



Council of the  
European Union

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## DECLASSIFICATION

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Subject:	Adoption of a Council Decision on the participation of the European Community in negotiations on amendments and adjustments to the Montreal Protocol on substances that deplete the ozone layer

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Delegations will find attached the declassified version of the above document.

The text of this document is identical to the previous version.

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# RESTREINT UE



COUNCIL OF  
THE EUROPEAN UNION

Brussels, 31 October 2003

14216/03

RESTREINT UE

ENV 593  
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## "A" ITEM NOTE

from :	Permanent Representatives Committee
to :	Council
Subject :	Adoption of a Council Decision on the participation of the European Community in negotiations on amendments and adjustments to the <b>Montreal Protocol on substances that deplete the ozone layer</b>

1. The Community and its Member States are Parties to the Vienna Convention for the protection of the ozone layer and to the Protocol adopted under that Convention: The Montreal Protocol on Substances that Deplete the Ozone Layer ("The Protocol").
2. The XVth meeting of the Parties to the Protocol will take place in Nairobi from 10-14 November 2003. Most of the matters to be discussed fall within Community competence and the Commission therefore seeks authorisation from the Council to negotiate, in consultation with a special committee, on behalf of the Community. This has been the standard practice for previous Protocol meetings where adjustments or amendments have been discussed.

## RESTREINT UE

3. On 3 October 2003 the Commission transmitted a recommendation for a Council Decision on the abovementioned subject.
4. On 9 October 2003 the Working Party on the Environment examined the text.
5. On 24 October 2003 the Permanent Representatives Committee agreed on the text of the Council Decision as set out in the Annex.
6. Council is invited to adopt the Council Decision, as contained in the Annex, as an "A"-item.

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## COUNCIL DECISION

**on the participation of the European Community in negotiations  
at the XVth meeting of the Parties to the Montreal Protocol  
on amendments and adjustments to the Montreal Protocol  
on substances that deplete the ozone layer**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Commission's Recommendation of 3 October 2003,

HAS DECIDED AS FOLLOWS:

### Sole Article

The Commission will participate, on behalf of the European Community with regard to the matters within the Community's field of competence, in the negotiations on adjustments and amendments to the Montreal Protocol on substances that deplete the ozone layer and other matters of substance affecting the implementation of Regulation (EC) 2037/2000.

The Commission shall conduct these negotiations on behalf of the European Community in consultation with the special committee designated by the Council.

To the extent that the agreement falls partly within the competence of the Community and partly within the competence of the Member States, the Commission and the Member States should cooperate closely during the negotiation process, in view of aiming for unity in the international representation of the European Community.

Done at Brussels,

For the Council  
The President

# RESTREINT UE

## NEGOTIATING DIRECTIVES

1. The Community shall ensure that an agreement leading to any revision of the Montreal Protocol and its application are consistent with relevant Community legislation and in particular with Council Regulation (EC) No 2037/2000 on Substances that Deplete the Ozone Layer (OJ L244 of 29.9.2000).
2. The Commission shall ensure that the draft amendment to the Protocol includes appropriate provisions enabling the Community to become a Party thereto.
3. The Commission shall report to the Council on the outcome of the negotiations and, where appropriate, on any problem that may arise during the negotiations.

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