



Distr.: General
1 May 2013

Original: English



**United Nations
Environment
Programme**

**Open-ended Working Group of the Parties to
the Montreal Protocol on Substances that
Deplete the Ozone Layer
Thirty-third meeting
Bangkok, 24–28 June 2013**

Annotations to the provisional agenda

1. Opening of the meeting

1. The thirty-third meeting of the Open-ended Working Group of the Parties to the Montreal Protocol is scheduled to be opened at 10 a.m. on Monday, 24 June 2013, at the United Nations Conference Centre, Economic and Social Commission for Asia and the Pacific, Rajdamnern Nok Avenue, Bangkok. Registration of participants will begin at 10 a.m. on Sunday, 23 June, at the same location. While on-site registration will be provided, participants are encouraged to pre-register well in advance of the meeting through the Ozone Secretariat website (www.montreal-protocol.org). Mr. Marco González, Executive Secretary of the Ozone Secretariat, will address representatives at the opening of the meeting.

2. Organizational matters

(a) Adoption of the agenda

2. The provisional agenda (UNEP/OzL.Pro.WG.1/33/1) will be before the Working Group for adoption. Mr. Patrick McInerney (Australia) and Mr. Javier Camargo (Colombia) will co-chair the meeting.

(b) Organization of work

3. The Working Group may wish to conduct its work in plenary session and to draw up a timetable for dealing with the items on its agenda. The co-chairs will propose options for organizing the work of the meeting, which the Working Group may wish to consider.

3. 2013 progress report of the Technology and Economic Assessment Panel

4. The Technology and Economic Assessment Panel will present volume 1 of its 2013 progress report, including its reports on requests for essential-use and critical-use exemptions, process agents, quarantine and pre-shipment issues and a summary of progress in the various sectors of use of ozone-depleting substances.

4. Issues related to exemptions under Articles 2A-2I of the Montreal Protocol

(a) Nominations for essential-use exemptions for 2014 and 2015

5. The Open-ended Working Group is expected to consider the nominations of parties for essential-use exemptions for 2014 and 2015 and the recommendations of the Technology and Economic Assessment Panel in respect of those nominations.

(b) **Nominations for critical-use exemptions for 2014 and 2015**

6. The Working Group will hear a presentation on the Technology and Economic Assessment Panel's initial review of parties' requests for critical-use exemptions for methyl bromide for 2015. No additional nominations were received for 2014. The nominating parties may wish to meet with the Methyl Bromide Technical Options Committee co-chairs and available members to discuss the interim recommendations. The Panel will prepare a final report on the nominations for consideration by the Twenty-Fifth Meeting of the Parties in 2013.

(c) **Handbook on critical-use nominations for methyl bromide (decision XXIII/14, paragraph 2; report of the Sixteenth Meeting of the Parties (UNEP/OzL.Pro.16/17), annex I, paragraph 29)**

7. By decision XXIII/14, the parties requested the Technology and Economic Assessment Panel to consider whether the guidelines and criteria for the preparation of critical-use nominations for methyl bromide needed modification to take into account the situation of parties operating under paragraph 1 of Article 5 of the Protocol. The Panel's suggestions for changes to the guidelines and criteria were reflected in the draft version 7 of the handbook for critical-use nominations, which was presented to the parties in 2012. The Panel will present to the Open-ended Working Group at its thirty-third meeting a new draft version 7.1 that incorporates comments made by parties. The Working Group is expected to consider draft 7.1 of the handbook with a view to possible approval of the handbook at the Twenty-Fifth Meeting of the Parties.

(d) **Quarantine and pre-shipment use of methyl bromide (decisions XXIV/15, paragraph 1; XXIII/5, paragraph 6)**

8. In paragraph 6 of decision XXIII/5, the Meeting of the Parties requested the Technology and Economic Assessment Panel to provide, for consideration by the Open-ended Working Group at its thirty-third meeting, a concise report based on the information that parties reported to the Secretariat by 31 March 2013 on methyl bromide use to comply with phytosanitary requirements in accordance with paragraph 2 of the decision. In responding to the decision, the Panel also updated its 2012 report under paragraph 5 of decision XXIII/5 that provided analyses of trends of methyl bromide consumption and production based on Article 7 reporting by the parties. The Working Group is expected to hear and discuss the Panel's presentation of the reports and to consider what actions, if any, it wishes to recommend to the Twenty-Fifth Meeting of the Parties.

(e) **Uses of controlled substances as process agents (decisions XXII/8, paragraph 5; XVII/6, paragraph 6; XXIV/6, paragraph 4)**

9. Pursuant to decision XXIII/7, paragraph 6, and in accordance with other relevant decisions, including decisions XXII/8 and XVII/6, the Technology and Economic Assessment Panel has continued to periodically review process-agent uses listed in table A of decision X/14 (updated most recently by decision XXIII/7). The Panel's review takes into account relevant information from previous investigations including a descriptive overview of such processes, information on alternatives, quantities used as reported in accordance with Article 7 of the Protocol, estimated emissions from process-agent uses and their impact on the ozone layer and climate, as well as practicable measures to avoid and reduce such emissions. In 2012, the Panel reviewed five (i.e., numbers 1, 2, 6, 9 and 14) of the 14 remaining uses and also reported that three uses (i.e., numbers 10, 11 and 12) were no longer being applied and could therefore be removed from table A of decision X/14. In 2013, the Panel reviewed another three uses (i.e., numbers 5, 7 and 8) in table A. The Panel indicated that it did not have sufficient information to suggest updates to table B of decision X/14. The Working Group may wish to consider what actions it wishes to recommend to the Twenty-Fifth Meeting of the Parties.

10. Moreover, by decision XXIV/6, the parties that have vinyl chloride monomer production facilities in which carbon tetrachloride is used and that had not yet reported the information requested in decision XXIII/7 were requested to provide such information to the Panel before 28 February 2013 to allow the Technology and Economic Assessment Panel to clarify whether such use in a particular facility is a feedstock use or a process-agent use. The Working Group is expected to consider the findings of the Panel on these matters and to make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

5. Report by the Technology and Economic Assessment Panel on additional information on alternatives to ozone-depleting substances (decision XXIV/7, paragraph 1)

11. In decision XXIV/7, the Meeting of the Parties requested the Technology and Economic Assessment Panel to update information on alternatives and technologies in various sectors and to prepare a draft report for consideration by the Open-ended Working Group at its thirty-third meeting and a final report to be submitted to the Twenty-Fifth Meeting of the Parties. The Working Group is expected to hear the Panel's presentation of its draft report, contained in volume 2 of the Panel's 2013 progress report, and to consider what possible actions, if any, it wishes to recommend to the Twenty-Fifth Meeting of the Parties.

6. Information on ozone-depleting substance transition policy measures (report of the Twenty-Fourth Meeting of the Parties (UNEP/OzL.Pro.24/10, paragraph 187))

12. At the Twenty-Fourth Meeting of the Parties, a conference room paper containing a draft decision on information on policy measures, aimed at achieving a transition away from ozone-depleting substances, was proposed by some parties. However, the parties agreed to defer further consideration of the matter to the thirty-third meeting of the Open-ended Working Group owing to lack of agreement on the draft decision. The Working Group may wish to consider the draft decision and decide whether to recommend any decision to the Twenty-Fifth Meeting of the Parties.

7. Organizational issues related to the Technology and Economic Assessment Panel

(a) Report of the Technology and Economic Assessment Panel on operational and organizational issues (decision XXIV/8, paragraphs 1 and 3)

13. The Working Group is expected to consider recommendations by the Technology and Economic Assessment Panel on the future configuration of its technical options committees that take into account anticipated workloads as requested in decision XXIV/8. The decision also requested the Panel and its technical options committees to make available to the parties their standard operating procedures. The Panel's report on these issues is contained in volume 3 of its 2013 progress report, which will be presented to the Working Group.

(b) Status of the membership of the Panel and its technical options committees (decision XXIII/10, paragraphs 10 and 11)

14. The Working Group, in accordance with decision XXIII/10, paragraphs 10 and 11, may wish to revisit the status of the membership of the Panel and the technical options committees to enable the submission of renominations for existing members as needed. The report of the Panel on the future configuration of the committees, as contained in volume 3 of the 2013 progress report, is of relevance in that regard. Information on the status of renomination and reappointment of Panel members is provided in the note by the Secretariat on issues for discussion by and information for the attention of the Open-ended Working Group of the Parties to the Montreal Protocol at its thirty-third meeting and its addenda (UNEP/OzL.Pro.WG.1/33/2, Add.1 and Add.2) while some information on the status of renomination and reappointment of members of the technical options committees can be found in volume 3 of the 2013 progress report and, in the case of the Halons Technical Options Committee, volume 1 of the same report. It should be noted that decision XXIII/10, paragraph 9, specifies that the terms of all the members of the Panel and its technical options committees shall otherwise expire at the end of 2013 and 2014, respectively, in the absence of reappointment by the parties prior to that time, except for those experts that had already been nominated for four-year periods in previous decisions. The Working Group may wish to make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

8. Controlled substances used on ships, including prior informed consent (decision XXIV/9, paragraph 3; report of the Twenty-Fourth Meeting of the Parties (UNEP/OzL.Pro.24/10), paragraph 74)

15. In accordance with decision XXIV/9, the Working Group is expected to revisit the issue of ozone-depleting substances on ships to further discuss elements that could not be agreed upon by the Twenty-Fourth Meeting of the Parties. In the same decision, the Technology and Economic

Assessment Panel was requested to provide an updated version of the information provided in its previous progress reports on transport refrigeration in the maritime sector. Accordingly, the updated report of the Panel is contained in chapter 7 of the Panel's 2013 progress report, volume 1. The Working Group may wish to discuss the matter and make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

9. Review by the Scientific Assessment Panel of RC-316c (decision XXIV/10, paragraph 2)

16. In decision XXIV/10, parties in a position to do so were invited to provide environmental assessments of RC-316c, which is a chlorofluorocarbon not controlled by the Montreal Protocol, and any guidance on practices that could reduce intentional releases of the substance. In the same decision, the Scientific Assessment Panel was requested to conduct a preliminary assessment of RC-316c and to report to the Open-ended Working Group at its thirty-third meeting on the ozone-depletion potential and global-warming potential of the substance and other factors that the Panel deemed relevant. The Scientific Assessment Panel is expected to provide a report on progress to the Working Group. The Working Group may wish to consider the information provided and make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

10. Issues related to funding

(a) Clean production of HCFC-22 through by-product emission control (report of the Twenty-Fourth Meeting of the Parties (UNEP/OzL.Pro.24/10), paragraph 98)

17. A proposal for a decision on clean production of HCFC-22 through by-product emission control was discussed at the thirty-second meeting of the Open-ended Working Group and at the Twenty-Fourth Meeting of the Parties, with intersessional consultations taking place between the two meetings. As there was no agreement on several aspects of the proposal, the Twenty-Fourth Meeting of the Parties agreed to defer further discussion to the thirty-third meeting of the Open-ended Working Group. The Working Group may wish to consider the draft decision and make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

(b) Additional funding for the Multilateral Fund for the Implementation of the Montreal Protocol to maximize the climate benefit of the accelerated phase-out of hydrochlorofluorocarbons (report of the Twenty-Fourth Meeting of the Parties (UNEP/OzL.Pro.24/10), paragraph 105)

18. The Working Group is expected to consider the draft decision introduced by Switzerland at the thirty-second meeting of the Open-ended Working Group and the Twenty-Fourth Meeting of the Parties on additional funding for the implementation of the Montreal Protocol to maximize the climate benefit of the accelerated phase-out of hydrochlorofluorocarbons (HCFCs). The parties agreed to defer further discussion of the draft decision to the thirty-third meeting of the Open-ended Working Group because of a lack of agreement. The Working Group may wish to consider the draft decision and make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

(c) Funding of production facilities for hydrochlorofluorocarbons (report of the Twenty-Fourth Meeting of the Parties (UNEP/OzL.Pro.24/10), paragraph 114)

19. The Working Group is expected to consider a draft decision on funding of production facilities for HCFCs, introduced by India at the thirty-second meeting of the Open-ended Working Group and discussed during the Twenty-Fourth Meeting of the Parties. The draft decision, which refers to the funding provisions in decision XIX/6, seeks to urge the Executive Committee of the Multilateral Fund to finalize the discussions on the guidelines for the funding of production facilities and to request the Committee to take into consideration proactive regulatory actions adopted by some parties to limit production. Owing to a lack of consensus, the Twenty-Fourth Meeting of the Parties agreed to defer further consideration of the issue to the thirty-third meeting of the Open-ended Working Group. The Working Group may wish to consider the draft decision and make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

(d) Terms of reference for the study on the 2015–2017 replenishment of the Multilateral Fund for the Implementation of the Montreal Protocol

20. Decision XXIII/15, on 2012–2014 replenishment of the Multilateral Fund, relates to the budget of and contributions to the Multilateral Fund in the 2012–2014 biennium. It has been the parties' custom, in the year preceding the end of each funding cycle, to develop terms of reference for a study designed to estimate the funds necessary to enable parties to achieve compliance during the forthcoming replenishment period. The Working Group may wish to consider matters related to the

replenishment of the Multilateral Fund and make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

11. Implications of the outcome document of the United Nations Conference on Sustainable Development for small island developing States with regard to the implementation of the Montreal Protocol (report of the Twenty-Fourth Meeting of the Parties (UNEP/OzL.Pro.24/10), paragraph 125)

21. The Working Group is expected to consider a draft decision on the implications of the outcome document of the United Nations Conference on Sustainable Development for small island developing States with regard to the implementation of the Montreal Protocol, which was first discussed at the thirty-second meeting of the Open-ended Working Group and put forward for further consideration by the Twenty-Fourth Meeting of the Parties. Since the proponents of the draft decision (Saint Lucia and Trinidad and Tobago) were not represented at the Twenty-Fourth Meeting of the Parties, it was agreed to defer discussion of the draft decision until the thirty-third meeting of the Open-ended Working Group. The Working Group may wish to consider the draft decision and make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

12. Proposed adjustments to the Montreal Protocol

22. The Working Group is expected to consider any proposals for adjustments to the Montreal Protocol submitted pursuant to paragraph 9 of Article 2 of the Protocol. As at 29 April 2013, the Secretariat had not received any proposals for adjustments of the Montreal Protocol.

13. Proposed amendments to the Montreal Protocol

23. The Working Group is expected to consider any proposals for amendments to the Montreal Protocol submitted pursuant to Article 9 of the Vienna Convention for the Protection of the Ozone Layer and Article 2, paragraph 10, of the Montreal Protocol. As at 29 April 2013, the Secretariat had received two proposals for amendments, one from Canada, Mexico and the United States of America (UNEP/OzL.Pro.WG.1/33/3, annex) and one from the Federated States of Micronesia (UNEP/OzL.Pro.WG.1/33/4, annex). The Working Group is expected to discuss the proposals and make recommendations, as appropriate, to the Twenty-Fifth Meeting of the Parties.

14. Other matters

24. The Working Group may wish to discuss other matters raised by parties at the time the agenda is adopted.

15. Adoption of the report

25. The draft report of the thirty-third meeting of the Open-ended Working Group will be presented for adoption.

16. Closure of the meeting

26. The thirty-third meeting of the Open-ended Working Group is scheduled to close on Friday, 28 June 2013.
