This annotated agenda\(^1\) 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 Ninety-Fourth 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 Ninety-Fourth Session of the Council will be opened in The Hague by the Chairperson of the Council, Ambassador Agustín Vásquez Gómez of El Salvador, at 10:00 on 7 July 2020.

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-94/1 (dated 8 June 2020):

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 Chemical Weapons Convention:
   (a) Reports by the Director-General on destruction-related issues

\(^1\) This document is issued for information purposes only and does not supersede in any way the provisional agenda for the Ninety-Fourth Session of the Executive Council, or prejudge the outcome of its deliberations.
(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

(d) Other verification-related issues

(e) Destruction-related plans and facility agreements

(f) Addressing the threat from chemical weapons use

(g) Verification Implementation Report for 2019

(h) Technical Secretariat’s activities: update on the OPCW Fact-Finding Mission in Syria

(i) Timely submission of declarations under Article VI

(j) Article VII: briefings by the facilitator and by the Technical Secretariat

(k) The content of the assistance and protection data bank and its use

(l) Article X: briefings by the facilitator and by the Technical Secretariat

(m) Article XI: briefings by the facilitator and by the Technical Secretariat

(n) Report by the Director-General on the Technical Secretariat’s readiness to conduct a challenge inspection or an investigation of alleged use

7. Countering chemical terrorism

8. Draft annual report of the OPCW on the implementation of the Chemical Weapons Convention in 2019

9. Reports of the Office of Internal Oversight:

   (a) Implementation in 2019 of the recommendations contained in the 2018 annual report of the Office of Internal Oversight

   (b) Annual Report of the Office of Internal Oversight for the period from 1 January to 31 December 2019

10. Administrative and financial matters:

    (a) Rules of Procedure of the Advisory Body on Administrative and Financial Matters

    (b) Report of the Advisory Body on Administrative and Financial Matters

    (c) Nominations for membership of the Advisory Body on Administrative and Financial Matters
(d) Transfers of funds during 2019
(e) Amendments to the OPCW Financial Regulations and Rules
(f) Report on the status of implementation of the enterprise resource planning system
(g) Composition of the Technical Secretariat
(h) Report by the Director-General on the implementation of the tenure policy in 2019

11. Nomination of the External Auditor of the OPCW
12. Follow-up process to the Third Review Conference
13. Credentials of representatives of the members of the Executive Council
14. Provisional agenda for the Twenty-Fifth Session of the Conference of the States Parties
15. Dates for the regular sessions of the Executive Council in 2021
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).

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 Abdelouahab Bellouki of Morocco on chemical weapons issues; Ambassador Marcin Czepelak of Poland on chemical industry and other Article VI issues; Ambassador Matthew Neuhaus of Australia on administrative and financial issues; and Ambassador Alireza Kazemi Abadi of the Islamic Republic of Iran on legal, organisational, and other issues.

5. AGENDA ITEM FIVE – General debate

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6. **AGENDA ITEM SIX – Status of implementation of the Chemical Weapons 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 (this document will be assigned an official reference number when it is made available to delegations).

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 in the destruction of abandoned chemical weapons (this document will be assigned an official reference number when it is made available to delegations).

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

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

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

6.5 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 achieved towards complete destruction of its chemical weapons stockpile, 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 (this document will be assigned an official reference number when it is made available to delegations).

6.6 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 Council 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

6.7 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.

6.8 The Council is requested to note Notes by the Director-General reporting on progress in the elimination of the Syrian chemical weapons programme (EC-94/DG.1, dated 24 March 2020; EC-94/DG.3, dated 24 April 2020; and EC-94/DG.5, dated 25 May 2020).

6.9 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-94/P/NAT.1, dated 18 March 2020; EC-94/P/NAT.2, dated 16 April 2020; EC-94/P/NAT.3, dated 20 May 2020; and EC-94/P/NAT.4, dated 16 June 2020).

6.10 Pursuant to subparagraph 12(a) of its decision 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 (this document will be assigned an official reference number when it is made available to delegations).

6.11 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

6.12 The Secretariat is expected to brief the Council on its other verification-related activities.

6.13 Further to the decision of the Council at its Sixty-Sixth Session on the policy guidelines for determining the number of Article VI inspections (EC-66/DEC.10, dated 7 October 2011), the Council is requested to note a report by the Director-General on the results of the eighth year of implementation of these policy guidelines (EC-94/DG.2, dated 7 April 2020).

Subitem 6(e): Destruction-related plans and facility agreements

6.14 The Secretariat has submitted to the Council a Note on modifications to the facility agreement with the United States of America regarding on-site inspections at the Pueblo Chemical Agent-Destruction Pilot Plant Chemical Weapons Destruction Facility, Pueblo, Colorado, the United States of America (EC-94/S/1, dated 6 April 2020).
6.15 The Secretariat has submitted to the Council a Note on modifications to the agreed detailed plan for verification of the destruction of chemical weapons at the Pueblo Chemical Agent-Destruction Pilot Plant Chemical Weapons Destruction Facility, Pueblo, Colorado, the United States of America (EC-94/S/2, dated 6 April 2020).

6.16 The Secretariat has submitted to the Council a Note on modifications to the agreed detailed plan for verification of the destruction of chemical weapons at the Blue Grass Chemical Agent-Destruction Pilot Plant, Chemical Weapons Destruction Facility, Richmond, Kentucky, the United States of America (EC-94/S/3, dated 6 April 2020).

6.17 The Secretariat has submitted to the Council a Note on modifications to the agreed detailed plan for verification of the destruction of chemical weapons at the Blue Grass Chemical Agent-Destruction Pilot Plant Static Detonation Chamber Chemical Weapons Destruction Facility, Richmond, Kentucky, the United States of America (EC-94/S/4, dated 6 April 2020).

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

6.18 The Council is requested to note the regular report by the Director-General to the Council on progress made in the implementation of the decision of the Conference entitled “Addressing the Threat from Chemical Weapons Use” (C-SS-4/DEC.3, dated 27 June 2018) (this document will be assigned an official reference number when it is made available to delegations).


Subitem 6(g): Verification Implementation Report for 2019

6.20 The Council is requested to consider and note the Verification Implementation Report (VIR) for the period from 1 January to 31 December 2019 (EC-94/HP/DG.1, dated 11 May 2020). The Council is also requested to note a Note by the Secretariat on comments and views received on the 2019 VIR (this document will be assigned an official reference number when it is made available to delegations), as well as the Chairperson’s summary of the informal consultations on it (this document will be assigned an official reference number when it is made available to delegations).

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

6.21 The Secretariat is expected to provide an update in regard to the OPCW Fact-Finding Mission in Syria.

Subitem 6(i): Timely submission of declarations under Article VI

6.22 Further to a decision by the Council at its Fifty-First Session (EC-51/DEC.1, dated 27 November 2007), the Council is requested to note a status report by the Director-General on the timely submission by States Parties of declarations under
Article VI of the Chemical Weapons Convention (hereinafter “the Convention”) for the period from 1 January to 31 May 2020 (this document will be assigned an official reference number when it is made available to delegations).

Subitem 6(j): Article VII: briefings by the facilitator and by the Technical Secretariat

6.23 The Secretariat will make a presentation on the status of implementation of Article VII.

Subitem 6(k): The content of the protection and assistance databank and its use

6.24 The Council is requested to consider and note a Note by the Secretariat on the content of the protection and assistance databank and its use (this document will be assigned an official reference number when it is made available to delegations).

Subitem 6(l): Article X: briefings by the facilitator and by the Technical Secretariat

6.25 The Secretariat will make a presentation on the status of implementation of Article X.

Subitem 6(m): Article XI: briefings by the facilitator and by the Technical Secretariat

6.26 The Secretariat will make a presentation on the programme of activities for 2020 in relation to Article XI.

Subitem 6(n): Report by the Director-General on the Technical Secretariat’s readiness to conduct a challenge inspection or an investigation of alleged use

6.27 The Council is requested to consider and note a Note by the Director-General reporting on the readiness of the Secretariat to conduct a challenge inspection or an investigation of alleged use (this document will be assigned an official reference number when it is made available to delegations).

7. AGENDA ITEM SEVEN – Countering chemical terrorism

8. AGENDA ITEM EIGHT – Draft annual report of the OPCW on the implementation of the Chemical Weapons Convention in 2019

The Council is requested to consider the “Draft Report of the OPCW on the Implementation of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction in 2019” (EC-94/CRP.1, dated 3 June 2020), and to submit it to the Conference for consideration at its Twenty-Fifth Session.
9. AGENDA ITEM NINE – Reports of the Office of Internal Oversight

Subitem 9(a): Implementation in 2019 of the recommendations contained in the 2018 annual report of the Office of Internal Oversight

9.1 The Council is requested to consider and note a report by the Director-General on the implementation in 2019 of the recommendations contained in the 2018 annual report of the Office of Internal Oversight (OIO) (EC-94/DG.6, dated 29 May 2020).

Subitem 9(b): Annual report of the Office of Internal Oversight for the period from 1 January to 31 December 2019

9.2 The Council is requested to consider and note the annual report of the OIO for the period from 1 January to 31 December 2019 (EC-94/DG.4 C-25/DG.2, dated 24 April 2020), which the Director-General has submitted to it, along with his comments. The Council is also requested to make any comments it deems appropriate on the report. In accordance with Financial Regulation 12.5, the Director-General will transmit the report to the Conference at its Twenty-Fifth Session, together with his own comments and any that the Council may deem appropriate.

10. AGENDA ITEM TEN – Administrative and financial matters

Subitem 10(a): Rules of Procedure of the Advisory Body on Administrative and Financial Matters

10.1 The delegations of Bulgaria, Canada, the Czech Republic, Germany, Japan, the Netherlands, Ukraine, the United Kingdom of Great Britain and Northern Ireland, and the United States of America submitted a draft decision entitled “OPCW Advisory Body on Administrative and Financial Matters – Rules of Procedure” (EC-92/DEC/CRP.1/Rev.1, dated 4 October 2019).

10.2 In accordance with Rule 31 of the Rules of Procedure of the Council, the delegation of the Russian Federation submitted amendments to the above-mentioned draft decision (EC-92/DEC/CRP.6, dated 4 October 2019).

10.3 Subsequently, the sponsoring delegations submitted a revision to the above-mentioned draft decision (EC-92/DEC/CRP.1/Rev.2, dated 10 October 2019).

10.4 The Council at its previous session decided to defer the matter until its next regular session.


10.6 The Council is requested to take appropriate action on the matter.
Subitem 10(b): Report of the Advisory Body on Administrative and Financial Matters

10.7 Further to its consideration of this issue at its previous sessions, 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).

10.8 Further to its consideration of this issue at its previous sessions, the Council is requested to consider and note the report of the Forty-Sixth Session of the ABAF, which took place from 4 to 7 June 2019 (ABAF-46/1, dated 7 June 2019), and a Note by the Director-General containing comments on the report of the ABAF at that session (EC-91/DG.19*, dated 1 July 2019).

10.9 Further to its consideration of this issue at its previous session, the Council is requested to consider and note the report of the Forty-Seventh Session of the ABAF, which took place from 30 July to 2 August 2019 (ABAF-47/1, dated 2 August 2019), and a Note by the Director-General containing comments on the report of the ABAF at that session (EC-92/DG.11, dated 9 September 2019).

10.10 The Council is also requested to consider and note the report of the Forty-Eighth Session of the ABAF, which took place from 2 to 5 June 2020 (this document will be assigned an official reference number when it is made available to delegations), and a Note by the Director-General containing comments on the report of the ABAF at that session (this document will be assigned an official reference number when it is made available to delegations).

Subitem 10(c): Nominations for membership of the Advisory Body on Administrative and Financial Matters

10.11 The Council is requested to note a Note by the Secretariat on a nomination for membership of the ABAF (EC-94/S/6, dated 15 June 2020), and to appoint Ms Hollie Marie Mance of the United States of America, to replace Ms Leslie Hyland, retroactive to the date of the letter of nomination for Ms Mance (29 May 2020).

Subitem 10(d): Transfers of funds during 2019

10.12 The Council is requested to note a Note by the Director-General on transfers of funds during 2019 (EC-94/DG.10 C-25/DG.3, dated 19 June 2020).

Subitem 10(e): Amendments to the OPCW Financial Regulations and Rules


10.14 The Council is requested to consider and adopt a draft decision entitled “Amendments to the OPCW Financial Regulations and Rules” (this document will be assigned an official reference number when it is made available to delegations).
Subitem 10(f): Report on the status of implementation of the enterprise resource planning system

10.15 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 (this document will be assigned an official reference number when it is made available to delegations).

Subitem 10(g): Composition of the Technical Secretariat

10.16 The Council is requested to note the Director-General’s annual report on the composition of the Secretariat (EC-94/DG.7, dated 3 June 2020).

Subitem 10(h): Report by the Director-General on the implementation of the tenure policy in 2019

10.17 The Council is requested to consider and note a report by the Director-General on the implementation of the tenure policy in 2019 (EC-94/DG.11, dated 19 June 2020).

11. AGENDA ITEM ELEVEN – Nomination of the External Auditor of the OPCW

11.1 According to Article 13.1 of the OPCW Financial Regulations, the Conference shall appoint the External Auditor, who shall be the Auditor-General (or an officer holding an equivalent title) of a State Party, and such appointment shall be in the manner and for the period determined by the Conference and for a single period of not less than two years, but not exceeding six years. The Conference will appoint the next External Auditor at its Twenty-Fifth Session in November/December 2020.

11.2 The Director-General has issued a Note requesting nominations for the post of External Auditor of the OPCW (S/1824/2020, dated 17 January 2020). The Council is requested to consider the Note by the Director-General containing a summary of nominations for this post (EC-94/DG.9, dated 15 June 2020). In the light of these nominations, the Council is requested to make a recommendation on the appointment of the External Auditor of the OPCW, and to forward it to the Conference at its Twenty-Fifth 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”. The Council is requested to consider and note the updated Matrix (EC-94/S/7, dated 15 June 2020).

13. AGENDA ITEM THIRTEEN – Credentials of representatives of the members of the Executive Council

The Council is requested to consider and approve a report by the Director-General on the credentials of representatives of members of the Council, which covers the credentials of the newly elected members of the Council (this document will be assigned an official reference number when it is made available to delegations).
14. **AGENDA ITEM FOURTEEN – Provisional agenda for the Twenty-Fifth Session of the Conference of the States Parties**

   The Council is **requested** to draw up the provisional agenda for the Twenty-Fifth Session of the Conference (EC-94/DG.8, dated 8 June 2020).

15. **AGENDA ITEM FIFTEEN – Dates for the regular sessions of the Executive Council in 2021**

   The Council is **requested** to consider dates for its regular sessions in 2021.

16. **AGENDA ITEM SIXTEEN – Any other business**

   16.1 The draft decision entitled “Understanding Regarding the Aerosolized Use of Central Nervous System-Acting Chemicals for Law Enforcement Purposes”, co-sponsored by Albania, Argentina, Australia, Austria, Bulgaria, Canada, Colombia, Croatia, the Czech Republic, Estonia, Finland, Greece, Japan, Latvia, Lithuania, Luxembourg, Malta, the Netherlands, New Zealand, Norway, the Republic of Korea, Romania, Slovenia, Sweden, Switzerland, Turkey, Ukraine, and the United States of America, was issued under the symbol of EC-92/DEC/CRP.9/Rev.2 (dated 9 March 2020). The Russian Federation submitted a national paper on the matter (EC-93/NAT.6, dated 6 March 2020).

   16.2 Further to its consideration of this issue at its previous session, the Council is **requested** to take appropriate action on the matter.

17. **AGENDA ITEM SEVENTEEN – Adoption of the report**

18. **AGENDA ITEM EIGHTEEN – Closure**

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