



**OPCW**

**Executive Council**

Seventy-Fifth Session  
4 – 7 March 2014

EC-75/DEC.6  
6 March 2014  
Original: ENGLISH

## **DECISION**

### **FACILITY AGREEMENT WITH THE RUSSIAN FEDERATION REGARDING ON-SITE INSPECTIONS AT THE CHEMICAL WEAPONS DESTRUCTION FACILITY LOCATED AT KIZNER, UDMURT REPUBLIC**

**The Executive Council,**

**Recalling** that paragraph 3 of Part III of the Verification Annex to the Chemical Weapons Convention (hereinafter “the Verification Annex”) requires each State Party to conclude a facility agreement with the OPCW for each facility declared and subject to on-site inspection pursuant to Article IV of the Chemical Weapons Convention (hereinafter “the Convention”);

**Recalling also** that, according to paragraph 8 of Part III of the Verification Annex, facility agreements “shall be based on models for such agreements and shall provide for detailed arrangements which shall govern inspections at each facility”, and that the Conference of the States Parties at its Fifth Session approved a model agreement for chemical weapons destruction facilities (CWDFs) (C-V/DEC.23, dated 19 May 2000, and Corr.1, dated 22 June 2000);

**Recalling further** that subparagraph 34(c) of Article VIII of the Convention states that the Executive Council shall approve “agreements or arrangements relating to the implementation of verification activities, negotiated by the Technical Secretariat with States Parties”;

**Noting** that, on the basis of the above-mentioned model facility agreement for CWDFs, the Technical Secretariat has negotiated a facility agreement for a CWDF located in the Russian Federation, the text of which is set out in EC-75/P/DEC.2, dated 6 March 2014;

**Affirming** that this facility agreement is without prejudice to the relevant provisions of the Convention; that nothing in this facility agreement shall be applied or interpreted in a way that is contradictory to the provisions of the Convention; and that, in the event of a conflict between the provisions of this facility agreement and the Convention, the Convention shall take precedence; and

**Recognising** that Member States of the OPCW remain free either to draw upon the present facility agreement for the conclusion of other facility agreements or arrangements or to depart from it, where they deem this to be appropriate, thereby not establishing a precedent for future agreements, provided that the new facility agreements or arrangements conform to the Convention, and so long as they retain the general form and content of the model facility agreement for CWDFs;



**Hereby:**

**Approves** the facility agreement between the OPCW and the Russian Federation, the text of which is set out in EC-75/P/DEC.2.

--- 0 ---