



**Economic and Social
Council**

Distr.
GENERAL

ECE/EB.AIR/79/Add.1
6 January 2004

Original: ENGLISH

ECONOMIC COMMISSION FOR EUROPE

EXECUTIVE BODY FOR THE CONVENTION ON
LONG-RANGE TRANSBOUNDARY AIR POLLUTION

REPORT OF THE TWENTY-FIRST SESSION OF THE EXECUTIVE BODY
Addendum

Annex I

DECISION 2003/1 CONCERNING COMPLIANCE BY NORWAY
WITH ITS OBLIGATIONS UNDER THE 1991 VOC PROTOCOL (ref. 1/01)

The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. **Recalls** its decisions 2001/1 and 2002/2, in which it inter alia: welcomed the submission by Norway to the Implementation Committee concerning its compliance with the 1991 Geneva Protocol on the Control of Emissions of Volatile Organic Compounds or their Transboundary Fluxes; noted the Implementation Committee's report and its conclusion regarding Norway's non-compliance with the emission reduction obligation of the Protocol (EB.AIR/2001/3, paras. 3-9) (EB.AIR/2002/2, paras. 5-7); expressed its concern at Norway's failure to fulfil its obligation and its disappointment that it had not demonstrated that it would be able to shorten the period of seven years that it had anticipated it would remain in non-compliance; urged Norway to fulfil its obligation under the VOC Protocol as soon as possible; invited it to report to the Implementation Committee by 31 March 2003 on the progress made; and requested the Implementation Committee to review the progress and report to it thereon at its twenty-first session;

2. Notes the report provided by the Implementation Committee on Norway's progress, based on the information that it received from Norway on 4 April 2003 and 29 July 2003 (EB.AIR/2003/1, paras. 4-9), and in particular its conclusion that Norway remained in non-compliance with the emission reduction obligation of the VOC Protocol;
3. Welcomes the national measures taken by Norway to reduce its VOC emissions;
4. Remains concerned about the continuing failure by Norway to fulfil its obligations to take effective measures to reduce its annual emissions within the TOMA specified under annex I by at least 30%, using 1989 as its base year, and to ensure that its total national annual emissions do not exceed its 1988 levels, as required by paragraph 2 (b) of article 2 of the VOC Protocol;
5. Expresses disappointment that, notwithstanding Executive Body decision 2002/2, Norway has not demonstrated that it will shorten the period of seven years that it has anticipated it will remain in non-compliance;
6. Continues to urge Norway to fulfil its obligations under the VOC Protocol as soon as possible;
7. Calls on Norway to provide the Implementation Committee through the secretariat by 31 March 2004 with a report describing the progress that it has made towards achieving compliance, in particular with regard to any acceleration of its timetable for achieving this goal; and
8. Requests the Implementation Committee to review Norway's progress and timetable, and report to it thereon at its twenty-second session.

Annex II

DECISION 2003/2 CONCERNING COMPLIANCE BY FINLAND
WITH ITS OBLIGATIONS UNDER 1991 VOC PROTOCOL (ref. 2/01)

The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. Recalls its decisions 2001/2 and 2002/3, in which it had urged Finland to fulfil its obligations under the VOC Protocol as soon as possible;
2. Takes note of the report by the Implementation Committee on Finland's progress regarding decision 2002/3 (EB.AIR/2003/1, paras. 11-14);
3. Notes that Finland was in compliance with its obligation under paragraph 2 (a) of article 2 of the Protocol in 2000 and 2001, but reiterates its regret that Finland was not in compliance with that obligation in 1999; and
4. Decides that there is no reason for the Implementation Committee to continue to review Finland's compliance with its obligation under paragraph 2 (a) of article 2 of the VOC Protocol as initiated by Finland's submission in 2001.

Annex III

DECISION 2003/3 CONCERNING COMPLIANCE BY ITALY
WITH ITS OBLIGATIONS UNDER THE 1991 VOC PROTOCOL (ref. 3/01)

The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. Recalls its decisions 2001/3 and 2002/4, in which it inter alia: welcomed the submission by Italy to the Implementation Committee concerning its compliance with the 1991 Geneva Protocol on the Control of Emissions of Volatile Organic Compounds or their Transboundary Fluxes; noted the Implementation Committee's reports and its conclusions regarding Italy's non-compliance with the emission reduction obligation of the Protocol (EB.AIR/2001/3, paras. 20-26, EB.AIR/2002/2, paras. 13-15); expressed its concern at Italy's failure to fulfil its obligation; noted that Italy expected that the measures adopted would bring it into compliance not later than 2001 or 2002; urged Italy to fulfil its obligation under the VOC Protocol as soon as possible; invited Italy to report to the Implementation Committee by 31 March 2003 on the progress made; and requested the Implementation Committee to review the progress and report to it thereon at its twenty-first session;
2. Notes the report provided by the Implementation Committee on Italy's progress, based on the information that it received from Italy on 31 March and 1 September 2003 (EB.AIR/2003/1, paras. 16-20), and in particular its conclusion that Italy remained in non-compliance with the emission reduction obligation of the VOC Protocol;
3. Welcomes the fact that Italy's final data for 1999, 2000 and 2001 confirm a downward trend in its VOC emissions;
4. Remains concerned, however, about the continuing failure by Italy to fulfil its obligation to take effective measures to reduce its national annual emissions by at least 30% using 1990 as its base year, as required by paragraph 2 (a) of article 2 of the VOC Protocol;
5. Continues to urge Italy to fulfil its obligations under the VOC Protocol as soon as possible;
6. Calls on Italy to provide the Implementation Committee through the secretariat by 31 March 2004 with a report containing its final emission data for 2002 and, if these data show that it is not in compliance, setting out a timetable that specifies the year by which Italy expects to

be in compliance, listing the specific measures taken or scheduled to fulfil its emission reduction obligations under the VOC Protocol and setting out the projected effects of each of these measures on its VOC emissions up to and including the year of compliance; and

7. Requests the Implementation Committee to review Italy's progress and report to it thereon at its twenty-second session.

Annex IV

DECISION 2003/4 CONCERNING COMPLIANCE BY SWEDEN
WITH ITS OBLIGATIONS UNDER THE 1991 VOC PROTOCOL (ref. 1/02)

The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. Recalls its decision 2002/5 in which the Executive Body had urged Sweden to fulfil its obligations under the VOC Protocol as soon as possible;
2. Takes note of the report by the Implementation Committee on Sweden's progress regarding decision 2002/5 (EB.AIR/2003/1, paras. 22-27);
3. Notes, however, that Sweden was in compliance with its obligation under paragraph 2 (a) of article 2 of the Protocol in 1999, 2000 and 2001;
4. Decides that there is no reason for the Implementation Committee to continue to review Sweden's compliance with its obligation under paragraph 2 (a) of article 2 of the VOC Protocol as initiated by Sweden's submission in 2001.

Annex V

DECISION 2003/5 CONCERNING COMPLIANCE BY GREECE
WITH ITS OBLIGATIONS UNDER THE 1988 NO_x PROTOCOL (ref. 2/02)

The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. Recalls its decisions 2002/6, in which it inter alia: noted the Implementation Committee's report and its conclusion regarding Greece's non-compliance with the emission reduction obligation of the 1988 NO_x Protocol (EB.AIR/2002/2, paras. 22-27); expressed its concern at Greece's failure to fulfil its obligation; noted with concern that Greece did not expect to achieve compliance even by 2010 and that, moreover, Greece had not indicated a year by which it expected to achieve compliance; urged Greece to fulfil its obligation under the NO_x Protocol as soon as possible; invited it to report to the Implementation Committee by 31 March 2003 on the progress made; and requested the Implementation Committee to review Greece's progress and timetable and report to it thereon at its twenty-first session;
2. Notes the report provided by the Implementation Committee on Greece's progress, based on the information it received from Greece on 29 April, 30 June 2003 and 4 September, and in particular its conclusion that Greece remained in non-compliance with the emission reduction obligation of the NO_x Protocol;
3. Remains concerned about the continuing failure by Greece to fulfil its obligation to take effective measures to control and/or reduce its annual emissions so that these do not exceed emissions in 1987, as required by paragraph 1 of article 2 of the NO_x Protocol;
4. Notes the Implementation Committee's concern that Greece had not provided all the information that the Executive Body invited it to present in its decision 2002/6;
5. Expresses disappointment that Greece does not expect to achieve compliance even by 2010 and that, moreover, Greece has not indicated a year by which it expects to achieve compliance;
6. Urges Greece to fulfil its obligation under the NO_x Protocol as soon as possible;
7. Repeats its request to Greece to provide the Implementation Committee through the secretariat by 31 March 2004 with a report describing the progress it has made towards achieving compliance and setting out a timetable that specifies the year by which it expects to

be in compliance, listing the specific measures taken or scheduled to fulfil its emission reduction obligations under the NO_x Protocol and setting out the projected effects of each of these measures on its NO_x emissions up to and including the year of compliance; and

8. Requests the Implementation Committee to review Greece's progress and timetable, and report to it thereon at its twenty-second session.

Annex VI

DECISION 2003/6 CONCERNING COMPLIANCE BY IRELAND
WITH ITS OBLIGATIONS UNDER THE 1988 NO_x PROTOCOL (ref. 3/02)

The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. Recalls its decision 2002/7, in which it inter alia: noted the Implementation Committee's report and its conclusion regarding Ireland's non-compliance with the emission reduction obligation of the 1988 NO_x Protocol (EB.AIR/2002/2, paras. 29-36); expressed its concern at Ireland's failure to fulfil its obligation; noted that Ireland expected that the measures adopted would bring it into compliance by no later than 2004; noted with concern that, on this basis, Ireland would be in non-compliance for nine years; urged Ireland to fulfil its obligation under the NO_x Protocol as soon as possible; invited it to report to the Implementation Committee by 31 March 2003 on the progress made; and requested the Implementation Committee to review the progress and report to it thereon at its twenty-first session;
2. Notes the report provided by the Implementation Committee on Ireland's progress, based on the information it received from Ireland on 14 April and 25 July 2003 (EB.AIR/2003/1, paras. 35-38), and in particular its conclusion that Ireland remained in non-compliance with the emission reduction obligation of the NO_x Protocol;
3. Remains concerned about the continuing failure by Ireland to fulfil its obligation to take effective measures to control and/or reduce its national annual emissions so that these do not exceed its emissions in 1987, as required by paragraph 1 of article 2 of the NO_x Protocol;
4. Notes the Implementation Committee's concern that Ireland has not provided all the information that the Executive Body invited it to present in its decision 2002/7;
5. Expresses disappointment that Ireland has not demonstrated that it will be able to shorten the period of nine years that it previously anticipated it would remain in non-compliance;
6. Urges Ireland to fulfil its obligations under the NO_x Protocol as soon as possible;
7. Repeats its request to Ireland to provide the Implementation Committee through the secretariat by 31 March 2004 with a report describing the progress it has made towards compliance and setting out a timetable that specifies the year by which it expects to be in

compliance, listing the specific measures taken or scheduled to fulfil its emission reduction obligations under the NO_x Protocol and setting out the projected effects of each of these measures on its NO_x emissions up to and including the year of compliance; and

8. Requests the Implementation Committee to review Ireland's progress and timetable, and report to it thereon at its twenty-second session.

Annex VIIDECISION 2003/7 CONCERNING COMPLIANCE BY SPAIN
WITH ITS OBLIGATIONS UNDER THE 1988 NO_x PROTOCOL (ref. 4/02)The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. Recalls its decision 2002/8, in which it inter alia: noted the Implementation Committee's report and its conclusion regarding Spain's non-compliance with the emission reduction obligation of the NO_x Protocol (EB.AIR/2002/2, paras. 38-43); expressed its concern at Spain's failure to fulfil its obligation; noted with concern that Spain had been moving further away from compliance in recent years and had not indicated when it would achieve compliance; urged Spain to fulfil its obligations under the NO_x Protocol as soon as possible; invited it to report to the Implementation Committee by 31 March 2003 on the progress made; and requested the Implementation Committee to review the progress and report to it thereon at its twenty-first session;
2. Notes the report provided by the Implementation Committee (EB.AIR/2003/1, paras. 40-44) concerning Spain's compliance with the requirements of paragraph 1 of article 2 of the 1988 NO_x Protocol, and in particular the Committee's conclusion regarding the failure of Spain to comply with the emission reduction obligation of the Protocol;
3. Expresses its concern at the failure by Spain to fulfil its obligation to take effective measures to control and/or reduce its national annual emissions so that these do not exceed its emissions in 1987, as required by paragraph 1 of article 2 of the NO_x Protocol;
4. Notes with concern that Spain has not provided the Implementation Committee with the further information requested in paragraph 5 of decision 2002/8;
5. Urges Spain to fulfil its obligation under the NO_x Protocol as soon as possible;
6. Calls on Spain, unless it has provided the information pursuant to paragraph 5 of decision 2002/8 to the Implementation Committee through the secretariat no later than 18 June 2004, to make a presentation containing such information to the Executive Body at its twenty-second session;
7. Requests the Implementation Committee to review Spain's progress and timetable, and report to it thereon at its twenty-second session.

Annex VIII

DECISION 2003/8 CONCERNING COMPLIANCE BY SPAIN WITH
ITS OBLIGATIONS UNDER THE 1991 VOC PROTOCOL (ref. 6/02)

The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. Notes the report provided by the Implementation Committee (EB.AIR/2003/1, paras. 56-61) concerning Spain's compliance with the requirements of paragraph 2 (a) of article 2 of the VOC Protocol in 1999, 2000 and 2001 following the referral by the secretariat pursuant to paragraph 5 of the structure and functions of the Implementation Committee, and in particular the Committee's conclusion regarding Spain's failure to comply with the emission reduction obligation of the Protocol in those years;

2. Expresses its concern at the failure by Spain to fulfil its obligation to take effective measures to reduce its national annual emissions by at least 30% using 1988 as its base year, as required by paragraph 2 (a) of article 2 of the VOC Protocol;

3. Urges Spain to fulfil its obligation under the VOC Protocol as soon as possible;

4. Requests Spain to provide the Implementation Committee through the secretariat by 31 March 2004 with a report describing the progress made towards compliance and setting out a timetable that specifies the year by which Spain expects to be in compliance, listing the specific measures taken or scheduled to fulfil its emission reduction obligations under the VOC Protocol and setting out the projected effects of each of these measures on its VOC emissions up to and including the year of compliance;

5. Requests the Implementation Committee to review Spain's progress and timetable, and report to it thereon at its twenty-second session.

Annex IX

DECISION 2003/9 CONCERNING COMPLIANCE WITH REPORTING OBLIGATIONS

The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. Takes note of the sixth report of the Implementation Committee with respect to:
 - (a) The follow-up to Executive Body decision 2002/9 regarding compliance by certain Parties with their reporting obligations (EB.AIR/2003/1/Add.1, para. 1);
 - (b) Compliance by Parties with their emission data reporting obligations under the Protocols, prepared on the basis of information provided by EMEP (EB.AIR/2003/1/Add.1, paras. 3-17); and,
 - (c) Compliance by parties with their obligations to report on strategies and policies for air pollution abatement (EB.AIR/2003/1/Add.1, paras.18-24);
2. Notes with satisfaction the action taken by Luxembourg and Ukraine to comply with their reporting obligations under the Sulphur and NO_x Protocols as called for in decision 2002/9;
3. Notes that the completeness of the emission data reported by Parties continues to improve though not the timeliness;
4. Reminds Parties of the importance not only of complying fully with their obligations to report emission data under the Protocols but also of submitting their final data on time to ensure the efficient operation of the Convention;
5. Notes with regret that five of the eleven Parties identified at its twentieth session as not yet being in compliance with their obligations to report on strategies and policies are still not in compliance, based on an evaluation of their replies to the 2002 questionnaire on strategies and policies;
6. Reminds these five Parties, Luxembourg, European Community, Estonia, France and Spain, of the importance of reporting on strategies and policies for air pollution abatement as required by the Protocols;

7. Calls on:

(a) Luxembourg to comply with its obligations to report on strategies and policies under the 1985 Sulphur Protocol, the 1988 NO_x Protocol, the 1991 VOC Protocol and the 1994 Sulphur Protocol;

(b) the European Community to comply with its obligations to report on strategies and policies under the 1988 NO_x Protocol and the 1994 Sulphur Protocol;

(c) Estonia to complete its reporting on strategies and policies under the 1988 NO_x Protocol and the 1991 VOC Protocol;

(d) France to complete its reporting on strategies and policies under the 1991 VOC Protocol; and

(e) Spain to complete its reporting on strategies and policies under the 1991 VOC Protocol;

and in these contexts to provide, as soon as possible, but no later than 6 February 2004, all the missing information;

8. Requests the Implementation Committee to review the progress made by the above-mentioned Parties with regard to their reporting on strategies and policies and to report thereon at its twenty-second session.

Annex X

DECISION 2003/10 ON ESTABLISHING A TASK FORCE ON PERSISTENT ORGANIC
POLLUTANTS

The Executive Body,

Noting that the Protocol on Persistent Organic Pollutants (POPs) entered into force on 23 October 2003,

Recalling the requirements of the Parties to the Protocol on POPs to meet their obligations under articles 10 and 14, and annexes I, II and III,

1. Establishes a task force, under the leadership of a Party or Parties to the Protocol on POPs, as identified in the annual work-plan, to address the technical needs of the reviews and reassessments required by the Protocol: The lead country or countries will assume the principal responsibility for coordinating the work of the Task Force, for organizing its meetings, for designating its chair(s), for communications with participating experts and observers, and for other organizational arrangements in accordance with the work-plan;
2. Decides that the Task Force will carry out the tasks specified for it in the work-plan adopted annually by the Executive Body and will report thereon to the Working Group on Strategies and Review;
3. Also decides that the Task Force will be composed of experts from the Parties to the Convention. Each Party will nominate a national focal point and notify his/her name to the secretariat. The meetings of the Task Force will be open to individuals designated as authorized representatives of intergovernmental or accredited non-governmental organizations, who may participate as observers. The chair(s) may also invite individuals with expertise relevant to the work of the Task Force to attend a meeting as observers. If invited by the chair(s), observers may participate in the discussions of the Task Force;
4. Furthermore decides that the functions of the Task Force will be to:
 - (a) Plan and conduct the technical work necessary for the review of sufficiency and effectiveness of the obligations set out in the Protocol on POPs as foreseen in its article 10, paragraph 3, and prepare a technical review for submission to the Working Group on Strategies and Review;
 - (b) Plan and conduct the technical work necessary for the use reassessments, re-evaluations

and reviews foreseen under the Protocol, in particular those scheduled in annexes I, II and III, and prepare technical reviews thereon for submission to the Working Group on Strategies and Review;

(c) Prepare technical reviews on dossiers of new substances proposed by Parties for inclusion into annexes I, II or III, in accordance with the relevant provisions of the Protocol and paragraphs 1, 2 and 3 of Executive Body decision 1998/2, and present relevant documentation on the proposals to the Working Group on Strategies and Review; and

(d) Carry out such other tasks related to the Protocol as the Executive Body may assign to it in the annual work-plan;

5. Decides that technical documents related to dossiers of new substances to be considered at a meeting of the Task Force shall be distributed by the secretariat to the focal point nominated by each Party to the Convention at least 60 days in advance of the meeting. Where this has not occurred, the report of the meeting will indicate that the relevant documents were not provided in sufficient time for consideration, unless the Task Force decides otherwise by consensus;

6. Also decides that, at the end of each meeting, the Task Force will approve those parts of its report that constitutes the key elements of its deliberations relating to the tasks assigned to it by the Executive Body. The report will be distributed by the secretariat to the focal points nominated by the Parties to the Convention and to the observers and experts who were present at the meeting;

7. Furthermore decides that technical reports prepared by the Task Force for the Working Group on Strategies and Review will reflect the full range of views expressed during its meetings.

Annex XIDECISION 2003/11 ON THE FACILITATION OF PARTICIPATION OF
COUNTRIES WITH ECONOMIES IN TRANSITION

1. Broad participation by Parties in the activities under the Executive Body is essential to ensure progress in work under the Convention. To facilitate the participation of certain countries with economies in transition which would otherwise not be in a position to take part, Parties are invited to contribute to the Trust Fund for this purpose.

2. The secretariat is authorized to fund, subject to available resources, the participation of one governmentally designated representative from each of the following countries: Armenia, Azerbaijan, Belarus, Bosnia and Herzegovina, Bulgaria, Croatia, Georgia, Kazakhstan, Kyrgyzstan, Republic of Moldova, Romania, Russian Federation, Serbia and Montenegro, the former Yugoslav Republic of Macedonia and Ukraine, to meetings of the Executive Body and its three main subsidiary bodies, giving highest priority to negotiating groups and other meetings directly linked to preparatory or ongoing negotiations. Upon their accession to the Convention and their expressed intention to take part in the work of the Executive Body, the following countries may also qualify for funding: Albania, Tajikistan, Turkmenistan and Uzbekistan.

3. Participation in other meetings may qualify for funding at the discretion of the Bureau of the Executive Body provided funds are available. However, for task force and expert group meetings Parties are encouraged to sponsor directly the participating experts from countries in the above list.

4. To make efficient use of the limited funds available for travel, Parties are encouraged, to the extent possible, to finance their own participation in activities under the Convention.

5. The countries mentioned in paragraph 2 above that have applied for membership of the European Union and/or the Organisation for Economic Co-operation and Development (OECD) are, in principle, expected to finance their own participation, and should only exceptionally make use of this offer.

6. The secretariat is authorized to decide, in consultation with the Chairman of the Executive Body, on the extent of funding (travel and/or daily subsistence allowance, or lump sum), on the basis of available funds and forecasts for requests and contributions for each year, and taking due account of United Nations regulations.