

**SIXTH ANNUAL CONFERENCE OF THE
STATES PARTIES TO THE PROTOCOL ON
PROHIBITIONS OR RESTRICTIONS ON THE USE OF MINES,
BOOBY-TRAPS AND OTHER DEVICES
AS AMENDED ON 3 MAY 1996
(AMENDED PROTOCOL II)
ANNEXED TO THE CONVENTION ON PROHIBITIONS OR
RESTRICTIONS ON THE USE OF CERTAIN CONVENTIONAL
WEAPONS WHICH MAY BE DEEMED TO BE EXCESSIVELY
INJURIOUS OR TO HAVE INDISCRIMINATE EFFECTS**

FINAL DOCUMENT

Geneva, 17 November 2004

FINAL DOCUMENT OF THE SIXTH ANNUAL CONFERENCE

CONTENTS

	<u>Paragraphs</u>	<u>Page</u>
INTRODUCTION	1-2	1
ORGANIZATION OF THE SIXTH ANNUAL CONFERENCE	3-11	1-2
WORK OF THE SIXTH ANNUAL CONFERENCE	12-18	2-3
CONCLUSIONS AND RECOMMENDATIONS	19-23	3-4

Annexes

I.	Agenda of the Sixth Annual Conference.....	5
II.	An Appeal of the States Parties to Amended Protocol II to the CCW on the Occasion of the Sixth Annual Conference	6
III.	Provisional Agenda of the Seventh Annual Conference	7
IV.	Estimated costs of the Seventh Annual Conference of the States Parties to Amended Protocol II to the Convention on Certain Conventional Weapons....	8-9
V.	List of States Which Have Notified the Depositary of Their Consent to be Bound by Amended Protocol II to the Convention	10
VI.	List of Documents	11-14

INTRODUCTION

1. Article 13 of Amended Protocol on Prohibitions or Restrictions on the Use of Mines, Booby-Traps and Other Devices (Amended Protocol II) adopted on 3 May 1996 by the Review Conference of the States Parties to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects (CCW), provides for a conference of the States Parties to the Protocol to be held annually for the purpose of consultations and cooperation on all issues related to the operation of the Protocol.
2. The Fifth Annual Conference held on 26 November 2003 agreed to recommend to the Sixth Annual Conference a provisional agenda as contained in Annex IV of the Final Document of the Conference (CCW/AP.II/CONF.5/2). It also considered the estimated costs of the Sixth Annual Conference and recommended them for adoption at the time of the Conference in 2004 (CCW/AP.II/CONF.5/2, Annex V). The Meeting of the States Parties to the Convention, held on 27 and 28 November 2003, decided that the Sixth Annual Conference of the States Parties to Amended Protocol II might begin on 17 November 2004.

ORGANIZATION OF THE SIXTH ANNUAL CONFERENCE

3. The Sixth Annual Conference was opened on 17 November 2004 by the Deputy-Secretary-General of the Conference on Disarmament and Director of the Department for Disarmament Affairs, Geneva Branch, Mr. Enrique Román-Morey.
4. The Conference held two plenary meetings. At its first plenary meeting, on 17 November 2004, the Conference confirmed the nomination of Ambassador Carlos Antonio da Rocha Paranhos of Brazil as President of the Sixth Annual Conference. It also confirmed the nominations of Ambassador Hu Xiaodi of China, Ambassador Doru-Romulus Costea of Romania, and Ambassador Christian Faessler of Switzerland as Vice-Presidents.
5. Also at its first plenary meeting, the Conference appointed Mr. Peter Kolarov, Political Affairs Officer, Department for Disarmament Affairs, Geneva Branch, as Secretary-General of the Conference. Mr. Bantan Nugroho, Political Affairs Officer, Department for Disarmament Affairs, Geneva Branch, served as Secretary of the Sixth Annual Conference.
6. The following States which have notified the Depositary of their consent to be bound by Amended Protocol II participated in the work of the Conference: Albania, Argentina, Australia, Austria, Bangladesh, Belarus, Belgium, Bolivia, Bosnia and Herzegovina, Brazil, Bulgaria, Burkina Faso, Canada, Chile, China, Costa Rica, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Guatemala, Holy See, Hungary, India, Ireland, Israel, Italy, Japan, Jordan, Latvia, Lithuania, Luxembourg, Morocco, Netherlands, New Zealand, Nicaragua, Norway, Pakistan, Peru, Philippines, Poland, Portugal, Republic of Korea, Romania, Senegal, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Tajikistan, Ukraine, United Kingdom of Great Britain and Northern Ireland, and United States of America.

7. The following States, which have notified the Depositary of their consent to be bound by Amended Protocol II, but for which it has not yet entered into force, also participated in the work of the Conference: Malta and Sri Lanka.

8. The following States Signatories to the Convention also participated in the work of the Conference: Egypt, Iceland and Turkey.

9. The following States not parties to Amended Protocol II participated as observers: Algeria, Azerbaijan, Côte d'Ivoire, Cuba, Madagascar, Malaysia, Mongolia, Oman, Qatar, Russian Federation, Serbia and Montenegro, Singapore and The former Yugoslav Republic of Macedonia.

10. The representatives of the United Nations Institute for Disarmament Research (UNIDIR) and United Nations Mine Action Service (UNMAS) also participated in the work of the Conference.

11. The representatives of African, Caribbean and Pacific Group of States (ACP Group), European Commission, Geneva International Centre for Humanitarian Demining (GICHD), International Committee of the Red Cross (ICRC), American Bar Association, Handicap International (France), Human Rights Watch, Landmine Action UK, Mines Action Canada, and Pax Christi Netherlands attended public meetings of the Conference.

WORK OF THE SIXTH ANNUAL CONFERENCE

12. At its first plenary meeting, the Conference adopted its agenda, as contained in Annex I, and noted that the Rules of Procedure for Annual Conferences of the States Parties to Amended Protocol II, adopted at the First Annual Conference held in 1999 and amended on 11 December 2002, as contained in CCW/AP.II/CONF.6/2, together with the statement of the President which had been made in connection with the adoption of these Rules of Procedure, were applicable, *mutatis mutandis*, to the Sixth Annual Conference.

13. Also at that meeting the Conference decided to conduct its work in plenary meetings.

14. At the same meeting the Conference adopted the arrangements for meeting the costs of the Conference, as contained in document CCW/AP.II/CONF.5/2, Annex V.

15. At the same meeting the Conference received a message from the Secretary-General of the United Nations that was delivered by the Deputy-Secretary-General of the Conference on Disarmament and Director of the Department for Disarmament Affairs, Geneva Branch, Mr. Enrique Román-Morey.

16. The following delegations participated in the general exchange of views: Argentina, Australia, Belarus, Canada, China, Cyprus, India, Japan, Jordan, Morocco, Netherlands (on behalf of the European Union), Pakistan, Republic of Korea, Romania, Russian Federation, Sri Lanka, Switzerland, Turkey and United States of America. A representative of Human Rights Watch also took the floor. The statements made during the general exchange of views are reflected in the summary records of the Conference which will be issued at a later date.

17. During the course of the Conference, the delegation of China delivered an audio-visual presentation entitled “China’s Mine Action”.

18. In accordance with paragraph 4 of Article 13 of the Protocol, the Conference had before it national annual reports from the following 50 States¹: Argentina, Australia, Austria, Bangladesh, Belarus, Belgium, Brazil, Bulgaria, Canada, China, Croatia, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Guatemala, Holy See, Hungary, India, Ireland, Israel, Italy, Japan, Jordan, Latvia, Liechtenstein, Lithuania, Luxembourg, Morocco, Netherlands, New Zealand, Norway, Pakistan, Philippines, Poland, Portugal, Republic of Korea, Romania, Senegal, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, Ukraine, and United Kingdom of Great Britain and Northern Ireland. The reports contained information on:

- (a) dissemination of information on the Protocol to armed forces and to the civilian populations;
- (b) mine clearance and rehabilitation programmes;
- (c) steps taken to meet technical requirements of the Protocol and any other relevant information pertaining thereto;
- (d) legislation related to the Protocol;
- (e) measures taken on international technical information exchange, on international cooperation on mine clearance, and on technical cooperation and assistance;
- (f) other relevant matters; and
- (g) information provided to the database on mine clearance established within the United Nations System.

CONCLUSIONS AND RECOMMENDATIONS

19. At its second plenary meeting, the Conference decided to issue an appeal to all States that had not yet done so to take all measures to accede to Amended Protocol II as soon as possible. The appeal is contained in Annex II.

20. The Conference recommended that the Secretary-General of the United Nations, as Depositary of Amended Protocol II, and the President of the Conference, on behalf of the States Parties, exercise their authority to achieve the goal of universality of Amended Protocol II. To this effect, the Conference requested the President to consider reporting to the 60th session of the United Nations General Assembly on his endeavours. The Conference also called on the States Parties to promote wider adherence to Amended Protocol II in their respective regions.

21. In light of the decision taken at the Fourth Annual Conference in 2002 to designate the President and Vice-Presidents at the end of the conference in order to assure the continuity of the

¹ The national annual reports received by the Secretariat in electronic version are reproduced in their language of submission, as listed in the order received by the Secretariat in Annex VI. The Secretariat received national annual reports without the electronic version from the following States: Belarus, Cyprus and Jordan.

preparatory work by the presidency, the Conference decided to nominate the representative of Switzerland as President-designate of the Seventh Annual Conference of the States Parties to be held in 2005 and the representative of China, Ambassador Alexander Slabý of Czech Republic and Ambassador Mousa Burayzat of Jordan as Vice-Presidents-designate.

22. The Conference addressed the issue of holding the Seventh Annual Conference in 2005 and decided that the issues of the dates and duration would be addressed at the Meeting of the States Parties to the Convention to be held on 18 and 19 November 2004. The Conference decided that a preparatory meeting for the Seventh Annual Conference was not required. The Conference agreed to recommend to the Seventh Annual Conference a provisional agenda, as contained in Annex III. It also considered the estimated costs of the Seventh Annual Conference and recommended them for adoption at the time of the Conference in 2005, as contained in Annex IV.

23. At its second plenary meeting, the Sixth Annual Conference adopted its report as contained in document CCW/AP.II/CONF.6/CRP.1, as orally amended, which is being issued as document CCW/AP.II/CONF.6/3.

Annex I

Agenda of the Sixth Annual Conference
(as adopted at the first plenary meeting on 17 November 2004)

1. Opening of the Conference
2. Confirmation of the nomination of the President and other officers
3. Adoption of the Agenda
4. Confirmation of the Rules of Procedure
5. Appointment of the Secretary-General of the Conference
6. Adoption of arrangements for meeting the costs of the Conference
7. Organization of work including that of any subsidiary bodies of the Conference
8. General exchange of views
9. Review of the operation and status of the Protocol
10. Consideration of matters arising from reports by High Contracting Parties according to paragraph 4 of Article 13 of the Amended Protocol II
11. Consideration of the development of technologies to protect civilians against indiscriminate effects of mines
12. Report(s) of any subsidiary organ(s)
13. Other matters
14. Consideration and adoption of the final documents

Annex II

An Appeal of the States Parties to Amended Protocol II to the Convention
on the Occasion of the Sixth Annual Conference

We, the States which have notified the Depositary of their consent to be bound by Amended Protocol II to the CCW, meeting in Geneva on 17 November 2004 for our Sixth Annual Conference:

Bearing in mind the important contribution of Amended Protocol II to international efforts to alleviate the suffering caused by certain conventional weapons which may be deemed to be excessively injurious or to have indiscriminate effects;

Noting that Amended Protocol II is the only international legal instrument which covers all types of mines, booby traps and other devices;

Having reviewed the operation and status of Amended Protocol II, in accordance with paragraph 3(a) of Article 13;

Having considered the national annual reports presented by States which have notified the Depositary of their consent to be bound by Amended Protocol II;

Welcome the fact that, since the First Annual Conference held in December 1999, 35 more States have notified the Depositary of their consent to be bound by Amended Protocol II, thus bringing the total number of States which have adhered to this Protocol to 80;

Emphasize the importance of achieving the widest possible adherence to Amended Protocol II;

Urge all States that have not yet done so to take all measures to accede to it as soon as possible.

Annex III

Provisional Agenda of the Seventh Annual Conference

1. Opening of the Conference
2. Confirmation of the nomination of the President and other officers
3. Adoption of the Agenda
4. Confirmation of the Rules of Procedure
5. Appointment of the Secretary-General of the Conference
6. Adoption of arrangements for meeting the costs of the Conference
7. Organization of work including that of any subsidiary bodies of the Conference
8. General exchange of views
9. Review of the operation and status of the Protocol
10. Consideration of matters arising from reports by High Contracting Parties according to paragraph 4 of Article 13 of the Amended Protocol II
11. Consideration of the development of technologies to protect civilians against indiscriminate effects of mines
12. Report(s) of any subsidiary organ(s)
13. Other matters
14. Consideration and adoption of the final documents

Annex IV

ESTIMATED COSTS OF THE SEVENTH ANNUAL CONFERENCE OF THE STATES
PARTIES TO AMENDED PROTOCOL II TO THE CONVENTION ON CERTAIN
CONVENTIONAL WEAPONS

1. The Sixth Annual Conference of the States Parties to Amended Protocol II to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed To Be Excessively Injurious or To Have Indiscriminate Effects, held in Geneva on 17 November 2004, decided to convene a one-day meeting of the Seventh Annual Conference of the States Parties on 23 November 2005.
2. This document is submitted pursuant to the above-mentioned decision of the States Parties and provides estimated costs in the amount of US\$247,400 for convening that meeting. A breakdown of these costs is provided in the attached table.
3. It should be noted that the costs are estimated on the basis of past experience and anticipated workload. The actual costs will be determined after the closure of the meeting and completion of related work, with all relevant expenditures recorded in the accounts. At that time, any adjustments in contributions by the participants sharing the costs will be determined accordingly.
4. With regard to the financial arrangements, it will be recalled that, in accordance with the practice followed on the occasion of previous multilateral disarmament conferences and related meetings, and as reflected in their Rules of Procedure, the costs are shared among the States Parties participating in the conferences, based upon the United Nations scale of assessment prorated to take into account the number of States Parties participating in the meetings. States that are not States Parties but that have accepted the invitation to take part in the meetings share in the costs to the extent of their respective rates of assessment under the United Nations scale of assessments.
5. Subject to the States Parties' approval of the estimated costs and cost-sharing formula, assessment notices will be prepared based on the overall estimated costs and applicable cost-sharing formula. Since the above-mentioned activities shall have no financial implication for the regular budget of the Organization, States Parties should proceed with the payment of their share of the estimated costs as soon as assessment notices have been received.

**SEVENTH ANNUAL CONFERENCE OF THE STATES PARTIES TO THE AMENDED PROTOCOL II ON PROHIBITIONS
OR RESTRICTIONS ON THE USE OF MINES, BOOBY-TRAPS AND OTHER DEVICES AS AMENDED ON 3 MAY 1996,
ANNEXED TO CCW**

GENEVA, ONE DAY IN 2005

Conference-servicing items	Meeting Servicing *	Pre-session documentation *	In-session documentation *	Summary records *	Post-session documentation *	Support Services requirements *	Other requirements *	Total *
	\$	\$	\$	\$	\$	\$	\$	\$
Interpretation and meeting servicing	13,200							13,200
Translation of documentation		116,200	16,900	38,200	24,700			196,000
Support Services requirements						1,000		1,000
Other requirements							2,600	2,600
Total	13,200	116,200	16,900	38,200	24,700	1,000	2,600	212,800

* - at US\$ 1=CHF 1.2

A. Total conference-servicing requirements (inclusive of 13% programme support costs)	212,800
B. Non-conference-servicing requirements	
<i>One P-3 for three months</i>	30,600
Sub-total	30,600
<i>Programme support costs @13% over B</i>	4,000
Subtotal B	34,600
Grand total (rounded) A+B	<u>247,400</u>

Annex VList of States Which Have Notified the Depositary of Their Consent to be Bound
by Amended Protocol II to the Convention
(As of 15 November 2004)

- | | | | |
|-----|------------------------|-----|---|
| 1. | Albania | 41. | Latvia |
| 2. | Argentina | 42. | Liechtenstein |
| 3. | Australia | 43. | Lithuania |
| 4. | Austria | 44. | Luxembourg |
| 5. | Bangladesh | 45. | Maldives |
| 6. | Belarus | 46. | Mali |
| 7. | Belgium | 47. | Malta |
| 8. | Bolivia | 48. | Monaco |
| 9. | Bosnia and Herzegovina | 49. | Morocco |
| 10. | Brazil | 50. | Nauru |
| 11. | Bulgaria | 51. | Netherlands |
| 12. | Burkina Faso | 52. | New Zealand |
| 13. | Cambodia | 53. | Nicaragua |
| 14. | Canada | 54. | Norway |
| 15. | Cape Verde | 55. | Pakistan |
| 16. | Chile | 56. | Panama |
| 17. | China | 57. | Paraguay |
| 18. | Colombia | 58. | Peru |
| 19. | Costa Rica | 59. | Philippines |
| 20. | Croatia | 60. | Poland |
| 21. | Cyprus | 61. | Portugal |
| 22. | Czech Republic | 62. | Republic of Korea |
| 23. | Denmark | 63. | Republic of Moldova |
| 24. | Ecuador | 64. | Romania |
| 25. | El Salvador | 65. | Senegal |
| 26. | Estonia | 66. | Seychelles |
| 27. | Finland | 67. | Sierra Leone |
| 28. | France | 68. | Slovakia |
| 29. | Germany | 69. | Slovenia |
| 30. | Greece | 70. | South Africa |
| 31. | Guatemala | 71. | Spain |
| 32. | Holy See | 72. | Sri Lanka |
| 33. | Honduras | 73. | Sweden |
| 34. | Hungary | 74. | Switzerland |
| 35. | India | 75. | Tajikistan |
| 36. | Ireland | 76. | Turkmenistan |
| 37. | Israel | 77. | Ukraine |
| 38. | Italy | 78. | United Kingdom of Great
Britain and Northern Ireland |
| 39. | Japan | 79. | United States of America |
| 40. | Jordan | 80. | Uruguay |

Annex VI

List of Documents

CCW/AP.II/CONF.6/1	Provisional Agenda of the Sixth Annual Conference
CCW/AP.II/CONF.6/2	Rules of Procedure (as amended on 11 December 2002)
CCW/AP.II/CONF.6/3	Report of the Sixth Annual Conference
CCW/AP.II/CONF.6/INF.1	National Replies of United Nations Member States to the Appeal for the Universality of Amended Protocol II on Prohibitions or Restrictions on the Use of Mines, Booby-traps and Other Devices
CCW/AP.II/CONF.6/INF.2	List of Participants
CCW/AP.II/CONF.6/CRP.1	Draft Report of the Sixth Annual Conference
CCW/AP.II/CONF.6/L.1	Estimated costs of the Seventh Annual Conference
CCW/AP.II/CONF.6/SR.1	Summary record of the 1 st meeting
CCW/AP.II/CONF.6/SR.2	Summary record of the 2 nd meeting
CCW/AP.II/CONF.6/MISC.1	Provisional List of Participants
CCW/AP.II/CONF.6/NAR.1 (English only)	National annual report of the Kingdom of Morocco
CCW/AP.II/CONF.6/NAR.2 (Spanish only)	National annual report of the Argentine Republic
CCW/AP.II/CONF.6/NAR.3 (English only)	National annual report of Australia
CCW/AP.II/CONF.6/NAR.4 (English only)	National annual report of New Zealand
CCW/AP.II/CONF.6/NAR.5 (English only)	National annual report of the Czech Republic
CCW/AP.II/CONF.6/NAR.6 (English only)	National annual report of the Principality of Liechtenstein
CCW/AP.II/CONF.6/NAR.7 (English only)	National annual report of the Republic of Bulgaria

CCW/AP.II/CONF.6/NAR.8 (English only)	National annual report of the Kingdom of Norway
CCW/AP.II/CONF.6/NAR.9 (English only)	National annual report of the Kingdom of Sweden
CCW/AP.II/CONF.6/NAR.10 (English only)	National annual report of the Federal Republic of Germany
CCW/AP.II/CONF.6/NAR.11 (English only)	National annual report of the Republic of Korea
CCW/AP.II/CONF.6/NAR.12 (English only)	National annual report of the United Kingdom of Great Britain and Northern Ireland
CCW/AP.II/CONF.6/NAR.13 (English only)	National annual report of Japan
CCW/AP.II/CONF.6/NAR.14 (English only)	National annual report of the Swiss Confederation
CCW/AP.II/CONF.6/NAR.15 (English only)	National annual report of the Republic of Poland
CCW/AP.II/CONF.6/NAR.16 (English only)	National annual report of the Slovak Republic
CCW/AP.II/CONF.6/NAR.17 (English only)	National annual report of the Portuguese Republic
CCW/AP.II/CONF.6/NAR.18 (English only)	National annual report of the Republic of Latvia
CCW/AP.II/CONF.6/NAR.19 (English only)	National annual report of the Islamic Republic of Pakistan
CCW/AP.II/CONF.6/NAR.20 (English only)	National annual report of the Republic of the Philippines
CCW/AP.II/CONF.6/NAR.21 (English only)	National annual report of the Republic of South Africa
CCW/AP.II/CONF.6/NAR.22 (English only)	National annual report of the Republic of Estonia
CCW/AP.II/CONF.6/NAR.23 (English only)	National annual report of the Republic of Slovenia

CCW/AP.II/CONF.6/NAR.24 (English only)	National annual report of the Republic of India
CCW/AP.II/CONF.6/NAR.25 (English only)	National annual report of the Republic of Finland
CCW/AP.II/CONF.6/NAR.26 (English and French only)	National annual report of Canada
CCW/AP.II/CONF.6/NAR.27 (English only)	National annual report of the People's Republic of Bangladesh
CCW/AP.II/CONF.6/NAR.28 (English only)	National annual report of the Republic of Hungary
CCW/AP.II/CONF.6/NAR.29 (English only)	National annual report of the Kingdom of Belgium
CCW/AP.II/CONF.6/NAR.30 (Spanish only)	National annual report of the Republic of Guatemala
CCW/AP.II/CONF.6/NAR.31 (French only)	National annual report of the Republic of Senegal
CCW/AP.II/CONF.6/NAR.32 (French only)	National annual report of the French Republic
CCW/AP.II/CONF.6/NAR.33 (English only)	National annual report of the Republic of Lithuania
CCW/AP.II/CONF.6/NAR.34 (English only)	National annual report of the Republic of Austria
CCW/AP.II/CONF.6/NAR.35 (English only)	National annual report of the Kingdom of Denmark
CCW/AP.II/CONF.6/NAR.36 (English only)	National annual report of the Republic of Croatia
CCW/AP.II/CONF.6/NAR.37 (French only)	National annual report of the Grand Duchy of Luxembourg
CCW/AP.II/CONF.6/NAR.38 (English only)	National annual report of the Holy See
CCW/AP.II/CONF.6/NAR.39 (English only)	National annual report of the Kingdom of the Netherlands

- | | |
|---|---|
| CCW/AP.II/CONF.6/NAR.40
(English only) | National annual report of the State of Israel |
| CCW/AP.II/CONF.6/NAR.41
(English only) | National annual report of the Italian Republic |
| CCW/AP.II/CONF.6/NAR.42
(Spanish only) | National annual report of the Kingdom of Spain |
| CCW/AP.II/CONF.6/NAR.43
(English only) | National annual report of Ireland |
| CCW/AP.II/CONF.6/NAR.44
(Chinese only) | National annual report of the People's Republic of China |
| CCW/AP.II/CONF.6/NAR.45
(English only) | National annual report of Romania |
| CCW/AP.II/CONF.6/NAR.46
(English only) | National annual report of the Federative Republic of Brazil |
| CCW/AP.II/CONF.6/NAR.47
(Russian only) | National annual report of Ukraine |
-