REPORT OF THE COMMISSION

1. Introduction

1.1 In accordance with its decision recorded in the Report of the Thirteenth Session of the Preparatory Commission (PC-XIII/18), the Commission convened its Fourteenth Session in The Hague, Kingdom of the Netherlands, from 22 - 27 July 1996.

1.2 During the period under review, no additional States signed the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction. The number of signatory States therefore stood at 160.

1.3 In the same period, eleven additional States deposited an instrument of ratification with the Secretary-General of the United Nations, as Depositary of the Convention: Papua New Guinea (17 April 1996), Ethiopia (13 May 1996), the United Kingdom of Great Britain and Northern Ireland (13 May 1996), Costa Rica (31 May 1996), Ireland (24 June 1996), Moldova (8 July 1996), Belarus (11 July 1996), Chile (12 July 1996), New Zealand (15 July 1996), Latvia (23 July 1996), and Uzbekistan (23 July 1996). This brought the number of ratifications to 60.

1.4 The following 88 Member States participated in the Fourteenth Session of the Commission: Algeria, Argentina, Australia, Austria, Bahrain, Bangladesh, Belarus, Belgium, Bolivia, Brazil, Bulgaria, Cameroon, Canada, Cape Verde, Chile, China, Colombia, Congo, Costa Rica, Côte d'Ivoire, Croatia, Cuba, Czech Republic, Denmark, Ecuador, El Salvador, Ethiopia, Finland, France, Gabon, Germany, Ghana, Greece, Haiti, Hungary, India, Indonesia, Iran (Islamic Republic of), Ireland, Israel, Italy, Japan, Kazakhstan, Kenya, Kuwait, Lesotho, Luxembourg, Malaysia, Mali, Malta, Mexico, Monaco, Morocco, Namibia, Netherlands, New Zealand, Nigeria, Norway, Oman, Pakistan, Papua New Guinea, 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, Togo, Tunisia, Turkey, Uganda, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, and Venezuela.

2. AGENDA ITEM ONE - Opening of the Session
The Session was opened by the Chairman of the Commission, Ambassador Sallehuddin Bin Abdullah of Malaysia, at 11:00 on 22 July 1996.
3. **AGENDA ITEM TWO - Adoption of the Agenda**

On 22 July 1996 the Commission **adopted** the following agenda for its Fourteenth Session:

1. Opening of the Session
2. Adoption of the Agenda
3. Report of the Executive Secretary
4. Reports of the External Auditor
5. General discussion on major outstanding issues
6. Preparations for the First Session of the Conference of the States Parties
7. Consideration of the Report of Working Group A and appropriate action
8. Consideration of the Report of Working Group B and appropriate action
9. Report of the Credentials Committee
10. Report of the Committee on Relations with the Host Country
11. Election of the Chairman and other Officers of the Commission
12. Any other business
13. Date and Agenda of the Fifteenth Session
14. Adoption of the Report and closure of the Session

4. **AGENDA ITEM THREE - Report of the Executive Secretary**

The Commission **received** the Report of the Executive Secretary, Mr. Ian R. Kenyon (PC-XIV/9). The Report covered the intersessional period from 15 March to 16 July 1996.

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

5.1 In accordance with Financial Regulation 12.10, the Commission **noted** the following documents, all of which are contained in PC-XIV/4 and Corr.1: the audited 1995 financial statements of the Commission and the Provident Fund; the External Auditor's reports on the 1995 financial statements of the Commission and the Provident Fund; and the related comments of the Tenth Meeting of the Finance Group. The Commission also **noted** the comments of the Executive Secretary on the reports of the External Auditor on the 1995 financial statements of the Commission and of the Provident Fund and on the related comments of the Finance Group.

5.2 The Commission **noted** the opinion of the External Auditor as contained in Parts I and II of PC-XIV/4 and Corr.1 that the financial statements fairly present the financial position of the Commission and the Provident Fund as at 31 December 1995.

5.3 The Commission **noted** the recommendations of the Finance Group as contained in paragraphs 6 and 7 and subparagraphs 12.1 and 12.3(a) of PC-XIV/A/WP.4 regarding the reports of the External Auditor on the 1995 financial statements of the Commission and of the Provident Fund.
5.4 The Commission noted the comments of the Executive Secretary on the reports of the External Auditor on the 1995 financial statements of the Commission and of the Provident Fund (Part III of PC-XIV/4 and Corr.1). These comments indicate which steps will be taken to implement the various recommendations contained in the reports of the External Auditor, who will review progress in these areas in the course of the audit of the 1996 accounts. The Commission requested the Executive Secretary to report periodically on the implementation of the External Auditor's recommendations.

5.5 The Commission noted the statement of the External Auditor with regard to the last sentence contained in subparagraph 12.1 of Section II of his Report on the 1995 Financial Statements of the Commission (Part I of PC-XIV/4), that the Ministry of Foreign Affairs of the Host Country had not provided any recommendation on the Q & R company to the Secretariat.

6. AGENDA ITEM FIVE - General discussion on major outstanding issues

6.1 Statements were made by the delegations of Iran (Islamic Republic of), Bulgaria, Argentina (on behalf of the Latin American and Caribbean Group), the United States of America, the Russian Federation, Ireland, Saudi Arabia, Argentina, New Zealand, India, Japan, Pakistan, China, South Africa, Finland, Ukraine, Malaysia, Chile, France (on behalf of the Western European and other States Group), Algeria, France, Côte d'Ivoire, Cameroon, Morocco (on behalf of the African Group), Papua New Guinea, and Ireland (on behalf of the European Union).

Entry into force of the Convention

6.2 The Commission,

Noting that the number of ratifications is approaching that required for the trigger point,

Determined to ensure that its work progresses towards the satisfactory completion of its mandate so that the Organisation for the Prohibition of Chemical Weapons is prepared to carry out its mission effectively as soon as it is established,

(a) Stressed the importance to the Convention that all possessors of chemical weapons, chemical weapons production facilities or chemical weapons development facilities should be among the original States Parties to the Convention and in this context, the importance of the United States of America and the Russian Federation, having declared possession of chemical weapons, being among the original States Parties to the Convention;

(b) Called upon all other States which have not yet done so to sign and/or ratify the Convention without delay;
(c) **Reminded** all Member States of the importance of complementing their ratification with practical arrangements for implementation including the necessary internal measures; and

(d) **Entrusted** the Chairman of the Commission, in close consultation with Member States, with the task of convening, as necessitated by circumstances in connection with the occurrence of the trigger point, a meeting of the Commission to provide appropriate guidance.

**Assessments for Part II of the Budget**

6.3 In order to ensure the timely availability of funds for the implementation of the approved Phase II programme of work, the Commission **decided to:**

(a) **Encourage** all Member States, as soon as possible, to make all necessary administrative arrangements to pay their assessments for Part II of the 1996 Budget promptly after the trigger point, in accordance with the Financial Regulations;

(b) **Encourage** all Member States which are in a position to do so to immediately and voluntarily contribute their assessments for Part II of the 1996 Budget, with the funds thus provided to be held in a separate account, blocked until the deposit of the 65th instrument of ratification, at which time the funds will be transferred to the General Account for use in accordance with Part II of the 1996 Budget; and

(c) **Authorise** the Executive Secretary to establish an account for this purpose.

**Training**

6.4 The Commission **decided to:**

(a) **Request** the Executive Secretary to make appropriate arrangements with training centres to enable the smooth and timely beginning, after the trigger point, of inspector training courses and the implementation of the GTS within the approved budgetary resources; and

(b) **Mandate** a combined meeting of Working Groups A and B to review and decide on the training scheme. If the trigger point occurs before 2 September 1996 this meeting should be held not later than 6 September. If the trigger point occurs after that date such a decision should be taken at the next available combined meeting of Working Groups A and B.

**Interim accommodation**

6.5 The Commission **authorised** the Committee on Relations with the Host Country to take appropriate measures to permit the Executive Secretary to rent interim accommodation at a suitable location once the trigger point has been reached.
7. **AGENDA ITEM SIX - Preparations for the First Session of the Conference of the States Parties**

7.1 The Commission **established** a Committee on Preparations for the First Session of the Conference of the States Parties. The Committee is to be chaired by the Chairman of the Commission or his designated alternate. The Committee shall be open to all Member States of the Commission.

7.2 The Commission **decided** that the Committee shall deal with issues related to preparations for the First Session of the Conference of the States Parties, including the issues provided for in paragraphs 9, 11(e), 15, 16 and 17 of the Paris Resolution, with the aim of ensuring a smooth beginning of that Session and the timely commencement of the mandated activities of the Organisation.

7.3 The Commission **decided** that, in this regard, the Committee shall conduct consultations on, and undertake coordination of, *inter alia*, the following issues:

(a) **Substantive:**

(i) the structure and content of the Final Report of the Commission;

(ii) the agendas for the First Session of the Conference and the first meeting of the Executive Council;

(iii) the allocation of agenda items to the subsidiary organs of the Conference; and

(iv) the preparation of background documentation;

(b) **Institutional and procedural:**

(i) the working structure of the First Session of the Conference;

(ii) the provisional rules of procedure of the Conference and the Executive Council;

(iii) preparations for the election of officers and the timely appointment of the Director-General;

(iv) the numerical distribution of seats among regional groups in regard to the first election of 20 members of the Executive Council, to be elected for a term of one year, with due regard being paid to the established numerical proportions as described in paragraph 23 of Article VIII;

(v) the transfer of the property, functions and recommendations of the Commission; and
(vi) the necessary sequence of decisions and other actions by the Conference.

7.4 The Commission decided that the Committee shall also conduct consultations on, undertake coordination of and, when necessary and urgent, take action on the practical arrangements for the Conference, including timing, duration, level, participation and attendance.

7.5 The Commission decided that issues specifically under the purview of the Committee on Relations with the Host Country, Working Groups or Expert Groups should continue to be dealt with by those bodies in order to avoid any duplication of activities.

7.6 The Commission decided that the Committee shall make recommendations for consideration and decision by the Commission and shall also report regularly to the Commission on any action it has taken.

8. AGENDA ITEM SEVEN - Report of Working Group A


Data Systems

8.2 The Commission noted the conclusions and recommendations contained in the Fifteenth Report of the Expert Group on Data Systems (PC-XIV/A/WP.3).

Formal Consultations on Visa Matters

8.3 The Commission approved the visa procedure for inspector candidates and the visa procedures for OPCW inspectors and inspection assistants annexed to PC-XIV/A/WP.7 as amended in subparagraph 5.2 of PC-XIV/A/3.

Programme of Work and Budget

On the basic parameters for the Budget of the Commission for 1997

8.4 The Commission considered and endorsed the basic parameters for the Budget of the Commission for 1997, as outlined in the Annex to PC-XIV/A/WP.6.

On budgetary issues related to the transition from the Preparatory Commission to the OPCW

8.5 The Commission requested the Secretariat to update the Secretariat background paper dated 2 May 1996 on the issue of budgetary issues related to the transition from the Preparatory Commission to the OPCW, by taking into account the comments of
the Expert Groups on Programme of Work and Budget and Administrative, Financial and Personnel Matters, as well as the relevant paragraphs of the Report of the Tenth Meeting of the Finance Group dealing with budgetary matters, and to present the updated paper to the next meeting of the Expert Group on Programme of Work and Budget for further review.

On the Draft First OPCW Budget

8.6 The Commission requested the Executive Secretary to submit to Member States a preliminary Draft First OPCW Programme and Budget well in advance of the meeting of the Finance Group during the next intersessional period, taking into account discussions on this issue in the Expert Group on Programme of Work and Budget and in Working Group A, as well as the possible budgetary implications of unresolved political issues.

Transfers of funds

8.7 In the light of the prevailing circumstances, the Commission delegated to Working Group A the authority to decide during the next intersessional period on proposals concerning the inter-programme transfer of funds. Any such inter-programme transfer shall be in conformity with the Financial Regulations and Rules and shall be in respect of priority underfundings not covered by intra-programme transfers. The Commission requested the Executive Secretary to prepare a revised and updated version of PC-XIV/2 for consideration. The Commission also allocated time for Working Group A to meet on this before 1 October 1996.

9. AGENDA ITEM EIGHT - Report of Working Group B


Chemical Weapons Issues

9.2 The Commission adopted the document entitled "Destruction of CW Production Facilities" which is annexed to PC-XIV/B/WP.2.

Inspection Procedures

9.3 The Commission authorised the addition of an inspection equipment item "Non-Destructive Evaluation (NDE) Hydrogen Concentration Measurement (HCM) Equipment" to the list of equipment as specified in table 3.8 of the Annex to PC-VIII/A/WP.7, for budgetary, training and evaluation purposes.

9.4 The Commission adopted the recommendation contained in subparagraph 7.2 of PC-XIV/B/WP.5 that States Parties should use one of the 107 recognised reference datums for their declarations when they are required to declare the geographical co-
ordinates of a facility, and that States Parties should state in their declarations which reference standard they had used.

9.5 The Commission **authorised** the Secretariat to use at its discretion, under the authority of the Executive Secretary, the analytical data approved for inclusion in the central OPCW Analytical Database for the purpose of advancing the development of the Secretariat's analytical capability to use such data.

9.6 The Commission **noted**:

(a) the documentation of the data evaluation for the certification of the central OPCW Analytical Database as contained in Annex 1 to PC-XIV/B/WP.5;

(b) the format of the library of approved NMR spectra, as contained in Annex 2 to PC-XIV/B/WP.5;

(c) the procedures for the "Qualitative On-Site Sample Preparation and GC/MS Analytical Method" for evaluation and training purposes, as contained in Annex 3 to PC-XIV/B/WP.5;

(d) the modification of the contents of the GC/MS sample preparation kit, as contained in Annex 4 to PC-XIV/B/WP.5; and

(e) the "Recommended Operating Procedure for On-Site Analysis by Gas Chromatography/Mass Spectrometry (GC/MS)" , as contained in Annex 5 to PC-XIV/B/WP.5 and Corr.1.

10. **AGENDA ITEM NINE - Report of the Credentials Committee**

10.1 The Commission **noted** the Report of the Credentials Committee (PC-XIV/18), which was presented on 25 July 1996 by Mr. Gerardo Girardo Crocini of Italy, the Chairman of the Committee.

10.2 The Chairman orally informed the Commission that, subsequent to the adoption of the Committee's Report, official communication had been received regarding the accreditation of the Representative of Lesotho. Submission of formal credentials, in accordance with Rule 3.2 of the Rules of Procedure, is pending in this case.

10.3 At the time of the Fourteenth Session the following 107 Member States had Representatives to the Commission, accredited or provisionally participating in accordance with Rules 2, 3, and 5 of the Rules of Procedure of the Commission: Algeria, Argentina, Australia, Austria, Bahamas, Bahrain, Bangladesh, Belarus, Belgium, Bolivia, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Cameroon, Canada, Cape Verde, Chile, China, Colombia, Congo, Costa Rica, Côte d'Ivoire, Croatia, Cuba, Cyprus, Czech Republic, Denmark, Ecuador, El Salvador, Estonia, Ethiopia, Fiji, Finland, France, Gabon, Germany, Ghana, Greece, Haiti, Holy See, Honduras, Hungary, India, Indonesia, Iran (Islamic Republic of), Ireland, Israel, Italy, Japan, Kazakhstan, Kenya, Kuwait, Lesotho, Lithuania, Luxembourg, Malaysia, Mali,
Malta, Mauritius, Mexico, Monaco, Mongolia, Morocco, Myanmar, Namibia, Nepal, Netherlands, New Zealand, Nigeria, Norway, Oman, Pakistan, Panama, Papua New Guinea, 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, Togo, Tunisia, Turkey, Uganda, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela, Yemen, Zambia and Zimbabwe.

10.4 The Commission urged all provisionally participating Member States to comply with Rule 2 of the Rules of Procedure as soon as possible to ensure that all representatives to the Commission are duly accredited.

10.5 The Commission accepted with regret the resignation of Nepal as a Member of the Credentials Committee and included the item "Appointments to the Credentials Committee" in the agenda for its Fifteenth Session.

11. **AGENDA ITEM TEN - Report of the Committee on Relations with the Host Country**

The Commission noted the Report of the Committee on Relations with the Host Country (PC-XIV/HC/2), which was presented by the Chairman of the Committee, Ambassador Sallehuddin Bin Abdullah of Malaysia.

12. **AGENDA ITEM ELEVEN - Election of the Chairman and other Officers of the Commission**

12.1 In accordance with Rules 7 and 8 of the Rules of Procedure the Commission elected by acclamation Ambassador Marin Buhoara of Romania as Chairman for the six-month period commencing on 8 August 1996.

12.2 The Commission also elected the Representatives of Côte d'Ivoire, Pakistan, Belarus, Bolivia, and the United States of America as Vice-Chairmen for the same period.

13. **AGENDA ITEM TWELVE - Any other business**

**Plan of Activities and Schedule of Meetings for the Period August - December 1996**

13.1 The Commission approved the Plan of Activities and Schedule of Meetings for the period August - December as annexed to this Report on the understanding that it will apply until the trigger point is reached.

13.2 The Commission further decided that, after the trigger point, the Plan of Activities and Schedule of Meetings would be subject to review and, possibly, to modification, in accordance with the following process: the Chairman of the Commission, in consultation with the Chairmen of Working Groups A and B and with Member States, would be empowered to use one of the scheduled combined meetings of Working
Groups A and B for this purpose. The Commission delegated to this meeting the authority to decide on any proposal for change.
Period of notice for decision-making

13.3 The Commission decided to amend as follows its decision (subparagraph 12(b) of PREPCOM/1/4) regarding the three-week deadline, for the circulation of recommendations for action by the Commission or by any subordinate body to which it has delegated specific decision-making authority: recommendations for a decision that are made less than three weeks, but no less than two weeks before any such meeting may be circulated later than three weeks in advance of the decision, provided that any such recommendation is circulated within 24 hours of being made.

Trust Funds for Regional Seminars and for Courses for Personnel of National Authorities

13.4 The Commission noted with appreciation voluntary contributions from the Netherlands (Dfl. 84,000 for 1996 and Dfl. 168,000 for 1997), as well as from Ireland (Dfl. 80,000) for training courses for personnel of National Authorities from developing States.

13.5 The Commission took cognisance of the Executive Secretary's Note on the Trust Fund for Courses for Personnel of National Authorities (PC-XIV/10), which records all contributions received for this Fund since 28 November 1995.

14. AGENDA ITEM THIRTEEN - Date and Agenda of the Fifteenth Session

The Commission decided to hold its Fifteenth Session from 16 - 20 December 1996 in The Hague, Kingdom of the Netherlands, and also decided to consider the following provisional agenda for adoption at the opening of its Fifteenth Session:

1. Opening of the Session
2. Adoption of the Agenda
3. Report of the Executive Secretary
4. General discussion on major outstanding issues
5. Preparations for the First Session of the Conference of the States Parties
6. Consideration of the Report of Working Group A and appropriate action
7. Consideration of the Report of Working Group B and appropriate action
8. Report of the Credentials Committee
9. Report of the Committee on Relations with the Host Country
10. Election of the Chairman and other Officers of the Commission
11. Appointments to the Credentials Committee
12. Any other business
13. Date and Agenda of the Sixteenth Session
14. Adoption of the Report and closure of the Session

15. AGENDA ITEM FOURTEEN - Adoption of the Report and Closure of the Fourteenth Session

The Commission adopted its Report, and the Chairman closed the Fourteenth Session at 12:45 on 27 July 1996.
PART I

A. TASKS, OBJECTIVES, PRIORITY OF ISSUES AND DOCUMENTS OF EXPERT GROUPS

WORKING GROUP A

I. EXPERT GROUP ON PROGRAMME OF WORK AND BUDGET
(CHAIRMAN: MR. A. HERNANDEZ-BASAVE - MEXICO)

FINANCE GROUP
(Acting Chairman: Mr. A.V.M. Cals - Netherlands)

Tasks:

1. **Consider** the proposed 1997 Commission Budget (Parts I and II).
2. **Consider** the preliminary Draft First OPCW Budget.
4. **Consider** proposals and procedures for transfers of funds (Part I and Part II of approved 1996 Budget).
5. **Consider** a discussion paper from the UK expert on the appropriate accounting for obligations by the Commission/OPCW.
6. **Consider** a discussion paper from the Austrian expert on the methodology for the budgeting and accounting of staff costs.
7. **Review** the Secretariat paper on the status of 1996 assets and assessed contributions.
8. **Consider** issues related to the transition from the Commission to the OPCW (if necessary).
9. **Review** a Secretariat report on the budgetary aspects of the IMS.
10. **Evaluate** any other materials provided by the Executive Secretary on budgetary issues.
Documents:

1. Proposed 1997 Commission Budget (Parts I and II)
2. Preliminary Draft First OPCW Budget
4. Revised and updated version of PC-XIV/2 prepared by the Executive Secretary
5. Discussion paper from the UK expert on the appropriate accounting for obligations by the Commission/OPCW
6. Secretariat discussion paper analysing problems with the interpretation of the Financial Rules in relation to defining a liquidated or unliquidated obligation
7. Discussion paper from the Austrian expert on the methodology for the budgeting and accounting of staff costs
8. Secretariat paper on the status of 1996 assets and assessed contributions
9. Secretariat report on the budgetary aspects of the IMS

B. EXPERT GROUP ON

PROGRAMME OF WORK AND BUDGET

(CHAIRMAN: MR. A. HERNANDEZ-BASAVE - MEXICO)

Tasks:

2. Consider the proposed 1997 Commission Budget (Parts I and II).
3. Consider the Preliminary Draft First OPCW Budget.
4. Consider issues related to the transition from the Commission to the OPCW (if necessary).
5. Consider proposals and procedures for transfers of funds (Part I and Part II of approved 1996 Budget).
6. Evaluate any other materials provided by the Executive Secretary on budgetary issues.
**Documents:**

1. Finance Group Report
2. Proposed 1997 Commission Budget (Parts I and II)
3. Preliminary Draft First OPCW Budget
4. Updated Secretariat paper providing a detailed list of the budgetary and financial problems related to the transition from the Preparatory Commission to OPCW, together with proposals on how to address them
5. Revised and updated version of PC-XIV/2 prepared by the Executive Secretary

**II. EXPERT GROUP ON ADMINISTRATIVE, FINANCIAL AND PERSONNEL MATTERS**

*(CHAIRMAN: )*

**Tasks:**

1. **Consider** draft OPCW Financial Rules.
2. **Finalise** draft OPCW Staff Regulations.
3. **Evaluate** the legal implications of the termination of employment for medical reasons.
4. **Elaborate** recommendations concerning the issue of possible misconduct by members of an inspection team, taking into account the discussions in the Expert Group on Challenge Inspection concerning possible misconduct by members of an inspection team during a challenge inspection.
5. **Formulate** recommendations with respect to the transition from the Commission to the OPCW.
6. **Consider** options and continue discussions on the OPCW top structure.

**Documents:**

1. Draft OPCW Financial Rules
4. OPCW top structure options
III. EXPERT GROUP ON DATA SYSTEMS
(CHAIRMAN: MR. ANDRÁS NÁGY - HUNGARY)

A. TASK FORCE ON DATA SYSTEMS

Tasks:

1. **Evaluate** the progress of the implementation of the "minimum" IMS.

2. **Evaluate** the Secretariat's proposals for the 1997 programme of work and requirements.

Documents:

1. Secretariat discussion paper, "Information Systems Branch Presentation of 'Minimum IMS'", (PC-XIV/A/WP.1 and Corr. 1)

2. Secretariat proposals for the 1997 programme of work and requirements

3. Secretariat paper on communication links between Headquarters and the OPCW Laboratory

B. EXPERT GROUP ON DATA SYSTEMS

Task:

1. **Formulate** recommendations on the basis of the Task Force report.

IV. EXPERT GROUP ON THE OPCW HEADQUARTERS AGREEMENT AND OTHER AGREEMENTS
(CHAIRMAN: PROF. N. RONZITTI - ITALY)

Tasks:

1. **Finalise** the draft OPCW Headquarters Agreement.

2. **Consider** draft agreements in connection with the relations of the OPCW with States Parties and with other international organisations.

Documents:

1. Draft OPCW Headquarters Agreement

2. Other draft agreements
V. Visa Matters
(Chairman: Mr. J. Zaadhof - Netherlands)

Task:

1. **Finalise consultations** on visa requirements and travel documents for OPCW inspectors and inspection assistants.

Documents:

1. PC-IX/A/1

2. Chairman's discussion paper regarding consultations on visa matters

WORKING GROUP B

I. EXPERT GROUP ON TRAINING
   (CHAIRMAN: MR. H. BAIDI NEJAD - IRAN)

Task:

1. **Approve** the training schedule for Training Group B.

II. **Expert Group 1 on Chemical Weapons Issues**¹
   (Chairman )²

(a) Tasks identified in the Paris Resolution:

1. **Develop** models for facility agreements in accordance with Part III, paragraph 8 of the Verification Annex (in regard to CWSFs, CWDFs and CWPFs) (subparagraph 12(i) of the Paris Resolution).

2. **Develop** appropriate detailed procedures to implement Part III, paragraphs 11 and 12 of the Verification Annex, in accordance with paragraph 13 of that Part (installation of continuous monitoring instruments and systems and seals) (subparagraph 12(j) of the Paris Resolution).

(b) Other priority tasks:

1. **Address** the issue of the costs of verification in relation to paragraph 16 of Article IV, paragraph 19 of Article V and paragraph 26 of Part II of the Verification Annex of the Convention with a view to its resolution.

2. **Review** the draft model facility agreement for CWDFs prepared by the Secretariat, bearing in mind the provisions of paragraph 51 of Part IV (A) of the Verification Annex, concerning transitional arrangements.

3. **Finalise** the elaboration of a clear understanding of what is considered a chemical weapon in particular in relation to Article II, subparagraphs 1(b) and 1(c) (on the basis of the comments provided in relation to Section D of the draft Declaration Handbook).

4. **Address** all aspects of the issue of chemical weapons buried by a State Party on its territory after 1976 or dumped at sea after 1984, including a possible challenge

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¹ As some of the tasks are interrelated, consideration of such issues in one of the Groups 1 and 2 on CW Issues will need to take into account developments in the other one. In some cases, tasks could be moved from one Group to the other one, if the two Expert Groups agree to do so.

² Dr. Per Runn of Sweden as Friend of the Chair will prepare the next meeting. This is without prejudice to the election of a Chairman by the Expert Group.
inspection, and its implications for the Technical Secretariat's responsibilities and other Expert Groups' tasks in this regard.
5. **Finalise** the declaration requirements for chemical weapons.

(e) **Other tasks:**

1. **Develop** provisions regarding "simulation equipment".

**Chemical weapons storage facilities**

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.

**Chemical weapons development facilities**

4. **Elaborate** a clear understanding of how the term "primarily for development of chemical weapons" should be understood in preparing declarations under subparagraph 1(d) of Article III (to be undertaken when a proposal has been provided by any Member State).

**Documents:**

1. Background paper on the issue of chemical weapons which were buried after 1 January 1977 and dumped at sea after 1 January 1985 with a view to identifying a mechanism for related declarations (to be prepared by the Secretariat)

2. Materials on declaration requirements for chemical weapons

3. Draft Model Agreement for Chemical Weapons Destruction Facilities

4. Draft Model Agreement for Chemical Weapons Production Facilities

5. Inspection Report Forms for CWSFs

**III. Expert Group 2 on Chemical Weapons Issues**

(Chairman )

(a) **Tasks identified in the Paris Resolution:**

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3 As some of the tasks are interrelated, consideration of such issues in one of the Groups 1 and 2 on CW Issues will need to take into account developments in the other one. In some cases, tasks could be moved from one Group to the other one, if the two Expert Groups agree to do so.

4 Dr. Graham Cooper of the United Kingdom of Great Britain and Northern Ireland as Friend of the Chair will prepare the next meeting. This is without prejudice to the election of a Chairman by the Expert Group.
1. **Finalise** guidelines on detailed procedures for verification and for the conduct of inspections, in accordance with, inter alia, Part II, paragraph 42 of the Verification Annex (for CWPFs and CWDFs) (subparagraph 12(a) of the Paris Resolution).

2. **Finalise** recommendations for guidelines for transitional verification arrangements, in accordance with Part IV(A), paragraph 51 of the Verification Annex (subparagraph 12(m) of the Paris Resolution).

3. **Develop** guidelines for determining the frequency of systematic on-site inspections of chemical weapons production facilities, in accordance with Part V, paragraph 54 of the Verification Annex (subparagraph 12(o) of the Paris Resolution).

4. **Develop** criteria for toxicity, corrosiveness and, if applicable, other technical factors, in accordance with Part V, subparagraph 71(b) of the Verification Annex (subparagraph 12(p) of the Paris Resolution).

(b) **Other priority task:**

1. **Consider** the implementation of the provisions of the Convention dealing with the conversion of CWPFs.

(c) **Other tasks:**

**Chemical weapons production facilities**

1. **Discuss** declaration requirements.

**Chemical weapons destruction facilities**

2. **Resolve** the issue of a numerical value for the quantitative assessment of the completeness of destruction.

3. **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.

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. **Develop** procedures to cover the installation, use, inspection and maintenance of equipment installed by the inspected State Party and/or the inspection team.

7. **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.
Documents:

1. Friend of the Chair Non-Paper No. 2/Rev. 8, "Initial Inspection Activities at Chemical Weapons Production Facilities", dated 2 July 1996

IV. EXPERT GROUP ON CHEMICAL INDUSTRY ISSUES  
(CHAIRMAN: DR. W. BEUTH - GERMANY)

(a) Tasks identified in the Paris Resolution:

1. Develop guidelines on detailed procedures for verification and for the conduct of inspections, in accordance with, inter alia, Part II, paragraph 42, of the Verification Annex (for Schedule 1 facilities) (subparagraph 12(a) of the Paris Resolution).

2. Develop and finalise models for facility agreements in accordance with Part III, paragraph 8, of the Verification Annex (for Schedule 1 facilities) (subparagraph 12(i) of the Paris Resolution).

3. Finalise guidelines to assess the risk to the object and purpose of the Convention posed by the quantities of chemicals produced, the characteristics of the facility and the nature of the activities carried out there, in accordance with Part VI, paragraph 30, of the Verification Annex (for "other" Schedule 1 facilities) (subparagraph 12(s) of the Paris Resolution).

4. Develop guidelines to assess the risk to the object and purpose of the Convention posed by the relevant chemicals, the characteristics of the facility and the nature of the activities carried out there, in accordance with Part VI, paragraph 23 of the Verification Annex (subparagraph 12(q) of the Paris Resolution).

5. Finalise guidelines for provisions regarding scheduled chemicals in low concentrations, including in mixtures, in accordance with Part VII, paragraph 5, and Part VIII, paragraph 5, of the Verification Annex (subparagraph 12(t) of the Paris Resolution).

6. Develop and finalise models for facility agreements covering detailed inspection procedures, in accordance with Part VI, paragraph 27 of the Verification Annex (in regard to SSSFs) (subparagraph 12(r) of the Paris Resolution).

(b) Other priority tasks:

1. Finalise the model facility agreement for Schedule 2 plant sites covered under Article VI of the Convention.
2. **Resolve** the issue of whether or not the term "production by synthesis" used in Part IX includes biochemical and biologically mediated processes.

3. **Agree** on the method of reporting aggregate national data for Schedule 2 and 3 chemicals.

4. **Complete discussions** on: the tentative understandings in regard to discrete organic chemicals including PSF chemicals; "production" as defined in subparagraph 12(a) of Article II; and biochemical and biologically mediated processes in relation to scheduled chemicals.

(c) **Other tasks:**

1. **Develop** solutions for the issue of castor bean processing plants.

2. **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 subparagraphs 2.4 and 4.5 of PC-VIII/B/WP.10.

3. **Resolve** the issue of the meaning of the term "a State Party" in subparagraph 8(a)(i)(2) of Article II (see subparagraphs 5.4 - 5.6 of PC-VIII/B/WP.10).

4. **Develop** the model facility agreement for Schedule 3 facilities covered under Article VI of the Convention.

**Documents:**

1. Chairman's initial version of a Draft Model Agreement for Schedule 1 Facilities

2. National proposals for the Draft Model for Schedule 1 Facility Agreements

3. Revised Draft Model Agreement for Schedule 2 Plant Sites, prepared by the Chairman of the Expert Group

4. Chairman's non-paper on Outstanding Chemical Industry Declaration Issues (Revision 1, to be issued)

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**V. EXPERT GROUP ON OLD AND ABANDONED CHEMICAL WEAPONS**

*(Chairman: Dr. P. Krejsa - Austria)*

(a) **Task identified in the Paris Resolution:**

1. **Develop** guidelines to determine the "usability" of chemical weapons produced between 1925 and 1946, in accordance with Part IV(b), paragraph 5, of the Verification Annex (subparagraph 12(n) of the Paris Resolution).
(b) Other priority tasks:

1. **Resolve** the issue of verification and destruction requirements for old chemical weapons produced between 1925 and 1946.

2. **Develop** destruction and verification requirements for abandoned chemical weapons, including a possible challenge inspection.

3. **Finalise** the declaration requirements for old chemical weapons produced between 1925 and 1946.

(c) Other tasks:

1. **Resolve** the issue of the cost of the verification of old chemical weapons and their destruction as referred to in paragraph 8 of the Annex to the Second Report of the Expert Group (PC-VI/B/WP.5).

2. **Finalise** the Draft of Section E-1 of the Declaration Handbook entitled Old Chemical Weapons Produced Before 1925, reflecting the different views expressed by delegations.

Documents:

1. Draft of Section E-1 of the Declaration Handbook entitled Old Chemical Weapons Produced Before 1925

2. Materials on declaration requirements for old chemical weapons produced between 1925 and 1946

3. Draft of the section of the Declaration Handbook entitled Abandoned Chemical Weapons

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VI. EXPERT GROUP ON CONFIDENTIALITY

(CHAIRMAN: )³

Tasks:

1. **Consider** the States Parties’ possible exercise of national jurisdiction in the event that immunity from jurisdiction is waived by the Director-General in the case of a serious breach of confidentiality by a staff member of the Technical Secretariat, including the possibility of concurrent jurisdiction.

2. **Consider** any further proposals relating to the general issue of the application of national jurisdiction to natural or legal persons who have breached confidentiality.

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³ Mr. Abd-El-Naceur Belaïd of Algeria as Friend of the Chair will prepare the next meeting. This is without prejudice to the election of a Chairman by the Expert Group.
3. **Consider** any further proposals that may be made concerning compensation for losses caused by breach of confidentiality.

### VII. EXPERT GROUP ON TECHNICAL COOPERATION AND ASSISTANCE

*(CHAIRMAN: MR. T. JAVED - PAKISTAN)*

(a) **Tasks identified in the Paris Resolution:**

1. **Develop** lists of items to be stockpiled by States Parties for emergency and humanitarian assistance in accordance with Article VIII, subparagraph 39(b) (subparagraph 12(b) of the Paris Resolution).

2. **Develop** procedures for the provision of information by States Parties on their programmes related to protective purposes, in accordance with Article X, paragraph 4 (paragraph 12(d) of the Paris Resolution).

(b) **Other priority task:**

1. **Resolve** other outstanding issues under Articles X and XI.

### VIII. EXPERT GROUP ON INSPECTION PROCEDURES

*(CHAIRMAN: MR. S. KISSELEV - RUSSIAN FEDERATION)*

(a) **Tasks identified in the Paris Resolution:**

1. **Develop** a list of approved equipment in accordance with Part II, paragraph 27, of the Verification Annex (subparagraph 12(e) of the Paris Resolution).

2. **Develop** procedures for inclusion in the inspection manual concerning the security, integrity and preservation of samples and for ensuring the protection of the confidentiality of samples transferred for analysis off-site, in accordance with Part II, paragraph 56, of the Verification Annex (subparagraph 12(h) of the Paris Resolution).

(b) **Other priority tasks:**

1. **Consider** the reports of the Specialist Task Force on Analytical Issues, the Specialist Task Force on OPCW Analytical Databases and the Specialist Task Force on Inspection Equipment Issues.

2. **Develop** provisions for indicating the specific types of equipment for the specific types of inspection.

3. **Develop** a common understanding of the term "particular type of inspection" and the possible equipment-related consequences of the application of this term.
(e) **Other task:**

1. **Review** the Secretariat’s discussion paper outlining its views on the scope of activities of designated laboratories, and the role and status of "other laboratories", as reflected in the Annex to PC-VI/B/WP.4.

**Documents:**

1. Reports of the Specialist Task Force on Inspection Equipment Issues, the Specialist Task Force on Analytical Issues and the Specialist Task Force on the OPCW Analytical Database

2. Discussion paper outlining the Secretariat's views on the scope of activities of designated laboratories, and the role and status of "other laboratories", as reflected in the Annex to PC-VI/B/WP.4 (to be prepared by the Secretariat)

3. Background paper on procedures for inclusion in the inspection manual for ensuring the protection of the confidentiality of samples transferred for analysis off-site, in accordance with Part II, paragraph 56, of the Verification Annex (to be compiled by the Secretariat)

**IX. EXPERT GROUP ON CHALLENGE INSPECTION**  
*(CHAIRMAN: MR. I. MUNDELL - CANADA)*

**Tasks:**

1. **Finalise** recommendation in regard to further operational requirements for inspection equipment for challenge inspection, bearing in mind their technical, legal, budgetary and confidentiality aspects.

2. **Address**, as necessary, cost aspects in case of abuse of the right to request a challenge inspection.

3. **Resolve** the issue of the timing of the notification of challenge inspections.

4. **Finalise consideration** of the 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.
B. TASKS, OBJECTIVES, PRIORITY OF ISSUES AND DOCUMENTS OF TASK FORCES

WORKING GROUP B

I. Expert Group on Inspection Procedures
Specialist Task Force on Analytical Issues

Tasks:

1. **Discuss** the refinements provided by Member States for qualitative sample preparation and GC/MS analytical method, especially in relation to the recovery of polar chemicals from water samples and extracts.

2. **Discuss** the test scenarios for future OPCW/PTS proficiency tests.

3. **Review** the report on the progress of evaluation of some items of the inspection equipment procured for evaluation and training of inspectors carried out on the basis of the technical specifications and the specific operational requirements listed in PC-VIII/B/WP.2 (Attachment 1) in accordance with the Note by the Executive Secretary (PC-XIII/B/2).

4. **Discuss** the results of the First Official OPCW/PTS Inter-Laboratory Comparison Test: Proficiency Test.

5. **Discuss** the issue of the preparation of samples from bulk chemicals with a view to developing appropriate procedures.

Documents:

1. "Test Scenarios for Future OPCW/PTS Proficiency Tests" (to be developed by the Secretariat)

2. Evaluation plan for major items of equipment such as GC-MS and FTIR (to be developed by the Secretariat)

3. Report to be compiled by the Secretariat of the results of the evaluation process of specific items of equipment on the basis of the technical specifications and the specific operational requirements listed in PC-VIII/B/WP.2 (Attachment 1) to be carried out in accordance with the Note by the Executive Secretary (PC-XIII/B/2)
II. Expert Group on Inspection Procedures
Specialist Task Force on OPCW Analytical Database

Tasks:

1. Evaluate new submitted spectra.
2. Review the process of re-submission of spectra.
3. Review the status of creation of the electronic database.
4. Evaluate the chromatographic data.
5. Address the issue of the compatibility of on-site data analysis software utilising the central OPCW Analytical Database (if information is provided).
6. Address the technical aspects of the extraction of data from the central OPCW Analytical Database for continuing approved on-site analytical databases.
7. Address the outcome of discussions between the Secretariat and Finland regarding the use of the VERIFIN database in the OPCW Laboratory.

Documents:

1. Secretariat background paper containing options for the validation of the central OPCW Analytical Database and the on-site analytical databases
2. Information on the on-site data analysis software systems (to be provided by the Secretariat)

III. Expert Group on Inspection Procedures
Specialist Task Force on Inspection Equipment Issues

Tasks:

1. Discuss the administrative package addressing the aspect of medico-legal, religious, ethical and chain-of-custody issues associated with using the biomedical module of the alleged use sample collection kit (to be developed by the Secretariat).
2. Resolve the issue of the role of portable devices for on-site determination of acetylcholinesterase activity.
3. Review the report on the progress of evaluation of some items of the inspection equipment procured for evaluation and training of inspectors carried out on the basis of the technical specifications and the specific operational requirements listed in PC-VIII/B/WP.2 (Attachment 1) in accordance with the Note by the Executive Secretary (PC-XIII/B/2).
Documents:

1. Administrative package addressing the aspect of medico-legal, religious, ethical and chain-of-custody issues (to be developed by the Secretariat in consultation with Member States)

2. Report to be compiled by the Secretariat of the results of the evaluation process of specific items of equipment on the basis of the technical specifications and the specific operational requirements listed in PC-VIII/B/WP.2 (Attachment 1) to be carried out in accordance with the Note by the Executive Secretary (PC-XIII/B/2).
PART II

PLAN OF ACTIVITIES
OF THE
COMMITTEE ON RELATIONS WITH THE HOST COUNTRY
AND OF THE
COMMITTEE ON PREPARATIONS FOR THE FIRST SESSION OF THE
CONFERENCE OF THE STATES PARTIES

COMMITTEE ON RELATIONS WITH THE HOST COUNTRY

Tasks:

1. **Monitor** progress of the realisation of the OPCW building (see subparagraph 2.5 of PC-XIII/HC/8 and Corr.1).

2. **Continue to monitor** the requirements for and the availability of suitable accommodation for use as interim accommodation and at an appropriate time, taking account of subparagraph 5.2 of PC-XIII/HC/8; consider and authorise the Executive Secretary to **conclude** a Tenancy Agreement for such accommodation.

3. **Continue to monitor** as required all accommodation-related issues, including the realisation of the OPCW Laboratory and Equipment Store and the preparations for the First Session and subsequent sessions of the Conference of the States Parties.

4. **Continue to consider and make recommendations** on all issues pertaining to the Host Country Bid (Annex 3 of the Paris Resolution) and the associated Understandings between the Host Country and the Commission concerning the Implementation of Paragraphs 6, 7, 9 and 11 of Annex 3 of the Paris Resolution.

COMMITTEE ON PREPARATIONS FOR
THE FIRST SESSION OF THE CONFERENCE OF THE STATES PARTIES

Consultations on, and coordination of, issues related to preparations for the First Session of the Conference of the States Parties, including, *inter alia*:

(a) **substantive tasks:**

   (i) the structure and content of the Final Report of the Commission;

   (ii) the agendas for the First Session of the Conference and the first meeting of the Executive Council;

   (iii) the allocation of agenda items to the subsidiary organs of the Conference; and

   (iv) the preparation of background documentation;
(b) institutional and procedural tasks:

(i) the working structure of the First Session of the Conference;

(ii) the provisional rules of procedure of the Conference and the Executive Council;

(iii) preparations for the election of officers and the timely appointment of the Director-General;

(iv) the numerical distribution of seats among regional groups in regard to the first election of 20 members of the Executive Council, to be elected for a term of one year, with due regard being paid to the established numerical proportions as described in paragraph 23 of Article VIII;

(v) the transfer of the property, functions and recommendations of the Commission; and

(vi) the necessary sequence of decisions and other actions by the Conference;

(c) consultations on, coordination of and, when necessary and urgent, action on the practical arrangements for the First Session of the Conference, including timing, duration, level, participation and attendance; and

(d) recommendations for consideration and decision by the Commission. Regular reports to the Commission on any action taken by the Committee.
## PART III. SCHEDULE OF MEETINGS

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