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MEDITERRANEAN ACTION PLAN

Meeting of the MAP Focal Points

Athens, Greece, 28 November – 1 December 2011

CORRIGENDUM

Draft Decision

pertaining to the Compliance Committee: amendment to the Compliance Procedures and mechanisms, programme of work for Biennium 2012-2013 and partial renewal of membership

Draft Decision

pertaining to the Compliance Committee: amendment to the Compliance Procedures and mechanisms, programme of work for Biennium 2012-2013 and partial renewal of membership

The 17th meeting of the Contracting Parties,

Recalling Articles 18 and 27 of the Convention for the Protection of the Marine Environment and the Coastal Region of the Mediterranean, as amended at Barcelona in 1995, hereinafter “the Barcelona Convention”,

Also recalling decision IG 17/2 of the 15th Meeting of the Contracting Parties in 2008, by which they approved the Procedures and Mechanisms on Compliance under the Barcelona Convention and its Protocols, hereinafter “the Compliance Procedures and Mechanisms”, and particularly paragraphs 4, 5, 6, 7 and 8 of the aforementioned,

Also recalling decision IG 19/ 1 of the 16th meeting of the Contracting Parties, by which they approved the Rules of Procedure for the Compliance Committee,

Having considered the report on the activities of the Compliance Committee, submitted to the Meeting of the Contracting Parties by the Committee’s Chair, pursuant to section VI of decision IG 17/2, for the 2010-2011 biennium,

Emphasizing that the Compliance Committee’s priority is to help the Contracting Parties concerned to implement its recommendations and those of Meetings of the Contracting Parties in order to assist them in complying with their obligations under the Barcelona Convention and its Protocols,

Noting with satisfaction the Compliance Committee's implementation, during its two meetings, of its programme of work for the period covered by the report,

Having considered the proposed programme of work for the Compliance Committee covering the 2012-2013 biennium,

Strongly emphasizing the importance for Contracting Parties to comply with their obligations regarding the timely submission of reports on the measures taken to implement the Barcelona Convention and its Protocols during the period 2010-2011, as well as decisions by the Meeting of the Contracting Parties, and for this purpose to use the new standardized reporting format now available online,

Noting the Compliance Committee's decision to propose a change in Rule 6 of the Compliance Procedures and Mechanisms, approved in Decision IG.17/2, in order to allow Committee members to seek a second consecutive term on the Committee,

Encourages Contracting Parties to bring before the Compliance Committee for its consideration any problems of interpretation concerning implementation of the provisions of the Barcelona Convention and its Protocols;

Urges those Contracting Parties that have not yet done so to submit their reports on implementation of the Barcelona Convention and its Protocols as soon as possible;

Requests MEDPOL and other Regional Activity Centres to cooperate with the Compliance Committee by providing it with all relevant information to assist it in carrying out its activities,

Requests the Compliance Committee, pursuant to paragraph 17, section b), of the Compliance Procedures and Mechanisms, to examine repeated non-compliance problems in general;

Notes with satisfaction the two guide leaflets on the subject of Compliance Procedures and Mechanisms approved in Decision IG, which are included in document UNEP (DEPI) MED WG 363/ Inf 16, created by the Compliance committee, and aimed respectively at the Contracting Parties and at the public at large; 17/2,

Requests the Compliance Committee, pursuant to paragraph 31 of the Procedures and Mechanisms on Compliance, to submit a report on its activities to the 18th Meeting of the Contracting Parties, making particular note of any difficulties encountered in the application of the Barcelona Convention and its Protocols;

Elects to the Compliance Committee the new members and alternate members listed in Annex I of this decision, pursuant to Decision IG 17/2 regarding the Compliance Procedures and Mechanisms for the Barcelona Convention and its Protocols;

Approves the Compliance Committee's proposal to modify Rule 6 of Decision IG; 17/ 2 on the subject of the Compliance Procedures and Mechanism, the wording of which is set out in Annex II to this decision;

Approves the programme of work for the Compliance Committee for biennium 2012-2013, which is set out in Annex III to this decision.

Annex I

**New members and alternate members of the Compliance Committee elected
by the 17th Meeting of the Contracting Parties**

Group I – Contracting Parties of the South and East of the Mediterranean

- Mr./Ms., elected as member for a term of four years
- Mr./Ms., elected as alternate member for a term of four years

Group II - Contracting Parties which are European Union members

- Mr./Ms., elected as member for a term of four years
- Mr./Ms., elected as member for a term of four years
- Mr./Ms., elected as alternate member for a term of four years
- Mr./Ms., elected as alternate member for a term of four years

Group III – Other Contracting Parties

- Mr./Ms., elected as member for a term of four years
- Mr./Ms., elected as alternate member for a term of four years

Annex II

Decision IG 17/2 regarding Compliance Procedures and Mechanisms for the Barcelona Convention and its Protocols.

I. Compliance Committee

Rule 6 of the Compliance Procedures and Mechanisms is modified as follows:

6. Members and alternate members shall not serve on the Committee for more than two consecutive terms.

Annex III

Programme of Work for the Compliance Committee for the 2012-2013 Biennium, approved at the Fifth meeting of the Compliance Committee

Athens, Greece, November 2011

The Compliance Committee is to carry out the following tasks during the 2012-2013 biennium according to the following procedures:

- a) The calling of two regular meetings of the Compliance Committee per year;
- b) The attendance at Compliance Committee meetings of the full and alternate members of the Compliance Committee, of the representatives of Parties Concerned, and, where appropriate, of any observers, pursuant to the Rules of Procedure;
- c) The furnishing of advice, and, where appropriate, assistance to Concerned Parties, pursuant to paragraph 32, sections a) and b) of the Compliance Procedures and Mechanisms.

The Compliance Committee is to address the following issues:

- a) evaluation of any referrals submitted to the Committee by Contracting Parties pursuant to articles 18 et 19 of the Compliance Procedures and Mechanisms;
- b) evaluation of any questions submitted to the Committee by the Secretariat pursuant to paragraph 23 of the Compliance Procedures and Mechanisms of the Barcelona Convention and its Protocols;
- c) analysis of general non-compliance issues, following the Compliance Procedures and Mechanisms, brought up by the Contracting Parties' national reports during the 2008-2009 biennium;
- d) analysis of broader issues requested by the meeting of the Contracting Parties pursuant to Paragraph 17 c of the Compliance Procedures and Mechanisms,
- e) analysis of any proposal with the view to reinforce the role of the Compliance Committee in the framework of the Barcelona Convention and its protocols;
- f) preparation and approval of the Committee's report and recommendations for submission to the 18th meeting of the Contracting Parties.