



Eighty-Ninth Session
9 – 12 October 2018

EC-89/INF.2/Rev.1
4 October 2018
Original: ENGLISH

ANNOTATED PROVISIONAL AGENDA FOR THE EIGHTY-NINTH SESSION OF THE EXECUTIVE COUNCIL 9 – 12 OCTOBER 2018

This revised annotated agenda¹ has been prepared by the Technical Secretariat (hereinafter “the Secretariat”) to guide and assist members of the Executive Council (hereinafter “the Council”) in their substantive preparations for its Eighty-Ninth Session. It lists the items of business for the session in the sequence in which they appear in the provisional agenda set for it (see agenda item two below).

1. AGENDA ITEM ONE – Opening of the session

The Eighty-Ninth Session of the Council will be opened in The Hague by the Chairperson of the Council, Ambassador Jana Reinišová of the Czech Republic, at 10:00 on 9 October 2018.

2. AGENDA ITEM TWO – Adoption of the agenda

The Council is **requested** to consider and adopt the following agenda, which has been circulated under cover of EC-89/1/Rev.3 (dated 4 October 2018):

1. Opening of the session
2. Adoption of the agenda
3. Opening statement by the Director-General
4. Reports by the Vice-Chairpersons on the activities conducted under their respective clusters of issues
5. General debate
6. Status of implementation of the Convention:
 - (a) Reports by the Director-General on destruction-related issues
 - (b) Implementation of the Conference of the States Parties and Executive Council decisions on destruction-related issues
 - (c) Elimination of the Syrian chemical weapons programme

¹ This document is issued for information purposes only and does not supersede in any way the revised provisional agenda for the Eighty-Ninth Session of the Executive Council, or prejudice the outcome of its deliberations.



- (d) Other verification-related issues
 - (e) Supplement to the Verification Implementation Report for 2017
 - (f) Addressing the threat from chemical weapons use
 - (g) Technical Secretariat's activities: update on the OPCW Fact-Finding Mission in Syria
 - (h) Status of implementation of Article VII
 - (i) Status of implementation of Article X
 - (j) Status of implementation of Article XI
 - (k) Progress made in the implementation of the action plan for the universality of the Convention
 - (l) Report by the Scientific Advisory Board on new types of nerve agents
7. Countering chemical terrorism
8. Education and outreach
9. Administrative and financial matters:
- (a) Report of the Advisory Body on Administrative and Financial Matters
 - (b) Financial Statements of the OPCW and the External Auditor's report for the year ending 31 December 2017
 - (c) Submission of the 2018 Financial Statements to the External Auditor
 - (d) Status of implementation of the recommendations of the External Auditor
 - (e) Amendments to OPCW Financial Regulation 6.3
 - (f) Cash surplus for 2016
 - (g) Establishment of a special fund for cybersecurity, business continuity, and physical infrastructure security
 - (h) Establishment of a special fund for IT infrastructure to support the implementation of C-SS-4/DEC.3
 - (i) Establishment of a major capital investment fund
 - (j) Draft Programme and Budget of the OPCW for 2019, and all items pertaining to this Budget
 - (k) Cash situation and the use of the Working Capital Fund for the financial year to 31 August 2018

- (l) Special Fund for OPCW Special Missions
 - (m) Status of implementation by States Parties of agreed multi-year payment plans to regularise the payment of their outstanding annual contributions
 - (n) Report on the status of implementation of the enterprise resource planning system
 - (o) Charter of the Office of Internal Oversight
 - (p) Implementation of the amendment to the Staff Regulations regarding downward classification of posts during the period from 14 August 2017 to 13 August 2018
 - (q) The OPCW tenure policy
 - (r) Amendments to the Staff Regulations of the OPCW
10. The OPCW Programme for Africa
 11. Draft report of the Executive Council on the performance of its activities
 12. Follow-up process to the Third Review Conference²
 13. Report of the Committee on Relations with the Host Country
 14. Briefing by the Chairperson of the Open-Ended Working Group for the Preparation of the Fourth Review Conference³
 15. Provisional agenda for the Fourth Review Conference
 16. Any other business
 17. Adoption of the report
 18. Closure

3. AGENDA ITEM THREE – Opening statement by the Director-General

The Council is **requested** to note the opening statement by the Director-General (this document will be assigned an official reference number when it is made available to delegations).

² Third Special Session of the Conference of the States Parties to Review the Operation of the Chemical Weapons Convention.

³ Fourth Special Session of the Conference of the States Parties to Review the Operation of the Chemical Weapons Convention.

4. AGENDA ITEM FOUR – Reports by the Vice-Chairpersons on the activities conducted under their respective clusters of issues

The Vice-Chairpersons and coordinators for clusters of issues will report to the Council on informal consultations held during the intersessional period: Ambassador Yun-young Lee of the Republic of Korea on chemical weapons issues, Ambassador Paul van den IJssel of the Netherlands on chemical-industry and other Article VI issues, Ambassador Gladys Marithza Ruíz Sánchez de Vielman of Guatemala on administrative and financial issues, and Ambassador Oji Nyimenuate Ngofa of Nigeria on legal, organisational, and other issues.

5. AGENDA ITEM FIVE – General debate

6. AGENDA ITEM SIX – Status of implementation of the Convention

Subitem 6(a): Reports by the Director-General on destruction-related issues

6.1 Further to a decision by the Conference of the States Parties (hereinafter “the Conference”) at its Sixteenth Session (C-16/DEC.11, dated 1 December 2011), the Council is **requested** to consider and note a report by the Director-General on the overall progress with respect to the destruction of the remaining chemical weapons stockpiles (EC-89/DG.27, dated 28 September 2018).

6.2 Further to a decision by the Council at its Sixty-Seventh Session (EC-67/DEC.6, dated 15 February 2012), the Council is **requested** to consider and note a report by the Director-General on the overall progress of the destruction of abandoned chemical weapons (this document will be assigned an official reference number when it is made available to delegations).

6.3 The Council is **requested** to consider and note a Note by the Director-General entitled “Schedule for Submission by Chemical Weapons Possessor States of the Reports on their Destruction Activities after the Extended Deadline of 29 April 2012” (EC-89/DG.13, dated 3 September 2018).

Subitem 6(b): Implementation of the Conference of the States Parties and Executive Council decisions on destruction-related issues

6.4 The Secretariat is expected to brief the Council on its destruction-related verification activities.

6.5 The States Parties concerned are expected to brief the Council on their destruction-related activities.

6.6 Further to a decision by the Conference at its Sixteenth Session (C-16/DEC.11), the Council is **requested** to consider and note a national paper by the United States of America on the progress made on the completion of the destruction of its chemical weapons, including information on measures to accelerate such progress, and identifying progress made since the last briefing in order to meet the planned completion date. This report is also to include reporting on any specific measures undertaken to overcome problems in the destruction programme (EC-89/NAT.4, dated 19 September 2018).

- 6.7 Further to a decision by the Council at its Sixty-Seventh Session (EC-67/DEC.6) and the destruction plan beyond the year 2016 for the chemical weapons abandoned by Japan in China (EC-84/NAT.6, dated 2 March 2017) attached as Annex 2 to the Council's decision EC-67/DEC.6, and adopted by the Council at its Eighty-Fourth Session (paragraph 6.14 of EC-84/2, dated 9 March 2017), a national paper by China (this document will be assigned an official reference number when it is made available to delegations) and a national paper by Japan (this document will be assigned an official reference number when it is made available to delegations) on the overall progress of the destruction of chemical weapons abandoned by Japan on the territory of China have been circulated to the members of the Council.

Subitem 6(c): Elimination of the Syrian chemical weapons programme

- 6.8 Further to its decision at its Eighty-Third Session (EC-83/DEC.5, dated 11 November 2016), the Council decided to place "Elimination of the Syrian Chemical Weapons Programme" on the agenda of all future Council sessions until the Council determines that all elements of the Syrian chemical weapons programme have been eliminated.
- 6.9 The Council is **requested** to note Notes by the Director-General reporting on progress in the elimination of the Syrian chemical weapons programme (EC-89/DG.1, dated 24 July 2018; EC-89/DG.10, dated 24 August 2018; and EC-89/DG.24, dated 24 September 2018).
- 6.10 The Council is **requested** to note the national papers by the Syrian Arab Republic on the activities related to the destruction of Syrian chemical weapons and their production facilities (EC-89/P/NAT.1, dated 18 July 2018; EC-89/P/NAT.2, dated 16 August 2018; and EC-89/P/NAT.3, dated 17 September 2018).
- 6.11 Pursuant to subparagraph 12(a) of its decision entitled "OPCW-United Nations Joint Investigative Mechanism Reports on Chemical Weapons Use in the Syrian Arab Republic" (EC-83/DEC.5), the Council decided that the Director-General shall regularly inform the Council on the implementation of this decision. The Council is **requested** to note a report by the Director-General on the matter (EC-89/DG.15, dated 11 September 2018).
- 6.12 The Council is **requested** to note a Note by the Director-General entitled "Report on the Work of the Declaration Assessment Team" (this document will be assigned an official reference number when it is made available to delegations).

Subitem 6(d): Other verification-related issues

- 6.13 The Secretariat is expected to brief the Council on its other verification-related activities.
- 6.14 The Council is **requested** to note a Note by the Secretariat on the results of the samples associated with the Secretariat's evaluation of the amended declaration submitted by Libya with regard to the Category 2 chemical weapons stored at the Ruwagha Chemical Weapons Storage Facility (EC-89/S/3, dated 2 October 2018).

Subitem 6(e): Supplement to the Verification Implementation Report for 2017

- 6.15 The Council is **requested** to consider and note the supplement to the Verification Implementation Report for 2017 (EC-89/HP/DG.1, dated 30 August 2018).

Subitem 6(f): Addressing the threat from chemical weapons use

- 6.16 The Council is **requested** to note a report by the Director-General on the initial implementation of decision C-SS-4/DEC.3 (dated 27 June 2018) on addressing the threat from chemical weapons use (EC-89/DG.2, dated 27 July 2018). The Council is also **requested** to note the first regular report by the Director-General to the Council on progress made in the implementation of decision C-SS-4/DEC.3 (this document will be assigned an official reference number when it is made available to delegations).

Subitem 6(g): Technical Secretariat's activities: update on the OPCW Fact-Finding Mission in Syria

- 6.17 The Director-General is expected to provide an update in regard to the OPCW Fact-Finding Mission in Syria.

Subitem 6(h): Status of implementation of Article VII

- 6.18 Further to a decision by the Conference at its Fourteenth Session regarding the implementation of Article VII obligations (C-14/DEC.12, dated 4 December 2009), the Council is **requested** to note a report by the Director-General on the "Overview of the Status of Implementation of Article VII of the Chemical Weapons Convention as at 31 July 2018" (EC-89/DG.9 C-23/DG.8, dated 24 August 2018); a report by the Director-General on the "Status of Implementation of Article VII of the Chemical Weapons Convention as at 31 July 2018: Article VII – Initial Measures" (EC-89/DG.7 C-23/DG.6, dated 24 August 2018); and a report by the Director-General on the "Status of Implementation of Article VII of the Chemical Weapons Convention as at 31 July 2018: Additional Measures for States Parties that Possess Industrial Facilities Which Are Declarable Under the Convention" (EC-89/DG.8 C-23/DG.7, dated 24 August 2018). The Council is also **requested** to submit the documents to the Conference at its Twenty-Third Session, along with its recommendations, as appropriate, for consideration.

Subitem 6(i): Status of implementation of Article X

- 6.19 The Council is **requested** to consider and note a report by the Director-General on the status of implementation of Article X of the Chemical Weapons Convention (hereinafter "the Convention") as at 30 June 2018 (EC-89/DG.4, dated 17 August 2018).
- 6.20 The facilitator for this issue, Mr Martin Pizinger of the Czech Republic, is expected to report on the consultations carried out during the intersessional period.

Subitem 6(j): Status of implementation of Article XI

- 6.21 The Council is **requested** to consider and note a report by the Director-General on the progress made and review of the status of the implementation of Article XI of the Convention (EC-89/DG.20 C-23/DG.11, dated 14 September 2018).

Subitem 6(k): Progress made in the implementation of the action plan for the universality of the Convention

- 6.22 The Council at its Twenty-Third Meeting adopted an action plan for the universality of the Convention (EC-M-23/DEC.3, dated 24 October 2003). The plan requested the Director-General, inter alia, to submit to the Conference at its regular sessions an annual report on the implementation of the action plan, and to keep the Council regularly informed, so that the Conference and the Council may review progress and monitor its implementation effectively.
- 6.23 The Council is **requested** to consider and note the annual report on the implementation of the action plan for the universality of the Convention during the period from 16 August 2017 to 15 August 2018, which is being submitted to both the Council and the Conference (EC-89/DG.12 C-23/DG.9, dated 3 September 2018).

Subitem 6(l): Report by the Scientific Advisory Board on new types of nerve agents

- 6.24 The Council is **requested** to consider the report of the Scientific Advisory Board (SAB) on new types of nerve agents (SAB-28/WP.1, dated 3 July 2018), prepared in response to the request by the Director-General to the SAB to provide advice on toxic chemicals that have been identified as, or are suspected of being, new types of nerve agents (S/1621/2018, dated 2 May 2018).

7. AGENDA ITEM SEVEN – Countering chemical terrorism

The Chairperson of the Open-Ended Working Group (OEWG) on Terrorism, Ambassador Oji Nyimenuate Ngofa of Nigeria, is expected to brief the Council on the work of the OEWG during the intersessional period.

8. AGENDA ITEM EIGHT – Education and outreach

The Secretariat circulated a Note by the Director-General on the activities of the Advisory Board on Education and Outreach covering the period from 1 September 2017 to 31 August 2018 (EC-89/DG.22 C-23/DG.12, dated 20 September 2018).

9. AGENDA ITEM NINE – Administrative and financial matters

Subitem 9(a): Report of the Advisory Body on Administrative and Financial Matters

9.1 The Council is **requested** to consider and note the report of the Forty-Fifth Session of the Advisory Body on Administrative and Financial Matters (ABAF), which took place from 31 July to 3 August 2018 (ABAF-45/1, dated 3 August 2018), and a Note by the Director-General containing comments on the report of the ABAF at that session (EC-89/DG.11, dated 28 August 2018).

Subitem 9(b): Financial Statements of the OPCW and the External Auditor's report for the year ending 31 December 2017

9.2 The Council is **requested** to note the Financial Statements of the OPCW and the report of the External Auditor for the year ending 31 December 2017 (EC-89/DG.3 C-23/DG.4, dated 7 August 2018) and to forward them to the Conference for consideration at its Twenty-Third Session. The report of the External Auditor is expected to be presented by Mr Damian Brewitt, National Audit Office of the United Kingdom of Great Britain and Northern Ireland.

9.3 The facilitator for this issue, Ms Bettina Gorczynski of the United States of America, is expected to report on the consultations held during the intersessional period.

Subitem 9(c): Submission of the 2018 Financial Statements to the External Auditor

9.4 The Council is **requested** to note a Note by the Director-General on the submission of the 2018 OPCW Financial Statements to the External Auditor (Financial Rule 11.1.02) (EC-89/DG.21, dated 17 September 2018), to consider and adopt a draft decision on the matter (EC-89/DEC/CRP.2, dated 17 September 2018), and to transmit it to the Conference for approval at its Twenty-Third Session.

Subitem 9(d): Status of implementation of the recommendations of the External Auditor

9.5 The Council is **requested** to consider and note a Note by the Secretariat on the status of implementation of the recommendations of the External Auditor (EC-89/S/1, dated 23 August 2018).

Subitem 9(e): Amendments to OPCW Financial Regulation 6.3

9.6 The Secretariat circulated a note verbale by the delegation of Germany on proposed amendments to OPCW Financial Regulation 6.3 (EC-89/NAT.5, dated 28 September 2018).

9.7 The Council is **requested** to consider and adopt a draft decision on the matter (EC-89/DEC/CRP.5, dated 28 September 2018), and to transmit it to the Conference for approval at its Twenty-Third Session.

Subitem 9(f): Cash surplus for 2016

- 9.8 With a cash surplus for 2016 having been determined, the Secretariat has circulated a draft decision to recommend the suspension by the Conference, on an exceptional basis, of the application of Financial Regulation 6.3 with regard to the allocation of the cash surplus for 2016 among States Parties and to apportion the surplus for 2016 to a special fund for cybersecurity, business continuity, and physical infrastructure security; a special fund for IT infrastructure to support the implementation of C-SS-4/DEC.3; and to the Working Capital Fund, accordingly. The Council is **requested** to consider and adopt this draft decision (this document will be assigned an official reference number when it is made available to delegations), and to transmit it to the Conference for approval at its Twenty-Third Session.

Subitem 9(g): Establishment of a special fund for cybersecurity, business continuity, and physical infrastructure security

- 9.9 The Council is **requested** to consider and note a Note by the Director-General entitled “Establishment of a Special Fund for Cybersecurity, Business Continuity, and Physical Infrastructure Security” (this document will be assigned an official reference number when it is made available to delegations).
- 9.10 The Council is **requested** to consider and adopt a draft decision on the matter (this document will be assigned an official reference number when it is made available to delegations), and to transmit it to the Conference for approval at its Twenty-Third Session.

Subitem 9(h): Establishment of a special fund for IT infrastructure to support the implementation of C-SS-4/DEC.3

- 9.11 The Council is **requested** to consider and note a Note by the Director-General entitled “Establishment of a Special Fund for IT Infrastructure to Support the Implementation of C-SS-4/DEC.3” (this document will be assigned an official reference number when it is made available to delegations).
- 9.12 The Council is **requested** to consider and adopt a draft decision on the matter (this document will be assigned an official reference number when it is made available to delegations), and to transmit it to the Conference for approval at its Twenty-Third Session.

Subitem 9(i): Establishment of a major capital investment fund

- 9.13 The Council is **requested** to consider and note a Note by the Director-General entitled “Establishment of a Major Capital Investment Fund” (this document will be assigned an official reference number when it is made available to delegations).
- 9.14 The Council is **requested** to consider and adopt a draft decision on the matter (this document will be assigned an official reference number when it is made available to delegations), and to transmit it to the Conference for approval at its Twenty-Third Session.

Subitem 9(j): Draft Programme and Budget of the OPCW for 2019, and all items pertaining to this Budget

- 9.15 In accordance with subparagraph 32(a) of Article VIII of the Convention, the Council is **requested** to consider the Draft Programme and Budget for 2019 (EC-89/CRP.1/Rev.1, dated 31 August 2018) and to transmit it, together with its recommendation (this document will be assigned an official reference number when it is made available to delegations) and any amendments it deems appropriate, to the Conference at its Twenty-Third Session.
- 9.16 The facilitator for this issue, Mr Hassan Zeran of Chile, is expected to report on the consultations held during the intersessional period.
- 9.17 A Note by the Secretariat on the programme performance for the year 2017 (S/1615/2018, dated 18 April 2018) has been circulated to the members of the Council.

Subitem 9(k): Cash situation and the use of the Working Capital Fund for the financial year to 31 August 2018

- 9.18 The Council is **requested** to consider and forward to the Conference at its Twenty-Third Session a Note by the Director-General on the cash situation and the use of the Working Capital Fund for the financial year to 31 August 2018 (EC-89/DG.23 C-23/DG.13, dated 21 September 2018).

Subitem 9(l): Special Fund for OPCW Special Missions

- 9.19 The Council is **requested** to note a Note by the Director-General on the financial status of the Special Fund for OPCW Special Missions (EC-89/DG.25, dated 26 September 2018).
- 9.20 The Council is **requested** to consider and adopt a draft decision on the financial status of the Special Fund for OPCW Special Missions (EC-89/DEC/CRP.4*, dated 26 September 2018) and to transmit it to the Conference for approval at its Twenty-Third Session.

Subitem 9(m): Status of implementation by States Parties of agreed multi-year payment plans to regularise the payment of their outstanding annual contributions

- 9.21 Further to a decision by the Conference at its Eleventh Session (C-11/DEC.5, dated 7 December 2006), the Council is **requested** to consider and forward to the Conference at its Twenty-Third Session a Note by the Director-General reporting on the status of implementation by States Parties of agreed multi-year payment plans (EC-89/DG.6 C-23/DG.5, dated 23 August 2018).
- 9.22 At its Eleventh Session, the Conference adopted a decision on a mechanism to encourage States Parties that are in arrears to regularise the payment of their outstanding annual contributions (C-11/DEC.5, dated 7 December 2006). In light of this decision, the Council is **requested** to consider a proposal from El Salvador for a multi-year payment plan to regularise the payment of its outstanding annual

contributions (EC-89/DG.18, dated 14 September 2018), to approve it (EC-89/DEC/CRP.3, dated 20 September 2018), and to transmit it to the Conference for approval at its Twenty-Third Session.

Subitem 9(n): Report on the status of implementation of the enterprise resource planning system

- 9.23 Further to the decision by the Conference at its Nineteenth Session on the implementation of an enterprise resource planning (ERP) system and the establishment of a special fund for this purpose (C-19/DEC.7, dated 3 December 2014), the Council is **requested** to note a Note by the Director-General reporting on the status of implementation of the ERP system (EC-89/DG.17, dated 14 September 2018).

Subitem 9(o): Charter of the Office of Internal Oversight

- 9.24 The Council is **requested** to note a Note by the Director-General on the Charter of the Office of Internal Oversight (EC-89/DG.26, dated 28 September 2018).
- 9.25 The facilitator for this issue, Ms Bettina Gorczynski of the United States of America, is expected to report on the consultations held during the intersessional period.

Subitem 9(p): Implementation of the amendment to the Staff Regulations regarding downward classification of posts during the period from 14 August 2017 to 13 August 2018

- 9.26 The Council is **requested** to note a report by the Director-General on the implementation of the amendment to the Staff Regulations regarding downward classification of posts during the period from 14 August 2017 to 13 August 2018 (EC-89/DG.5, dated 23 August 2018).

Subitem 9(q): The OPCW tenure policy

- 9.27 The Council is **requested** to note a Note by the Director-General on the OPCW tenure policy (this document will be assigned an official reference number when it is made available to delegations).

Subitem 9(r): Amendments to the Staff Regulations of the OPCW

- 9.28 The Council is **requested** to note a Note by the Director-General on proposed amendments to the Staff Regulations of the OPCW (EC-89/DG.19, dated 14 September 2018), to consider and adopt a draft decision on the matter (EC-89/DEC/CRP.1, dated 14 September 2018), and to transmit it to the Conference for approval at its Twenty-Third Session.

10. AGENDA ITEM TEN – The OPCW Programme for Africa

The Council is **requested** to consider and note a Note by the Director-General on the Programme to Strengthen Cooperation with Africa on the Chemical Weapons Convention (EC-89/DG.14 C-23/DG.10, dated 5 September 2018).

11. AGENDA ITEM ELEVEN – Draft report of the Executive Council on the performance of its activities

The Council is **requested** to consider and approve a draft report on the performance of its activities in the period from 15 July 2017 to 12 July 2018 (EC-89/CRP.2, dated 14 August 2018 and Corr.1, dated 24 August 2018), and to submit it to the Conference for consideration at its Twenty-Third Session.

12. AGENDA ITEM TWELVE – Follow-up process to the Third Review Conference

At its Seventy-Third Session (paragraph 13.1 of EC-73/6, dated 19 July 2013), the Council requested the Director-General to submit to each regular session of the Council the updated version of the “Matrix of Actionable Items Identified at the Third Review Conference”, which the Council is **requested** to consider and note (EC-89/S/2, dated 19 September 2018).

13. AGENDA ITEM THIRTEEN – Report of the Committee on Relations with the Host Country

The Chairperson will report to the Council on the status of the work of the Committee on Relations with the Host Country.

14. AGENDA ITEM FOURTEEN – Briefing by the Chairperson of the Open-Ended Working Group for the Preparation of the Fourth Review Conference

14.1 The Conference at its Twenty-Second Session established an open-ended working group to begin preparations, in cooperation with the Secretariat, for the Fourth Review Conference, which will be convened in accordance with paragraph 22 of Article VIII of the Convention (paragraph 25.2 of C-22/5*, dated 1 December 2017).

14.2 The Chairperson of the Open-Ended Working Group for the Preparation of the Fourth Review Conference (OEWG-RC), Ambassador I Gusti Agung Wesaka Puja of Indonesia, is expected to brief the Council on the activities of the OEWG-RC.

15. AGENDA ITEM FIFTEEN – Provisional agenda for the Fourth Review Conference

According to Rule 17 of the Rules of Procedure of the Conference, the Council is **requested** to draw up the provisional agenda for the Fourth Review Conference (EC-89/DG.16, dated 14 September 2018).

16. AGENDA ITEM SIXTEEN – Any other business

17. AGENDA ITEM SEVENTEEN – Adoption of the report

18. AGENDA ITEM EIGHTEEN – Closure