



Verification Division
S/1125/2013
17 September 2013
Original: ENGLISH

NOTE BY THE TECHNICAL SECRETARIAT**THIRD SURVEY ON THE IMPLEMENTATION OF DECISION C-14/DEC.4:
GUIDELINES REGARDING LOW-CONCENTRATION LIMITS
FOR DECLARATIONS OF SCHEDULE 2A AND 2A* CHEMICALS**

1. At its Fourteenth Session (from 30 November to 4 December 2009), the Conference of the States Parties adopted the decision C-14/DEC.4¹ (dated 2 December 2009), setting guidelines regarding low-concentration limits for declarations of Schedule 2A and 2A* chemicals. In accordance with operative paragraph 2 of this decision, States Parties were required, in accordance with their constitutional processes, to implement these guidelines as soon as practicable.
2. In accordance with operative paragraph 3 of this decision, the Technical Secretariat (hereinafter “the Secretariat”) was tasked to provide a detailed report in the annual Verification Implementation Report (VIR) on the progress States Parties have made in implementing this decision, beginning not later than 1 January 2012.
3. In order to gather information for detailed reports on progress of implementation of decision C-14/DEC.4 that were to be included in the VIRs for 2011 and 2012, the Secretariat undertook questionnaire-based surveys to collect data on the progress made by States Parties in implementing this decision. The first survey (S/948/2011) was issued on 6 July 2011 and was entitled “Survey on the Implementation of Decision C-14/DEC.4: Guidelines Regarding Low-Concentration Limits for Declarations of Schedule 2A and 2A* Chemicals”; the second survey (S/1040/2012) was issued on 18 September 2012.
4. The first report on this issue was included as part of the VIR for 2011 (EC-69/HP/DG.1, dated 1 May 2012 and Corr.1, dated 9 July 2012) and the second report was included as part of the VIR for 2012 (EC-73/HP/DG.1, dated 16 May 2013 and Corr.1, dated 8 July 2013).
5. In order to ensure that the information for the detailed report on the progress in implementation of this decision to be included as part of the VIR for 2013 is complete, the Secretariat is undertaking a third survey on the implementation of decision C-14/DEC.4.

¹ C-14/DEC.4, dated 2 December 2009 (“Guidelines Regarding Low-Concentration Limits for Declarations of Schedule 2A and 2A* Chemicals”)



6. Those States Parties that have already informed the Secretariat that they have fully implemented decision C-14/DEC.4, either through their responses to a previous survey or through submission under paragraph 5 of Article VII of the Chemical Weapons Convention (hereinafter “the Convention”), do not need to complete this third survey. All other States Parties,² including those that indicated in their response to a previous survey that they had not yet implemented the decision or were in the process of doing so, are kindly requested to complete the questionnaire annexed hereto, and to return it to the Secretariat **by 31 December 2013**,³ to allow the data to be incorporated into the VIR for 2013.
7. Queries or requests for clarification or assistance in completing the questionnaire (including requests for an electronic version in Microsoft Word) may be addressed to:

Declarations Branch

Telephone: +31 (0)70 416 3030

E-mail: deb@opcw.org

Annex:

Third Survey on the Implementation of Decision C-14/DEC.4: Guidelines Regarding Low-Concentration Limits for Declarations of Schedule 2A and 2A* Chemicals

² Irrespective of whether a State Party conducts, does not conduct, or does not anticipate that it will conduct any activity related to Schedule 2A and 2A* chemicals declarable under Article VI.

³ If the information provided is confidential, it should be handled in accordance with the normal procedures for transfer of confidential material between the Secretariat and Member States of the OPCW (see Note Verbale ODG/OCS/167827/11, dated 11 July 2011). If the information provided is not confidential, the response may be e-mailed to deb@opcw.org or faxed to the Declarations Branch on +31 (0)70 306 3535.

Annex

**THIRD SURVEY ON THE IMPLEMENTATION OF DECISION C-4/DEC.4:
GUIDELINES REGARDING LOW-CONCENTRATION LIMITS FOR
DECLARATIONS OF SCHEDULE 2A AND 2A* CHEMICALS**

State Party: _____

Date: _____

Is the information provided confidential¹? Yes No

Please note that the response to this questionnaire can only be considered a submission under paragraph 5 of Article VII of the Convention if it is unclassified.

If yes, what level of classification should be applied?

Restricted (R), **Protected (P),** or **Highly Protected (H)**

Person whom the Secretariat may contact to discuss this survey:

Name: _____

Telephone: _____

Fax: _____

E-mail: _____

¹

If the information provided is confidential, it should be handled in accordance with the normal procedures for transfer of confidential material between the Secretariat and Member States of the OPCW (see Note Verbale ODG/OCS/167827/11, dated 11 July 2011). If the information provided is not confidential, the response may be e-mailed to deb@opcw.org or faxed to the Declarations Branch on +31 (0)70 306 3535.

1. Has your State Party implemented decision C-14/DEC.4?

- Fully implemented
 In the process of implementation
 Not yet implemented

If C-14/DEC.4 has been fully implemented, please answer only questions 2 to 6, and question 9. If C-14/DEC.4 is in the process of implementation, or has not yet been implemented, please answer only questions 7 to 8, and question 9.

If C-14/DEC.4 has been fully implemented please answer the following questions:

2. Were any new regulations or amendments to existing legislation or regulations required to implement this decision?

- New regulation and/or legislation introduced. Please specify below.²
 Existing legislation and/or regulations amended. Please specify below.²
 Existing legislation and/or regulations in force that fully implement C-14/DEC.4:

3. If fully implemented, in which year? _____

4. Please indicate the first annual declaration (i.e. an annual declaration of past activities (ADPA) or an annual declaration of anticipated activities (ADAA)) that was submitted, which took into account C-14/DEC.4 (e.g. ADPA 2012 or ADAA 2013):

5. If new legislation and/or regulations, or amendments to existing legislation and/or regulations have been introduced, has a submission under paragraph 5 of Article VII of the Convention been made? If so, please indicate the date of this submission to the Secretariat:

6. If a submission under paragraph 5 of Article VII has not yet been made, do you wish the response to this questionnaire to be considered as a submission?^{3,4}

Yes No

² Please provide a reference to any new or amended legislation or regulation.

³ A response to this questionnaire can only be considered a submission under paragraph 5 of Article VII if it is unclassified.

⁴ The Secretariat encourages the submission of the text of the legislation or regulation.

If C-14/DEC.4 is in the process of being implemented or has not yet been implemented, please answer the following questions:

7. If C-14/DEC.4 has not yet been implemented, are new regulations and/or amendments to existing legislation or regulations required to implement this decision?

- New legislation and/or regulation required.
- Amendment to existing legislation or regulations required.
- Other action required. If so, please specify:

8. When does your State Party expect to be in a position to implement this decision?

To be completed by all States Parties:

9. Please indicate if you have encountered or are encountering any problems in relation to the implementation of C-14/DEC.4. Please also provide any additional comments you deem appropriate in relation to the implementation of this decision:
