration of the proposed amendment to the Montreal Protocol noted above, led to the discussion of two specific proposals that, as agreed by the Working Group, were to be forwarded to the Twenty-First Meeting of the Parties for further consideration. Those proposals can be found as draft decision XXI/[I]

and XXI/[J] in chapter I of document UNEP/OzL.Pro.21/3. The Parties may wish to continue their work on these proposals with a view to forwarding final recommendations, as appropriate, to the high-level segment.

7. Issues related to essential-use exemptions

(a) Proposal on nominations for essential-use exemptions for 2010 and 2011

12. The Parties are expected to discuss and recommend a decision on Parties' nominations for essential-use exemptions. A draft decision on this issue was discussed during the twenty-ninth meeting of the Open-ended Working Group, and it was agreed that the draft decision prepared by the relevant contact group's co-chairs should be forwarded to the Twenty-First Meeting of the Parties for further consideration. It can be found as draft decision XXI/[H] in chapter I of document UNEP/OzL.Pro.21/3.

(b) Campaign production of chlorofluorocarbons for metered-dose inhalers

13. The Technology and Economic Assessment Panel is expected to present a further report on the issue of campaign production. The Parties may wish to continue to consider the issue of campaign production and, if appropriate, to forward a proposal for consideration at the high-level segment.

(c) Consideration of amendments to the handbook on essential-use nominations (decision XX/3)

14. In accordance with decision XX/3, the Technology and Economic Assessment Panel recommended a range of amendments to the handbook on essential-use nominations to facilitate a more informed review of future nominations for essential-use exemptions. This issue was discussed during the twenty-ninth meeting of the Open-ended Working Group, where it was agreed to forward a draft decision by the relevant contact group's co-chairs for further consideration by the Twenty-First Meeting of the Parties. It can be found as draft decision XXI/[G] in chapter I of document UNEP/OzL.Pro.21/3.

8. Issues related to methyl bromide

(a) Presentation by the Technology and Economic Assessment Panel

15. The Parties are expected hear a presentation from the Panel on issues related to methyl bromide, including its final review of nominations for methyl bromide critical-use exemptions, its final report on quarantine and pre-shipment issues, the proposed 2010 workplan of the methyl bromide technical options committee and any proposed changes to the assumptions that the Panel uses to evaluate and make recommendations on critical-use exemptions.

(b) Consideration of nominations for critical-use exemptions for 2010 and 2011

16. The Parties are expected to agree upon a decision on the exemption requests for consideration and action at the high-level segment.

(c) Quarantine and pre-shipment applications of methyl bromide

17. In accordance with decision XX/6, the Secretariat will be holding a one-day workshop on quarantine and pre-shipment issues immediately prior to the Twenty-First Meeting of the Parties. The Parties are expected to consider any further steps that they wish to propose based on the outcomes of that workshop and the Technology and Economic Assessment Panel's final report on this issue.

9. Other issues arising out of the report of the Technology and Economic Assessment Panel

(a) Alternatives to hydrochlorofluorocarbons in the refrigeration and air-conditioning sectors in Parties operating under paragraph 1 of Article 5 with special conditions (decision XIX/8)

18. The Parties are expected to consider what actions, if any, should be recommended for adoption at the high-level segment as a result of the Panel's final report on this issue.

(b) Projected regional imbalances in the availability of halons and potential mechanisms for the improved prediction and mitigation of such imbalances (decision XIX/16)

19. The Parties are expected to consider what actions, if any, should be recommended for adoption at the high-level segment as a result of the Panel's final report on this issue.

(c) Proposal on laboratory and analytical-use exemptions (decisions XVII/10 and XIX/18)

20. The Parties are expected to consider further the issue of laboratory and analytical uses of ozone-depleting substances. During the twenty-ninth meeting of the Open-ended Working Group, representatives agreed to forward to the Twenty-First Meeting of the Parties a draft decision on this issue on the understanding that further work would be undertaken intersessionally to refine the proposal.

The latest version of that draft proposal can be found as draft decision XXI/[A] in chapter I of document UNEP/OzL.Pro.21/3.

(d) Proposal on process agents (decision XVII/6 and paragraph 100 of the report of the Twentieth Meeting of the Parties)

21. The Parties are expected to consider further the issue of ozone-depleting substances used as process agents. During the twenty-ninth meeting of the Open-ended Working Group, representatives agreed to forward to the Twenty-First Meeting of the Parties a draft decision on this issue on the understanding that further work would be undertaken intersessionally to refine the proposal. The latest version of that draft proposal can be found as draft decision XXI/[B] in chapter I of document UNEP/OzL.Pro.21/3.

(e) Proposal on potential further work on carbon tetrachloride emissions

22. The Parties are expected to consider further the issue of emissions of carbon tetrachloride. During the twenty-ninth meeting of the Open-ended Working Group, representatives agreed to forward to the Twenty-First Meeting of the Parties a draft decision on this issue on the understanding that further work would be undertaken intersessionally to refine the proposal. The latest version of that draft proposal can be found as draft decision XXI/[C] in chapter I of document UNEP/OzL.Pro.21/3.

(f) Other issues arising out of the Panel's reports

23. The Parties are expected to consider other issues arising out of the Panel's reports, including any requests to endorse new co-chairs of the Panel or its technical options committees.

10. Issues related to the financial mechanism of the Montreal Protocol

(a) Proposal on terms of reference for an evaluation of the financial mechanism

24. At the twenty-ninth meeting of the Open-ended Working Group, representatives discussed the possibility of a future evaluation of the Multilateral Fund and agreed to forward a related draft decision for the consideration of the Twenty-First Meeting of the Parties. It can be found as draft decision XXI/[E] in chapter I of document UNEP/OzL.Pro.21/3.

(b) Proposal on institutional strengthening activities under the Multilateral Fund

25. At the twenty-ninth meeting of the Open-ended Working Group, representatives discussed a draft proposal related to the funding of institutional strengthening through the Multilateral Fund and agreed to forward that draft decision for the consideration of the Twenty-First Meeting of the Parties. It can be found as draft decision XXI/[F] in chapter I of document UNEP/OzL.Pro.21/3.

11. Compliance and data reporting issues

(a) Proposal on the treatment of stockpiled ozone-depleting substances relative to compliance (decision XVIII/17)

26. The Parties are expected to consider further the issue of stockpiled ozone-depleting substances relative to compliance. During the twenty-ninth meeting of the Open-ended Working Group, representatives agreed to forward to the Twenty-First Meeting of the Parties a draft decision on this issue on the understanding that further work would be undertaken intersessionally to refine the proposal. The latest version of that draft proposal can be found as draft decision XXI/[D] in chapter I of document UNEP/OzL.Pro.21/3.

(b) Presentation on and consideration of the work and recommended decisions of the Implementation Committee

27. The President of the Implementation Committee will report on the status of ratification of the Vienna Convention, the Montreal Protocol and Protocol amendments, in addition to issues considered at the Committee's forty-second and forty-third meetings. The Parties will consider the Committee's recommendations on compliance issues. A draft decision recording the status of ratification is included as draft decision XXI/[AA] in chapter III of document UNEP/OzL.Pro.21/3. Any compliance-related draft decisions emanating from the Committee's meetings are expected to be distributed to the Parties on the second day of the preparatory segment of the Twenty-First Meeting of the Parties. The Parties are expected to consider the related issues and make recommendations for the high-level segment, as appropriate.

12. Other matters.

28. The Parties will consider other matters identified and agreed upon during the adoption of the agenda for the meeting.

B. High-level segment (7–8 November 2009)**1. Opening of the high-level segment**

29. The high-level segment of the Twenty-First Meeting of the Parties to the Montreal Protocol is scheduled to be opened on 7 November at 10 a.m.

(a) Statement by the representative(s) of the Government of Egypt**(b) Statement by representative(s) of the United Nations****(c) Statement by the President of the Twentieth Meeting of the Parties**

30. Opening statements will be made by representatives of the Government of Egypt, the United Nations and the President of the Twentieth Meeting of the Parties.

2. Organizational matters**(a) Election of officers for the Twenty-First Meeting of the Parties**

31. In accordance with rule 21 of the rules of procedure, the Twenty-First Meeting of the Parties must elect a President, three Vice-Presidents and a Rapporteur. Rule 21 provides that the offices of President and Rapporteur “shall normally be subject to rotation among the five groups of States referred to in Section 1, paragraph 1, of General Assembly resolution 2997 (XXVI) of 15 December 1972. A representative of a Party from the group of Eastern European States presided over the Twentieth Meeting of the Parties, while a representative of a Party from the group of Asian and Pacific States served as Rapporteur. On the basis of past practice of rotation according to English alphabetical order, the Parties may wish to elect a Party from the group of Latin American and Caribbean States to preside over the Twenty-First Meeting and a Party from the group of Eastern European States as Rapporteur. The Parties may also wish to elect three additional Vice-Presidents, one each from the groups of African States, Asian and Pacific States and Western European and other States.

(b) Adoption of the agenda of the Twenty-First Meeting of the Parties

32. The Parties may wish to adopt the agenda for the high-level segment, including any items that they may agree to include under item 9, “Other matters”.

(c) Organization of work

33. The President of the Twenty-First Meeting of the Parties is expected to outline a plan of work to enable the agenda items to be covered.

(d) Credentials of representatives

34. In accordance with rule 18 of the rules of procedure for Meetings of the Parties to the Montreal Protocol, the credentials of representatives must be submitted to the Executive Secretary of the meeting, if possible not later than 24 hours after the opening of the Meeting. In accordance with rule 19 of the rules of procedure, the officers of the meeting must examine the credentials and submit their report thereon to the Parties.

3. Status of ratification of the Vienna Convention, the Montreal Protocol and the amendments to the Montreal Protocol

35. The Parties will review the status of ratification of the instruments agreed under the ozone regime. A draft decision recording the status of ratification can be found as XXI/[AA] in chapter III of document UNEP/OzL.Pro.21/3.

4. Presentations by the assessment panels on the status of their work with a focus on the latest developments

36. The assessment panels will make a brief presentation on their work with a particular focus on any new developments.

- 5. Presentation by the Chair of the Executive Committee of the Multilateral Fund on the work of the Executive Committee, the Multilateral Fund Secretariat and the Fund's implementing agencies**
 37. The Chair of the Executive Committee of the Multilateral Fund will present the report of the Executive Committee to the Parties, as circulated in document UNEP/OzL.Pro.21/6.
 - 6. Statements by heads of delegations**
 38. Heads of delegations will be invited to make statements.
 - 7. Report by the co-chairs of the preparatory segment and consideration of the decisions recommended for adoption by the Twenty-First Meeting of the Parties**
 39. The co-chairs of the preparatory segment will be invited to report to the Parties on the progress made in reaching consensus on the substantive issues on the agenda.
 - 8. Dates and venue for the Twenty-Second Meeting of the Parties**
 40. The Parties will be informed of any information regarding the potential venue for the Twenty-Second Meeting of the Parties.
 - 9. Other matters**
 41. Any additional substantive issues agreed for inclusion on the agenda under item 2 (c), "Adoption of the agenda", will be taken up under this agenda item.
 - 10. Adoption of decisions by the Twenty-First Meeting of the Parties**
 42. The Parties will adopt the decisions to be taken at the current meeting.
 - 11. Adoption of the report of the Twenty-First Meeting of the Parties**
 43. The Parties will adopt the report of the current meeting.
 - 12. Closure of the meeting**
 44. The Twenty-First Meeting of the Parties is expected to close by 6 p.m. on Sunday, 8 November 2009.
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