

# Report from the 37th session of the Implementation Committee

36<sup>th</sup> Executive Body meeting  
15 - 16 December 2016, Geneva

Manfred Ritter  
IC Chair

# Agenda

- (1) Committee Members
- (2) Approach
- (3) Compliance with Obligations on
  - Emission Reduction
  - Reporting

# Committee Members



new member

1. Wendy Altobello (BE), legal expert

2. Emmanuel Fiani (FR), technical expert

3. Alice Gaustad (NO), technical expert

new member

4. Petra Hagström (SE), technical expert

new member

5. Nataša Kacic-Bartulovic (HR), legal exp.

new member

6. Jennifer Landsidle (US), legal expert

new member

7. Nebojsa Redzic (RS), technical expert

8. Manfred Ritter (AT), technical expert

New member

9. Add. member: to be elected by the EB

# Approach

- to review compliance with “a view to securing a constructive solution” (Decision 2012/25).
- improve the active co-operation with the Parties through dialog and open invitations to the meetings of the IC
- Use the expertise of (a mix of) legal and technical experts with a focus on resolving (long-standing) cases of non-compliance

# Compliance with emission reduction obligations

## Closed referrals (Country in compliance):

- Liechtenstein Protocol on Heavy Metals (Cd)
- Latvia Protocol on POPs (dioxin/furan)
- Liechtenstein Protocol on POPs (PAH)
- Italy Protocol on POPs (PAH)

# Compliance with emission reduction obligations

## Cont.: Follow-up to EB Decisions

- Finland, inventory adjustment procedure, Gothenburg Protocol (NH<sub>3</sub>)  
information provided – progress (measures) – Timeline
- Cyprus, Protocol on NO<sub>x</sub>  
CY expects to be in compliance within the next few years, but NO<sub>x</sub> emissions had been rising again between 2013 and 2014.

# Compliance with emission reduction obligations

## Cont.: Follow-up to EB Decisions

- Denmark, Protocol on POPs (PAH)  
Information provided – add. effort – expected compliance 2017/2018
- Iceland, Protocol on POPs (PAH)  
IS has an exemption from its obligations (EB decision 2013/9) provided that IS submits a report on progress by the end of 2016.

# EU and Gothenburg Protocol

- EB concerns about the IC finding that the EU should be treated as “EU-15” for the purposes of its obligations under article 3 of the GP.
- The Committee invited interested Parties to provide additional information
- Submission from the EU in Sept. 2016
  - The EU acceded in 2003 - has since then
  - enlarged several times - now 28 MS
  - NEC Directive transposes the GP, which has been amended to reflect the enlargement EU-internal
  - Ideally, those amended ceilings should have been introduced in the GP



## EU and Gothenburg Protocol (cont.)

- Submission from the EU in Sept. 2016 (cont.)
  - Suggests (in acc. with section 3 of the Vienna Convention on the Law of Treaties), the EB could decide on the interpretation of the ceilings in Annex II of the GP to represent the context in which the Protocol had been agreed in 2003
  - Also sets out possible procedures by which EU ceilings could be adjusted to „EU-28“ ceilings by
    - Reflecting the membership enlargement so that they mirror the successive amendements of annex I of the NEC Directive
    - To be further specified in a EB decision

## EU and Gothenburg Protocol (cont.)

### Implementation Committee

- Thankful for the EU's constructive suggestions and dialog
- Recommends the EB to decide on the interpretation of the GP ceilings as proposed; i.e. as the sum of the 15 Parties at the time the ceiling was agreed
- Notes the willingness of the EU to discuss possible procedures to reflect enlargement

# Compliance with emission reduction obligations

## Cont.: Follow-up to referrals initiated by the secretariat

- FYR Macedonia, 1985 Sulphur Protocol:  
Provided information in July 2016 - expecting compliance in 2018. MK will be invited to a session of the IC in 2017 to present its abatement measures.
- Spain, Gothenburg Protocol (NH<sub>3</sub>):  
ES is close to compliance since 2010 - an increasing emission trend since 2012. ES is invited to attend to the second session of the IC in 2017.

# Compliance with emission reduction obligations

## Continuing referrals, Follow-up to referrals initiated by the secretariat

- Norway, Gothenburg Protocol (NH<sub>3</sub>)  
Information provided – measures & inventory - further information needed

# Compliance with reporting obligations

## Closed referrals (Country is in compliance):

- Croatia Protocol on NO<sub>x</sub> and VOCs (Dec 2013/18), GP
- Greece Protocol on NO<sub>x</sub>, 1994 Sulphur Protocol
- Monaco 1994 Sulphur Protocol, Protocol on HMs
- Hungary Gothenburg Protocol
- Luxembourg Gothenburg Protocol
- European Union Gothenburg Protocol

# Compliance with reporting obligations

## Referrals to be reviewed in 2017, (Dec 2014/8)

- **Albania:** missing annual and base year data (1985 Sulphur Protocol, Protocol on NO<sub>x</sub>)
- **Liechtenstein:** missing annual and base year data (Protocol on POPs)
- **Luxembourg:** missing gridded data (Protocol on HMs, Protocol on POPs)
- **Montenegro:** missing annual data (Protocol on POPs, Protocol on HMs)

# Compliance with reporting obligations

## Referrals to be reviewed in 2017:

- **Moldova (Dec 2013/19):** missing gridded data (Protocol on POPs, Protocol on HMs)
- **France:** missing 2025 and 2030 emission projections (Gothenburg Protocol)
- **Macedonia:** missing 2025 and 2030 emission projections (Gothenburg Protocol)
- **Greece** (Protocol on NO<sub>x</sub>, 1994 Sulphur Protocol)

## Report Summary

- Number of cases closed
- Draft decision on EU & GP
- Continue reviews in 2017



# Thank You!

## **Committe Members**

Wendy Altobello

Emmanuel Fiani

Alice Gaustad

Petra Hagström

Nataša Kacic-Bartulovic

Jennifer Landsidle

Nebojsa Redzic

Manfred Ritter

## **UNECE Secretariat**

Franziska Ilg

Carolin Sanz Noriega



# Compliance with emission reduction obligations

## Referrals to be reviewed again in 2017

- 1) **Finland**: inventory adjustment procedure, Gothenburg Protocol (NH<sub>3</sub>)
- 2) **Cyprus**: Protocol on NO<sub>x</sub>
- 3) **Denmark**: Protocol on POPs (PAH)
- 4) **Iceland**: Protocol on POPs (PAH)
- 5) **FYR Macedonia**: 1985 Sulphur Protocol
- 6) **Spain**: Gothenburg Protocol (NH<sub>3</sub>)
- 7) **Norway**: Gothenburg Protocol (NH<sub>3</sub>)