

Table of Contents

Introduction

- A. Status of contributions to the Mediterranean Trust Fund (MTF)
- B. Revision of the Mediterranean Action Plan (MAP), the Barcelona Convention and its related Protocols
- C. Preparation for the meeting of experts and the Conference of Plenipotentiaries on the Offshore Protocol
- D. Second meeting of experts on the draft Protocol on hazardous wastes in the Mediterranean
- E. Terms of Reference of the Bureau, the Scientific and Technical Committee and the Socio-Economic Committee
 - a. Terms of Reference of the Bureau
 - b. Terms of Reference of the Scientific and Technical Committee and the Socio-Economic Committee
- F. Cooperation of MAP with non-governmental organizations (NGOs)

ANNEXES

- ANNEX I Letter of the President of the Bureau to the Ministry of Foreign Affairs of Italy concerning the contribution to the Mediterranean Trust Fund (MTF)
- ANNEX II Letters of MAP Secretariat to the Ministry of Foreign Affairs of Italy concerning the contribution to the Mediterranean Trust Fund (MTF)
- ANNEX III Status of Contributions as at 30 April 1994
- ANNEX IV Letter of MAP Secretariat to the Ministry of Foreign Affairs of Italy concerning the Second meeting of experts on Hazardous Wastes
- ANNEX V Terms of Reference of the Bureau
- ANNEX VI Terms of Reference of the Scientific and Technical Committee and the Socio-Economic Committee
- ANNEX VII MAP cooperation with NGOs

Introduction

As decided by the Bureau during its last meeting (Ankara, 2-3 February 1994), the present document covers only the recommendations of the Secretariat vis-à-vis a few issues included on the Agenda of the meeting. Details of progress achieved towards each of these issues were reflected in document UNEP/BUR/44/2, "Progress Report by the Deputy Coordinator".

A. Status of contributions to the Mediterranean Trust Fund (MTF)

a. Unpaid pledges for 1993 and prior years

1. The unpaid pledges to the Mediterranean Trust Fund, as at 31 December 1993, amounted to US\$ 4,282,392. As at 30 April 1994, US\$ 590,590 has been collected in the MTF for unpaid pledges for prior years. Included in this amount is US\$ 577,115 representing the 1993 contribution of the Government of Spain to the MTF.
2. Concerning the unpaid pledges of the Government of Italy, a strong action was initiated by the Bureau and the Secretariat (Annexes I and II). Unfortunately the elections and the change of government have further postponed the approval by the Parliament of the payment of this contribution.
3. Concerning the contribution from the EEC, considerable progress has been recorded in the negotiations between the EEC and UNEP concerning the legal problem, and at last the payment of the normal contribution of the EEC to the MTF is expected.
4. As at 30 April 1994 the unpaid pledges for 1993 and prior years amount to US\$ 3,691,802 (Annex III).

b. Pledges for 1994

5. A total amount of US\$ 1,699,456 was received as at 30 April 1994. This amount includes the contributions of the Governments of France (US\$ 1,534,937), Turkey (US\$ 90,956), Israel (US\$ 59,425), Cyprus (US\$ 5,660), Lebanon (US\$ 2,830), Malta (US\$ 2,830), and Monaco (US\$ 2,818).
6. In 1993, an advance of US\$ 7,853 towards its 1994 contribution was received from the Government of Algeria.
7. Not yet recorded in the official UNEP status of contributions is the payment by the Government of Spain of its 1994 contribution (US\$ 605,971), expected beginning of May.
8. The total of 1994's unpaid pledges amounts to US\$ 2,904,176. Detailed financial report is contained in document UNEP/BUR/44/Inf.3

c. Status of the Mediterranean Trust Fund (MTF)

9. As at 31 December 1993, the status of the MTF showed a surplus of US\$ 348,782. In order to urgently cover the salaries in the Mediterranean Action Plan Offices for six months and basic operating costs for two months, US\$ 998,000 was advanced through the UNEP Programme Reserve Allocation. UNEP OCA/PAC allocated an additional US\$ 101,000 from the Environment Fund to cover part of the salaries of IAEA/MEL staff involved in the Mediterranean Action Plan. With the payment of the above-mentioned MTF contributions that have occurred during the month of April, the situation has drastically improved and as at 30 April 1994, the status of the MTF shows a surplus of US\$ 2,888,010.
10. Revisions of project documents are being prepared with the objective of committing these funds to cover salaries and operating costs in the Mediterranean Action Plan Office for the whole year, with the remaining being allocated to the most urgent activities.

d. Counterpart contributions

11. The host country contribution of the Government of Greece was fully received early in April 1994.
12. During the same period, the contribution of US\$ 312,000 from the Government of Italy for the project "Enhancement of Data Processing Facilities and Methods for Environmental Data at the Coordinating Unit for the Mediterranean Action Plan" was received.

Recommendation

13. **The Bureau is requested to intensify its pressure on the Contracting Parties that have not yet paid their contributions, particularly Italy and the EU, taking into consideration the fact that no funds were allocated for the implementation of activities approved by the Contracting Parties for the period of January - June 1994. This is a matter of great concern for the trust and credibility of MAP vis-à-vis the Contracting Parties and the aspirations and expectations of the people of the Mediterranean region.**

e. Other financial matters

Recommendation

14. **As requested by the Bureau during its last meeting, the Secretariat contacted UNEP Headquarters in regard to the unpaid pledges of Yugoslavia (Serbia and Montenegro) as at 31 December 1993 (US\$ 469,975), and the agreement was to reflect the unpaid pledges of Yugoslavia in MAP documents and defer the issue of the unpaid**

pledges to the next meeting of the Contracting Parties to decide upon it. The Bureau may agree on this procedure.

B. Revision of the Mediterranean Action Plan, the Barcelona Convention and its related Protocols

1. As decided by the Bureau (Ankara, February 1994), the meeting of legal and technical experts to review MAP, the Barcelona Convention and its related Protocols, and adapt them to the latest developments in the international environmental law, will be hosted and financed by Spain and will be convened in the city of Barcelona, 14-18 November 1994.

2. Furthermore, the Bureau requested its members and the Secretariat to submit their views on:

...possible modifications or revisions to be introduced in the various instruments of the Barcelona Convention, in order that they be reviewed by the Bureau in its June meeting.

Only one member of the Bureau (Morocco) has responded to this request.

3. On the basis of the comments received and on the long experience of the Secretariat in the field of reviewing, modifying and preparing new or revised sets of legal instruments, the Secretariat would recommend the following procedure for consideration by the Bureau:

- a. the issue of revising or amending the existing legal texts of the Barcelona Convention and its related Protocols being a very sensitive and delicate issue which has political, legal, economic and other dimensions, necessitates that a carefully prepared strategy should begin as early as possible;
- b. the revision or elaboration of a new set of legal instruments for MAP, the Barcelona Convention and its related Protocols, that might affect MAP for the years to come, necessitates the mobilization of all the actors concerned with the Mediterranean, in each Contracting Party, in order to take into account each one's expectations. It would also be appropriate to evaluate past experience so as to draw conclusions and propose their integration in these legal documents;
- c. all Regional Activity Centres (RAC) and other MAP components should submit their concrete comments and proposals relevant to the various MAP texts, not later than 31 May 1994, on the basis of the experience gained during the last two decades of MAP's existence, taking into due consideration the UNCED decisions;

- d. at the appropriate phase, UNEP's legal and sustainable development departments, as well as the Law of the Sea office should be involved in this exercise;

Recommendations

- e. as it is a long and complex task to review and prepare a complete set of revised or new legal texts, it would not be possible for the Ninth Ordinary Meeting (Barcelona, June 1995) to be able to approve new texts of the Convention, the protocols and of the Mediterranean Action Plan (MAP). Therefore, it is suggested that on the occasion of the 20th anniversary of the Mediterranean Action Plan, the Barcelona Conference (June 1995) to approve, at this stage, a revised or a new text of the Mediterranean Action Plan (MAP). This would be much easier, both from the political as well as the legal point of view.
- f. a Declaration (Barcelona Declaration) could be suggested to be adopted by the Ninth Ordinary Meeting, which would embody specific principles by which the Contracting Parties to commit themselves to the issue of the revision of the Barcelona texts, in order to make them adaptable to the latest developments in the International environmental law, and to specify goals to be achieved in the next decade, requesting the MAP Secretariat to prepare them for review by the meetings of Mediterranean experts and subsequent submission to a special meeting (Extraordinary) or to the Tenth Ordinary Meeting of the Contracting Parties (1997).
- g. establishment immediately of a small group of legal and technical experts (3 or 4), appointed in their personal capacity, to advise the Bureau and the Secretariat on this issue; the following composition for the group is recommended:
- a representative of the Bureau (ad personam)
 - Ms. Alicia Barcena, Executive Director, Earth Council (responsible for chapter 17 of Agenda 21/UNCED)
 - Mr. S. Keckes, Ex-Director, OCA/PAC (associated with MAP from its very beginning and presently heavily involved in GEF activities)
 - Mr. J.M. Massin, Ministry of Environment, France, (heavily involved in the Paris Commission)
 - Mr. _____, MAP Coordinator

In case the proposal is accepted by the Bureau, the allocation of the necessary funds is requested (Approx. \$ 16,000) to cover travel costs and DSA. No fee is included.

C. Preparation for the Meeting of experts and the Conference of Plenipotentiaries on the Offshore Protocol

1. As decided by the last meeting of the Bureau and after consultation with the Spanish authorities, the Fourth meeting of experts on the Offshore Protocol will be hosted, financed and convened in Madrid on 11-12 October 1994. The meeting will be followed by the Conference of Plenipotentiaries to be held also in Madrid on 13-14 October 1994. A UNEP/MAP technical mission visited Madrid on 19-23 April 1994 with the objective of reviewing all details relevant to the two meetings including a draft host country agreement to be signed by the two parties, specifying the responsibilities of each one of them. The main documents of the meetings as well as the invitation letters will be sent to all Contracting Parties during June 1994, in order to give enough time to the Contracting Parties to review the draft protocol.
2. During the relative discussions the issue of the possibility of over cost running concerning this activity was tackled by the Spanish authorities and therefore, requested the reduction in the normal requirements of the meetings in Madrid. In a spirit of cooperation, MAP Secretariat accepted most of these reductions to a limit which will not infringe upon the smooth operation of the meetings. However, if the need occurs that additional funds are required, the Bureau may authorize the Secretariat to allocate the extra funds to cover these differences.
3. Moreover, the Spanish authorities have requested that the host government (Spain) covers only the cost of representatives of the developing countries. Representatives from developed Mediterranean Contracting Parties should cover the cost of their own participation. If this request is accepted, it will create a precedent in MAP procedure.

Recommendation

4. **As the practice followed by MAP Secretariat during the last few years was to cover the costs of participation of all Contracting Parties. It is now up to the Bureau to give directions to the Secretariat on this issue.**

The Bureau is also requested to authorize the Secretariat to allocate, if it is needed, extra funds to cover the costs of the meetings on the Offshore Protocol.

D. Second meeting of experts on the draft protocol for Hazardous Wastes in the Mediterranean

1. In conformity with the decision of the Bureau during its last meeting, the Secretariat approached the Italian Government (Ministry of Foreign Affairs)

on 15 February 1994 (Annex IV), with the suggestion that the second meeting of experts be convened in Italy during April 1994, under the aegis of the Government of Italy, with the eventual collaboration of the Italian non-governmental organization concerned (La Facoltà del'Arte e delle Scienze). As the Italian positive response was received only on 14 April 1994, and taking into account the delay thus incurred and conscious of the fact that no funds were available in the MTF to partially finance the costs of the meeting, the Secretariat decided, in consultation with the NGO in question, which will cover part of the costs, to postpone the second meeting of experts until the second half of September 1994.

Recommendation

- 2. The Bureau is requested to approve the postponement of the Second Meeting of Experts until the second half of September 1994.**

E. Terms of Reference of the Bureau, the Scientific and Technical Committee and the Socio-Economic Committee

a. Terms of Reference of the Bureau

1. During its meeting in Ankara (February 1994), the Bureau reviewed and commented on the first draft of the Terms of Reference of the Bureau. It was decided that the members of the Bureau should send their written comments to the Secretariat.

Recommendation

- 2. On the basis of these comments, the Secretariat prepared a second draft of the Terms of Reference for the consideration and approval of the Bureau (Annex V to this document).**

b. Terms of Reference of the Scientific and Technical Committee and the Socio-Economic Committee

1. The first draft of the Terms of Reference of the two standing committees was briefly reviewed by the Bureau at its last meeting and its members were requested to submit their written comments on this draft to the Secretariat.

Recommendation

- 2. On the basis of the comments received from the members of the Bureau, the Secretariat prepared a second draft of the Terms of Reference of the Scientific and Technical Committee and the Socio-Economic Committee, for the consideration and approval of the Bureau (Annex VI).**

F. Cooperation of MAP with non-governmental organizations (NGOs)

1. At its last meeting, the Bureau briefly reviewed the Secretariat's proposal concerning MAP cooperation with NGOs. The Bureau highlighted the importance of collaboration with NGOs particularly in the light of the post Rio situation. However, it suggested that a selective and cautious approach should be followed.

Recommendation

2. **The Secretariat received various written comments from the members of the Bureau as requested by the last meeting. On the basis of the Bureau's deliberations and the comments received, the Secretariat prepared a revised proposal for the consideration and subsequent approval by the Bureau (Annex VII).**

ANNEX I

Letter of the President of the Bureau to the Ministry of Foreign Affairs of Italy



REPUBLIC OF TURKEY
MINISTRY OF ENVIRONMENT

H.E. Mr. B. Andreatta
Minister of Foreign Affairs
ITALY

His Excellency,

I hereby acknowledge the receipt of your letter no: 01/1240, dated 2 Feb 1994 related to the urgent arrangements for the payment of the remaining amount owed by your country mentioned in the Bureau Meeting of the Contracting Parties to the Barcelona Convention during 2-3 Feb. 1994.

We are very pleased to see that the Italian authorities attempt to cover the debts unpaid to the Mediterranean Trust Fund.

In fact, during the Bureau meeting, the Bureau members had the chance to examine in detail the debts owed by the Contracting Parties to the Mediterranean Trust Fund. The deficit in the budget constitutes an obstacle to the performance of the activities prescribed in the 8th Ordinary Meeting of the Contracting Parties in Antalya. Another issue to be mentioned here is whether the Coordination Unit would continue its activities under the assistance of UNEP.

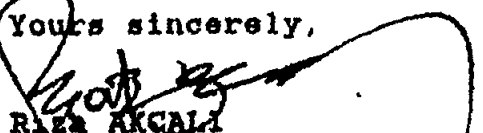
Consequently this situation shows that the payment of contributions owed by many countries including your country, is very important with respect to the future of the Mediterranean Action Plan.

During Antalya meeting, the Bureau members, who expect the coastal countries to play a leading role in environmental protection in the Mediterranean and consider MAP an international step forward and a pilot project of regional cooperation, asked Italian government to pay their debt amounting to 3,559,933 US \$.

As a result, I would like to emphasize the importance of this Action, committed by the countries who do not pay their cost sharing amount but still want to protect the Mediterranean Program. The financial crisis faced by MAP, could not be hidden from the Mediterranean and international public unless the accumulated debts have been paid regularly.

Thank you in advance for your understanding and cooperation.

Yours sincerely,


Rıza ARÇALI
Minister of Environment
President of the Bureau

ANNEX II

Letters of MAP Secretariat to the Ministry of Foreign Affairs of Italy

PROGRAMME DES NATIONS UNIES POUR L'ENVIRONNEMENT
UNITED NATIONS ENVIRONMENT PROGRAMME

Unité de coordination
du Plan d'action pour la Méditerranée



Coordinating Unit
for the Mediterranean Action Plan

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P.O.Box 18019
GR 116 10 Athens

FACSIMILE TRANSMISSION

Total number of pages including this cover (1)

Date: 7 February, 1994

Reference: LJ/mf

TO: H.E. Mr B. Andreatta
Minister of Foreign Affairs of
Italy
00194 Rome, Italy

FROM: L. Jetic
Deputy Co-ordinator
UNEP/MAP
Athens
Greece

FAX #: 39 6 3222850

FAX #: (301) 7253196-7

MESSAGE:

SUBJECT: ITALIAN CONTRIBUTION TO THE MEDITERRANEAN TRUST FUND OF UNEP

Your Excellency,

Thank you very much for your fax dated February 2, 1994 regarding the Italian contribution to the Mediterranean Trust Fund of UNEP.

The fax arrived in time to be read at the meeting of the Bureau of the Contracting Parties in Ankara on 4 February 1994 and it was met with appreciation by the President and the members of the Bureau. Earlier in the meeting, the Bureau did express deep concern about the outstanding contributions of some Contracting Parties.

I am very glad that the fast-track procedure which will allow a prompt solution was applied and I am certain that with your kind continuous concern the problem will be solved very soon.

Please accept, Your Excellency the assurances of my highest consideration.

copy: H.E. Mr R. Akçali, Minister of Environment, Ankara (Fax 90 312 3411356)
Mr N. Htun, Deputy Executive Director, UNEP, Nairobi (Fax 254 2 217487)
Mr P. Schröder, Director, OCA/PAC, UNEP, Nairobi (Fax 254 2 230127)

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Unité de coordination
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FACSIMILE TRANSMISSION

Total number of pages including this cover (2)

Date: 7.3.94

Reference: FSC/dh

TO: H.E. Mr Beniamino Andreatta
Minister of Foreign Affairs
Ministry of Foreign Affairs
Rome, Italy

FROM: L. Jectic
Deputy Co-ordinator
UNEP/MAP
Athens
Greece

FAX #: (0039)(6) 3222804

FAX #: (301) 7253196-7

MESSAGE:

Excellency,

I refer to your letter of 2 February 1994 and to the information we received from the Italian Embassy in Athens, concerning the payment of the 1992-1993 contributions of your Government to the Mediterranean Trust Fund of the Mediterranean Action Plan of UNEP.

In this connection, we have been informed that the Senate has recently approved the "Disegno di Legge" no.1740 related to the financing of the MAP. If our interpretation was correct, this procedure did not correspond to the "fast-track" procedure you indicated in your letter of 2 February 1994, letter which was referred to and read with great satisfaction by the members of the Bureau of the Contracting Parties (Turkey, France, Spain, Morocco, Tunisia and Lebanon) during their February Meeting.

Allow me, Your Excellency, to reiterate the vital importance that the payment by Italy of the 1992-1993 contributions to MAP would have for the programme, which, in spite of the loan we exceptionally obtained, is now in very dire straits. We therefore hope that you may still make use of the fast-track procedure which could allow the fast payment to the Trust Fund.

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Confident in your continued support for the programme, and in our conviction that your Government will spare no efforts in order to restore the activities of the Mediterranean Action Plan, allow me, Your Excellency, to ask you once more to use all the means at your disposal to initiate the fast-track procedure you assured us that you would use to solve such a delicate situation.

Accept, Your Excellency, the assurance of our high consideration.



L. Jetic
Deputy Co-ordinator
UNEP/MAP

cc: H.E. Mr Riza Akçali, President of the Contracting Parties, Minister of Environment,
Ministry of Environment, Ankara
Members of the Bureau of the Contracting Parties
Mr N. Htun, Deputy Executive Director, UNEP Headquarters, Nairobi
H.E. Ms Laura Fincato, Undersecretary, Ministry of Foreign Affairs, Rome, Italy

ANNEX III

Status of Contributions as at 30 April 1994

REGIONAL TRUST FUND FOR THE PROTECTION OF THE
MEDITERRANEAN SEA AGAINST POLLUTION
Status of Contributions as at 30 April 1994
(in United States dollars)

COUNTRIES	Unpaid pledges as at 31 Dec 1993	Adjustments for prior years	Pledges for 1994	Collections		Collections in		Unpaid pledges for prior years	Unpaid pledges for 1994
				during 1993 for 1994 and fut. years	during 1994 for prior years	1994 for 1994 and future years			
Albania	2,695.00	0.00	2,830	0	0	0	0	2,695	2,830
Algeria	0.00	0.00	42,446	7,853	0	0	0	0	34,593
Bosnia Hercegovina	0.00	0.00	12,128	0	0	0	0	0	12,128
Croatia	0.00	0.00	39,212	0	0	0	0	0	39,212
Cyprus	0.00	0.00	5,660	0	0	5,660	0	0	0
Egypt	0.00	0.00	19,808	0	0	0	0	0	19,808
France	0.00	0.00	1,534,937	0	0	1,534,937	0	0	0
Greece	0.00	0.00	113,594	0	0	0	0	0	113,594
Israel	0.00	0.00	59,425	0	0	59,425	0	0	0
Italy	2,291,801.00	0.00	1,268,132	0	0	0	0	2,291,801	1,268,132
Lebanon	2,695.00	0.00	2,830	0	2,695	2,830	0	0	0
Libyan Arab Jamahiriya	257,283.00	0.00	79,637	0	0	0	0	257,283	79,637
Malta	0.00	0.00	2,830	0	0	2,830	0	0	0
Monaco	0.00	0.00	2,830	0	0	2,818	0	0	12
Morocco	0.00	0.00	11,319	0	0	0	0	0	11,319
Slovenia	0.00	0.00	27,085	0	0	0	0	0	27,085
Spain	577,115.00	0.00	605,971	0	577,115	0	0	0	605,971
Syrian Arab Republic	10,780.00	0.00	11,319	0	10,780	0	0	0	11,319
Tunisia	0.00	0.00	8,489	0	0	0	0	0	8,489
Turkey	0.00	0.00	90,956	0	0	90,956	0	0	0
Yugoslavia	469,975.40	0.00	0	0	0	0	0	469,975	0
European Economic Community pledge	96,250.00	0.00	101,063	0	0	0	0	96,250	101,063
Total	3,708,594.40	0.00	4,042,501	7,853	590,590	1,699,456	3,118,004	2,335,192	
EEC Voluntary Contribution	573,798.00	0.00	568,984	0	0	0	573,798	568,984	
Total	4,282,392.40	0.00	4,611,485	7,853	590,590	1,699,456	3,691,802	2,904,176	

Total contributions during 1994 as at 30 April 1994 is USD 2,290,046.00

**TRUST FUND FOR THE PROTECTION OF THE MEDITERRANEAN SEA
AGAINST POLLUTION
STATUS AS AT
12/31/93**

	US\$
<u>INCOME:</u>	
Balance available as at 01.01.1992	935,981
Contributions received in 1992/93	7,810,107
Interest accrued in 1992/93	246,044
A. TOTAL INCOME OF TRUST FUND AS AT 12/31/93	8,992,132
<u>COMMITMENTS:</u>	
1992/93 allocation issued by the Deputy Executive Director	8,582,992
<u>APPROVED COMMITMENTS:</u>	
Approved commitments for 1992/93	7,532,983
Approved provisions for programme support costs for 1992/93	979,288
B. TOTAL APPROVED 1992/93 COMMITMENTS/PROVISIONS	8,512,271
C. BALANCE AVAILABLE (A-B)	479,862
<u>PROPOSED COMMITMENTS:</u>	
Proposed commitments for 1993/94	116,000
Proposed provisions for programme support costs for 1993/94	15,080
D. TOTAL PROPOSED COMMITMENTS/PROVISIONS AS AT 12/31/93	131,080
E. TOTAL APPROVED/PROPOSED COMMITMENTS/PROVISIONS (B+D)	8,643,351
F. SURPLUS/(DEFICIT) OF TRUST FUND (A-E)	348,782

**TRUST FUND FOR THE PROTECTION OF THE MEDITERRANEAN SEA
AGAINST POLLUTION
STATUS AS AT
30/04/94**

	US\$
<u>INCOME:</u>	
Balance available as at 01.01.1994	818,759
Contributions received in 1994/95	2,292,876
Interest accrued in 1994/95	10,397
A. TOTAL INCOME OF TRUST FUND AS AT 30/04/94	3,122,032
<u>COMMITMENTS:</u>	
1994/95 allocation issued by the Executive Director	2,569,345
<u>APPROVED COMMITMENTS:</u>	
Approved commitments for 1994/95	207,100
Approved provisions for programme support costs for 1994/95	26,923
B. TOTAL APPROVED 1994/95 COMMITMENTS/PROVISIONS	234,023
C. BALANCE AVAILABLE (A-B)	2,888,009
<u>PROPOSED COMMITMENTS:</u>	
Proposed commitments for 1994/95	0
Proposed provisions for programme support costs for 1994/95	0
D. TOTAL PROPOSED COMMITMENTS/PROVISIONS AS AT 30/04/94	0
E. TOTAL APPROVED/PROPOSED COMMITMENTS/PROVISIONS (B+D)	234,023
F. SURPLUS/(DEFICIT) OF TRUST FUND (A-E)	2,888,010

ANNEX IV

Letter of MAP Secretariat to the Ministry of Foreign Affairs of Italy
concerning the Second meeting of experts on Hazardous Wastes

PROGRAMME DES NATIONS UNIES POUR L'ENVIRONNEMENT
UNITED NATIONS ENVIRONMENT PROGRAMME

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Date: 7.02.94

Reference:ID/pb

TO: Hon. Laura Fincato
Undersecretary of State for
Foreign Affairs
Ministry of Foreign Affairs
Piazzale de la Farnesina
Rome
Italy

FROM: L. Jettic
Officer-in-charge
UNEP/MAP
Athens
Greece

FAX #: (301) 7253196-7

FAX #: 0039 6 3236 155

MESSAGE:

Subject: Meeting of Mediterranean Experts on the draft Protocol on Hazardous Wastes
for the Mediterranean region

It gives me pleasure to acknowledge receipt of your fax of 14 January 1994, concerning the support of your Government to the Italian NGO "La Facoltà dell'Arte et della Scienza" which is going to host the above mentioned meeting of experts in Rome next April 1994. In this connection, I would like to inform you that this issue was discussed during the last meeting of the Bureau of the Contracting Parties to the Barcelona Convention held in Ankara, Turkey, on 2-3 February 1994. Members of the Bureau are: Turkey (President), Morocco, France, Spain, Tunisia (Vice-Presidents) and Lebanon (Rapporteur).

After a general exchange of views on this issue, the Bureau agreed on the following decision:

"The proposal to accept the offer of an Italian NGO to host the Second Meeting of Experts on Hazardous Wastes was questioned. It was agreed that the Secretariat should approach the Italian Government with the suggestion that the meeting of experts should be convened under the aegis of the Government of Italy, with the eventual collaboration with the Italian NGO in question".

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UNITED NATIONS ENVIRONMENT PROGRAMME**

Taking into consideration the above mentioned decision of the Bureau, and in the event that your Government is ready to convene this meeting under its aegis, I would appreciate receiving as early as possible a confirmation from your side to that effect.

In case we receive your positive answer, invitations as well as a provisional agenda and other documentation will be sent from this office to the Contracting Parties. As regards the financial assistance from your Government, we expect that it will be according to what has been previously discussed.



*Il Sottosegretario di Stato
per gli Affari Esteri*

Roma, 11 aprile 1994

UNEP CO-ORDINATING UNIT MEDITERRANEAN AREA
RECEIVED
14 APR 1994
LOCATION <i>13</i>
1. Led
2. Indexed
3. Enquired
<i>H. wastes</i>
<i>BUR/44</i>

Mr. L. Joffe
Officer in charge
UNEP/MAP
ATENE

per p.c. Dr. S. Illuminato
Presidente della
"Facoltà dell'Arte e della
Scienza" (FAS)
ROMA

Faccio seguito alla precorsa corrispondenza intrattenuta con Voi e con la FAS "La Facoltà dell'Arte e della Scienza" - riguardante la futura realizzazione in Italia del *II^o Meeting of Mediterranean Experts on the draft Protocol of transboundary movements of hazardous wastes for the Mediterranean Region* - ed, in particolare, alle richieste avanzate di porre sotto l'egida di questo Ministero la manifestazione organizzata dalla sopra menzionata Organizzazione non governativa.

A tal proposito Vi informo che con nota telegrafica del 23 marzo scorso n. 9013 è stata data comunicazione al dr. Illuminato, presidente della FAS, che le richieste hanno trovato accoglimento e ottenuto così la concessione del patrocinio del Ministero degli Affari Esteri.

L'occasione è gradita per augurare il buon proseguimento di lavoro e per inviare cordiali saluti,

Laura Finato

- On. Laura Finato -

Informal translation

I refer to the previous correspondence with you and with F.A.S. on the subject of the convening in Italy of the "*II Meeting of Mediterranean Experts on the draft Protocol of transboundary movements of hazardous wastes for the Mediterranean Region*", and in particular to the request to put the Meeting organized by the above-mentioned NGO under the aegis of this Ministry.

In this connection I wish to inform you that with telex no. 9013 dated 23 March 1994 Dr Illuminato has been informed that his requests have been accepted and that he has obtained the patronage from the Ministry of Foreign Affairs.

Best wishes for the successful continuation of your work and best regards.

H.E. Laura Fincato
Ministry of Foreign Affairs

ANNEX V

TERMS OF REFERENCE OF THE BUREAU

ARTICLE I

The Bureau of the Contracting Parties shall be composed of representatives of six Contracting Parties elected by the Ordinary Meetings of the Contracting Parties to the Convention for the Protection of the Mediterranean Sea against pollution and its related protocols.

ARTICLE II

The members of the Bureau, representing their respective countries, shall serve as the President, the four Vice-Presidents and the Rapporteur of the meetings and conferences of the Contracting Parties. The President, or in his absence one of the Vice-Presidents designated by him, shall serve as Chairman of the Bureau. The Co-ordinator shall set ex-officio in an advisory capacity on the Bureau. each Bureau member may be accompanied by an advisor/s.

ARTICLE III

In electing the members of the Bureau, the Ordinary Meetings of the Contracting Parties shall observe the principal of equitable geographical distribution.

ARTICLE IV

Contracting Parties represented on the Bureau in accordance with Article I shall hold office until the election of the new Bureau at the next Ordinary Meeting of the Contracting Parties. Members shall be eligible for re-election.

ARTICLE V

The Bureau shall meet at least twice a year in principle for a two day period, in regular meetings and in extraordinary meetings, upon one month's notice, as may be necessary for the efficient discharge of its duties upon the summons of its President or upon request by one of its members. It shall meet at such Mediterranean places as may be convenient.

ARTICLE VI

The Bureau shall invite any Contracting Party(ies) which so requests to participate as an observer in its deliberations on any matter of particular concern to that Party(ies).

ARTICLE VII

The Coordinating Unit shall prepare the draft Agenda for each Bureau meeting, which can be completed or amended by the members of the Bureau, giving adequate advance notice to that effect.

ARTICLE VIII

The Coordinating Unit shall prepare the documents needed for the discussion of the various agenda items. These documents shall be sent two weeks before the meeting and shall include as a minimum the following:

- draft agenda;
- status of contributions and letters requesting payment or reminders, as appropriate;
- status of funds committed;
- reports of the Coordinating Unit and the various Regional Activity Centres on activities carried out;
- reports on the activities of Mediterranean NGOs having consultative status with MAP; and
- identification of the main international and national events contributing to a better knowledge of environmental development and of sustainable development in the region and which may provide a sounder basis for decision making.

ARTICLE IX

The Bureau shall give a budgetary indication to the Secretariat and the Socio-Economic Committee and the Scientific and Technical Committee for the next biennium.

ARTICLE X

The Bureau shall consider the draft work programme and budget proposals prepared by the Secretariat in the light of the proposals of the Socio-Economic Committee, the Scientific and Technical Committee or other MAP institutional structures for the next biennium submitted by the Executive Director of UNEP to the meetings of the Contracting Parties and shall transmit the Bureau's comments and recommendations to the meetings of the Contracting Parties, having regard to the general interest and priorities of the Mediterranean Action Plan.

ARTICLE XI

The Bureau shall recommend to the meetings of the Contracting Parties the admission of new Contracting Parties.

ARTICLE XII

The Bureau shall review the progress in the implementation of the Action Plan, the Convention and its related Protocols and shall give effect to the decisions and policies of the meetings of the Contracting Parties, acting under their authority. The Bureau shall supervise the work of the Secretariat and the Regional Activity Centres (RACs) in the implementation of the programme and budget management adopted by the meetings of the Contracting Parties, within the framework of the biennial budget, available resources and priorities.

ARTICLE XIII

The Bureau shall, in periods between the meetings of the Contracting Parties, review the relations with similar regional Action Plans, International financial institutions and programmes and relevant Non-Governmental Organizations. In cooperation with the Secretariat, the Bureau may submit to the meetings of the Contracting Parties policy proposals concerning such a relationship.

ARTICLE XIV

The Bureau shall decide, on response of the Mediterranean Action Plan, in case of emergency situations and shall take emergency measures within the functions and financial resources of the Mediterranean Action Plan to deal with events requiring immediate action.

ARTICLE XV

The minutes of the Bureau meeting shall be submitted as soon as possible, but no later than two months after the meeting, to the focal points of the Contracting Parties.

ARTICLE XVI

The Bureau shall have such other powers as the meetings of the Contracting Parties may decide to delegate to it.

ANNEX VI

TERMS OF REFERENCE OF THE SCIENTIFIC AND TECHNICAL COMMITTEE AND THE SOCIO-ECONOMIC COMMITTEE

A. TERMS OF REFERENCE OF THE SCIENTIFIC AND TECHNICAL COMMITTEE

The Committee consists of representatives of the Contracting Parties designated by the National Focal Points for the Mediterranean Action Plan.

The functions of the Committee, acting as the subsidiary body of the Contracting Parties, are:

- to review the progress in the implementation of scientific and technical component of the Mediterranean Action Plan, within the framework of a sustainable development programme for the Mediterranean region;
- to provide advisory functions within the field of its competence;
- to provide assessment of the state of scientific knowledge on the relevant issues;
- to identify innovative, efficient and state-of-the art technologies and know-how relating to sustainable development in the Mediterranean and advise on the ways and means of promoting such development and/or transferring such technologies.
- to review the workplan and budget proposed by the Secretariat for the scientific and technical programme of the Mediterranean Action Plan, taking into special consideration the financial constraints, and the budgetary indications given by the Bureau, and to recommend their adoption with modifications, as deemed necessary, to the meetings of the Contracting Parties;
- to take decisions about the adjustments in the programme and budget of the scientific and technical component of the Mediterranean Action Plan, within the mandate given to the Committee by the Contracting Parties;
- to keep informed about the progress in the implementation of the socio-economic component of the Mediterranean Action Plan in order to ensure a harmonious and mutually reinforcing development of all components of the Mediterranean Action Plan.
- to respond to scientific, technical, technological and methodological questions that the meetings of the Contracting Parties may put to the body.

B. TERMS OF REFERENCE OF THE SOCIO-ECONOMIC COMMITTEE

The Committee consists of representatives of the Contracting Parties designated by the National Focal Points for the Mediterranean Action Plan.

The functions of the Committee, acting as the subsidiary body of the Contracting Parties, are:

- to review the progress in the implementation of the socio-economic component of the Mediterranean Action Plan, within the framework of a sustainable development programme for the Mediterranean region;
- to provide advisory functions within the field of its competence;
- to provide assessment of the state of socio-economic knowledge on the relevant issues;
- to identify innovative, efficient and state-of-the art technologies and know-how relating to sustainable development in the Mediterranean and advise on the ways and means of promoting such development and/or transferring such technologies;
- to review the workplan and budget proposed by the Secretariat for the socio-economic programme of the Mediterranean Action Plan, taking into special consideration the financial constraints, and budgetary indications given by the Bureau, and to recommend their adoption, with modifications, as deemed necessary, to the meetings of the Contracting Parties;
- to take decisions about the adjustments in the programme and budget of the socio-economic development programme of the Mediterranean Action Plan, within the mandate given to the Committee by the Contracting Parties;
- to keep informed about the progress in the implementation of the scientific and technical component of the Mediterranean Action Plan in order to ensure a harmonious and mutually reinforcing development of all components of the Action Plan.
- to respond to scientific, technical, technological and methodological questions that the meetings of the Contracting Parties may put to the body.

ANNEX VII

MAP COOPERATION WITH NGOS

1. Introduction

- 1.1 It is the general policy of UNEP/MAP to encourage relevant international Non-Governmental Organizations (NGOs) in the Mediterranean region to cooperate with and participate in the work of UNEP/MAP in carrying out environmental protection and sustainable development activities.

Accordingly, the Rules of Procedure of MAP were amended in 1989 to cover this policy:

"The Executive Director shall, with the tacit consent of the Contracting Parties, invite to send representatives to observe any public sitting of any meeting or conference, including the meetings of technical committees, any international non-governmental organization which has direct concern in the protection of the Mediterranean Sea against pollution". (Rule 8).

- 1.2 The objectives of MAP's Collaboration with NGOs are to advance the general purposes of MAP and to promote the policies, strategies and programmes derived from the Barcelona Convention and its related protocols and the decisions of the Contracting Parties and in particular, in training and mobilizing public attention to critical environmental issues, in creating a favourable climate for environmental actions, public support and monitoring, and in promoting the policies of their own organizations in support of UNEP's goals.

Moreover, the purposes of such collaboration are to secure expert information and advice and technical cooperation and assistance from international NGOs and to enable organizations which represent important sections of public opinion in the Mediterranean to express the views of their members.

- 1.3 MAP should, in relation to NGOs, act in conformity with the various decisions of the Meetings of the Contracting Parties to the Barcelona Convention.

2. Procedure for selecting NGOs

The establishment of relations with NGOs shall be an evolving process proceeding through a number of separate stages as described in the following procedure:

- 2.1 Any Non-Governmental Organization (NGO) which is concerned primarily with environmental issues and sustainable development at the Mediterranean or a part of the Mediterranean area and is free from concerns of commercial of profit making nature, may be entitled, upon request, to the status of "MAP correspondent and partner".
- 2.2 This status shall be accredited only to NGOs which comply with the following criteria:
 - a. Relevance of its aims and activities to the MAP goals stipulated in the Barcelona Convention and its related Protocols.
 - b. Existence of a Constitution or terms of reference approved by an Assembly.
 - c. Existence of a Board of directors (or equivalent) and a Bureau or a Committee elected at regular intervals.
 - d. Establishment of its headquarters or one of its offices in a Mediterranean country (since at least two years).
 - e. Existence of a concrete programme and budget and administrative structure.
 - f. Provision of regular information and limited financial assistance (if possible) to MED Coordinating Unit on the organization's activities, achievements, training programmes, raising of public awareness and any other relevant activities.

The special status of NGOs from developing Mediterranean Countries should be observed.

3. NGO's Categories

- 3.1 The list of NGOs affiliated to MAP will be drawn up and revised every two

years (for which the agreements shall be valid) by the Bureau of the Contracting Parties, on behalf of the Contracting Parties, to which the Bureau shall submit its decisions.

In order that the Bureau have a pertinent information to adopt or revise the list, the Coordinating Unit shall submit to it a dossier on each NGO which shall contain the following:

- a. the NGO's Constitution or terms of reference and its rules of procedure, as well as a list of the Board of Directors (or equivalent) and Bureau;
- b. its programme of activities for the coming biennium;
- c. the report of activities of years past and most especially of the previous year which shall shed light on successes and difficulties;
- d. the organization's own proposals for improving Mediterranean cooperation and the commitments it intends to undertake in order to contribute to such cooperation;
- e. the budget for the current year and for the coming year.

3.2 Any organization which applies to the abovementioned criteria and is thus awarded the status of correspondent and partner, shall have the right to be informed on the activities of MAP through:

- MEDWAVES and
- public documents prepared by MAP especially on such current/future activities as are likely to be of interest to the organization.

However, this status shall not entitle the Organization to receive any financial support. Furthermore, it shall not automatically entitle the organization to attend either general or specialized meetings.

3.3 In order for NGOs to be represented and more importantly, to contribute to the dialogue within the framework of MAP concerning its goals, aims and programmes, there shall be two Forms (Categories) of relation according to the importance of the NGO's field of activity in relation to the

activities of MAP.

These are: Category A - Consultative Status
Category B - Liaison Status

- 3.4 NGOs in Category A (Appendix I-A) shall be entitled to attend all general or specialized meetings organized by the Coordinating Unit or its Regional Activities Centres (RACs) in accordance with Rule 8 of the Rules of Procedure of the Meetings of the Contracting Parties.

Priority in establishing the list shall be given to:

- NGOs of international scope and multidisciplinary interest recognized in their statutes, multinational representation in their governing boards as well as their activities, especially those contributing to Mediterranean cooperation, be concerned with matters covering a substantial portion of MAP's field of activity. The dossier to be submitted by an NGO shall contain information illustrating the abovementioned points.

- a rotating representation of national organizations which are equitably selected among the North, the South, the East and the West of the Mediterranean Region, if possible through agreement among such organizations: consecutive representation shall not be permitted beyond a 2-year period.

- 3.5 NGOs in the B Category (Appendix I-B) are more specialized in their interests. Here again, priority shall be given to organizations covering more than one country or the whole Mediterranean area if possible. They shall be invited to specialized meetings on the basis of their particular interest. They shall be concerned with matters covering a portion of MAP's field of activity.

4. General provisions

- 4.1 During meetings, any organization listed in Category A will maintain an observer status. It will have the right to appoint a representative without the right to vote. The representative shall be entitled to make a statement of an expository nature relevant to the item in which the NGO is particularly interested. He may also, with the consent of the meeting, be invited by the Chairman to make, in the course of the discussion of the item, an additional statement for purposes of clarification.

- 4.2 No organization shall take advantage of its presence at a given meeting to express political, philosophical or religious views: it shall treat information emanating from the meeting as confidential for a reasonable amount of time.
- 4.3 When a Contracting Party organizes or is host to a MAP meeting, it shall be given authority to authorize the participation - with observer status - of a reasonable number (less than 10) of national or sub-regional organizations for the general meetings and of less than 3 for the specialized ones. The list of such organizations shall be sent in writing at least one month before the meeting to the Coordinating Unit or to the relevant Regional Activities Centre (RAC's).
- 4.4 Regional Activities Centres shall have a certain margin of manoeuvre, in respect of the meetings they organize, to complete this list with NGOs interested in the problems to be discussed or in those dealt with specifically by the Regional Activity Centre.
- 4.5 Consultative status will not normally be granted to individual organizations that are members of a larger organization authorized to represent them.
- 4.6 The regular meetings of the Contracting Parties, upon recommendation by its Bureau, may terminate arrangements for Consultative status of an NGO, which are no longer considered necessary or appropriate in the light of changing programmes, non interest of the organization or other circumstances.

5. Responsibilities of NGOs in their relations with MAP

- 5.1 NGOs shall cooperate fully with MAP for the furtherance of the objectives of the Barcelona Convention and its related Protocols and shall be responsible for implementing the mutually agreed programme of collaboration.
- 5.2 NGOs shall utilize the opportunities available to them through their normal work to disseminate information on MAP policies and programmes.
- 5.3 NGOs shall collaborate individually or collectively in the implementation of MAP programmes.
- 5.4 NGOs shall individually or collectively collaborate with the Contracting

Parties to the Barcelona Convention in the area of implementation of national/regional strategies for the protection of the Mediterranean environment and the implementation of sustainable development projects.

- 5.5 NGOs shall send to MAP its reports and publications on an exchange basis.
- 5.6 NGOs shall keep MAP informed of changes in its structure and memberships, as well as of important changes in its secretariat.

A. List of Non-Governmental Organizations with Consultative Status to be invited as an observer to MAP meetings

ACOPS - Advisory Committee on Pollution of the Sea (England)
Amigos del Mediterraneo (Spain)
APNEK - Association de Protection de la Nature et de l'Environnement de Kairouan (Tunisia)
Arab Office for Youth and Environment (Egypt)
CEFIC - European Chemical Industry Council / EUROCHLOR (Belgium)
CIIRC - International Centre for Coastal Resources Research (Spain)
CYMEPA - Cyprus Marine Environment Protection Association (Cyprus)
DHKD - Dogal Hayati Koruma Dernegi (The Society for the Protection of Nature) (Turkey)
EEB - European Environmental Bureau / Mediterranean Information Office (Greece)
ENDA Inter-Arabe Environnement et Développement dans le Monde Arabe (Tunisia)
E & P Forum - The Oil Industry International Exploration and Production Forum (England)
Foundation for International Studies (Malta)
Friends of the Earth International (Belgium)
Greenpeace International (Netherlands)
HELMEPA - Hellenic Marine Environment Protection Association (Greece)
ICCOPS - International Centre for Coastal and Ocean Policy Studies (Italy)
ICOMOS - International Council on Monuments and Sites (France)
IJO - International Juridical Organization for Environment and Development (Italy)
JCI - Jaycees Ankara (Turkey)
La Facoltà dell'Arte e della Scienza (Italy)
LI.N.E. - L'Association Liban Nature Environnement (Lebanon)
MAREVIVO Associazione Ambientalista (Italy)
MEDASSET - Mediterranean Association to save the Sea Turtles (Greece)
MEDMARAVIS - Mediterranean Marine Bird Association (France)
Station Biologique de la Tour du Valat (France)
WWF - World Wide Fund for Nature (Switzerland)

B. List of Non-Governmental Organizations with Liaison Status

Association des Amis de la Mer (Algeria)
Association de Jeunes pour la Protection de l'Environnement (Algeria)
Business Council for Sustainable Development (Switzerland)
CEFIGRE - Centre de Formation Internationale a la Gestion des Ressources en Eau (France)
Conference des Region Periph. Maritims de la CEE (Belgium)
Cousteau Foundation (France)
ECOSYSTEM - Hellenic Centre for the Protection of Environment (Greece)
Environment Foundation of Turkey (Turkey)
Forêt Méditerranéenne (France)
HELINAS - Hellenic Institute of Solidarity and Cooperation with Developing Countries (Greece)
ICBP - International Council for Bird Preservation (England)
INSULA - International Scientific Council for Islands Development (Italy)
IMC - International Marine Centre (Italy)
I.O.I. - International Ocean Institute (Malta)
IPIECA - International Petroleum Industry Environmental Conservation Association (England)
Lega Navale Italiana (Italy)
MAMBO - Mediterranean Association for Marine Biology and Oceanography (Italy)
MEDITERRANEE 2000 (France)
MEDIVA - Academia Mediterraneaum Halicarnasinsis Foundation (Turkey)
NETWORKS: MEDCOAST (Ankara) MEDCITIES (Marseille) MEDPAN (Port Cros) MEDWAN MEDWET MEDSPA
Organizaton of Islamic Capitals & Cities (Saudi Arabia)
PPNEA - Protection and Preservation of Natural Environmênt (Albania)
RIMMO - Réserve Internationale Maritime en Méditerranée Occidentale (France)

SOGESTA - Società di Gestione Studi e Technologie Avanzate (Italy)
UIA - Union Internationale des Architects (France)
Union of Med. Towns (France)
Université d' Aix Marseille - Centre d' Etudes et de Recherches Internationales et Communautaires (CERIC) (France)