

# United Nations Environment Programme



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ENGLISH



MEDITERRANEAN ACTION PLAN

Meeting of the MAP Focal Points

Athens, Greece, 28 November – 1 December 2011

Draft decision on Reporting on measures taken to implement the Convention and its Protocols and Reporting Format on ICZM Protocol

UNEP/MAP Athens, 2011

#### **Draft Decision**

#### on Reporting on measures taken to implement the Convention and its Protocols and Reporting Format on ICZM Protocol

#### The 17<sup>th</sup> Meeting of the Contracting Parties,

**Recalling** Articles 26 and 27 of the Barcelona Convention for the Protection of the Marine Environment and the Coastal Region of the Mediterranean as amended in Barcelona in 1995, herein after referred to as the Barcelona Convention, also the relevant articles of the Protocols to the Barcelona Convention providing for reporting obligations on their implementation,

**Appreciating** in that respect the progress achieved with regard to the enter into force of MAP legal instruments and in particular the ICZM and Off-shore protocols and noting the urgent need for one additional adoption of amendments for the enter into force of the amendments to the Dumping Protocol bringing all MAP legal instruments and amendments into force,

**Noting** with concern that five Contracting Parties have not submitted biannual reports on measures taken for the implementation of the Convention and its Protocols and that some of the reports were not received on time,

*Noting* the increased number of Contracting Parties for which the Barcelona Convention and its Protocols are in force and urging the remaining Contracting Parties to ratify as soon as possible,

**Recalling** Decision IG 17/18 of the 15<sup>th</sup> Meeting of the Contracting Parties that requested the Coordinating Unit and PAP/RAC to develop a reporting format for the implementation of the ICZM Protocol on measures taken by the Contracting Parties to implement the Convention and its Protocols as well as the decisions of the meetings of the Contracting Parties,

**Recalling** Decision 17/3 of the 15<sup>th</sup> Meeting of the Contracting Parties that requested the Secretariat, based on information emerging from the reporting mechanism, to prepare a report to every Meeting of Contracting Parties describing the overall situation regarding legislative and institutional progress in the region,

*Welcoming* the participation of UNEP/MAP - Barcelona Convention in the United Nations Information Portal on Multilateral Environmental Agreement (InforMEA) which provides a search facility across MEA COP decisions, news, events, national focal points, and – soon to come –national reports and implementation plans,

#### Decides

to adopt the reporting format for the ICZM Protocol implementation as presented in the Annex to the present decision.

#### The 17<sup>th</sup> meeting of the Contracting Parties also

*Invites* the Contracting Parties to complete the ICZM Protocol reporting format by 2012 at the latest with the view to creating the necessary information baseline from which the progress of the implementation of the Protocol will be measured in the future,

*Urges* INFO/RAC to revise and make urgently available an amended and more user-friendly on line reporting format aligned with InforMEA, which provides a search facility across MEA COP decisions, news, events, national focal points, and – soon to come –national reports and implementation plans.

*Requests* the Contracting Parties to complete the reporting formats for the Convention and its Protocols for the biennium 2010-2011 as early as possible and submit them by September 2012 at the latest,

**Requests** the Coordinating Unit to provide, subject to availability of funds, support to Contracting Parties with the view to enabling them to submit complete reports in a timely manner on measures for the implementation of all MAP legal instruments,

**Request** the Coordinating Unit to undertake an analysis of information provided in the national reports in order to draw up a report describing the overall situation regarding legislative and institutional progress in the region towards implementation of the Convention and its Protocols and suggest as appropriate further measures and present the report to the 18<sup>th</sup> meeting of the Contracting Parties.

# **Draft Format on the implementation of the ICZM Protocol**

## **INFORMATION ON THE REPORTING PARTY**

Please provide information on the reporting Party by completing the following table.

Contracting Party	
Reporting period (from D/M/Y to D/M/Y)	
Name of the institution/s responsible for the ICZM Protocol	
Name of the officer who is the Focal Point for the ICZM Protocol / PAP/RAC	
Mailing address	
Tel.	
Fax	
Email	
Contact point for the national report, if any	
Full name of the Institution	
Mailing address	
Tel.	
Fax	
E-mail	
Signature of the Protocol's Focal Point	
Date of submission of the report	

#### Organizations/bodies/agencies providing information for the compilation of the report

Please provide information on the preparation of this report, including, where appropriate, stakeholders and public authorities involved and material used, by completing the following Table(s).

Full name of the institution	
Name of the contact point (optional)	
Mailing address	
Tel.	
Fax	
E-mail	

# Part I: Legal measures

Question 1: Has the Party, in accordance with Article 14 of the Barcelona Convention, adopted legislation implementing the provisions of the ICZM Protocol as listed in Table I below that provide for:

			(Pleas		of implem most app							Challenge appropriat		
Related Article	No.	Description of the obligations	Yes	oN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial	resources	Administrative management	Technical capabilities	Public participation
e Se se		a) Definition of the coastal zones and ICZM. Please provide under Remarks/Comments the definitions												
2 e-f,	1	if different from the ICZM Protocol	Title, re	ference, o	date of en	acting le	egal act	Remarks/	Comments	5				
Art.		<ul> <li>b) What are the paragraphs of Articles 5 and 6 integrated into national legislation</li> </ul>	Remark	s/Comme	ents									
		a) Definition and limits of the coastal zone												
Art. 3	2	b) Definition of ICZM												
A		Please provide these definitions and limits under Remarks/Columns if they are different from the respective ICZM Protocol definitions												
		a) What are the paragraphs of Article 5 integrated into national legislation: a, b, c, d, e, f?												
Art. 5	3	b) What are the paragraphs of Article 6 integrated into national legislation: a, b, c, d, e, f, g, h, l, j?												
		In the negative case, please provide information if such provisions and objectives have been taken into account in other policy documentation												

			(Pleas		of implen most app						Challenge appropriat		
Related Article	No.	Description of the obligations	Yes	oN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation
Art. 17 and 28	4	Development and implementation of national and local strategies and coastal plans and any trans- boundary co-operation as appropriate with neighbouring states previous to their adoption	Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	5			
Ar			Remark	s/Comme	ents				1		r	r	
5		National inventories of coastal zones											
Art. 16-1	5		Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	5			
Ā				Remarks/Comments									
		a) Protection of and sustainable use of coastal zone											
1,2		including the setback of 100 m and its extension over the country coastal zone	Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	6	1	1	
Art. 8-1,2	6	<ul><li>b) Do stricter measure/s apply?</li><li>c) Do national legal instrument(s) provide for adaptation of 100 m setback zones?</li></ul>	Remark	s/Comme	ents								
		Criteria for sustainable use of coastal zone:											
8 -3	7	a, b, c, d, e?	Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	5	•	•	
Art. 8			Remarks/Comments										
		Protection of coastal zone from erosion											
Art. 23-1	8		Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	6			
Art.	0		Remarks/Comments										

			(Please		of implen most app						Challenge appropriat		
Related Article	No.	Description of the obligations	Yes	No	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation
Art. 19 and 29	9	Undertaking strategic environmental assessment for plans, policies and programmes that takes into account the extent of cumulative impacts and carrying capacity		ference, o s/Comme	date of er ents		gal act		Comments				
Ar				I									
		Location and operations in the coastal zone regarding:											
9-2a	10	a) agriculture	Title, ref	ference, o	date of er	acting le	gal act	Remarks/	Comments	6			
Art. 9-2a		b) industry	Remark	s/Comme	ents								
		Fishing and aquaculture											
e e		a) protection of fishing areas in development projects	Title, ref	ference, o	date of er	acting le	gal act			Remarks/0	Comments		
Art. 9-2,b,C,d,e	11	<ul> <li>b) fishing practices are compatible with sustainable use of coastal resources</li> <li>c) protection of aquaculture and shellfish areas in development projects</li> <li>d) recreational fishing</li> <li>e) shellfish extraction</li> </ul>	Remark	s/Comme	ents	e of enacting legal act Remarks/Comments							
		Regulation and / or prohibition of sporting and											
Art. 8	12	2	Title, ref	ference, o	date of er	acting le	gal act	Remarks/	Comments	6			
Ац	12		Remark	s/Comme	ents								

			(Pleas	Status of the status of the status of the status of the state of the s	of implen most app	entatio ropriate	n answer)				Challenge tappropriat		
Related Article	No.	Description of the obligations	Yes	oN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation
		Regulation through prior authorisation or prohibition of, including a sanction system	Title, re	ference, o	date of er	acting le	gal act	Remarks	/Comments	6			
Art. 9-2(i), (ii)	13	<ul> <li>a) mineral extraction and excavation</li> <li>b) use of seawater in desalination plants</li> <li>c) stone exploitation</li> <li>d) sand exploitation</li> <li>ls there any synergy with the LBS Protocol requirements?</li> </ul>	Remark	s/Comme	ents								
Art. 9-2(f, g)	14	<ul> <li>a) Regulating through prior authorisation and / or non financial compensation regime the infrastructure, energy facilities, ports and maritime works and structures</li> <li>b) Are the maritime activities conducted in conformity with rules, standards and procedures of relevant international conventions?</li> <li>c) Is there any synergy with LBS and Prevention and Emergency Protocol requirements?</li> </ul>		ference, o		acting le	gal act	Remarks	/Comments	5			
Art. 10-1	15	<ul> <li>Taking into account the protection of wetlands and estuaries while</li> <li>a) issuing activity authorisation</li> <li>b) regulating activities</li> <li>c) prohibiting activities</li> <li>d) carrying out mandatory EIA for development and other projects</li> <li>e) planning process</li> </ul>		ference, o		acting le	gal act	Remarks	/Comments	3			

			(Please		of implen most app						/Challenge t appropria			
Related Article	No.	Description of the obligations	Yes	QN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation	
Art. 10-2	16	<ul> <li>Taking into account the protection of marine habitats in</li> <li>a) areas outside protected areas</li> <li>b) planning process</li> <li>c) carrying out mandatory EIA for development and other projects</li> </ul>		ference, o s/Comme	date of er		gal act	Remarks	/Comments					
Art. 10-3, 4, Art.11	17	<ul> <li>Taking into account the protection of coastal forests and woods, dunes, coastal landscapes in</li> <li>a) areas outside protected areas</li> <li>b) planning process</li> <li>c) carrying out mandatory EIA for development and other projects</li> </ul>		eference, ks/Comm	date of e ents	nacting le	egal act	Remarks/Comments						
Art. 12	18	Protection of islands and promotion of environmentally friendly activities in islands and taking into account their specificities		eference, ks/Comm	date of e ents	nacting le	egal act	Remarks	:/Comment	S				
Art. 13	19	<ul> <li>Protection of the culture heritage</li> <li>a) the terrestrial cultural heritage of coastal zone</li> <li>b) underwater cultural heritage</li> <li>c) conservation <i>in situ</i> of the cultural heritage</li> <li>d) prohibition of elements of cultural heritage to be traded, sold, bought or bartered as commercial goods</li> </ul>		eference, ks/Comm	date of e ents	nacting le	egal act	Remarks	Comment	S				

			(Pleas		of implem most app						s/Challenge st appropria		
Related Article	No.	Description of the obligations	Yes	oN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation
		Participation of stakeholders, including NGOs in decision making through public inquiries, public											
		auditions, conferences or other arrangements for	Title, re	eference,	date of er	nacting le	egal act	Remarks	Comment	S			
Art. 14-1,2	00	a) Strategies	Remar	ks/Comm	ients								
rt. 12	20	b) Plans and programmes											
Ā		c) in issuing authorisation											
		d) in EIA, SEA											
		Please describe the categories of stakeholders.		1									
		Ways of legal recourse against											
		a) Plans and programmes	Title, re	eference,	date of er	nacting le	egal act	Remarks	/Comment	S	•	•	
Art. 14-3	21	b) Decisions relative to the construction projects or activities	Remar	ks/Comm	ients			-					
Art.		c) Is there a procedure of meditation and conciliation?											
		d) Do the NGOs have access to such legal measures?											

# Part II: Policy, information and awareness measures

## Question 2: Has the Party undertaken the measures provided for in Table II below?

			(Pleas		of implen most app						/Challenge t appropria			
Related Article	No.	Description of the obligations	Yes	oN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation	
		a) Are there national coastal strategies and coastal plans and programmes based on the Protocol												
Art. 18	1	objectives and principles (please provide	Title, re	ference, o	date of er	acting le	egal act	Remarks/	Comments	5				
Art		<ul><li>information on the territory concerned)</li><li>b) In the affirmative case, were such policies subject to an SEA?</li></ul>	ct Remarks/Comments											
5	a) Do these policies address the protection of the specific coastal ecosystems and islands?													
Art. 10, 11, 12	2	<ul><li>specific coastal ecosystems and islands?</li><li>b) Is there any interaction with the relevant requirements of the SPA and Biodiversity</li></ul>	Title, re	ference, o	date of er	acting le	egal act	Remarks/	Comments	3	•	•		
Art. 1		Protocol, 1999?	Remark	s/Comme	ents									
		Do these policies meet the requirements of article 4-												
Art. 19	3	1 of the UNFCCC?	Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	6			I	
Art	3		Remark	s/Comme	ents									
		Formulation and / or implementation of policies												
6	4	related to encouraging sustainable tourism, cultural	Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	6				
Art.	4		Remark	s/Comme	ents									

			(Pleas	Status of e tick the	of implen most app						Challenge appropriat		
Related Article	No.	Description of the obligations	Yes	PN N	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation
, 23		Do these policies envisage the prevention of natural hazards, effects of climate change, combating the											
18, 22, and 24	5	coastal erosion and protection of coastal sediments?		ference, o		acting le	gal act	Remarks/	Comments	;			
Art. 18, and			Remark	s/Comme	ents								
_		Do such policies envisage the use of economic											
Art. 20-21	6	instruments and use of appropriate land policies? In the affirmative please provide information on types of	Title, re	ference, o	date of er	acting le	egal act	Remarks/	Comments	5			
Art.	economic and financial instruments and or subsidie (if any) and land policies used in the coastal zone.	Remarks/Comments											
_		Do such policies take into consideration the											
Art. 19-3	7	cumulative impacts on the coastal zone and their carrying capacity?	Title, re	ference, o	date of er	acting le	gal act	Remarks/Comments					
Art			Remark	s/Comme	ents								
		Are there indicators to measure the implementation											
t. 18	8	of coastal zones national strategies and other related policies, plans and programmes?	Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	;			
Art.			Remark	s/Comme	ents								
		Have the neighbouring states, where appropriate,											
t. 28	9	been consulted related to the formulation of such	Title, reference, date of enacting legal act							Remarks/	Comments		
Ar	TE 9 policies before their adoption?				Remarks/Comments								

			(Pleas		of implen most app						Challenge appropriat			
Related Article	No.	Description of the obligations	Yes	oN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation	
		Are there educational programmes in place including												
	10	for the large public?	Title, ret	ference, o	date of er	acting le	egal act	Remarks/Comments						
15			Remark	s/Comme	ents									
Art.		Is there an information awareness plan on coastal												
	11	zone and what awareness raising and information dissemination actions were undertaken?	Title, reference, date of enacting legal act				egal act	Remarks/	Comments	6				
			Remark	s/Comme	ents									
e		a) Are publications, electronic databases and useful												
	12	websites available and operational? b) Are the data coming from monitoring and	Title, ret	ference, o	date of er	acting le	egal act	Remarks/	Comments	6	<u>.                                    </u>	. <u> </u>		
Art. 1	12     b) Are the data coming from monitoring and observation network on state of coastal zone available to public?				Remarks/Comments									

# Part III: Institutional arrangements and co-ordination

## Question 3: Has the Party undertaken the institutional measures as provided for in Table III below?

			(Pleas		of implen most app						Challenge tappropriat			
Related Article	No.	Description of the obligations	Yes	oN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation	
Art. 7-1a	1	Is there any <i>ad hoc</i> ministerial body to deal with coastal zone? In the affirmative please provide	Title. re	ference.	date of er	acting le	aal act	Remarks	Comments	<u> </u>				
Art		information on the mandate.		s/Comme		<b>J</b>	0	-						
٩	<ul> <li>Is there a co-ordination mechanism/body between the authorities competent for marine and land par the coastal zone?</li> </ul>													
Art. 7-1b	2		Title, re	ference, o	date of er	acting le	egal act	Remarks	Comments/	6				
<			Remark	s/Comme	ents									
		Is there any co-ordination mechanism/body between national and local levels with regard to:												
		a) authorization of activities	Title, re	ference, o	date of er	acting le	egal act	Remarks/Comments						
U	3	b) coastal plans and programmes c) coastal strategies?	Remark	s/Commo	ents									
Art. 7-1C		Are there joint consultative bodies and / or decisions- making bodies?												
		Are there consultative bodies in the domain of												
	4	coastal zone at the national, regional and local level? In the affirmative please explain their competencies	Title, re	ference, o	date of er	acting le	egal act	Remarks	Comments	6				
				s/Comme	ents									

Related Article	No.	Description of the obligations	(Pleas		of implen most app			Difficulties/Challenges (Please tick the most appropriate answer)						
			Yes	oN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation	
ld 2		Are there in place specialized research Centres to further knowledge of ICZM?												
Art. 25-1and	5	Are there scientific exchange and with whom?		ference, s/Comm	date of er ents	acting le	gal act	Remarks/	Comments	5				
		Are there in place monitoring and observation												
Art. 16	6	mechanisms and network?	Title, re	ference, (	date of er	acting le	gal act	Remarks/	Comments	6				
Art			Remark	s/Comm	ents							ite answer)		
		Is there a national reference format and process to												
16-3	7	collect appropriate data inventories and indicators? In the affirmative please provide a copy of the format.	Title, re	ference,	date of er	acting le	gal act	Remarks/	Comments	6	•			
Art.			Remark	s/Comm	ents									
		Is there any system of detection, warning and												
Art. 24-2	8	communication relative to natural disasters? In the affirmative please provide the details of contact	Title, re	ference,	date of er	acting le	gal act	Remarks/	Comments	6				
Art		person and service.	Remark	s/Comm	ents							e answer)		
		Is there any mechanism of urgent humanitarian												
Art. 24-3	9	assistance? In the affirmative please describe the respective services.	Title, re	ference,	date of er	acting le	gal act	Remarks/	Comments	3				
Art.			Remark	s/Comm	ents									

## Part IV: Practical and technical measures

Question 4: Has the Party undertaken the technical and practical measures as provided for in Table IV below?

			(Pleas	Status of the status of the status of the status of the state of the s	of implen most app			Difficulties/Challenges (Please tick the most appropriate answer)					
Related Article	No.	Description of the obligations	Yes	No	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation
9-2d	1	Practical measures to encourage sustainable tourism, cultural and ecotourism	Title, re	ference, (	date of er	acting le	gal act	Remarks/	Comments	6			
Art. 9				ks/Comme				_					
2 e III		Practical arrangements for monitoring coastal aquifers	Title, re	ference, o	date of er	acting le	gal act	Remarks/Comments					
Art. 9-2	2		Remark	ks/Comme	ents			-					
		Practical procedure to take into consideration the											
. 9-2 g	3	preservation of coastal ecosystems in maritime activities	Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	3			
Art.			Remark	(s/Comme	ents								
U		Practical measures to restore degraded wetlands											
Art. 10-1 (	4		Title, re	ference, o	date of er	acting le	gal act	Remarks/	Comments	3			
Art.			Remark	(s/Comme	ents								

			(Pleas		of implen most app			Difficulties/Challenges (Please tick the most appropriate answer)					
Related Article	No.	Description of the obligations	Yes	oN	Under development	Other	Not applicable	Policy framework	Regulatory framework	Financial resources	Administrative management	Technical capabilities	Public participation
4,		Practical measures to preserve / to develop coastal forests and woods, preserve dunes and bars, marine habitats, practical management measures in the field											
Art. 23-1 Art. 10-2,3,4 and 22	5		Title, re	ference,	date of er	acting le	gal act	Remarks/Comments					
Art. 10		of landscape. Is there any synergy with SPA and Biodiversity Protocol?		s/Comm	ents								
		Special and practical measures to combat the effects											
23-1 1 22	6	of climate change and coastal erosion	Title, re	ference,	date of er	acting le	gal act	Remarks/	Comments	6	1	e answer)	
Art. ano			Remark	s/Comm	ents			_					
		Practical measures regarding existing and new activities and structures											
Art. 23-2	7		Title, re	ference,	date of er	acting le	gal act	Remarks/Comments					
Art.	,		Remark	s/Comm	ents								