
Eighth Session
(26 - 30 September 1994)

REPORT OF THE COMMISSION

1. Introduction

- 1.1 In accordance with its decision recorded in the Report of the Seventh Session of the Preparatory Commission (PC-VII/8), the Commission convened its Eighth Session in The Hague, Kingdom of the Netherlands, from 26 to 29 September 1994.
- 1.2 As of 24 September 1994, no additional States had signed the Convention since the close of the Seventh Session. The number of signatory States accordingly stands at 157.
- 1.3 Six new instruments of ratification were deposited during the last intersessional period, by Bulgaria, Cook Islands, Germany, Mexico, Spain, and Sri Lanka. The number of ratifications now stands at 14.
- 1.4 The following 79 Member States participated in the Eighth Session of the Commission:

Algeria, Argentina, Armenia, Australia, Austria, Bahrain, Bangladesh, Belarus, Belgium, Bolivia, Brazil, Bulgaria, Canada, Cape Verde, Chile, China, Colombia, Côte d'Ivoire, Croatia, Cuba, Czech Republic, Denmark, Ecuador, Finland, France, Germany, Ghana, Greece, Holy See, Honduras, Hungary, India, Indonesia, Iran (Islamic Republic of), Ireland, Israel, Italy, Japan, Kenya, Kuwait, Malaysia, Malta, Mexico, Monaco, Morocco, Myanmar, Netherlands, New Zealand, Nigeria, Norway, Oman, Pakistan, Paraguay, Peru, Philippines, Poland, Portugal, Republic of Korea, Romania, Russian Federation, Saudi Arabia, Slovak Republic, Slovenia, South Africa, Spain, Sri Lanka, Swaziland, Sweden, Switzerland, Thailand, Tunisia, Turkey, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela, and Zimbabwe.

2. AGENDA ITEM ONE - Opening of the Session

Ambassador Miguel Marín Bosch of Mexico, the Chairman of the Commission, opened the Eighth Session at 10:45 on 26 September 1994, and made a statement (PC-VIII/12).

3. AGENDA ITEM TWO - Adoption of the Agenda

On 26 September 1994 the Commission **adopted** the following agenda for its Eighth Session:

1. Opening of the Session
2. Adoption of the agenda
3. Report of the Executive Secretary
4. Report of the External Auditor
5. Consideration of the Report of Working Group A and appropriate action
6. Consideration of the Report of Working Group B and appropriate action
7. Report of the Credentials Committee
8. Report of the Committee on Relations with the Host Country
9. Any other business
10. Date and agenda of the Ninth Session
11. Adoption of the Report and closure of the Session

4. AGENDA ITEM THREE - Report of the Executive Secretary

- 4.1 The Commission **noted** the Report of the Executive Secretary (PC-VIII/10).
- 4.2 The Commission **endorsed** the Executive Secretary's recommendation that, given the recent rate of deposit of instruments of ratification, high priority must be assigned to the completion of all preparations foreseen for the 180 days between the deposit of the 65th instrument of ratification and entry into force. The Commission accordingly **requested** all subsidiary organs of the Commission to bring forward for decision by the Commission recommendations concerning any items related to the achievement of this objective, at the latest by the Tenth Session of the Commission.
- 4.3 Representatives of the following countries made statements: South Africa, Saudi Arabia, Islamic Republic of Iran, Bulgaria, India, Germany, Pakistan, Cuba, Nigeria, and Norway.
- 4.4 The Representative of Israel requested the Chairman of the Commission to note that Israel had been prevented from attending the meeting of the inter-laboratory comparison tests held in The Hague from 21 - 22 September 1994, and wished to record its reservations with regard to the results of those tests.
- 4.5 The Executive Secretary made a statement explaining the circumstances under which the meeting referred to by the Representative of Israel had taken place. There was no consensus that attendance at the review meeting should be expanded beyond those laboratories that had taken part in the exercise. The Secretariat therefore felt that it had no alternative but to proceed on the basis that the detailed review should be limited to participating laboratories.
- 4.6 The Commission **noted** the Executive Secretary's assessment, contained in paragraph 1.4 of his Report, with regard to the rate of deposit of instruments of ratification and his projections for the future.

- 4.7 The Commission **reiterated** the commitment of Member States to the early entry into force of the Convention. The Commission **called on** Member States to take appropriate measures to uphold and maintain the political momentum necessary to achieve this goal. In this respect, the Commission **requested** the Chairman of the Commission and the Executive Secretary to seek ways and means of achieving these objectives.
- 4.8 The Commission **reaffirmed** its decision contained in PC-IV/23 to encourage States not yet signatory to sign and ratify the Convention as soon as possible. The Commission **requested** the Executive Secretary to bring this decision to the attention of appropriate representatives of all such States and to include this decision in his statement to the First Committee of the United Nations General Assembly at its 49th session.
- 4.9 The Representative of the Islamic Republic of Iran made the following statement in the English language:

"At the Seventh Plenary Session my delegation presented a list of substantive issues that were yet to be resolved by this Commission. We stated then and reiterate now that the operationalisation of the Convention would be seriously questioned if these issues were not quickly attended to in an appropriate manner. The list is unfortunately a long one and has not diminished since our last Plenary Session. The Executive Secretary agreed to provide in his Report to Plenary Sessions an enumeration of unresolved issues as well as of the completed tasks . We look forward to receiving that inventory soon. For the time being, however, I believe the remaining issues, even in the most moderate analysis, can be deemed as extensive and covering a broad spectrum. These issues may be divided into four principal categories:

1. Organisational issues including questions related to headquarters, structure, procedures and personnel of the OPCW as well as finance and budgetary issues and programme of work. Significant issues related to the training of future inspectors and the Organisation's Laboratory and equipment also remain far from approaching finalisation.
2. Matters related to industry including technical questions on schedules of chemicals, clarification of PSF chemicals and facilities, the proper verification approach for mixed plants as well as the preparation of facility agreements and inspection manuals.
3. Chemical weapons and associated issues and, above all, the definition of chemical weapons which shall serve as the basis for the Convention in addition to major questions about buried and dumped along with old and abandoned chemical weapons. We also have to deal with matters related to the destruction of CW and CW production facilities which entitle the question of the investigation of alleged use.

4. Other important elements on the implementation of the provisions of the Convention including challenge inspection and related questions such as confidentiality, as well as the essential issues of peaceful use and the implementation of commitments to abandon restrictions.

There is also the question of the composition of the Executive Council that the regional groups need to address. A look at this index leads us to the alarming conclusion that all issues and problems that from the outset have been considered as major in the negotiations, as well as in the preparatory stage, have stubbornly prevailed. The Expert Groups have, thus far, been successful mostly in elaborating various aspects of these problems - a useful undertaking indeed - but have not yet been able to gear towards approaching solutions and agreements in this regard.

The Convention entrusted this Commission with a number of tasks that need to be accomplished in order to prepare for the implementation of the Convention. The question that follows is whether continuation of the same methods of work can, in the shortest possible time before the entry into force of the Convention, be conducive to a successful conclusion of all tasks. The earlier expectation for the EIF of the Convention at the beginning of 1995 has now subsided. But the Commission needs nonetheless, to finalise its work as soon as possible, so that the Convention will be ready for implementation on the eve of ratification by the required minimum of 65 signatory states.

We appreciate the Executive Secretary's renewed assurances to continue to do everything possible to assist the Commission to achieve its goal by early 1995. We are doubtful, however, as to whether an invitation to the Expert Groups to review their working methods and definition of priorities is sufficient to ensure progress.

As much as it is theoretically possible for each Expert Group to prioritise its own tasks, I believe that we do not yet have a proper mechanism or at least are not sufficiently utilising existing mechanisms so as to be enabled to collectively arrive at decisions on priorities among the tasks entrusted to all Expert Groups. Each Expert Group, confined within its own territory, cannot be expected to have a vision that is beyond its own borders. Expert Groups deal with issues that they are requested to address and make recommendations on that basis; recommendations which the Commission usually adopts rather routinely. Whereas the division of work was an absolute necessity and a very useful decision during the preliminary stages of our work, it will not be an ingredient for success if it is not soon complemented by an arrangement for assessment as well as a prioritisation of issues as a whole and an examination of possibilities for solutions in a broader horizon.

In the light of the above, I believe it is essential to evaluate the way we conduct our Plenary Sessions. Here we devote two or three days to adopting the final Reports of the Expert Groups in the context of Working Groups A and B. Delegations that have been able to participate fully in the work of the Expert Groups usually make a few comments and eventually agree on Reports. Others, constituting a great majority, unable to afford continuous presence and regular participation in the meetings of the Expert Groups, cannot involve themselves fully in discussions and are compelled to watch from the sidelines. They are not offered a reasonable opportunity to follow the

developments and progress on major issues. Aside from the meetings of the Working Groups, we normally have only two rather brief plenary meetings, much of which is devoted to the adoption of the same texts.

We could at least feel partially satisfied with this method of work and find justification for its unmodified continuation, if we had registered sufficient progress on substantial issues. But let me just reflect on what we have adopted today as an example. We have, of course, made some decisions related to organisational, budgetary and technical issues and matters of a procedural nature. But if we go carefully through this rather voluminous document we see, in all, two decisions of some substance that have been adopted: the procedures for inspection of equipment carried by the inspection team at the points of entry and exit; and the use of approved equipment during on-site inspections.

These are the two decisions that we have been able to arrive at, today, after three months of intersessional discussions. The rest of the document is basically recommendations to continue discussion on various aspects and specificities of different issues. I must reiterate that I do not intend for one moment to undermine the work that has taken place in the Expert Groups. Indeed the Chairmen of the two Working Groups and the Chairmen of the Expert Groups have pursued the tasks entrusted to them with utmost dedication, and a number of delegations, including my own, have actively and enthusiastically participated in their deliberations. The problem, as I suggested, is that the method of our work seems more and more evident to be not quite apt for our needs as we approach the final stages of the work of the Preparatory Commission.

In a nut shell, there seem to be three basic areas that need to be improved: overview of the entire work and identification and prioritisation of the most essential elements that the various Expert Groups deal with; scarce participation by Member States in the deliberation of the Expert Groups; and lack of provision for general debate as well as for informal consultations during Plenary Meetings.

In this context Working Groups A and B would meet a few days in advance of the plenary to finalise their reports in order to allow the plenary to devote sufficient time to general debate. The Chairman may also in the meantime try to identify and highlight some of the more substantial issues which deserve focused attention by the Commission. These issues are by no means unknown to us. They are basically the same issues which negotiations concentrated upon, particularly during the last phases. May I recall also that, during negotiations, these substantial and generally controversial issues were eventually presented in a basket so that delegations could see how a compromise on one particular issue could be balanced against a gain on another issue. I believe that, with such an approach, the participation of delegations will also be enhanced and the many delegations who participate in the plenary, a number of whom come from capitals or various places, can have a better opportunity to understand, evaluate and examine the issues and contribute more effectively to the deliberations.

On this basis, I propose that the following paragraph be included in the Report of this Plenary Session of the Commission:

'The Commission requested the Chairman and the Executive Secretary to consult with the Member States on possible modifications to the methods of work of the Commission with a view to improving its functioning and to report to the Ninth Plenary Session of the Commission'.

This also entails an item in the Agenda of the Ninth Session entitled: 'Report of the Chairman of the Commission on improved methods of work'."

- 4.10 The Representative of France suggested an amendment to the paragraph proposed by the Representative of the Islamic Republic of Iran.
- 4.11 The Commission **requested** the Chairman and the Executive Secretary also to consult with the Member States on the methods of work of the Commission with a view to improving its functioning and to presenting a report to its Ninth Session.

5. **AGENDA ITEM FOUR - Report of the External Auditor**

The Commission **took cognisance of** the Note by the Executive Secretary Transmitting the Report of the External Auditor on the 1993 Accounts of the Preparatory Commission (PC-VIII/4). The Commission also **noted and endorsed** the attached Comments by the Executive Secretary on the Report of the External Auditor on the 1993 Accounts of the Preparatory Commission, which set out the steps to implement the various recommendations contained in the report of the External Auditor, who will review progress in these areas in the course of the audit of the 1994 accounts.

6. **AGENDA ITEM FIVE - Report of Working Group A**

- 6.1 On 29 September 1994 the Chairman of Working Group A, Ambassador Jorge Morales Pedraza of Cuba, introduced the Report of Working Group A (PC-VIII/A/8). The Commission **approved** the Report and took the following action in relation to matters arising out of the Report of Working Group A:

Data Systems

- 6.2 In accordance with paragraph 5.1 of PC-VIII/A/WP.6, the Commission **accepted** the Finnish offer of computer hardware equipment, software, and of the Verify analytical database for the purposes identified by the Secretariat, as a stand-alone system.

Programme of Work and Budget

- 6.3 The Commission **endorsed** the following principles in relation to the Provident Fund:
- (a) that the External Auditor of the Fund address his report directly to the Commission;

- (b) that the Fund's audited financial statements be transmitted to the Annual General Meeting of Participants together with the External Auditor's report and the Commission's observations therein; and
 - (c) that the Charter, together with the Administrative Rules of the Fund, be submitted to the Commission for its consideration and approval.
- 6.4 The Commission **requested** the Executive Secretary, in implementing the decision contained in paragraph 6.3 above, to present to the Management Board of the Provident Fund suggestions to amend the Charter in order that the report of the External Auditor of the Provident Fund be transmitted to both the Commission and the Contributors of the Fund.
- 6.5 The Commission **requested**:
- (a) the External Auditor to review and include in his report on the 1994 audited financial statements, the extent to which the recommendations contained in PC-VII/A/WP.4 and endorsed in PC-VII/8 on the identification of a set of financial statements have been implemented;
 - (b) the Secretariat to follow, in so far as they are applicable to the Commission's operations, the detailed accounting procedures as set out in the United Nations Accounting Manual;
 - (c) the Executive Secretary to take appropriate steps to recover overpayments and unsubstantiated expenditures totalling Dfl. 234,653.00. The Commission **noted** that the External Auditor will follow up these cases in his 1994 audit and will report any subsequent write-off action authorised by the Executive Secretary.
- 6.6 The Commission retroactively **approved** the excess of expenditure over appropriations on three objects of expenditure in 1993: computer equipment (excess of \$60,626); stationery (\$193,025), and unallocated services (\$17,626). The Commission **noted** that the External Auditor examined the reasons for these over expenditures and was satisfied with the explanations provided by the Secretariat.
- 6.7 The Commission **noted** the Executive Secretary's intention to make a formal response to the External Auditor's report and **requested** the Finance Group to review the Executive Secretary's response at its Fourth Meeting in October 1994 and to report to the Commission at its Ninth Session through Working Group A.
- 6.8 The Commission **decided** to limit its Ninth Session scheduled for December 1994 to one week only.
- 6.9 The Commission **deferred** any action on the GS salary levels until the report resulting from the UN survey conducted by the International Court of Justice in July 1994 has been received and reviewed by the Finance Group.

- 6.10 The Commission **requested** the Secretariat to suspend any further action concerning the adaptation of the Coordinated Committee of Government Budget Experts (CCG) standards since the bodies included in the CCG are essentially European in composition and do not reflect the universal character of the Commission.
- 6.11 The Commission **decided**, in accordance with the recommendation of Working Group A regarding a Special Account for the Procurement of Equipment:
- (a) to authorise the Executive Secretary to establish under Financial Regulation 6.5 a Special Account for the Procurement of Inspection and Laboratory Equipment with the effective date of commencement of the Special Account being the date of this decision;
 - (b) to authorise the Executive Secretary to transfer the appropriation of Dfl. 7,590,500.00 for inspection and laboratory equipment approved in Part I of the 1994 Programme of Work and Budget to this Special Account;
 - (c) that this Special Account shall be funded by a transfer of Dfl. 7,590,500.00 from the Commission's 1994 General Fund (which in turn, shall be financed by assessed contributions from Member States for the 1994 financial year);
 - (d) that the transferred appropriation shall be available for obligation from the date of commencement of the Special Account until either EIF plus sixty days or 31 December 1995, whichever date is the earlier;
 - (e) that the Executive Secretary shall report to the Commission on the transactions in this Special Account in accordance with the Financial Regulations and Rules and shall also, as provided for in Financial Regulation 6.6, administer this Special Account in accordance with the Financial Regulations and Rules.
- 6.12 The Commission **impressed on** Member States the importance of sending suitably qualified experts with a view to widening participation in meetings of the Finance Group.
- 6.13 The Commission, as requested in paragraph 11.4 of PC-VIII/A/WP.7, **invited** the External Auditor to carry out an examination of the purchase system under Article 12.4 of the Financial Regulations and to include his findings in his report on the 1994 financial statements.
- 6.14 The Commission **requested** the Finance Group to provide advice on the financial implications of possible OPCW staff policy approaches and to report on this through the Expert Group on Administrative, Financial, and Personnel Matters to the Ninth Session of the Commission.
- 6.15 The Commission **decided** as follows:
- (a) to adopt the 1995 Programme of Work and Budget contained in the Annex to PC-VIII/A/WP.7;

- (b) to appropriate, in Dutch Guilders, a total amount of Dfl. 56,816,300.00 and to authorise the Executive Secretary to:
 - (i) incur expenditures for Part I of the 1995 Budget in an amount not exceeding Dfl. 27,251,000.00;
 - (ii) incur expenditures for Part II of the Budget in an amount not exceeding Dfl. 29,565,300.00;
- (c) that the funds allocated for training are not to be expended until the Commission has approved a more detailed plan for use of these resources, and that the Expert Group on Programme of Work and Budget should consider at its next meeting the activities for which the Executive Secretary shall use these funds, and shall present its recommendations to the Ninth Session of the Commission for consideration and approval;
- (d) that the appropriations specified in paragraph 6.15 (b) above be financed from contributions by all Member States in accordance with the scales of assessments for 1995 as contained in Annex 1 to this Report, which are based on the new scales for the 1995, 1996, and 1997 triennium currently under consideration by the United Nations General Assembly; should the General Assembly change such proposed new scales, the Executive Secretary shall report this fact to the Ninth Session of the Commission;
- (e) to request Member States to pay their contributions to:
 - (i) Part I of the 1995 Budget in full within thirty days of the receipt of the communication from the Executive Secretary requesting the contribution; and
 - (ii) Part II of the Budget in full within thirty days of the receipt of a further communication from the Executive Secretary; which shall not be communicated before the deposit of the sixty-fifth instrument of ratification;
- (f) to request the Expert Group on Programme of Work and Budget, in the preparation of the draft Programme of Work and Budget for the OPCW, to continue informal open-ended consultations;
- (g) to request Member States that have not yet paid their 1993 and 1994 assessments in full, to do so as soon as possible;
- (h) to request the Executive Secretary to report by the Ninth Session of the Commission on action taken to collect unpaid contributions to the 1993 and 1994 Budgets: and

- (i) to request the Chairman of the Commission, in coordination with the Executive Secretary, to seek Host Country funding for the rental of additional premises (Part I - Laboratory and Equipment Store; Part II - Additional Office Space), within the overall maximum funding currently envisioned by the Host Country.
- 6.16 The Commission **noted** that the spending of funds allocated in the Budget for the Information Systems Branch, including the amount of Dfl. 902,000.00 for a number of work stations and personal computers, will require approval by the Commission at its Ninth Session of a recommendation of the Expert Group on Programme of Work and Budget based on a specific recommendation of the Expert Group on Data Systems.
- 6.17 The Commission **decided** to delete, in those language versions in which it appears (English, French, Spanish, and Arabic), the equipment listed as 1 to 5 under the heading Occupational Health Equipment in Table 3.8, entitled Verification Division: Inspection Equipment (Annex to PC-VIII/A/WP.7), and to retain the amount of Dfl. 202,200.00 as a lump sum in the Budget. The Commission also **noted** that spending of these funds will require approval at its Ninth Session of a recommendation of the Expert Group on Programme of Work and Budget following consideration of a Report from the Expert Group on Inspection Procedures.
- 6.18 The Commission also **decided** that the appropriation of funds for rental of premises in the 1995 Budget is to ensure adequate funding for all contingencies and does not represent authorisation to expend these funds and that separate authorisation, based upon a recommendation of the Expert Group on Programme of Work and Budget, must be given by the Commission for expenditure of any funds for rental of premises.
- 6.19 In accordance with the recommendations of Working Group A contained in paragraph 6.6 of its Report (PC-VIII/A/8), the Commission **approved** the following principles:
- (a) a Task Force is a subordinate body of an Expert Group;
 - (b) a Task Force should receive a clear and complete mandate from the Expert Group and should deal only with issues included in such mandate;
 - (c) a Task Force should present its reports to its mandating Expert Group; and
 - (d) an Expert Group has the full right to accept, reject or amend any recommendation of a Task Force under its purview.

7. AGENDA ITEM SIX - Report of Working Group B

- 7.1 On 29 September 1994 the Chairman of Working Group B, Mr. Sylwin Gizowski of Poland, introduced the Report of Working Group B (PC-VIII/B/5). The Commission **approved** the Report and took the following action in relation to matters arising out of the Report of Working Group B:

Inspection Procedures

- 7.2 The Commission **adopted** Attachment 2 to PC-VIII/B/WP.2 ("Procedures for the Inspection by the Inspected State Party at the Point of Entry/Point of Exit (POE) of Approved Equipment Carried by the Inspection Team").
- 7.3 The Commission **adopted** Attachment 3 to PC-VIII/B/WP.2 ("The Use of Approved Equipment During On-Site Inspections").

Technical Cooperation and Assistance

- 7.4 The Commission **requested** the Secretariat to prepare a study by collecting information, especially from interested Member States, on the types of categories of information that could be included in a database to facilitate the exchange of information relating to economic and technological development in the field of chemicals, taking into account the availability and cost of existing databases for relevant purposes.
- 7.5 The Representative of Pakistan made a statement on this issue.
- 7.6 The representative of Mexico made the following statement in the Spanish language on behalf of Mexico and Cuba:

"In the deliberations of the Expert Group on Technical Cooperation and Assistance during the last intersessional period, agreement was very nearly reached on recommending to the Member States a political compromise on the measures necessary for reviewing their national legislation, including regulations for the control of exports, in order to bring such legislation into conformity with the object and purpose of the Chemical Weapons Convention at the time when it enters into force for each State Party.

In order to foster such a political compromise, the delegation of Mexico made an appeal to all Member States to approach the work of the Expert Group in a more flexible manner. It is clear that the spirit and the letter of the Convention indicate that the Member States undertake not to maintain among themselves any restrictions which might impede trade and also to promote international cooperation and the exchange of technical and scientific information in the field of chemical activities for purposes not prohibited under the Convention with a view to enhancing the economic and technological development of all States Parties. The preamble to the Convention and paragraph 2 (c) of Article XI are clear in that respect.

Similarly, paragraph 21 (g) of Article VIII provides that it is a function of the Conference of the States Parties to foster international cooperation for peaceful purposes in the field of chemical activities, while paragraph 20 of the same Article provides that 'the Conference shall oversee the implementation of this Convention, and act in order to promote its object and purpose'. Furthermore, paragraph 2 (e) of Article XI provides that the States Parties 'undertake to review their existing national regulations in the field of trade in chemicals in order to render them consistent with the object and purpose of this Convention'. In accordance with paragraph 5 of Article

VII 'each State Party shall inform the Organisation of the legislative and administrative measures taken to implement this Convention'.

At the time when the Convention enters into force for a State, the latter must already have reviewed its national legislation to bring it into conformity with the object and purpose of the Convention. The intention of certain countries to review their national legislation on the matter of restrictions to trade and the interchange of technical know-how subsequent to the entry into force of the Convention for them is therefore unacceptable.

We must also avoid placing the decisions taken unilaterally by certain countries as a result of their participation in other international agreements above the Convention. The delegation of Mexico is confident that the Expert Group on Technical Cooperation and Assistance will reach a consensus on this matter at its next session, since that would benefit the correct implementation of the Convention."

8. AGENDA ITEM SEVEN - Report of the Credentials Committee

8.1 The Commission **noted** the Report of the Credentials Committee (PC-VIII/14), which was presented by Professor Natalino Ronzitti of Italy, the Chairman of the Committee.

8.2 At the Eighth Session, the following ninety-five Member States had Representatives to the Commission, accredited or provisionally accepted in accordance with Rules 2, 3 and 5 of the Rules of Procedure of the Commission:

Algeria, Argentina, Armenia, Australia, Austria, Bahrain, Bangladesh, Belarus, Belgium, Bolivia, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Cameroon, Canada, Cape Verde, Chile, China, Colombia, Côte d'Ivoire, Croatia, Cuba, Cyprus, Czech Republic, Denmark, Ecuador, Estonia, Ethiopia, Fiji, Finland, France, Germany, Ghana, Greece, Holy See, Honduras, Hungary, India, Indonesia, Iran (Islamic Republic of), Ireland, Israel, Italy, Japan, Kenya, Kuwait, Lithuania, Luxembourg, Malawi, Malaysia, Malta, Mauritius, Mexico, Monaco, Mongolia, Morocco, Myanmar, Namibia, Nepal, Netherlands, New Zealand, Nigeria, Norway, Oman, Pakistan, Paraguay, Peru, Philippines, Poland, Portugal, Republic of Korea, Romania, Russian Federation, Saudi Arabia, Senegal, Slovak Republic, Slovenia, South Africa, Spain, Sri Lanka, Swaziland, Sweden, Switzerland, Thailand, Tunisia, Turkey, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela, Yemen and Zimbabwe.

9. AGENDA ITEM EIGHT - Report of the Committee on Relations with the Host Country

9.1 The Commission **noted** the Reports of the Committee on Relations with the Host Country (PC-VIII/HC/1 and PC-VIII/HC/5), and the Summary of Meeting, 28 September 1994 (PC-VIII/HC/7), which were presented by Mr. Arturo Hernandez Basave of Mexico, the acting Chairman of the Committee.

9.2 The Commission **requested** the Committee on Relations with the Host Country to complete, as a first priority, its mandate as outlined in PC-VII/8, and to distribute the documents containing the necessary material on the permanent and interim accommodation of the Commission/OPCW to Member States in all languages of the Commission, at the latest three weeks before the opening of the Ninth Session, in order for the Commission to take the necessary decisions at that Session.

9.3 The Commission:

Noting that it had not been possible to arrive at suitable financial and administrative arrangements for establishing the OPCW Laboratory and Equipment Store at the TNO-PML as required by the Commission (paragraphs 5.1 (d) and 6.4 (a) of PC-VI/12);

decided, subject to the conclusion of satisfactory arrangements between the Commission and the landlord, to establish the OPCW Laboratory and Equipment Store at the site known as Heulweg 28/30;

authorised the Executive Secretary to prepare with the landlord of the facility a draft rental/leasing agreement for signature before the end of 1994 in order to enable the Secretariat to take up occupation of the facility from the beginning of 1995;

requested the Executive Secretary to submit the draft agreement to the Committee on Relations with the Host Country for its approval; and

requested the Executive Secretary to report on the matter to the Ninth Session of the Commission.

10. AGENDA ITEM NINE - Any other business

Plan of Activities and Schedule of Meetings of the Expert Groups under Working Groups A and B and of the Committee on Relations with the Host Country for the Period October - December 1994

10.1 The Commission **approved** the Plan of Activities and the Schedule of Meetings of the Expert Groups under Working Groups A and B and of the Committee on Relations with the Host Country contained in Annex 2 to this Report.

10.2 The delegations of the Russian Federation and Israel, while agreeing to the approval of the Plan of Activities and Schedule of Meetings, made observations about its practical implementation.

Election of a Vice-Chairman of the Commission

10.3 On the recommendation of the African Group, the Representative of South Africa succeeded the Representative of Zimbabwe as a Vice-Chairman of the Commission.

Clerical Errors in the Convention

- 10.4 Following the decision taken at its Sixth Session (PC-VI/22, paragraph 9 (a)), the Commission **requested** the Executive Secretary to communicate the corresponding Corrigendum (PC-VI/7*/Corr.2) to the Depositary of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and On their Destruction so that the established procedure may be pursued to have the clerical adjustments taken into account in the rectification of the authentic text of the Convention.

Dates for Commission Sessions in 1995

- 10.5 In accordance with Part I of the 1995 Programme of Work and Budget, the Commission **provisionally approved** the following dates for the three Sessions of the Commission to be held in 1995: 10th Session: 3 - 7 April 1995; 11th Session: 24 - 28 July 1995; 12th Session: 11 - 15 December 1995, and **requested** the Executive Secretary to arrange suitable facilities for these dates, on the understanding that, should the deposit of 65 instruments of ratifications be achieved during 1995, this schedule may have to be reconsidered.

Statements

- 10.6 The Representative of Japan made the following statement in the English language with reference to a statement made by the Asian Group at the Seventh Session of the Commission:

"On behalf of my Government, I would like to make a brief statement on the position of Japan with regard to the so-called Asian Group Statement.

First, Japan is of the view that any Group Statements at the Plenary which contains issues which are controversial and being discussed at certain Expert Group meetings will not contribute to the work of the Preparatory Commission and will not necessarily obtain tangible and substantive results. It is desirable that efforts should be made by each delegation to resolve issues through more substantive deliberations at the Expert Group meetings.

Second, Japan regrets that the Asia Group Statements made twice in the past did not reflect fully the views of all members of Asian Group. The countries which have particular interests in specific issues are free to express their views on behalf of themselves and any Group Statement without real consensus in the Group, as was the case in the past, does not deserve the name of Group Statement.

Third, Japan strongly believes that the repetition of such statement will be avoided in this forum. Japan, however, would like to make it clear that in case such so-called Asian Group Statement would be delivered once again, Japan will neither join in it nor take any responsibility on its content.

Having said that, Mr. Chairman, I would like to emphasise that Japan has been and will remain to be an active member of Asian Group and it is determined to make

further contributions to both the Group activities and the work of the Preparatory Commission."

- 10.7 The Representative of the Republic of Korea, as Coordinator of the Asian Group, also made the following statement in the English language:

"On behalf of the Asian Group, I wish to express regret at the statement made by the distinguished delegate of Japan regarding the Asian Group statement, when all the members of the Asian Group are endeavouring to reach consensus with maximum cooperation and flexibility in a spirit of harmony and accommodation."

- 10.8 Statements were also made by representatives of Brazil on behalf of the Latin American and Caribbean Group; Nigeria on behalf of the African Group; the Republic of Korea on behalf of the Asian Group, with the exception of two countries; the Republic of Korea in his national capacity; Japan, in response to the statement made on behalf of the Asian Group; Canada (PC-VIII/17); Australia; Germany; the United States of America; and the Islamic Republic of Iran.

11. AGENDA ITEM TEN - Date and agenda of Ninth Session

The Commission **decided** to hold its Ninth Session from 5 to 9 December 1994 in The Hague, Kingdom of the Netherlands, and also **decided** to consider the following provisional agenda for adoption at the opening of its Ninth Session:

1. Opening of the Session
2. Adoption of the agenda
3. Report of the Chairman of the Commission on improved methods of work
4. Report of the Executive Secretary
5. Consideration of the Report of Working Group A and appropriate action
6. Consideration of the Report of Working Group B and appropriate action
7. Report of the Credentials Committee
8. Report of the Committee on Relations with the Host Country
9. Election of the Chairman and other Officers of the Commission
10. Any other business
11. Date and agenda of the Tenth Session
12. Adoption of the Report and closure of the Session

12. AGENDA ITEM ELEVEN - Adoption of Report and closure of the Eighth Session

The Commission **adopted** its Report, and the Chairman, Ambassador Miguel Marín Bosch of Mexico, closed the Eighth Session at 13:35 on 29 September 1994.

ANNEX 1

**SCALE OF ASSESSMENT OF MEMBER STATES (157) AND APPORTIONMENT OF
THE BUDGET OF THE PREPARATORY COMMISSION FOR 1995 PART I**

Member States	United Nations Scale per cent	Commission Scale per cent	Apportionment in Dfl
1 Afghanistan	0.01	0.00999	2,692
2 Albania	0.01	0.00999	2,692
3 Algeria	0.16	0.15984	43,079
4 Argentina	0.48	0.47952	129,236
5 Armenia	0.08	0.07992	21,539
6 Australia	1.46	1.45854	393,092
7 Austria	0.85	0.84915	228,855
8 Azerbaijan	0.16	0.15984	43,079
9 Bahamas	0.02	0.01998	5,385
10 Bahrain	0.02	0.01998	5,385
11 Bangladesh	0.01	0.00999	2,692
12 Belarus	0.37	0.36963	99,619
13 Belgium	0.99	0.98901	266,548
14 Benin	0.01	0.00999	2,692
15 Bolivia	0.01	0.00999	2,692
16 Brazil	1.62	1.61838	436,170
17 Brunei Darussalam	0.02	0.01998	5,385
18 Bulgaria	0.10	0.09990	26,924
19 Burkina Faso	0.01	0.00999	2,692
20 Burundi	0.01	0.00999	2,692
21 Cambodia	0.01	0.00999	2,692
22 Cameroon	0.01	0.00999	2,692
23 Canada	3.07	3.06693	826,569
24 Cape Verde	0.01	0.00999	2,692
25 Central African Republic	0.01	0.00999	2,692
26 Chile	0.08	0.07992	21,539
27 China	0.72	0.71928	193,853
28 Colombia	0.11	0.10989	29,616
29 Comoros	0.01	0.00999	2,692
30 Congo	0.01	0.00999	2,692
31 Cook Islands	0.01	0.00999	2,692
32 Costa Rica	0.01	0.00999	2,692
33 Cote d'Ivoire	0.01	0.00999	2,692
34 Croatia	0.10	0.09990	26,924
35 Cuba	0.07	0.06993	18,847
36 Cyprus	0.03	0.02997	8,077
37 Czech Republic	0.32	0.31968	86,157

38 Denmark	0.70	0.69930	188,469
39 Djibouti	0.01	0.00999	2,692
40 Dominica	0.01	0.00999	2,692
41 Dominican Republic	0.01	0.00999	2,692
42 Ecuador	0.02	0.01998	5,385
43 El Salvador	0.01	0.00999	2,692
44 Equatorial Guinea	0.01	0.00999	2,692
45 Estonia	0.05	0.04995	13,462
46 Ethiopia	0.01	0.00999	2,692
47 Fiji	0.01	0.00999	2,692
48 Finland	0.61	0.60939	164,237
49 France	6.32	6.31369	1,701,602
50 Gabon	0.01	0.00999	2,692
51 Gambia	0.01	0.00999	2,692
52 Georgia	0.16	0.15984	43,079
53 Germany	8.94	8.93107	2,407,012
54 Ghana	0.01	0.00999	2,692
55 Greece	0.37	0.36963	99,619
56 Guatemala	0.02	0.01998	5,385
57 Guinea	0.01	0.00999	2,692
58 Guinea-Bissau	0.01	0.00999	2,692
59 Guyana	0.01	0.00999	2,692
60 Haiti	0.01	0.00999	2,692
61 Holy See	0.01	0.00999	2,692
62 Honduras	0.01	0.00999	2,692
63 Hungary	0.15	0.14985	40,386
64 Iceland	0.03	0.02997	8,077
65 India	0.31	0.30969	83,465
66 Indonesia	0.14	0.13986	37,694
67 Iran (Islamic Republic of)	0.60	0.59940	161,544
68 Ireland	0.20	0.19980	53,848
69 Israel	0.26	0.25974	70,003
70 Italy	4.79	4.78521	1,289,663
71 Japan	13.95	13.93606	3,755,909
72 Kazakhstan	0.26	0.25974	70,003
73 Kenya	0.01	0.00999	2,692
74 Kuwait	0.20	0.19980	53,848
75 Kyrgyzstan	0.04	0.03996	10,770
76 Lao People's Democratic Republic	0.01	0.00999	2,692
77 Latvia	0.10	0.09990	26,924
78 Liberia	0.01	0.00999	2,692
79 Liechtenstein	0.01	0.00999	2,692
80 Lithuania	0.11	0.10989	29,616
81 Luxembourg	0.07	0.06993	18,847
82 Madagascar	0.01	0.00999	2,692
83 Malawi	0.01	0.00999	2,692
84 Malaysia	0.14	0.13986	37,694

85 Maldives	0.01	0.00999	2,692
86 Mali	0.01	0.00999	2,692
87 Malta	0.01	0.00999	2,692
88 Marshall Islands	0.01	0.00999	2,692
89 Mauritania	0.01	0.00999	2,692
90 Mauritius	0.01	0.00999	2,692
91 Mexico	0.78	0.77922	210,008
92 Micronesia (Fed. States of)	0.01	0.00999	2,692
93 Monaco	0.01	0.00999	2,692
94 Mongolia	0.01	0.00999	2,692
95 Morocco	0.03	0.02997	8,077
96 Myanmar	0.01	0.00999	2,692
97 Namibia	0.01	0.00999	2,692
98 Nauru	0.01	0.00999	2,692
99 Nepal	0.01	0.00999	2,692
100 Netherlands	1.58	1.57842	425,400
101 New Zealand	0.24	0.23976	64,618
102 Nicaragua	0.01	0.00999	2,692
103 Niger	0.01	0.00999	2,692
104 Nigeria	0.16	0.15984	43,079
105 Norway	0.55	0.54945	148,082
106 Oman	0.04	0.03996	10,770
107 Pakistan	0.06	0.05994	16,154
108 Panama	0.01	0.00999	2,692
109 Papua New Guinea	0.01	0.00999	2,692
110 Paraguay	0.01	0.00999	2,692
111 Peru	0.06	0.05994	16,154
112 Philippines	0.06	0.05994	16,154
113 Poland	0.38	0.37962	102,311
114 Portugal	0.24	0.23976	64,618
115 Qatar	0.04	0.03996	10,770
116 Republic of Korea	0.80	0.79920	215,393
117 Republic of Moldova	0.11	0.10989	29,616
118 Romania	0.15	0.14985	40,386
119 Russian Federation	5.68	5.67433	1,529,288
120 Rwanda	0.01	0.00999	2,692
121 Saint Kitts and Nevis	0.01	0.00999	2,692
122 Saint Lucia	0.01	0.00999	2,692
123 Saint Vincent and the Grenadines	0.01	0.00999	2,692
124 Samoa	0.01	0.00999	2,692
125 San Marino	0.01	0.00999	2,692
126 Saudi Arabia	0.80	0.79920	215,393
127 Senegal	0.01	0.00999	2,692
128 Seychelles	0.01	0.00999	2,692
129 Sierra Leone	0.01	0.00999	2,692
130 Singapore	0.14	0.13986	37,694
131 Slovak Republic	0.10	0.09990	26,924

132 Slovenia	0.07	0.06993	18,847
133 South Africa	0.34	0.33966	91,542
134 Spain	2.24	2.23776	603,099
135 Sri Lanka	0.01	0.00999	2,692
136 Swaziland	0.01	0.00999	2,692
137 Sweden	1.22	1.21878	328,474
138 Switzerland	1.16	1.15884	312,319
139 Tajikistan	0.03	0.02997	8,077
140 Thailand	0.13	0.12987	35,001
141 Togo	0.01	0.00999	2,692
142 Tunisia	0.03	0.02997	8,077
143 Turkey	0.34	0.33966	91,542
144 Turkmenistan	0.04	0.03996	10,770
145 Uganda	0.01	0.00999	2,692
146 Ukraine	1.48	1.47852	398,476
147 United Arab Emirates	0.19	0.18981	51,156
148 United Kingdom	5.27	5.26474	1,418,899
149 United Republic of Tanzania	0.01	0.00999	2,692
150 United States	25.00	24.97502	6,731,019
151 Uruguay	0.04	0.03996	10,770
152 Venezuela	0.40	0.39960	107,696
153 Viet Nam	0.01	0.00999	2,692
154 Yemen	0.01	0.00999	2,692
155 Zaire	0.01	0.00999	2,692
156 Zambia	0.01	0.00999	2,692
157 Zimbabwe	0.01	0.00999	2,692
	100.1	100.0	26,951,000
	1/	1/	2/

1/ The assessment is based on the percentage of the Scale of Assessment of the United Nations adjusted for the fact that the total for such percentages relating to those States which have so far signed the convention amounts to 100.1 per cent. Hence the formula used for arriving at the assessed amount for a given Member State is as follows:

Assessment of Member State Y equal to UN percentage of State Y multiplied by the total amount of the Commission Budget for 1995, Part I, divided by 100.1.

<u>2/</u> 1995 Budget Part I:	Dfl 27,251,000
Less: Estimated miscellaneous income:	<u>Dfl 300,000</u>
TOTAL ASSESSED BUDGET:	Dfl 26,951,000

**SCALE OF ASSESSMENT OF MEMBER STATES (157) AND APPORTIONMENT
OF THE BUDGET THE PREPARATORY COMMISSION FOR 1995 PART II**

Member States	United Nations	Commission	Apportionment
	Scale	scale	in Dfl
	per cent	per cent	
1 Afghanistan	0.01	0.00999	2,939
2 Albania	0.01	0.00999	2,939
3 Algeria	0.16	0.15984	47,017
4 Argentina	0.48	0.47952	141,052
5 Armenia	0.08	0.07992	23,509
6 Australia	1.46	1.45854	429,034
7 Austria	0.85	0.84915	249,780
8 Azerbaijan	0.16	0.15984	47,017
9 Bahamas	0.02	0.01998	5,877
10 Bahrain	0.02	0.01998	5,877
11 Bangladesh	0.01	0.00999	2,939
12 Belarus	0.37	0.36963	108,728
13 Belgium	0.99	0.98901	290,921
14 Benin	0.01	0.00999	2,939
15 Bolivia	0.01	0.00999	2,939
16 Brazil	1.62	1.61838	476,052
17 Brunei Darussalam	0.02	0.01998	5,877
18 Bulgaria	0.10	0.09990	29,386
19 Burkina Faso	0.01	0.00999	2,939
20 Burundi	0.01	0.00999	2,939
21 Cambodia	0.01	0.00999	2,939
22 Cameroon	0.01	0.00999	2,939
23 Canada	3.07	3.06693	902,148
24 Cape Verde	0.01	0.00999	2,939
25 Central African Republic	0.01	0.00999	2,939
26 Chile	0.08	0.07992	23,509
27 China	0.72	0.71928	211,579
28 Colombia	0.11	0.10989	32,325
29 Comoros	0.01	0.00999	2,939
30 Congo	0.01	0.00999	2,939
31 Cook Islands	0.01	0.00999	2,939
32 Costa Rica	0.01	0.00999	2,939
33 Cote d'Ivoire	0.01	0.00999	2,939
34 Croatia	0.10	0.09990	29,386
35 Cuba	0.07	0.06993	20,570
36 Cyprus	0.03	0.02997	8,816
37 Czech Republic	0.32	0.31968	94,035
38 Denmark	0.70	0.69930	205,701
39 Djibouti	0.01	0.00999	2,939

40	Dominica	0.01	0.00999	2,939
41	Dominican Republic	0.01	0.00999	2,939
42	Ecuador	0.02	0.01998	5,877
43	El Salvador	0.01	0.00999	2,939
44	Equatorial Guinea	0.01	0.00999	2,939
45	Estonia	0.05	0.04995	14,693
46	Ethiopia	0.01	0.00999	2,939
47	Fiji	0.01	0.00999	2,939
48	Finland	0.61	0.60939	179,254
49	France	6.32	6.31369	1,857,190
50	Gabon	0.01	0.00999	2,939
51	Gambia	0.01	0.00999	2,939
52	Georgia	0.16	0.15984	47,017
53	Germany	8.94	8.93107	2,627,101
54	Ghana	0.01	0.00999	2,939
55	Greece	0.37	0.36963	108,728
56	Guatemala	0.02	0.01998	5,877
57	Guinea	0.01	0.00999	2,939
58	Guinea-Bissau	0.01	0.00999	2,939
59	Guyana	0.01	0.00999	2,939
60	Haiti	0.01	0.00999	2,939
61	Holy See	0.01	0.00999	2,939
62	Honduras	0.01	0.00999	2,939
63	Hungary	0.15	0.14985	44,079
64	Iceland	0.03	0.02997	8,816
65	India	0.31	0.30969	91,096
66	Indonesia	0.14	0.13986	41,140
67	Iran (Islamic Republic of)	0.60	0.59940	176,315
68	Ireland	0.20	0.19980	58,772
69	Israel	0.26	0.25974	76,403
70	Italy	4.79	4.78521	1,407,585
71	Japan	13.95	13.93606	4,099,335
72	Kazakhstan	0.26	0.25974	76,403
73	Kenya	0.01	0.00999	2,939
74	Kuwait	0.20	0.19980	58,772
75	Kyrgyzstan	0.04	0.03996	11,754
76	Lao People's Democratic Republic	0.01	0.00999	2,939
77	Latvia	0.10	0.09990	29,386
78	Liberia	0.01	0.00999	2,939
79	Liechtenstein	0.01	0.00999	2,939
80	Lithuania	0.11	0.10989	32,325
81	Luxembourg	0.07	0.06993	20,570
82	Madagascar	0.01	0.00999	2,939
83	Malawi	0.01	0.00999	2,939
84	Malaysia	0.14	0.13986	41,140
85	Maldives	0.01	0.00999	2,939
86	Mali	0.01	0.00999	2,939

87 Malta	0.01	0.00999	2,939
88 Marshall Islands	0.01	0.00999	2,939
89 Mauritania	0.01	0.00999	2,939
90 Mauritius	0.01	0.00999	2,939
91 Mexico	0.78	0.77922	229,210
92 Micronesia (Fed. States of)	0.01	0.00999	2,939
93 Monaco	0.01	0.00999	2,939
94 Mongolia	0.01	0.00999	2,939
95 Morocco	0.03	0.02997	8,816
96 Myanmar	0.01	0.00999	2,939
97 Namibia	0.01	0.00999	2,939
98 Nauru	0.01	0.00999	2,939
99 Nepal	0.01	0.00999	2,939
100 Netherlands	1.58	1.57842	464,297
101 New Zealand	0.24	0.23976	70,526
102 Nicaragua	0.01	0.00999	2,939
103 Niger	0.01	0.00999	2,939
104 Nigeria	0.16	0.15984	47,017
105 Norway	0.55	0.54945	161,623
106 Oman	0.04	0.03996	11,754
107 Pakistan	0.06	0.05994	17,632
108 Panama	0.01	0.00999	2,939
109 Papua New Guinea	0.01	0.00999	2,939
110 Paraguay	0.01	0.00999	2,939
111 Peru	0.06	0.05994	17,632
112 Philippines	0.06	0.05994	17,632
113 Poland	0.38	0.37962	111,666
114 Portugal	0.24	0.23976	70,526
115 Qatar	0.04	0.03996	11,754
116 Republic of Korea	0.80	0.79920	235,087
117 Republic of Moldova	0.11	0.10989	32,325
118 Romania	0.15	0.14985	44,079
119 Russian Federation	5.68	5.67433	1,669,120
120 Rwanda	0.01	0.00999	2,939
121 Saint Kitts and Nevis	0.01	0.00999	2,939
122 Saint Lucia	0.01	0.00999	2,939
123 Saint Vincent and the Grenadines	0.01	0.00999	2,939
124 Samoa	0.01	0.00999	2,939
125 San Marino	0.01	0.00999	2,939
126 Saudi Arabia	0.80	0.79920	235,087
127 Senegal	0.01	0.00999	2,939
128 Seychelles	0.01	0.00999	2,939
129 Sierra Leone	0.01	0.00999	2,939
130 Singapore	0.14	0.13986	41,140
131 Slovak Republic	0.10	0.09990	29,386
132 Slovenia	0.07	0.06993	20,570
133 South Africa	0.34	0.33966	99,912

134 Spain	2.24	2.23776	658,244
135 Sri Lanka	0.01	0.00999	2,939
136 Swaziland	0.01	0.00999	2,939
137 Sweden	1.22	1.21878	358,508
138 Switzerland	1.16	1.15884	340,877
139 Tajikistan	0.03	0.02997	8,816
140 Thailand	0.13	0.12987	38,202
141 Togo	0.01	0.00999	2,939
142 Tunisia	0.03	0.02997	8,816
143 Turkey	0.34	0.33966	99,912
144 Turkmenistan	0.04	0.03996	11,754
145 Uganda	0.01	0.00999	2,939
146 Ukraine	1.48	1.47852	434,912
147 United Arab Emirates	0.19	0.18981	55,833
148 United Kingdom	5.27	5.26474	1,548,638
149 United Republic of Tanzania	0.01	0.00999	2,939
150 United States	25.00	24.97502	7,346,479
151 Uruguay	0.04	0.03996	11,754
152 Venezuela	0.40	0.39960	117,544
153 Viet Nam	0.01	0.00999	2,939
154 Yemen	0.01	0.00999	2,939
155 Zaire	0.01	0.00999	2,939
156 Zambia	0.01	0.00999	2,939
157 Zimbabwe	0.01	0.00999	2,939
	100.1	100.0	29,415,300
	1/	1/	2/

1/ The assessment is based on the percentage of the Scale of Assessment of the United Nations adjusted for the fact that the total for such percentages relating to those States which have so far signed the convention amounts to 100.1 per cent. Hence the formula used for arriving at the assessed amount for a given Member State is as follows:

Assessment of Member State Y equal to UN percentage of State Y multiplied by the total amount of the Commission Budget for 1995, Part II, divided by 100.1.

<u>2/</u> 1995 Budget Part II:	Dfl 29,565,300
Less: Estimated miscellaneous income:	<u>Dfl 150,000</u>
TOTAL ASSESSED BUDGET:	Dfl 29,415,300

ANNEX 2

**PLAN OF ACTIVITIES AND SCHEDULE OF MEETINGS
OF
THE EXPERT GROUPS
UNDER WORKING GROUPS A AND B
AND OF
THE COMMITTEE ON RELATIONS WITH THE HOST COUNTRY
FOR THE PERIOD
OCTOBER - DECEMBER 1994**

The timing of the meetings immediately following the Ninth Session of the Commission does not prejudice the meeting schedule for the remainder of the intersessional period.

PART I

**PLAN OF ACTIVITIES
OF THE EXPERT GROUPS
UNDER WORKING GROUPS A AND B
FOR THE PERIOD
OCTOBER - DECEMBER 1994**

TASKS, OBJECTIVES, PRIORITY OF ISSUES and DOCUMENTS

WORKING GROUP A

**I. EXPERT GROUP ON
DATA SYSTEMS
(CHAIRMAN: MR. O. CARON - FRANCE)**

31 OCTOBER - 1 NOVEMBER 1994

Tasks:

1. **Finalise** consideration of the national offers.
2. **Finalise** recommendations on the IMS security issues.
3. **Prepare** recommendations on the number of work stations and PCs requested by the IS Branch.

Documents:

1. Note by the Executive Secretary for the Expert Group on Data Systems, IMS Security Issues (PC-VIII/A/1).
2. Secretariat paper, C2 and B1 Security Levels. Implications and Options.
3. Secretariat paper, Software Evaluation Report, US Offer.
4. Secretariat paper, Number of Workstations and PCs required by the IS Branch.

**II. EXPERT GROUP ON
PROGRAMME OF WORK AND BUDGET
(CHAIRMAN: AMB. J. MORALES PEDRAZA - CUBA)**

**A. FINANCE GROUP
(CHAIRMAN: MR. K. LAL - INDIA)**

10-14 OCTOBER 1994

Tasks:

1. **Review** of the preliminary estimates for the first OPCW Budget.
2. **Review** of the Executive Secretary's response to the External Auditor's Report.
3. **Consider** the Report of the Executive Secretary regarding transfers in the 1994 Budget.
4. **Review** the UN best practices in regard to financial management.
5. **Review** the investment policies and procedures of the Commission.
6. **Review** studies of the GS salary scales.
7. **Advise** on financial implications of possible OPCW staff policy approaches.

Documents:

1. Draft OPCW Budget (Paper 6 of 10 August 1994, Programme of Work and Budget).
2. Report of the External Auditor and the ES Response (PC-VIII/4).
3. Report to be produced summarising UN best practices in regard to financial management.
4. Secretariat paper on the investment policies and procedures of the Commission.
5. Report on the GS salary scales.
6. Chairman's Questionnaire on elements of the OPCW Staff Policy (PC-VIII/A/WP.10).
7. Note by the Executive Secretary concerning Staff Policies of other International Organisations (PC-VIII/A/WP.9).
8. Note by the Executive Secretary: Basic Parameters for Preparation of Draft OPCW Staff Policy (PC-VIII/A/3).
9. Report of the Executive Secretary regarding transfers in the 1994 Budget.

**B. EXPERT GROUP ON
PROGRAMME OF WORK AND BUDGET
(CHAIRMAN: AMB. J. MORALES PEDRAZA - CUBA)**

2 - 4 NOVEMBER 1994

Tasks:

1. **Review** of the preliminary estimates for the Draft OPCW Budget.
2. **Consider** the Report of the Finance Group.
3. **Consider** the budgetary impact of:
 - (a) the training scheme;
 - (b) the security model to be adopted for the IMS;
 - (c) the number of work stations and PCs requested by the IS Branch.

Documents:

1. Draft OPCW Budget (Paper 6 dated 10 August 1994, Programme of Work and Budget).
2. Report of the Finance Group.
3. Report of the Expert Group on Training.
4. Report of the Expert Group on Data Systems.
5. Documents listed in paragraphs 2,3,4,5 and 9 under the Finance Group above.

**III. EXPERT GROUP ON
ADMINISTRATIVE, FINANCIAL AND PERSONNEL MATTERS
(CHAIRMAN: MR. S. CHAKRAVARTI - INDIA)**

14 - 15 NOVEMBER 1994

Tasks:

1. **Consultations** on the OPCW staff policy.

Documents:

1. Chairman's Questionnaire on Elements of the OPCW Staff Policy (PC-VIII/A/WP.10).
2. Note by the Executive Secretary concerning Staff Policies of other International Organisations (PC-VIII/A/WP.9).

3. Note by the Executive Secretary: Basic Parameters for Preparation of Draft OPCW Staff Policy (PC-VIII/A/3).

WORKING GROUP B

I. EXPERT GROUP ON CHEMICAL INDUSTRY ISSUES (CHAIRMAN: MR. A. NOBLE - UNITED KINGDOM)

13 - 14 OCTOBER 1994

Priority tasks for the meeting:

1. **Resolve** the issue of whether or not the term "production by synthesis" used in Part IX includes biochemical and biologically mediated processes.
2. **Resolve** the issue of low concentration of Schedule 2 and Schedule 3 chemicals, including products containing scheduled chemicals and the further processing and use of formulations containing Schedule 2 chemicals.
3. **Agree** on the method of reporting aggregate national data for Schedule 3 chemicals.
4. **Develop** solutions for the issue of castor bean processing plants.
5. **Continue work** on the model facility agreements for Schedule 1 facilities, Schedule 2 facilities and Schedule 3 facilities covered under Article VI of the Convention.
6. **Agree** on the Declaration forms and Handbook drafted by the Secretariat.
7. **Complete** discussions on the tentative understandings in regard to discrete organic chemicals including PSF chemicals, "production" as defined in paragraph 12 (a) of Article II and biochemical and biologically mediated processes in relation to scheduled chemicals.
8. Complete consideration of the issue of past production of Schedule 1 chemicals at facilities having a capacity above 1 tonne, for purposes not prohibited under the Convention on the basis of the understanding as reflected in paragraph 2.4 of PC-VIII/B/WP.10

Other Tasks:

1. **Resolve** the issue of the meaning of the term "a State Party" in paragraph 8(a)(i)(2) of Article II (reference paragraphs 5.4 - 5.6 of PC-VIII/B/WP.10).

II. EXPERT GROUP ON TRAINING
(CHAIRMAN: MR. B. BEHROOZ - ISLAMIC REPUBLIC OF IRAN)

17 - 18 OCTOBER 1994

Priority tasks for the meeting:

1. **Identify** ways to eliminate shortfalls in M2 and M3 training.
2. **Review** current GTS training plan with a view to reducing programme costs, in order to achieve the GTS objectives within the 1995 Budget allocation for training, and forward the GTS cost-effectiveness review directly to the Expert Group on Programme of Work and Budget for consideration at its next meeting.
3. **Consider** preliminary findings of complementary and alternative training options to national offers of M2 and M3 training, in order to make up the remaining training shortages.
4. **Consider** the content of contractual arrangements with training centres.

Other Tasks:

1. **Consider** the Secretariat's assessment of inspector/inspection assistant qualifications, in order to make possible adjustments to the length or content of sub-modules/modules.
2. **Review** the content of student performance evaluations.
3. **Consider** progress in certification of offered M1 and M2 courses.
4. **Consider** inspection equipment shortages in relation to M1, M2 and M3 training.

III. EXPERT GROUP ON INSPECTION PROCEDURES
(CHAIRMAN: MR. S. KISSELEV - RUSSIAN FEDERATION)

20 - 21 AND 24 - 25 OCTOBER , 12 DECEMBER 1994

Priority tasks for the meeting:

1. **Consider** the recommendations of the Task Forces on Analytical Database and Inspection Equipment Issues.
2. **Consider** the issue of post-inspection activities in relation to the approved inspection equipment.
3. **Finalise** technical specifications for outstanding items of inspection equipment and consider whether any new items of equipment identified by the Secretariat should be added to the list and would require the development of additional specific operational requirements and technical specifications.

4. **Develop** provisions for indicating the specific types of equipment for the particular types of inspections.
5. **Develop** a common understanding on the term "particular type of inspection" and the possible equipment-related consequences of the application of this term.
6. **Consider** the list of equipment with a view to developing the draft list of approved equipment mentioned in paragraph 27 of Part II of the Verification Annex.
7. **Develop** criteria and methodology for performance testing of designated laboratories.

Other Tasks:

1. **Further elaborate** administrative procedures for the conduct of inspections, including the issue of non-scheduled aircraft and of communication procedures.
2. **Review** the compilation of recommended procedures for preparing samples proposed by Member States, along with the details on any additional sampling equipment items.
3. **Address** the number, level of training and any pre-qualification of inspector-analysts who would be required to implement the approved sampling and analysis procedures.
4. **Consider** inspection-related aspects of the draft OPCW media policy and make recommendations for its improvement, if necessary.
5. **Consider** sampling and analytical aspects of the conduct of investigations of alleged use.
6. **Address** the status of "experts" in the context of investigations of alleged use in regard to privileges and immunities.
7. **Consider** the Secretariat's recommendations defining further the global requirements and full scope of activities to be encompassed by the Quality Assurance (QA) Programme and Quality Control (QC) System that will be implemented by the Organisation and an estimate of the financial implications for the Organisation of implementing a QA Programme that includes QA as well as QC objectives.
8. **Develop** sampling procedures and procedures for on-site and off-site analysis, including analysis for Schedule 1 chemicals.

Task Force on Inspection Equipment Issues

1. **Complete** work on the development of technical specifications for health and safety related inspection equipment and also address the issue of a sampling kit for chemical munitions.

IV. EXPERT GROUP ON

**TECHNICAL COOPERATION AND ASSISTANCE
(CHAIRMAN: MR. S. CHAKRAVARTI - INDIA)**

8 - 9 NOVEMBER 1994

Priority tasks for the meeting:

1. **Resolve** outstanding issues relating to the implementation of Article X.
2. **Address and resolve** matters pertaining to the implementation of Article XI.

Other Tasks:

1. **Finalise** matters pertaining to the Voluntary Fund for Assistance.

Documents:

1. Chairman's papers on matters pertaining to Articles X and XI.

**V. EXPERT GROUP ON CONFIDENTIALITY
(CHAIRMAN: MR. A. TAUBMAN - AUSTRALIA)**

10 - 11 NOVEMBER 1994

Priority tasks for the meeting:

1. **Conclude** general principles for handling and protection of confidential information.
2. **Develop** recommendations for the composition and operating procedures of the Confidentiality Commission.
3. **Discuss** the issue of the responsibility of States Parties in the event of breaches of confidentiality with a view to identifying possible avenues for its resolution.

Other Tasks:

1. **Complete** the OPCW Policy on Confidentiality.

Documents:

The following Chairman's non-papers are available at the Provisional Technical Secretariat as background information in relation to these issues and will form the basis for the completion of the work on the OPCW Policy on Confidentiality:

- | | |
|---------------------|--|
| Chair non-paper 7: | Basic Responsibilities |
| Chair non-paper 8: | General Principles for Handling and Protection of Confidential Information |
| Chair non-paper 9: | Administration |
| Chair non-paper 10: | Annual report on Confidentiality |

- Chair non-paper 12: Confidentiality Commission
Chair non-paper 13: Role of States Parties in Relation to Breaches
Chair non-paper 14: Amendment Procedures

**VI. EXPERT GROUP ON SAFETY PROCEDURES
(CHAIRMAN: MR. R. FATZ - USA)**

17 - 18 NOVEMBER 1994

Priority Tasks for the meeting:

1. **Consider and approve** draft OPCW Health and Safety Regulations.

Other Tasks:

2. **Consider** the requirements for chemical weapons antidotes.

Documents:

1. Draft OPCW Health and Safety Regulations, prepared by the Secretariat.

**VII. EXPERT GROUP ON CHEMICAL WEAPONS ISSUES
(CHAIRMAN: MR. S. GIZOWSKI - POLAND)**

21 - 22, 24 - 25 NOVEMBER 1994

Priority Tasks for the meeting:

1. **Finalise** draft model facility agreement for Chemical Weapons Storage Facilities.
2. **Address** the issue of costs of verification in relation to Articles IV and V of the Convention with a view to its resolution.

Other Tasks:

A. Chemical Weapons Production Facilities

1. **Finalise** inspection activities at CWPFs.
2. **Resolve** the issue of conversion for non-prohibited purposes.
3. **Resolve** the issues of standard buildings, specialised buildings and special features of buildings.
4. **Resolve** the issues of standard equipment and specialised equipment.
5. **Resolve** the issue of production capacity.

6. **Resolve** the issue of levelling out.
7. **Finalise** declaration requirements with regard to CWPFs.
8. **Develop** guidelines for determining the frequency of systematic on-site inspections of chemical weapons production facilities.
9. **Review** draft model facility agreement, prepared by the Secretariat.

B. Chemical Weapons Storage Facilities

1. **Define** a chemical weapon in relation to chemicals specifically designed for use directly in connection with the employment of chemical weapons.
2. **Review** inspection report formats developed by the Secretariat.
3. **Determine** how States Parties report chemical weapons on their own territory that are owned by another State.

C. Chemical Weapons Destruction Facilities

1. **Resolve** the issue of a numerical value for the quantitative assessment of the completeness of destruction.
2. **Develop** methods to verify the quantity of agent being destroyed and complete the list of activities for verifying the completeness of destruction and for quantifying destroyed chemical weapons.
3. **Elaborate** a clear understanding of what is considered a chemical weapon in particular in relation to Article II, paragraph 1 (b) and (c).
4. **Develop** guidance on the issue of the destruction of chemical weapons resulting in the formation of Schedule 2 chemicals.
5. **Review** formats for declarations and for initial, routine and final inspection reports, prepared by the Secretariat.
6. **Review** draft model facility agreement for CWDFs to include transitional arrangements, prepared by the Secretariat.
7. **Develop** procedures to cover the installation, use, inspection and maintenance of equipment installed by the inspected State Party and/or the inspection team.
8. **Discuss** the need to develop inspection procedures for facilities at which chemical weapons destruction operations are not continuous, including procedures for a pilot plant to test chemical weapons destruction technologies.
9. **Develop** provisions regarding "simulation equipment".

VIII. EXPERT GROUP ON CHALLENGE INSPECTIONS
(CHAIRMAN: _____ - _____)

15 - 16 DECEMBER 1994

Tasks:

1. **Review** illustrative examples of the type of information which might be included under "appropriate information on the basis of which the concern (of possible non-compliance) has arisen", in the context of Format 1.
2. **Consider** operational requirements for inspection equipment for challenge inspection, having in mind their technical, legal, budgetary and confidentiality aspects.
3. **Develop** possible objective criteria for addressing the question of whether the right to request a challenge inspection has been abused and cost aspects in case of abuse.
4. **Develop** the inspection mandate format for challenge inspection.
5. **Resolve** the issues of the timing of the notification of challenge inspections.
6. **Review** illustrative lists of activities in challenge inspection and illustrative elements of the document on the preliminary factual findings, as well as of the preliminary, draft and final inspection reports.

PART II

COMMITTEE ON RELATIONS WITH HOST COUNTRY (CHAIRMAN: H.E. MR. M. MARÍN BOSCH - MEXICO) (ALTERNATE: MR. A. HERNANDEZ BASAVE - MEXICO)

5, 12, 19 OCTOBER (p.m. only)
26 - 28 OCTOBER and 7 NOVEMBER 1994

Tasks:

1. **Finalise** consideration of the proposals for the permanent accommodation of the OPCW.
2. **Resolve** all outstanding issues related to the permanent accommodation of the OPCW, including:
 - (a) land price;
 - (b) financial options;
 - (c) conference facilities;
 - (d) car-parking.
3. **Finalise** the draft Agreement between the Preparatory Commission of the OPCW and the Host Country concerning the implementation of Annex 3, paragraph 6 of the Paris Resolution.
4. **Finalise** a draft Development Agreement and other relevant legal instruments.
5. **Continue** to monitor the availability of suitable accommodation for use as interim accommodation.
6. **Prepare** the draft decisions necessary for the Commission to take a decision on long term and interim accommodation at its Ninth Session.

Documents:

1. Programme of Requirements (Fifth Version) - OPCW Building.
2. PC-VIII/HC/WP.5 - Interim Accommodation of the Commission/OPCW.
3. Attachment 2 to PC-VII/HC/1 - Logistical Arrangements for the First Session of the Conference of the States Parties.
4. PC-VII/HC/WP.1 - Facilities required for the Conference of the States Parties.

PART III

OTHER ISSUES TO BE PURSUED DURING THE INTERSESSIONAL PERIOD

WORKING GROUP A

1. OPCW Headquarters Agreement

Continue consultations with Host Country and interested delegations.

2. OPCW Budget and Related Matters.

Informal consultations on OPCW Budget and related matters.

3. OPCW Media and Public Affairs Policy

Continue consultations on the basis of the updated version of the draft policy documents and consider modalities for the final adoption of these documents through an appropriate form or mechanism.

4. Visa-related Matters

Continue consultations.

WORKING GROUP B

1. Old and Abandoned Chemical Weapons

Informal consultations on Old and Abandoned Chemical Weapons.

SCHEDULE OF MEETINGS

OCTOBER 1994

MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
Eighth Plenary	Eighth Plenary	Eighth Plenary	Eighth Plenary	Seminar on National Implementation	1
3 <i>PTS Official Holiday</i>	4	5 p.m. - Committee on Relations with Host Country (OPCW Building)	6	7	8
10	11	12 p.m. - Committee on Relations with Host Country (OPCW Building)	13 EG on Chemical Industry Issues Task Force on Data Systems	14 EG on Chemical Industry Issues Task Force on Data Systems	15
Finance Group	Finance Group	Finance Group	Finance Group	Finance Group	
17 EG on Training Task Force on Inspection Equipment (protective and safety)	18 EG on Training Task Force on Inspection Equipment (protective and safety)	19 p.m. - Committee on Relations with Host Country (OPCW Building) Task Force on Inspection Equipment (protective and safety)	20 EG on Inspection Procedures	21 EG on Inspection Procedures	22
24 EG on Inspection Procedures	25 EG on Inspection Procedures	26 Committee on Relations with Host Country (OPCW Building) Task Force on Inspection Equipment (sampling kit for chemical munitions)	27 Committee on Relations with Host Country (OPCW Building) Task Force on Inspection Equipment (sampling kit for chemical munitions)	28 Committee on Relations with Host Country (OPCW Building)	29
31 EG on Data Systems					

SCHEDULE OF MEETINGS

NOVEMBER 1994

MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
	1 EG on Data Systems	2 EG on Programme of Work and Budget	3 EG on Programme of Work and Budget	4 EG on Programme of Work and Budget	5
7 Committee on Relations with Host Country (OPCW Building)	8 EG on Technical Cooperation & Assistance	9 EG on Technical Cooperation & Assistance	10 EG on Confidentiality	11 EG on Confidentiality	12
14 EG on Administrative, Financial and Personnel Matters (consultations on the OPCW Staff Policy)	15 EG on Administrative, Financial and Personnel Matters (consultations on the OPCW Staff Policy)	16 Consultations on the OPCW Media Policy	17 EG on Safety Procedures	18 EG on Safety Procedures	19
21 EG on Chemical Weapons Issues	22 EG on Chemical Weapons Issues	23 Informal Consultations on Old and Abandoned Chemical Weapons	24 EG on Chemical Weapons Issues	25 EG on Chemical Weapons Issues	26
28 Consultations on Plan of Activities and Schedule of Meetings for next intersessional period	29 <i>No Meetings</i>	30 <i>No Meetings</i>			

SCHEDULE OF MEETINGS

DECEMBER 1994

MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
			1 <i>No Meetings</i>	2 <i>No Meetings</i>	3
5 Ninth Plenary	6 Ninth Plenary	7 Ninth Plenary	8 Ninth Plenary	9 Ninth Plenary	10
12 EG on Inspection Procedures	13 Consultations on Visa Matters	14	15 EG on Challenge Inspections	16 EG on Challenge Inspections	17
19 To be decided	20 To be decided	21 To be decided	22 To be decided	23 To be decided	24
26 <i>PTS Official Holiday</i>	27 <i>PTS Official Holiday</i>	28 <i>No Meetings</i>	29 <i>No Meetings</i>	30 <i>No Meetings</i>	31