

**REPORT BY THE DIRECTOR-GENERAL****STATUS OF IMPLEMENTATION OF ARTICLE VII OF THE CHEMICAL WEAPONS
CONVENTION AS AT 31 JULY 2019: ADDITIONAL MEASURES FOR STATES
PARTIES THAT POSSESS INDUSTRIAL FACILITIES WHICH ARE DECLARABLE
UNDER THE CONVENTION****Introduction**

1. In operative paragraph 1 of the decision on the follow-up to the plan of action regarding the implementation of obligations under Article VII of the Chemical Weapons Convention (hereinafter “the Convention”) (C-10/DEC.16, dated 11 November 2005), the Conference of the States Parties (hereinafter “the Conference”) stressed that it was imperative for States Parties that had yet to fulfil their obligations under Article VII to do so without delay.
2. The Third Review Conference¹ “[e]ncouraged the Secretariat to explore innovative methods of providing assistance on tailor-made approaches as a potential means to further advance the implementation of Article VII” (subparagraph 9.103(c) of RC-3/3*, dated 19 April 2013). Furthermore, the Technical Secretariat (hereinafter “the Secretariat”) was requested to “continue to submit its annual report on the implementation of Article VII to the Conference, and ... to include an assessment in this report, for consideration by the policy-making organs, containing a comprehensive and objective analysis of the current status of national implementation, with a view to tracking the progress made and formulation of focused assistance programmes” (subparagraph 9.103(h) of RC-3/3*).
3. Pursuant to the request received from the Third Review Conference, and in close cooperation with States Parties, the Secretariat has updated the two matrices included in the annual reports—the one addressing the initial measures taken by States Parties in accordance with Article VII and the second listing additional measures—and is presenting them in two concurrent reports, as invited by the Conference (paragraph 8 of C-14/DEC.12, dated 4 December 2009).

Legislative and administrative implementation

4. This document provides an update on the status and progress in adopting the additional measures that are required by States Parties possessing declarable chemical facilities.

¹ Third Special Session of the Conference of the States Parties to Review the Operation of the Chemical Weapons Convention.



5. The information is based on the responses received from States Parties to the note verbale sent by the Secretariat on 28 February 2019 requesting them to provide updates on the status of implementation of Article VII and to fill in the matrices attached to the note verbale. As at the cut-off date of the current report, 126 States Parties had replied to the note verbale (Table 1).

TABLE 1: STATES PARTIES THAT HAVE SUBMITTED RESPONSES TO THE SECRETARIAT

Afghanistan	Albania	Algeria
Andorra	Antigua and Barbuda	Argentina
Australia	Austria	Azerbaijan
Bangladesh	Belarus	Belgium
Belize	Bhutan	Bolivia (Plurinational State of)
Bosnia and Herzegovina	Brazil	Brunei
Bulgaria	Burkina Faso	Burundi
Canada	Cameroon	Chad
Chile	China	Colombia
Costa Rica	Croatia	Cuba
Cyprus	Czech Republic	Democratic Republic of the Congo
Denmark	Dominican Republic	Ecuador
El Salvador	Estonia	Ethiopia
Finland	France	Gabon
Gambia	Georgia	Germany
Ghana	Greece	Grenada
Guatemala	Holy See	Honduras
Hungary	Iceland	India
Indonesia	Iran (Islamic Republic of)	Iraq
Ireland	Italy	Japan
Jordan	Kenya	Kyrgyzstan
Latvia	Liechtenstein	Lithuania
Luxembourg	Madagascar	Malaysia
Maldives	Mali	Malta
Mauritius	Mexico	Monaco
Mongolia	Montenegro	Morocco
Namibia	Nepal	Netherlands
New Zealand	Nicaragua	Niger
Nigeria	North Macedonia	Norway
Pakistan	Panama	Peru
Poland	Portugal	Republic of Korea
Romania	Russian Federation	Saint Kitts and Nevis
Saint Vincent and the Grenadines	Samoa	San Marino
Saudi Arabia	Senegal	Serbia
Seychelles	Singapore	Slovakia
Slovenia	South Africa	Spain
Sri Lanka	State of Palestine	Sudan
Sweden	Switzerland	Syrian Arab Republic
Tajikistan	Thailand	Togo
Turkey	Ukraine	United Arab Emirates
United Kingdom of Great Britain and Northern Ireland	United States of America	Uruguay
Venezuela (Bolivarian Republic of)	Viet Nam	Zimbabwe

6. The global status, as at 31 July 2019, of the relevant elements of legislative and administrative implementation is reflected in the tables below.

TABLE 2: OVERVIEW OF THE LEGISLATIVE IMPLEMENTATION OF THE CONVENTION

Article VII(5) submission received	165 (85%)
Legislation covers initial measures	119 (62%) in full 41 (21%) in part
Legislation covers additional measures	109 (56%)
Text of adopted measures provided	148 (77%)

TABLE 3: STATUS OF ELEMENTS OF LEGISLATIVE AND ADMINISTRATIVE IMPLEMENTATION UNDER THE PURVIEW OF THE PRESENT REPORT, AS AT 31 JULY 2019

Indicators		Number and Percentage of States Parties Having Implemented the Measure
Control Regime (Including Penalties)		
Initial declarations for relevant industrial facilities		180 (93%) in full 4 (2%) in part
Licensing of Schedule 1 chemical production facilities		108 (56%) in full 4 (2%) in part
Reporting on production (including reporting on processing and consumption for Schedule 2)	Schedule 1	113 (59%) in full 18 (9%) in part
	Schedule 2	114 (59%) in full 17 (9%) in part
	Schedule 3	113 (59%) in full 17 (9%) in part
Declaration regime for other chemical production facilities (OCPF's)		112 (58%) in full 16 (8%) in part
Verification Regime (Including Penalties)		
Access to facilities and other inspection powers		112 (58%) in full 9 (5%) in part
On-site support from operators and staff		112 (58%) in full 8 (4%) in part
Confidentiality Regime (Including Penalties)		
Provisions ensuring the protection of confidential information		116 (60%) in full 7 (4%) in part

TABLE 4: EXPLANATION OF COLUMN HEADINGS IN THE TABLES CONTAINED IN THE ANNEX TO THIS REPORT

Heading	Explanation		
Control Regime (Including Penalties)			
Initial declarations for relevant industrial facilities	“X” indicates that the national legislation/regulations ensure that the State Party is in a position to provide all information required for the initial declarations required under Article VI of the Convention.		
	Schedule 1	Schedule 2	Schedule 3
Licensing of Schedule 1 chemical production facilities	“X” indicates that the legislative/ administrative measures establish licensing in line with paragraphs 8, 9, 10, and 11 of Part VI of the Verification Annex to the Convention (hereinafter “the Verification Annex”).		
Reporting on production (including reporting on processing and consumption for Schedule 2)	“X” indicates that the national legislation/ regulations ensure that the State Party is in a position to fulfil the reporting requirements concerning production of Schedule 1 chemicals, as required under section D of Part VI of the Verification Annex.	“X” indicates that the national legislation/ regulations ensure that the State Party is in a position to fulfil the reporting requirements concerning production, processing and consumption of Schedule 2 chemicals, as required under section A of Part VII of the Verification Annex.	“X” indicates that the national legislation/ regulations ensure that the State Party is in a position to fulfil the reporting requirements concerning production of Schedule 3 chemicals, as required under section A of Part VIII of the Verification Annex.
Declaration regime for OCPFs	“X” indicates that the national legislation/regulations ensure that the State Party is in a position to provide all information required for the declaration, pursuant to paragraph 1 of Part IX of the Verification Annex and any update of that information (see paragraph 3 of Part IX of the Verification Annex).		
Verification Regime (Including Penalties)			
Access to facilities and other inspection powers	“X” indicates that the national legislation/regulations ensure that the State Party is in a position to warrant OPCW inspectors access to the relevant facilities during the execution of inspection activities (including challenge inspections), pursuant to the relevant provisions of the Convention.		
On-site support from operators and staff	“X” indicates that the national legislation/regulations ensure that the State Party is in a position to ensure support from operators and staff of relevant facilities during the execution of inspection activities by the Organisation.		

Heading	Explanation
Confidentiality Regime (Including Penalties)	
Provisions ensuring the protection of confidential information	“X” indicates that the national legislation/regulations ensure the protection of confidentiality, pursuant to the relevant provisions of the Convention.

“(X)”, that is, X in brackets, for any of the above indicators means that the measure has been partially implemented.

Please note that the prohibition of certain activities can also be imposed by legal measures other than direct prohibitions. For example, when a licensing regime in a State Party ensures that no natural or legal person will be permitted to carry out an activity that is prohibited to States Parties under the Convention, then the column for the prohibition will be checked with the indication “X”.

Annex (English only):

Status of Implementation of Additional Measures for States Parties That Possess Industrial Facilities Which Are Declarable Under the Convention as at 31 July 2019

State Party	Control Regime (Including Penalties)										Verification Regime (Including Penalties)		Confidentiality Regime	Confirmation Regarding Article XI(2)(e) Review	
	Initial Declarations	Licensing of Schedule 1 Production Facilities			Reporting on Production (Including Processing and Consumption for Schedule 2)			Declaration Regime for OCPF's				Access to Facilities	On-site Support		Provisions Ensuring the Protection of Confidential Information
		Schedule 1	Schedule 2	Schedule 3	Schedule 1	Schedule 2	Schedule 3	Schedule 1	Schedule 2	Schedule 3					
Belarus	X			X	X	X					X	X	X	X	X
Belgium	X			X	X	X					X	X	X	X	X
Belize	X			X	X	X					X	X	X		
Benin	X														
Bhutan	X														
Bolivia (Plurinational State of)	(X)	(X)	(X)	(X)	(X)	(X)					(X)	(X)	(X)	(X)	
Bosnia and Herzegovina	X			X	X	X					X	X	X	X	X
Botswana	X			X	X	X					X	X	X	X	
Brazil	X			X	X	X					X	X	X	X	X
Brunei Darussalam	X														X
Bulgaria	X										X	X	X	X	X
Burkina Faso															
Burundi	X			X	X	X					X	X	X	X	
Cabo Verde	X			X	X	X					X	X	X	X	
Cambodia	X			(X)	(X)	(X)									
Cameroon	X			X	X	X					X	X	X	X	X
Canada	X			X	X	X					X	X	X	X	X
Central African Republic	X			X	X	X					X	X	X	X	
Chad	X														
Chile	X	(X)		(X)	(X)	(X)					(X)	(X)	(X)	(X)	X

State Party	Control Regime (Including Penalties)										Verification Regime (Including Penalties)		Confidentiality Regime	Confirmation Regarding Article XI(2)(e) Review
	Initial Declarations	Licensing of Schedule 1 Production Facilities			Reporting on Production (Including Processing and Consumption for Schedule 2)			Declaration Regime for OCPF's		Access to Facilities	On-site Support	Provisions Ensuring the Protection of Confidential Information		
		Schedule 1	Schedule 2	Schedule 3	Schedule 1	Schedule 2	Schedule 3	Schedule 1	Schedule 2					
Estonia	X			X	X	X			X	X		X		X
Eswatini	X													
Ethiopia														
Fiji	X			X	X	X	X	X	X	X	X	X	X	X
Finland	X			X	X	X	X	X	X	X	X	X	X	X
France	X			X	X	X	X	X	X	X	X	X	X	X
Gabon	X													
Gambia	X			X	X	X	X	X	X	X	X	X	X	X
Georgia	X			X	X	X	X	X	X	X	X	X	X	X
Germany	X			X	X	X	X	X	X	X	X	X	X	X
Ghana	X													
Greece	X								X	X	X	X	X	X
Grenada	X			X	X	X	X	X	X	X	X	X	X	X
Guatemala	X													
Guinea	X													
Guinea-Bissau	X													
Guyana														
Haiti	X													
Holy See	X			X	X	X	X	X	X	X	X	X	X	X
Honduras									X	X	X	X	X	

State Party	Control Regime (Including Penalties)										Verification Regime (Including Penalties)		Confidentiality Regime		Confirmation Regarding Article XI(2)(e) Review			
	Initial Declarations	Licensing of Schedule 1 Production Facilities			Reporting on Production (Including Processing and Consumption for Schedule 2)			Declaration Regime for OCPF's	Access to Facilities	On-site Support	Provisions Ensuring the Protection of Confidential Information							
		Schedule 1	Schedule 2	Schedule 3	Schedule 1	Schedule 2	Schedule 3											
Philippines	X																	
Poland	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Portugal	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Qatar	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	(X)	
Republic of Korea	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Republic of Moldova	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Romania	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Russian Federation	X	²	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Rwanda	X																	
Saint Kitts and Nevis	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Saint Lucia	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Saint Vincent and the Grenadines	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Samoa	X																	
San Marino	X																	
Sao Tome and Principe	X																X	
Saudi Arabia	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
Senegal	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
Serbia	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X

² No declarable activity

State Party	Control Regime (Including Penalties)							Verification Regime (Including Penalties)		Confidentiality Regime		Confirmation Regarding Article XI(2)(e) Review
	Initial Declarations	Licensing of Schedule 1 Production Facilities			Reporting on Production (Including Processing and Consumption for Schedule 2)			Declaration Regime for OCPF's	Access to Facilities	On-site Support	Provisions Ensuring the Protection of Confidential Information	
		Schedule 1	Schedule 2	Schedule 3	Schedule 1	Schedule 2	Schedule 3					
Seychelles	X	/	/	/	/	/	/	/	/	/	/	/
Sierra Leone	X	/	/	/	/	/	/	/	/	/	/	/
Singapore	X	X	/	X	X	X	X	X	X	X	X	X
Slovakia	X	X	/	X	X	X	X	X	X	X	X	X
Slovenia	X	X	/	X	X	X	X	X	X	X	X	X
Solomon Islands	X	/	/	/	/	/	/	/	/	/	/	/
Somalia	X	/	/	/	/	/	/	/	/	/	/	/
South Africa	X	X	/	X	X	X	X	X	X	X	X	X
Spain	X	X	/	X	X	X	X	X	X	X	X	X
Sri Lanka	X	X	/	X	X	X	X	X	X	X	X	X
State of Palestine		/	/	/	/	/	(X)	(X)	(X)	(X)	(X)	
Sudan	X	X	/	X	X	X	X	X	X	X	X	X
Suriname	X	/	/	/	/	/	/	/	/	/	/	/
Sweden	X	X	/	X	X	X	X	X	X	X	X	X
Switzerland	X	X	/	X	X	X	X	X	X	X	X	X
Syrian Arab Republic	X	/	/	/	/	/	/	/	/	/	/	/
Tajikistan	X	X ^{**}	/	X	X ^{**}	X	X	X	X	X	X	X
Thailand	(X) ³	X	/	X	X	X	(X)*	(X)	(X)	(X)	(X)	X

State Party	Control Regime (Including Penalties)							Verification Regime (Including Penalties)		Confidentiality Regime	Confirmation Regarding Article XI(2)(e) Review	
	Initial Declarations	Licensing of Schedule 1 Production Facilities			Reporting on Production (Including Processing and Consumption for Schedule 2)			Declaration Regime for OCPF's	Access to Facilities			On-site Support
		Schedule 1	Schedule 2	Schedule 3	Schedule 1	Schedule 2	Schedule 3					
Timor-Leste	X											
Togo												
Tonga												
Trinidad and Tobago	X											
Tunisia	X	X			X	X	X	X	X	X	X	X
Turkey	X	X			X	X	X	X	X	X	X	X
Turkmenistan	X	X			X	X	X	X	X	X	X	X
Tuvalu	X											
Uganda	X											
Ukraine	X	X			X	X	X	X	X	X	X	X
United Arab Emirates	X	X						X	X	X	X	X
United Kingdom of Great Britain and Northern Ireland	X	X			X	X	X	X	X	X	X	X
United Republic of Tanzania	X							X	X	X	X	X
United States of America	X	X			X	X	X	X	X	X	X	X
Uruguay		X			X	X	X	X	X	X	X	X
Uzbekistan	X	X			X	X	X	X	X	X	X	X
Vanuatu	X										X	X

Production of Schedule 1 chemicals is prohibited.

Production of Schedule 2A chemicals is prohibited.

State Party	Control Regime (Including Penalties)						Verification Regime (Including Penalties)		Confidentiality Regime	Confirmation Regarding Article XI(2)(e) Review	
	Initial Declarations	Licensing of Schedule 1 Production Facilities			Reporting on Production (Including Processing and Consumption for Schedule 2)			Access to Facilities	On-site Support		Provisions Ensuring the Protection of Confidential Information
		Schedule 1	Schedule 2	Schedule 3	Schedule 1	Schedule 2	Schedule 3				
Venezuela (Bolivarian Republic of)	X	X	/	(X)	(X)	(X)	X	(X)	(X)	X	
Viet Nam	X	X	/	X	X	X	X	X	X		
Yemen	X	/	/	/	/	/					
Zambia	(X)	(X)	/	(X)	(X)	(X)	(X)	(X)	X	(X)	
Zimbabwe	X			X	X	X	X				

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