



UNITED  
NATIONS

EP

UNEP(DEPI)/MED WG.421/18



UNEP



UNITED NATIONS  
ENVIRONMENT PROGRAMME  
MEDITERRANEAN ACTION PLAN

11 September 2015  
English  
Original: Français

MAP Focal Points Meeting

Athens, Greece, 13-16 October 2015

**Agenda item 5: Specific issues submitted to the Meeting for consideration and decision**

**Draft Decision: Compliance, renewal of the Compliance Committee members and Working Program for the biennium 2016-2017**

For environmental and economic reasons, this document is printed in a limited number. Delegates are kindly requested to bring their copies to meetings and not to request additional copies.



## **Note by the Secretariat**

Based on Decision IG 17/2, the Compliance Committee's main mission is to assist the Contracting Parties to put in place its recommendations and those of the meetings of the Contracting Parties in order comply with their obligations in accordance with the Barcelona Convention and its Protocols. It is up to the Committee, within this exercise, to assess the current or potential situation of non-compliance. By virtue of Section VI of Decision IG 17/2, the Compliance Committee shall submit a report on its activities for the past biennium.

The attached draft decision relies on the activity report of the Compliance Committee for the Biennium 2014-2015 which will be submitted for adoption by the Nineteenth Meeting of the Contracting Parties.

The draft decision addresses three recommendations submitted by the Committee for adoption at the Nineteenth Meeting of the Contracting Parties. These three recommendations which will be annexed to the activity report of the Compliance Committee for the current biennium are respectively about the follow-up on Decision IG.21/1, the compliance with the reporting obligation and the functioning of the Compliance Committee.

The draft decision contains also, for the consideration and the adoption of the meeting of the Contracting Parties, an indicative draft working program of the Committee for the next biennium 2016-2017. This draft working program will be finalized by the Committee during its eleventh meeting, on 22-23 October 2015. Two new items are on this working program, namely, on the one hand, the setting-up of criteria related to information admissibility within the framework the Committee's power of initiative in accordance with Article 23 bis of amended Decision IG. 17/2 and, on the one hand, the drafting of an explanatory note to the attention of the Contracting Parties about the information on the revised format of the report of the Barcelona Convention and its Protocols.

Finally, the draft Decision submits to the adoption of the Contracting Parties the partial renewal and/or elections of members or alternate members of the Compliance Committee. The Secretariat has prepared letters to the attention of the Contracting Parties for the three regional Groups set by virtue of Decision IG. 17/2 in order to propose names of candidates. The Annex for the renewal and/or election of members and alternate members will be finalized after the MAP Focal Points Meeting in October 2015.

The draft decision is completed by three annexes which will be finalized after the 11<sup>th</sup> meeting of the Compliance Committee (22-23 October 2015).



**Draft decision IG. 22/15**

**Monitoring in terms of compliance, renewal of the Compliance Committee members, and  
Working Program for the biennium 2016-2017**

*The 19<sup>th</sup> Meeting of the Contracting Parties to the Meeting of the Contracting Parties to the Convention for the Protection of the Marine Environment and the Coastal Region of the Mediterranean, hereinafter referred as the Barcelona Convention,*

*Recalling* Article 27 of the Barcelona Convention;

*Recalling* Decision IG 17/ 2, amended by Decisions IG.20/1 and IG.21/1, regarding the Compliance Procedures and Mechanisms within the framework of the Barcelona Convention and its Protocols, hereinafter referred as “Compliance procedures and mechanisms”, particularly paragraphs 4, 5, 6, 7, 8, 9 and 35, as well as Decision IG 19/1 amended by Decision IG.21/1 regarding the Rules of the Procedures of the Compliance Committee;

*Having examined* the activity report of the Compliance Committee, submitted by the President to the Meeting of the Contracting Parties, by virtue of Section VI of Decision IG 17/2 for the biennium 2014-2015;

*Recalling* that the Compliance Committee’s main role is to assess the current or potential situations of non-compliance and general non-compliance issues by the Contracting Parties and, consequently, to provide advise and assist Contracting Parties to implement its recommendations, as well as those of the meetings of the Contracting Parties, in order to assist them to comply with their obligations by virtue of the Barcelona Convention and its Protocols;

*Noting with satisfaction* the implementation by the Compliance Committee, during these three meetings, of its Programme of Work, within the period 2014-2015 covered by its report;

*Firmly insisting* on the necessity for the Contracting Parties to comply, accurately and within the requested deadlines, with their reporting obligations by using the reporting form available online about the measures taken to implement the Barcelona Convention and its Protocols, as well as the decisions of the Meeting of the Contracting Parties;

*Noting* with concern, that the number of Contracting Parties which haven’t submitted their report within the set deadline or haven’t submitted their report at all, or with partial information, has regularly increased since the biennium 2012-2013;

*Noting also* that, despite the setting up of an online reporting system aiming at facilitating the access to information and the sending of Reports, the number of missing or incomplete reports for the Biennium 2012-2013, has continued to increase;

*Drawing the attention* on the factual situation that deprives the Meeting of the Contracting Parties of the assessment of the reports, as provided for in Article 18-2-ii of the Barcelona Convention;

*Taking also note* of the conclusions of the Recommendations of the Compliance Committee related, respectively, to the follow-up of the implementation of Decision IG.21/1 related to the Contracting Parties which haven’t submitted their reports, the reporting obligation as stipulated in Article 26 of the Barcelona Convention, and the functioning of the Compliance Committee stipulated in Annex I of the Activity Report for the Biennium 2014-2015;

***Adopts*** the conclusions and recommendations of the Compliance Committee addressing, respectively, the follow-up of the implementation of Decision IG.21/1 regarding the Contracting Parties which haven't submitted their reports in accordance with the reporting obligations as stated in Article 26 of the Barcelona Convention, and the functioning of the Compliance Committee as contained in Annex I of the present Decision;

***Urges*** the Contracting Parties to submit their reports of the past biennium in order to ensure full compliance with Article 26 of the Barcelona Convention;

***Requests*** again all the MAP components to provide the Compliance Committee with any useful information, the necessary technical assistance and support to help them comply with their responsibilities, particularly to undertake a better assessment of the Reports submitted by the Contracting Parties and verify their content, as well as assessing the current or potential cases of non-compliance or general compliance issues by the Contracting Parties;

***Requests*** the Compliance Committee, to examine in conformity with paragraph 17, sub-paragraph b) and c), Compliance Procedures and Mechanisms, the general issues related to compliance, particularly the recurrent problems of non-compliance with these obligations;

***Adopts*** the Programme of Work of the Compliance Committee for the Biennium 2016-2017, contained in Annex II of the present Decision<sup>1</sup>;

***Elects and/or renews*** the Compliance Committee members and alternate members whose names are mentioned in Annex III of the present Decision, in accordance with the Procedures set by virtue of Decision IG 17/2 related to Compliance Procedures and Mechanisms as amended by Decision IG. 20/1.

---

<sup>1</sup> For its final adoption by the Committee at its 11<sup>th</sup> meeting.

## **Annex I**

**National reports submitted by virtue of Article 26 of the Barcelona Convention,  
as of 21 May 2015**



## National reports submitted by virtue of Article 26 of the Barcelona Convention as of May 21, 2015

No	Contracting Parties	Biennium 2002-2003	Biennium 2004-2005	Biennium 2006-2007	Biennium 2008-2009	Biennium 2010-2011	Biennium 2012-2013
1	Albanie/Albania	•	•	•		•	
2	Algérie/Algeria	•	•		•		
3	Bosnie & Herzégovine/ Bosnia & Herzegovina	•	•	•	•	•	•
4	Chypre/Cyprus	•			•	•	•
5	Croatie/Croatia	•	•	•	•	•	•
6	Union européenne/ European Union	•	•	•	•	•	•
7	Égypte/Egypt		•		•		
8	Espagne/Spain	•	•	•	•	•	
9	France/France	•	•	•	•	•	•
10	Grèce/Greece	•	•	•	•	•	•
11	Israël/Israel	•	•	•	•	•	
12	Italie/Italy	•	•		•	•	•
13	Liban/Lebanon					•	•
14	Libye/Libya	•		•			
15	Malte Malta		•				
16	Maroc/Morocco	•	•	•	•	•	•
17	Monaco/Monaco	•	•	•	•	•	
18	Monténégro/Montenegro	•		•		•	•
19	Slovénie/Slovenia	•	•	•			
20	Syrie/Syria	•	•	•	•		
21	Tunisie/Tunisia	•			•		
22	Turquie/Turkey	•	•	•	•	•	•
<b>Total of reports submitted for Biennium</b>		<b>19</b>	<b>17</b>	<b>15</b>	<b>16</b>	<b>15</b>	<b>11</b>

**Annex II**  
**Programme of Work of the Compliance Committee for the Biennium**  
**2016-2017**

**Programme of Work of the Compliance Committee for the Biennium 2016-2017**

The Compliance Committee will carry out the following activities during the Biennium 2016-2017 according to the following steps:

- a. Examining the potential referrals by the Contracting Parties, in accordance with Paragraphs 18 and 19 of the Compliance Procedures and Mechanisms;
- b. Examining the potential referrals carried out by the Contracting Parties in conformity with Paragraph 23 of the Compliance Procedures and Mechanisms;
- c. Analyzing general non-compliance issues in accordance with Paragraphs 17 b and c of Compliance Procedures and Mechanisms deriving from reports submitted by the Contracting Parties for the Biennia 2012-2013 et 2014-2015;
- d. Setting-up a Guide/User's Manual providing explanatory information about the amended reporting form to the Barcelona Convention and its Protocols;
- e. Setting up criteria for using the relevant information within the Committee's power of initiative, in accordance with Article 23 bis of the amended Decision IG. 17/2;
- f. Analyzing more general issues raised by the Meeting of the Contracting Parties by virtue of paragraph 17, sub-paragraph c) Compliance Procedures and Mechanisms, including the deep examination of issues raised by the MAP components over the implementation of Protocols;
- g. Continuing the examination of proposals aiming at consolidating the Committee within the Barcelona Convention and its Protocols;
- h. Analyzing the effectiveness of the implementation of Compliance Procedures and Mechanism of the Barcelona Convention, taking into account the feedback of Parties regarding the modalities according to which the supporting role of the Committee can be improved;
- i. Drafting the activity report of the Committee for the biennium 2016-2017 for submission for adoption by the twentieth Meeting of the Contracting Parties.



### **Annex III**

**Members and alternate members of the Compliance Committee elected and/or renewed  
by the Nineteenth Meeting of the Contracting Parties**



**Members and alternate members of the Compliance Committee elected and/or renewed by the  
Nineteenth meeting of the Contracting Parties**

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

- .....elected as a member for a four-year tenure
- .....elected as an alternate member for a four-year tenure

*Group II – Contracting Parties members of the European Union*

- Mr. Michel PRIEUR \* renewed as a member for a four-year tenure
- Mr. José JUSTE RUIZ \*, renewed as an alternate member, for a four-year tenure

*Group III – Other Contracting Parties*

- Mrs. Rachelle ADAM \* renewed as a member for a four-year tenure
- Mr. Tarzan LEGOVIC \*, renewed as an alternate member for a four-year tenure
- ..... elected as a member for a four-year tenure
- ..... elected as a member for a four-year tenure

\*The names mentioned on an indicative basis in this Table of election and/or renewal of Committee members are eligible for the renewal of their tenure for four years.