
Convention on Cluster Munitions

26 June 2013

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Fourth Meeting of the States Parties

Lusaka, 10–13 September 2013

Item 8 of the provisional agenda

Organization of work

Provisional Annotated programme of work

Submitted by the President

Please note that the Fourth Meeting of States Parties (4MSP) will follow a rolling agenda, so that when one session is complete, the President can immediately continue to the next session. All time indications are therefore indicative, and delegations should be prepared for this.

Tuesday 10 September

10:00 – 13:00

Opening of the meeting

1. President of the Third Meeting of States Parties to the Convention on Cluster Munitions (3MSP CCM), Ambassador Steffen Kongstad, presides over the election of the President of the 4MSP.
2. Election of the President of the 4MSP by acclamation
3. The President of the 4MSP, makes opening remarks outlining his expectations for the Meeting and the period of his Presidency.
4. In the spirit of partnership, which has been the hallmark of the CCM, the President will first invite the following speakers to address the plenary:

United Nations

International Committee of the Red Cross

Cluster Munition Coalition

Procedural issues

5. The President oversees the adoption of the Agenda for the 4MSP and the rules of procedure.

6. Confirmation of the Secretary-General of the Meeting and election of the Vice-Presidents and other officers.
7. Adoption of arrangements for meeting the costs of the Meeting.
8. The President introduces draft documents and key draft decisions:
 - (a) Lusaka Progress Report (LPR): Monitoring progress in implementing the Vientiane Action Plan, by the Norwegian Presidency
 - (b) Work plan 2014 and draft decisions
 - (c) Zambian Concept Paper on the Universalization of the Convention on Cluster Munitions

General exchange of views

9. During this session States parties, signatories and other observer states and international and civil society organizations are invited to make statements of a general nature. Areas that delegations may wish to cover include:
 - (a) Political commitments
 - (b) General points on implementation of the CCM
 - (c) Expectations for the 4MSP

15:00-18:00

General exchange of views (cont.)

10. This item ends after the final speaker. If adequate time, the President will move to the next agenda item.

Wednesday 11 September

10:00-13:00

Operation and status of the Convention

11. In addition to the description of the agenda items below, delegates should also consider matters of implementation raised in the LPR when preparing their statements.

Universalization

12. The President will call on the Coordinators on the Working Group on Universalization, Ghana and Portugal, to report back on the status, progress and challenges to universalization of the CCM since the 3MSP.
13. States parties are encouraged to provide an update on the activities they have undertaken to promote universal adherence to the CCM, e.g. bilateral meetings, workshops, letters, advocacy missions, diplomatic notes, etc.
14. Signatories are invited to provide an update on their domestic process of ratification and deposits of instruments of ratification.
15. Other observer States are also invited to voice their support for the CCM and updates on domestic processes in advance of accessions

16. The ICRC, the United Nations, the CMC and other organizations working on the universalization of the Convention are invited to present their activities and aims for universalization in the coming period.

17. Questions and challenges that delegations may wish to consider in preparations for the 4MSP in Lusaka have been identified in the LPR:

- It is a challenge for States parties to reinforce the norm against all use and end the use of cluster munitions by States not party.
- A second challenge is to promote ratification or accession to the CCM, especially by States contaminated by cluster munitions; in possession of stockpiles of cluster munitions; and/or with responsibility for many survivors.

18. Questions to discuss at 4MSP may include:

- How can regional approaches be utilised to increase the rate of accession and ratification of the CCM?
- How can international cooperation and assistance be used to increase the membership of the CCM?
- How can States parties to the CCM, individually, as a community and represented by the President, best respond to allegations of use by States not party to the CCM?

Storage and stockpile destruction

19. The President will call on the Coordinators of the Working Group on Stockpile Destruction and Retention, Croatia and Spain, to report back on the status, progress and challenges to the implementation of Article 3. The President will also call on an expert to present some key challenges to stockpile destruction.

20. States parties with obligations under Article 3 are invited to share their plans for, progress on and challenges to the safe and rapid destruction of cluster munitions.

21. Signatories and other observer states with stockpiles are invited to share any relevant information regarding the number and types stockpiled, and of any plans for, or obstacles to, their destruction.

22. States are invited to provide their views on any issue pertaining to storage, stockpile destruction and retention. States that have chosen to retain cluster munitions under Article 3 (6 -7) are encouraged to provide updates on their numbers and types, how they have been used in the past year, their plans of use and plans for their eventual destruction.

23. Other delegations are invited to share their views on the implementation of Article 3 (6 – 8).

24. The ICRC, the United Nations, the CMC and other organizations are invited to present their views on the implementation of Article 3 as well as their recommendations for how to maintain the momentum in stockpile destruction in the coming period.

25. Questions and challenges that delegations may wish to consider in preparations for the 4MSP in Lusaka have been identified in the LPR:

- One challenge is to maintain the momentum for rapid destruction of stockpiles, and to utilise provisions for international cooperation and assistance to this end.
- Another is to ensure that the amount of submunitions retained does not exceed the minimum number absolutely necessary to conduct the activities reported by States Parties with retained cluster munitions.

26. Questions to discuss at the 4MSP may include:

- How can States parties most efficiently support destruction of small or limited stockpiles of cluster munitions?
- How can States parties ensure that the possibility to retain cluster munitions does not result in de facto stockpiling?

15:00- 18:00

Operation and status of the Convention (cont.)

Clearance and risk reduction

27. The President will call on the Coordinators of the Working Group on Clearance and Risk Education, Ireland and Lao PDR, to report back on the status, progress and challenges to the implementation of Article 4.

28. States parties with obligations under Article 4 are encouraged to provide an update on their plans, priorities and progress towards clearance and risk education. This could include efforts to identify as precisely as possible the location and size of all areas contaminated by cluster munition remnants as well as efforts or plans to clear or otherwise release such areas as soon as possible.

29. Signatories and other observer states contaminated by cluster munitions remnants are invited to share information on the magnitude and structure of the contamination, their plans for addressing the contamination and for ensuring the safety of exposed populations.

30. States are invited to share their views on the progress of, and obstacles to clearance efforts, and are in particular encouraged to share ideas and proposal for how to make survey and clearance efforts more effective and efficient.

31. The ICRC, the United Nations, the CMC and other organisations are invited to present their views on the implementation of Article 4, as well as recommendations for how such efforts may be sustainable, adequate and more effective and efficient.

32. Questions and challenges that delegations may wish to consider in preparations for the 4MSP in Lusaka have been identified in the LPR:

- A challenge for many States parties with Article 4 obligations is to develop and implement national strategic plans that apply context-relevant and up-to-date survey and land release methods.
- A second challenge is to identify and mobilise resources for Article 4 implementation that some States parties have reported to be an obstacle.

33. Questions to discuss at the 4MSP may include:

- How can States parties and other implementation actors best support efforts to develop and implement cost-efficient survey and land-release plans, for each affected country and area?
- What does compliance with Article 4 entail, and how can greater clarity about the “end-state” help States parties prioritise, coordinate and plan survey, clearance and land release operations?

Victim Assistance

34. The President will call on the Coordinators of the Working Group on Victim Assistance, Afghanistan and Bosnia-Herzegovina, to report back on the status, progress and challenges to the implementation of Article 5.

35. States parties with obligations under Article 5 are encouraged to provide an update on their efforts to provide age- and gender-sensitive assistance, including medical care, rehabilitation and psychological support, as well as provide for their social and economic inclusion. States parties are, in particular, encouraged to include their views on how victim assistance may be better integrated into existing national health and social care systems.

36. Signatories and other observer states are invited to provide views on the implementation of Article 5.

37. The ICRC, the United Nations, the CMC and other organizations are invited to present their views on the implementation of Article 5, as well as recommendations for how such efforts may be sustainable, adequate and more effective and efficient.

38. Questions and challenges that delegations may wish to consider in preparations for the 4MSP in Lusaka have been identified in the LPR:

- One challenge is to ensure that victim assistance activities are based on the needs and priorities of those affected, and that resources are made available and used efficiently.
- A second challenge is to create sustainable services and programs, and to ensure that the lifelong needs of victims are met.
- A third challenge is to fully integrate Victim Assistance efforts with the wider agenda on development, disability and human rights, and to make best use of opportunities that allow for a holistic approach that encompasses all victims of explosive remnants of war.

39. Questions to discuss at 4MSP may include:

- How can States parties link victim assistance efforts under the CCM to activities promoting the rights of victims under other relevant instruments of international law?
- How can States parties better include survivors in the planning, priorities and implementation of victim assistance?
- How can States parties best operationalize their obligations towards victims of cluster munitions, whilst observing their obligation to not discriminate on the basis of what caused the injury/disability?

Thursday 12 September

10:00-13:00

Operation and status of the Convention (cont.)

Transparency Measures

40. The President will call on the Coordinator for Reporting, Belgium, to report back on the status, progress and challenges to the implementation of Article 7.

41. Under this agenda item, States may wish to give views on the reporting format, the importance of transparency reporting, to present any transparency measures or reporting that they have already undertaken, or to provide information on any difficulties they may be encountering with transparency reporting.

42. The ICRC, the United Nations, the CMC and other organizations are invited to present their views on the implementation of Article 7.

43. Questions and challenges that delegations may wish to consider in preparations for the 4MSP in Lusaka have been identified in the LPR:

- One challenge is to improve the quality of the reports, which have ranged from highly detailed and comprehensive, to lacking required information or being difficult to read.

44. Questions to discuss at 4MSP may include:

- What steps should be taken to ensure that high quality information is provided in the transparency reports?
- How can the transparency reports be used as a tool for assisting and cooperating in implementation, particularly where States parties have obligations under Articles 3, 4, and 5?

National implementation measures

45. The President will call on the Coordinator on National Implementation Measures, New Zealand, to report back on the status, progress and challenges to the implementation of Article 9.

46. Under this item, States parties with obligations under Article 9 are encouraged to provide an update on the specific implementation measures they have taken or plan to undertake under Article 9 of the CCM. In particular, States parties are invited to share their experiences with national legislation for the CCM.

47. Signatories and other observer states are invited to provide an update on the implementation of Article 9.

48. The ICRC, the United Nations, the CMC and other organizations are invited to present their views on the implementation of Article 9.

49. Questions and challenges that delegations may wish to consider in preparations for the 4MSP in Lusaka have been identified in the LPR:

- The main challenge under national implementation measures is to ensure that all states swiftly develop and adopt any legislation deemed necessary for the effective and comprehensive implementation of the Convention.

50. Questions to discuss at the 4MSP may include:

- What are the factors preventing greater progress in national implementation?
- What further assistance might States need to facilitate their adoption of implementing legislation?

Cooperation and Assistance

51. The President will call on the Coordinators of the Working Group on International Cooperation and Assistance, Mexico and Sweden, to report back on the status, progress and challenges to the implementation of Article 6.

52. States parties seeking assistance to implement their obligations under the CCM are encouraged to provide an update of their plans and needs as well as on the measures they are taking to facilitate the provision of assistance by other States and to promote cooperation between States and other actors.

53. States in a position to provide assistance are encouraged to respond to the needs and gaps identified by affected States in the preceding sessions on victim assistance, clearance, stockpile destruction and risk reduction. Delegations are encouraged to provide information on how they envisage providing assistance.

54. States are also invited to present views on cooperation and assistance.

55. The ICRC, the United Nations, the CMC and other organizations are invited to present what they are doing to facilitate international cooperation and assistance, assistance they have or are able to provide, their views on the implementation of Article 6, as well as their recommendations for how such efforts may be sustainable, adequate and more effective and efficient.

56. Questions and challenges that delegations may wish to consider in preparations for the 4MSP in Lusaka have been identified in the LPR:

- Some States parties with obligations under Articles 3, 4 and/or 5 and with needs for international cooperation and assistance have not communicated their needs to other States parties. Some states also need to develop and/or update and improve national plans identifying accurate needs, extent of the problem, priorities and timelines.
- Remaining challenges for states and other implementation actors include: how to increase regional cooperation; and how to increase technical cooperation and exchanges of experiences between affected states?

57. Questions to discuss at 4MSP may include:

- How can States parties ensure that international assistance and cooperation efforts are linked to actual needs on the ground and broadened to include exchange of equipment, technology, skills and experience?
- How can States parties and other actors providing assistance structure their support according to national plans and priorities, including through enabling long-term planning?
- How can more States parties be mobilised to support the implementation of the CCM through international cooperation and assistance measures?

15:00-18:00

Operation and status of the Convention (cont.)

Compliance

58. Article 8 of the Convention addresses the 'Facilitation and clarification of compliance'. If any State party has a concern regarding compliance with the Convention by another State party, that State party may submit a 'Request for Clarification' to the Secretary-General of the United Nations.

59. States are invited to share their views on interpretation of provisions of the CCM.

60. Article 10 of the CCM deals with 'Settlement of disputes'. It is not envisaged that there will be any disputes amongst States parties at the 4MSP, so this agenda item should be brief.

61. Questions and challenges that delegations may wish to consider in preparations for the 4MSP in Lusaka have been identified in the LPR:

- A key challenge under compliance is how States parties and the President should deal with future compliance concerns.

62. Questions to discuss at 4MSP may include:

- How should States parties address the issue of non-compliance in the future?

Draft decisions, including Workplan for 2014

63. The President will provide introductory remarks with regards to draft decisions, the implementation architecture and intersessional work in 2014. The President may call on other States parties that may have facilitated consultations under any relevant matter.

64. Under this agenda item, States parties are invited to give views on the work plan for 2014 and draft decisions as they pertain to the implementation architecture, intersessional work and establishment of the Implementation Support Unit (ISU).

65. Questions and challenges that States parties may wish to consider in preparations for the 4MSP in Lusaka have been identified in the LPR:

- One challenge that remains is to decide on a sustainable and predictable funding model for the ISU that ensures universal ownership and accountability towards all States parties.
- A second challenge is to continue to adapt the Intersessional Work Programme to reflect the realities and needs in affected areas. Questions to discuss at 4MSP may include:
 - How can the formal and informal meetings be organised so that they best support the norms of the Convention and its effective implementation.

66. The suggested host and President-designate of the Fifth Meeting of States Parties (5MSP) will be invited to make a brief presentation of plans for the 5MSP.

67. In addition the plans for the intersessional meetings in 2014 may be discussed here as well as any other plans for informal meetings of the CCM in 2014.

Friday 13 September

10:00-13:00

Operation and status of the Convention (cont.)

Draft decisions, including Workplan for 2014 (cont. if needed)

Any other business

68. This is an open agenda item that provides an opportunity for delegations to raise any other matters that do not fall under the other agenda items. It would be preferable for any delegation wishing to take the floor during this agenda item to submit a request to the Presidency in advance, asking for the floor and indicating the topic they may wish to raise.

69. States may also wish to include items under “Any other business” in their general statements provided earlier in the agenda.

Consideration and adoption of the final document

70. The Presidency will make a final presentation of the outcome documents of the 4MSP. The President may call on respective Coordinators to report on the results of any consultations undertaken. This is the opportunity for those delegations wishing to make any final remarks relating to the outcome documents to do so.

Closure of the 4MSP

Concluding remarks and looking ahead

71. This agenda item provides for the Presidency to close the meeting, presenting some concluding remarks and looking ahead to the work of States parties and other delegations in 2014, including towards the 5MSP.

72. The host and President-designate of the 5MSP may be invited to speak during this closing session, together with key partners from civil society and international organizations at the discretion of the Presidency.

Meeting ends
