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**Conference of the Parties of the Stockholm  
Convention on Persistent Organic Pollutants  
Second meeting**

Geneva, 1–5 May 2006

Item 5 (k) of the provisional agenda\*

**Matters for consideration or action by the  
Conference of the Parties: non-compliance**

**Non-compliance: Procedures and institutional mechanisms for  
determining non-compliance with the provisions of the  
Convention and for the treatment of Parties found to be in  
non-compliance\*\***

**Note by the Secretariat**

1. Article 17 of the Stockholm Convention states:  
“The Conference of the Parties shall, as soon as practicable, develop and approve procedures and institutional mechanisms for determining non-compliance with the provisions of this Convention and for the treatment of Parties found to be in non-compliance.”
2. At its first meeting, the Conference of the Parties decided in decision SC-1/14 to convene an open-ended ad hoc working group to consider procedures and institutional mechanisms on non-compliance under Article 17 of the Convention; the group was to meet for two or three days immediately prior to the second meeting of the Conference. By means of the same decision, the Conference invited all Governments, both Parties and non-Parties, and relevant organizations to submit to the Secretariat their views and proposals on procedures and institutional mechanisms on non-compliance. The Conference further requested the Secretariat to prepare for submission to the open-ended ad hoc working group a compilation of those views and proposals and a draft text of procedures and institutional mechanisms on non-compliance, reflecting different options and

\* UNEP/POPS/COP.2/1.

\*\* Stockholm Convention, Article 17 ; report of the Conference of the Parties on the work of its first meeting (UNEP/POPS/COP.1/31), annex I, decision SC-1/14.

alternatives, on the basis of the views and proposals above and bearing in mind recent developments concerning compliance within multilateral environmental agreements.

3. Pursuant to decision SC-1/14, a meeting of the Open-ended Ad hoc Working Group on Non-Compliance will be held on 28 and 29 April 2006 in Geneva. The Working Group will address the draft text of procedures and institutional mechanisms on non-compliance prepared by the Secretariat pursuant to the decision, which will be set out in document UNEP/POPS/OEWG-NC.1/2. The Working Group will also have before it a compilation of the views and proposals submitted by Governments and relevant organizations, which will be set out in document UNEP/POPS/OEWG-NC.1/INF/1.

4. The Open-ended Ad hoc Working Group on Non-Compliance will report on the work of its meeting at the second meeting of the Conference. A written report of the Working Group meeting will be set out in document UNEP/POPS/OEWG-NC.1/3.

**Possible action by the Conference of the Parties**

5. The Conference may wish:

(a) To take note of the report of the Open-ended Ad hoc Working Group on Non-Compliance;

(b) To consider a possible decision, based on the report, on the development of procedures and institutional mechanisms for determining non-compliance with the provisions of the Convention and for the treatment of Parties found to be in non-compliance.

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