



**OPCW**

**Conference of the States Parties**

Ninth Session  
29 November – 2 December 2004

C-9/DEC.4  
30 November 2004  
Original: ENGLISH

## **DECISION**

### **FURTHER ACTION UNDER THE PLAN OF ACTION REGARDING THE IMPLEMENTATION OF ARTICLE VII OBLIGATIONS**

**The Conference of the States Parties,**

**Cognisant of** the second progress report on the plan of action regarding the implementation of Article VII obligations (EC-38/DG.16, dated 15 September 2004; Corr.1, dated 24 September 2004; and Corr.2, dated 13 October 2004);

**Having received** the report by the Technical Secretariat (hereinafter “the Secretariat”) on the progress made in the implementation of the plan of action (C-9/DG.7, dated 23 November 2004);

**Recalling** the provisions of the plan of action (C-8/DEC.16, dated 24 October 2003), and **bearing in mind** in particular that it had, at its Eighth Session, “without prejudice to the timelines set by the Convention, recalling States Parties’ obligations under Article VII, and reminding them that it has been more than six years since the entry into force of the Convention, agreed that it is imperative that those States Parties that still need to do so take the necessary steps and set realistic target dates for these steps leading to the enactment of the necessary legislation, including penal legislation, and/or the adoption of administrative measures to implement the Convention no later than the Tenth Session of the Conference of the States Parties, scheduled for November 2005”;

**Hereby:**

1. **Reaffirms** how important and how urgent it is that States Parties complete their obligations under Article VII to adopt, in accordance with their constitutional processes, the necessary measures to implement the Convention, and **urges** all States Parties and the Secretariat to intensify their efforts to implement the plan of action;
2. **Urges** those States Parties that have yet to inform the Secretariat of the status of their efforts to implement the plan of action to do so without delay, and **requests** the Secretariat to contact these States Parties;



3. **Encourages** those States Parties that have taken steps and set themselves target dates to continue working on the timely implementation of these steps, and to keep the Secretariat informed of their progress;
4. **Welcomes** the assistance provided by States Parties with the implementation of the plan of action, and **encourages** the Secretariat to continue to promote cooperation between States Parties that have offered and requested assistance and technical support;
5. **Requests** the Secretariat to provide, prior to each session of the Council before the Tenth Session of the Conference of the States Parties, a list of States Parties that have offered or requested assistance since the adoption of the plan of action, including concrete details both of the assistance requested and the offers made, and of follow-up actions by the Secretariat and/or States Parties;
6. **Requests** the Secretariat to provide feedback to States Parties, upon request, on the progress in the implementation of the plan of action, and to solicit feedback from the States Parties that have received assistance;
7. **Encourages** States Parties to continue offering assistance with the implementation of the plan of action, including through the provision of expertise to States Parties and the development of partnerships with relevant regional organisations as well as through voluntary contributions to the OPCW;
8. **Encourages** the Secretariat and States Parties to continue making use of the Network of Legal Experts to promote the implementation of the plan of action; and
9. **Urges** States Parties that have not yet done so to review their existing regulations in the field of trade in chemicals in order to render them consistent with the object and purpose of the Convention, in accordance with paragraph 2(e) of Article XI, and **requests** States Parties, particularly those that have yet to do so, to provide details of their reviews to the Secretariat.