



United Nations Environment Programme

EP

UNEP (DEPI) / MED WG.387/5
26 July 2013

ENGLISH
Original: FRENCH



MEDITERRANEAN ACTION PLAN

Meeting of MAP Focal Points

Athens, Greece, 10-12 September 2013

Draft Decision on the reporting format to comply with the Barcelona Convention and its Protocols; and, the new reporting format for the ICZM Protocol

Draft Decision

**on the reporting format to comply with the Barcelona Convention and its Protocols; and,
the new reporting format for the ICZM Protocol**

The 18th Meeting of the Contracting Parties,

Recalling respectively 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, hereinafter referred to as the "Barcelona Convention", and the relevant articles of the Protocols to the Barcelona Convention providing for the obligation to report on their implementation,

Considering that the 1995 amendments to the Barcelona Convention have not yet been ratified by all the Contracting Parties,

Welcoming in this regard the progress made in the ratification of legal instruments during this biennium (Annex I) and encouraging all Parties that have not yet ratified to do so as soon as possible and, in particular, to adopt without delay amendments to the "Dumping" Protocol, so that they can take effect, such that all legal instruments and MAP amendments will then be in effect,

Expressing its concern over the fact that ten Contracting Parties have not submitted their biennial reports on measures taken to implement the Convention and its Protocols and that some reports were not received on time,

Taking note of the modified report form provided online by INFORAC, enabling the Contracting Parties to report on the implementation of their obligations under the Barcelona Convention and its Protocols,

Taking note of the Compliance Committee's proposal to simplify the format of the questionnaire, in order to make it more accessible and practical for the Contracting Parties,

Considering also the Compliance Committee's finding that the biennial frequency of reports by the Contracting Parties on the implementation of the Barcelona Convention and its Protocols should be maintained,

Noting also the "stock-taking" exercise conducted by PAP/RAC and its partners in the PEGASO project and taking into account its results for 2012, as the basis for assessing future progress in the implementation of the ICZM Protocol,

Noting the report by the Secretariat outlining the general advances made in the region, at the legal and institutional level, in the implementation of the Convention and its Protocols,

Decides:

- ***To urge*** the Contracting Parties to formally submit their reports on measures taken to implement the Convention and its Protocols for the 2012-2013 biennium to the Coordinating Unit by October 2014 at the latest, using the online form;
- ***To ask*** the Secretariat to provide all information available on the state of progress in the procedure for the adoption of the 1995 amendments to the Barcelona Convention

by the two Contracting Parties which have not yet adopted them, in order to achieve universal acceptance of the Convention;

- **To maintain** the biennial frequency of the reports which the Contracting Parties are required to submit to the Secretariat under Article 26 of the Barcelona Convention;
- **To adopt** the institutional and legal sections of the ICZM Protocol report form prepared by the Secretariat and PAP/RAC (Annex II) and to ask the Secretariat to prepare the operational section of the Protocol report form for approval by the 19th Meeting of the Contracting Parties;
- **To invite** the Contracting Parties which have ratified the ICZM Protocol to submit a report on the implementation of the Protocol using the overall reporting system for the Barcelona Convention and its Protocols;
- **To ask** the Coordinating Unit, subject to the availability of funds, to provide advice to the Contracting Parties, to enable them to submit on time comprehensive reports on the implementation of all MAP legal instruments;
- **To ask** the Coordinating Unit to prepare, in consultation, a simplified and more practical draft of the report form for the Barcelona Convention and its protocols and to submit it for consideration and adoption at the 19th Meeting of the Contracting Parties;
- **To ask** the Coordinating Unit to conduct an analysis of the information contained in the national reports, with a view to preparing a report on the general advances made in the region, at legal and institutional level, in implementing the Barcelona Convention and its Protocols, to propose further measures if necessary, and to submit this report to the 19th Meeting of the Contracting Parties.

Annex I

Signatures and Ratifications of the Barcelona Convention for the Protection of the Marine Environment and the Coastal Region of the Mediterranean and its Protocols as at 17th April 2013

| Contracting Parties | 1976 Barcelona Convention 1/ | | | | 1976 Dumping Protocol 2/ | | | 1976 Emergency Protocol 3/ | | |
|------------------------|------------------------------|---------------|-------------------------------|--------------------|--------------------------|--------------|-------------------------------|----------------------------|--------------|--------------------|
| | Signature | Ratification | Acceptance of 1995 Amendments | Entered into force | Signature | Ratification | Acceptance of 1995 Amendments | Signature | Ratification | Entered into force |
| Albania | | 30.05.90/AC | 26.07.01 | 09.07.04 | - | 30.05.90/AC | 26.07.01 | - | 30.05.90/AC | 29.06.90 |
| Algeria | | 16.02.81/AC | 09.06.04 | 09.07.04 | - | 16.03.81/AC | - | - | 16.03.81/AC | 15.04.81 |
| Bosnia and Herzegovina | | 22.10.94(SUC) | - | - | - | 22.10.94/SUC | - | - | 22.10.94/SUC | 01.03.92 |
| Croatia | | 12.06.92(SUC) | 03.05.99 | 09.07.04 | - | 12.06.92/SUC | 03.05.99 | - | 12.06.92/SUC | 08.10.91 |
| Cyprus | 16.02.76 | 19.11.79 | 18.07.03 | 09.07.04 | 16.02.76 | 19.11.79 | 18.07.03 | 16.02.76 | 19.11.79 | 19.12.79 |
| European Union | 13.09.76 | 16.03.78/AP | 12.11.99 | 09.07.04 | 13.09.76 | 16.03.78/AP | 12.11.99 | 13.09.76 | 12.08.81/AP | 11.09.81 |
| Egypt | 16.02.76 | 24.08.78/AP | 11.02.00 | 09.07.04 | 16.02.76 | 24.08.78/AP | 11.02.00 | 16.02.76 | 24.08.78/AC | 23.09.78 |
| France | 16.02.76 | 11.03.78/AP | 29.03.01 | 09.07.04 | 16.02.76 | 11.03.78/AP | 29.03.01 | 16.02.76 | 11.03.78/AP | 10.04.78 |
| Greece | 16.02.76 | 03.01.79 | 10.03.03 | 09.07.04 | 11.02.77 | 03.01.79 | - | 16.02.76 | 03.01.79 | 02.02.79 |
| Israel | 16.02.76 | 03.03.78 | 29.09.05 | 29.10.05 | 16.02.76 | 01.03.84 | - | 16.02.76 | 03.03.78 | 02.04.78 |
| Italy | 16.02.76 | 03.02.79 | 07.09.99 | 09.07.04 | 16.02.76 | 03.02.79 | 07.09.99 | 16.02.76 | 03.02.79 | 05.03.79 |
| Lebanon | - | 08.11.77/AC | * | * | - | 08.11.77/AC | - | - | 08.11.77/AC | 12.02.78 |
| Libya | 31.01.77 | 31.01.79 | 12.01.09 | 11.02.09 | 31.01.77 | 31.01.79 | - | 31.01.77 | 31.01.79 | 02.03.79 |
| Malta | 16.02.76 | 30.12.77 | 28.10.99 | 09.07.04 | 16.02.76 | 30.12.77 | 28.10.99 | 16.02.76 | 30.12.77 | 12.02.78 |
| Monaco | 16.02.76 | 20.09.77 | 11.04.97 | 09.07.04 | 16.02.76 | 20.09.77 | 11.04.97 | 16.02.76 | 20.09.77 | 12.02.78 |
| Montenegro | - | 19.11.07 | 19.11.07 | 19.12.07 | - | - | - | - | - | - |
| Morocco | 16.02.76 | 15.01.80 | 07.12.04 | 06.01.05 | 16.02.76 | 15.01.80 | 05.12.97 | 16.02.76 | 15.01.80 | 15.02.80 |
| Slovenia | - | 16.09.93/AC | 08.01.03 | 09.07.04 | - | 16.09.93/AC | 08.01.03 | - | 16.09.93/AC | 15.03.94 |
| Spain | 16.02.76 | 17.12.76 | 17.02.99 | 09.07.04 | 16.02.76 | 17.12.76 | 17.02.99 | 16.02.76 | 17.12.76 | 12.02.78 |
| Syria | - | 26.12.78/AC | 10.10.03 | 09.07.04 | - | 26.12.78/AC | 11.04.08 | - | 26.12.78/AC | 25.01.79 |
| Tunisia | 25.05.76 | 30.07.77 | 01.06.98 | 09.07.04 | 25.05.76 | 30.07.77 | 01.06.98 | 25.05.76 | 30.07.77 | 12.02.78 |
| Turkey | 16.02.76 | 06.04.81 | 18.09.02 | 09.07.04 | 16.02.76 | 06.04.81 | 18.09.02 | 16.02.76 | 06.04.81 | 06.05.81 |

Accession = AC

Approval = AP

Succession = SUC

* pending notification from Depository country

| Contracting Parties | 2002 Emergency Protocol 4/ | | | 1980 Land-Based Sources Protocol 5/ | | | | 1982 Specially Protected Areas Protocol 6/ | | |
|------------------------|----------------------------|--------------|--------------------|-------------------------------------|--------------|-------------------------------|--------------------|--|--------------|--------------------|
| | Signature | Ratification | Entered into force | Signature | Ratification | Acceptance of 1996 Amendments | Entered into force | Signature | Ratification | Entered into force |
| Albania | - | - | - | - | 30.05.90/AC | 26.07.01 | 11.05.08 | - | 30.05.90/AC | 29.06.90 |
| Algeria | 25.01.02 | - | - | - | 02.05.83/AC | - | - | - | 16.05.85/AC | 23.03.86 |
| Bosnia and Herzegovina | - | - | - | - | 22.10.94/SUC | - | - | - | 22.10.94/SUC | 01.03.92 |
| Croatia | 25.01.02 | 01.10.03 | 17.03.04 | - | 12.06.92/SUC | 11.10.06 | 11.05.08 | - | 12.06.92/SUC | 08.10.91 |
| Cyprus | 25.01.02 | 19.12.07 | 18.01.08 | 17.05.80 | 28.06.88 | 18.07.03 | 11.05.08 | - | 28.06.88/AC | 28.07.88 |
| European Union | 25.01.02 | 26.05.04 | 25.06.04 | 17.05.80 | 07.10.83/AP | 12.11.99 | 11.05.08 | 30.03.83 | 30.06.84/AP | 23.03.86 |
| Egypt | - | - | - | - | 18.05.83/AC | - | - | 16.02.83 | 08.07.83 | 23.03.86 |
| France | 25.01.02 | 02.07.03 | 17.03.04 | 17.05.80 | 13.07.82/AP | 29.03.01(AP) | 11.05.08 | 03.04.82 | 02.09.86/AP | 02.10.86 |
| Greece | 25.01.02 | 27.11.06 | 27.12.06 | 17.05.80 | 26.01.87 | 10.03.03 | 11.05.08 | 03.04.82 | 26.01.87 | 25.02.87 |
| Israel | 22.01.03 | - | - | 17.05.80 | 21.02.91 | 19.06.09 | 19.07.09 | 03.04.82 | 28.10.87 | 27.11.87 |
| Italy | 25.01.02 | - | - | 17.05.80 | 04.07.85 | 07.09.99 | 11.05.08 | 03.04.82 | 04.07.85 | 23.03.86 |
| Lebanon | - | - | - | 17.05.80 | 27.12.94 | - | - | - | 27.12.94/AC | 26.01.95 |
| Libya | 25.01.02 | - | - | 17.05.80 | 06.06.89/AP | - | - | - | 06.06.89/AC | 06.07.89 |
| Malta | 25.01.02 | 18.02.03 | 17.03.04 | 17.05.80 | 02.03.89 | 28.10.99 | 11.05.08 | 03.04.82 | 11.01.88 | 10.02.88 |
| Monaco | 25.01.02 | 03.04.02 | 17.03.04 | 17.05.80 | 12.01.83 | 26.11.96 | 11.05.08 | 03.04.82 | 29.05.89 | 28.06.89 |
| Montenegro | - | 19.11.07 | 19.12.07 | - | 19.11.07(AC) | 19.11.07 | 11.05.08 | - | - | - |
| Morocco | 25.01.02 | 26.04.11 | 26.05.11 | 17.05.80 | 09.02.87 | 02.10.96 | 11.05.08 | 02.04.83 | 22.06.90 | 22.07.90 |
| Slovenia | 25.01.02 | 16.02.04 | 17.03.04 | - | 16.09.93/AC | 08.01.03 | 11.05.08 | - | 16.09.93/AC | 15.03.94 |
| Spain | 25.01.02 | 10.07.07 | 09.08.07 | 17.05.80 | 06.06.84 | 17.02.99 | 11.05.08 | 03.04.82 | 22.12.87 | 21.01.88 |
| Syria | 25.01.02 | 11.04.08 | 11.05.08 | - | 01.12.93/AC | 11.04.08 | 11.05.08 | - | 11.09.92/AC | 11.10.92 |
| Tunisia | 25.01.02 | - | - | 17.05.80 | 29.10.81 | 01.06.98 | 11.05.08 | 03.04.82 | 26.05.83 | 23.03.86 |
| Turkey | - | 03.06.03 | 17.03.04 | - | 21.02.83/AC | 18.09.02 | 11.05.08 | - | 06.11.86/AC | 06.12.86 |

Accession = AC

Approval = AP

Succession = SUC

| Contracting Parties | 1995 SPA & Biodiversity Protocol* 7/ | | | 1994 Offshore Protocol 8/ | | | 1996 Hazardous Wastes Protocol 9/ | | |
|------------------------|--------------------------------------|--------------|--------------------|---------------------------|--------------|--------------------|-----------------------------------|--------------|--------------------|
| | Signature | Ratification | Entered into force | Signature | Ratification | Entered into force | Signature | Ratification | Entered into force |
| Albania | 10.06.95 | 26.07.01 | 25.08.01 | - | 26.07.01 | 24.03.11 | - | 26.07.01 | 18.01.08 |
| Algeria | 10.06.95 | 14.03.07 | 13.04.07 | - | - | - | 01.10.96 | - | - |
| Bosnia and Herzegovina | - | - | - | - | - | - | - | - | - |
| Croatia | 10.06.95 | 12.04.02 | 12.05.02 | 14.10.94 | - | - | - | - | - |
| Cyprus | 10.06.95 | 18.07.03 | 17.08.03 | 14.10.94 | 16.05.06 | 24.03.11 | - | - | - |
| European Union | 10.06.95 | 12.11.99 | 12.12.99 | 17.12.12/AC. | 27.02.13 | 29.03.13 | - | - | - |
| Egypt | 10.06.95 | 11.02.00 | 12.03.00 | - | - | - | 01.10.96 | - | - |
| France | 10.06.95 | 16.04.01 | 16.05.01 | - | - | - | - | - | - |
| Greece | 10.06.95 | - | - | 14.10.94 | - | - | 01.10.96 | - | - |
| Israel | 10.06.95 | - | - | 14.10.94 | - | - | - | - | - |
| Italy | 10.06.95 | 07.09.99 | 12.12.99 | 14.10.94 | - | - | 01.10.96 | - | - |
| Lebanon | - | 22.04.09 | 22.05.09 | - | - | - | - | - | - |
| Libya | - | - | - | - | 16.06.05 | 24.03.11 | 01.10.96 | - | - |
| Malta | 10.06.95 | 28.10.99 | 12.12.99 | 14.10.94 | - | - | 01.10.96 | 28.10.99 | 18.01.08 |
| Monaco | 10.06.95 | 03.06.97 | 12.12.99 | 14.10.94 | - | - | 01.10.96 | - | - |
| Montenegro | - | 19.11.07 | 19.12.07 | - | - | - | - | 19.11.07 | 18.01.08 |
| Morocco | 10.06.95 | 24.04.09 | 25.05.09 | - | 01.07.99 | 24.03.11 | 20.03.97 | 01.07.99 | 18.01.08 |
| Slovenia | - | 08.01.03 | 07.02.03 | 10.10.95 | - | - | - | - | - |
| Spain | 10.06.95 | 23.12.98 | 12.12.99 | 14.10.94 | - | - | 01.10.96 | - | - |
| Syria | - | 10.10.03 | 09.11.03 | 20.09.95 | 22.02.11 | 24.03.11 | - | 22.02.11 | 24.03.11 |
| Tunisia | 10.06.95 | 01.06.98 | 12.12.99 | 14.10.94 | 01.06.98 | 24.03.11 | 01.10.96 | 01.06.98 | 18.01.08 |
| Turkey | - | 18.09.02 | 18.10.02 | - | - | - | 01.10.96 | 03.04.04 | 18.01.08 |

* Annex II (List of endangered or threatened species) and Annex III (List of species whose exploitation is regulated) of the SPA & Biodiversity Protocol were adopted in 1996 and amended by Decision IG.19/12 "Amendments of the list of Annexes II and III of the Protocol concerning Specially Protected Areas and Biological Diversity in the Mediterranean" of the 16th Meeting of the Contracting Parties, Marrakesh, Morocco, 2009. The amendments entered into force on 13 February 2011.

| Contracting Parties | 2008 Integrated Coastal Zone Management (ICZM) Protocol 10/ | | |
|------------------------|---|---------------|--------------------|
| | Signature | Ratification | Entered into force |
| Albania | | 04.05.2010/AD | 24.03.11 |
| Algeria | 21.01.08 | - | - |
| Bosnia and Herzegovina | - | - | - |
| Croatia | 21.01.08 | 29.01.2013/R | 28.02.2013 |
| Cyprus | - | - | - |
| European Union | 16.01.2009 | 29.09.10/AP | 24.03.11 |
| Egypt. | - | - | - |
| France | 21.01.08 | 29.10.09/AP | 24.03.11 |
| Greece | 21.01.08 | - | - |
| Israel | 21.01.08 | - | - |
| Italy | 21.01.08 | - | - |
| Lebanon | - | - | - |
| Libya | - | - | - |
| Malta | 21.01.08 | - | - |
| Monaco | 21.01.08 | - | - |
| Montenegro | 21.01.08 | 09.01.12/R | 08.02.12 |
| Morocco | 21.01.08 | 21.09.12/R | 21.10.12 |
| Slovenia | 21.01.08 | 01.12.09/R | 24.03.11 |
| Spain | 21.01.08 | 22.06.10/R | 24.03.11 |
| Syria | 21.01.08 | 22.02.2011 | 24.03.11 |
| Tunisia | 21.01.08 | - | - |
| Turkey | - | - | - |

Adhesion = AD

Approval = AP

R = Ratification

STATUS OF ENTRY INTO FORCE

| Legal instruments | Place and date of Adoption | Entry into force date | Place and date of adoption of amendment | Entry into force of amendments |
|---|-----------------------------|-----------------------|---|--------------------------------|
| Convention for the Protection of the Mediterranean Sea against Pollution, <i>amended as</i> Convention for the Protection of the Marine Environment and the Coastal Region of the Mediterranean (Barcelona Convention) | 16 February 1976, Barcelona | 12 February 1978 | — | — |
| | — | — | 10 June 1995, Barcelona | 9 July 2004 |
| The Protocol for the Prevention of Pollution of the Mediterranean Sea by Dumping from Ships and Aircraft (Dumping Protocol), <i>amended as</i> The Protocol for the Prevention of Pollution of the Mediterranean Sea by Dumping from Ships and Aircraft or Incineration at Sea (Dumping Protocol) | 16 February 1976, Barcelona | 12 February 1978 | — | — |
| | — | — | 10 June 1995, Barcelona | Not yet in force |
| The Protocol concerning Co-operation in Combating Pollution of the Mediterranean Sea by Oil and other Harmful Substances in Cases of Emergency (Emergency Protocol) | 16 February 1976, Barcelona | 12 February 1978 | — | — |
| The Protocol concerning Co-operation in Preventing Pollution from Ships and, in Cases of Emergency, Combating Pollution of the Mediterranean Sea (Prevention and Emergency Protocol)* | 25 January 2002, Malta | 17 March 2004 | — | — |

* According to paragraph 2 of Article 25, this Protocol as from the date of its entry into force (17 March 2004) shall replace the Emergency Protocol (of 1976) in the relations between the Parties to both instruments.

| Legal instruments | Place and date of Adoption | Entry into force date | Place and date of adoption of amendment, if any | Entry into force of amendments |
|--|----------------------------|-----------------------|---|--------------------------------|
| The Protocol for the Protection of the Mediterranean Sea Against Pollution from Land-based Sources, amended as The Protocol for the Protection of the Mediterranean Sea Against Pollution from Land-based Sources and Activities (LBS Protocol) | 17 May 1980, Athens | 17 June 1983 | — | — |
| | — | — | 7 March 1996, Syracuse | 11 May 2008 |
| The Protocol Concerning Mediterranean Specially Protected Areas (SPA Protocol) | 3 April 1982, Geneva | | Not applicable | Not applicable |
| The Protocol concerning Specially Protected Areas and Biological Diversity in the Mediterranean (SPA & Biodiversity Protocol)** | 10 June 1995, Barcelona | 12 December 1999 | Not applicable | Not applicable |
| Protocol for the Protection of the Mediterranean Sea Against Pollution Resulting from Exploration and Exploitation of the Continental Shelf and the Seabed and its Subsoil (Offshore Protocol) | 14 October 1994, Madrid | 24 March 2011 | Not applicable | Not applicable |
| Protocol on the Prevention of Pollution of the Mediterranean Sea by Transboundary Movements of Hazardous Wastes and their Disposal (Hazardous Wastes Protocol) | 1 October 1996, Izmir | 18 January 2008 | Not applicable | Not applicable |
| Protocol on Integrated Coastal Zone Management (ICZM Protocol) | 21 January 2008, Madrid | 24 March 2011 | Not applicable | Not applicable |

** According to paragraph 2 of Article 32, this Protocol as from the date of its entry into force (12 December 1999) shall replace the SPA Protocol (of 1982) in the relations between the Parties to both instruments.

Annex II**Form (institutional and legal sections) for reporting on the implementation of the Protocol on Integrated Coastal Zone Management in the Mediterranean**

| I - Information on Contracting Party completing the report | |
|---|--|
| 1.1 Contracting Party | |
| 1.2 Period covered by the report | |
| Full name of national body responsible | |
| 1.3 Name of official completing the report | |
| 1.4 Mailing address | |
| 1.5 Telephone | |
| 1.6 Email | |
| 1.7 Address and signature of focal point for ICZM Protocol | |
| Date of dispatch of report | |

| II - Preparation of report | |
|---|--|
| 2.1 Public authorities consulted | |
| 2.2 Stakeholders consulted | |

| | |
|--|--|
| <p>2.3 Consultation and/or participation of MAP's NGO partners? If so, which?</p> | |
| <p>2.4 Is this report published?</p> | |
| <p>2.5 Is this report available online?</p> | |

| | |
|---|--|
| <p>III - Ratification and general legal transposition into national law Articles 37, 5 and 6</p> | |
| <p>3.1 Date of signature of Protocol</p> | |
| <p>3.2 Date of ratification or approval</p> | |
| <p>3.3 Date of filing with the Spanish Government</p> | |
| <p>3.4 Date of publication in the country</p> | |
| <p>3.5 Date of entry into force in national law</p> | |
| <p>3.6 In the absence of ratification, when is this planned?</p> | |
| <p>3.7 Has the Protocol been transposed into one or more general legal acts?</p> <p>Which? (titles and dates)</p> | |

| | |
|--|--|
| <p>3.8 Are any such acts being prepared?</p> <p>Anticipated adoption date?</p> | |
| <p>3.9 Are the objectives and general principles of Articles 5 and 6 of the Protocol included in such acts?</p> | |
| <p>3.10 Which are not included?</p> <p>Why?</p> | |

| <p>IV - Information on territorial scope Article 3-3</p> | |
|---|--|
| <p>4.1 How was Article 3-3 implemented at national and/or local level in relation to the obligation to inform the public and stakeholders?</p> | |
| <p>4.2 What problems did this cause?</p> | |

| V - Institutional measures Article 7 | |
|---|--|
| 5.1 Which department is responsible at central level for ICZM? | |
| 5.2 Is there an interministerial body for ICZM? (Article 7-1-4) Its name? Its creation date? Its powers? | |
| 5.3 Is there coordination between maritime and land authorities (Art. 7-1-b)? How and at what level? | |
| 5.4 Is there coordination between the national level and the local level: - on strategies, plans and programs? - on permissions for activities? How (Article 7-1-c)? | |
| 5.5 What measures contribute to the coherence and effectiveness referred to under Article 7-2? | |
| 5.6 What difficulties have been encountered? | |