

**GROUP OF GOVERNMENTAL EXPERTS OF THE STATES
PARTIES TO THE CONVENTION ON PROHIBITIONS OR
RESTRICTIONS ON THE USE OF CERTAIN
CONVENTIONAL WEAPONS WHICH MAY BE
DEEMED TO BE EXCESSIVELY INJURIOUS OR TO
HAVE INDISCRIMINATE EFFECTS**

CCW/GGE/X/5
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Tenth Session
Geneva, 7 – 11 March 2005
Item 12 of the agenda
Adoption of the procedural report

PROCEDURAL REPORT

1. The Meeting of the States Parties to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects (CCW) held at Geneva on 18 and 19 November 2004 decided, as contained in paragraph 25 of CCW/MSP/2004/2, that the Working Group on Explosive Remnants of War would continue its work in the year 2005 with the following mandate:

“To continue to consider, including through participation of legal experts, the implementation of existing principles of International Humanitarian Law and to further study, on an open-ended basis, with particular emphasis on meetings of military and technical experts, possible preventive measures aimed at improving the design of certain specific types of munitions, including sub-munitions, with a view to minimising the humanitarian risk of these munitions becoming explosive remnants of war. Exchange of information, assistance and co-operation would be part of this work. The Group will report on the work done to the next Meeting of the States Parties.”

2. At the same Meeting the States Parties decided, as contained in paragraph 26 of CCW/MSP/2004/2, that the Working Group on Mines Other Than Anti-Personnel Mines would continue its work in the year 2005 with the following mandate:

“1. To consider all proposals on Mines Other Than Anti-Personnel Mines put forward since the establishment of the Group of Governmental Experts with the aim of elaborating appropriate recommendations on Mines Other Than Anti-Personnel Mines for submission to the next Meeting of the States Parties to the Convention.

2. Meetings of military experts shall also be conducted to provide advice on these activities.”

3. At the same Meeting the States Parties decided, as contained in paragraph 27 of CCW/MSP/2004/2, that “the Chairperson-designate shall undertake consultations during the intersessional period on possible options to promote compliance with the Convention and its annexed Protocols, taking into account proposals put forward, and shall submit a report, adopted by consensus, to the States Parties.”

4. At the same Meeting the States Parties decided, as contained in paragraph 28 of CCW/MSP/2004/2, that “the Chairperson-designate shall undertake consultations during the intersessional period on the preparation of the Third Review Conference of the States Parties to the Convention and shall report to the next Meeting of the States Parties.”

5. At the same Meeting the States Parties decided, as contained in paragraph 29 of CCW/MSP/2004/2, “to commission follow-up work under the oversight of the Chairperson-designate of a Meeting of the States Parties to the Convention to be held on 24 and 25 November 2005 at Geneva in conjunction with the Seventh Annual Conference of the States Parties to Amended Protocol II.”

6. The Meeting of the States Parties decided, as contained in paragraph 30 of CCW/MSP/2004/2, that “the intersessional work of the Group of Governmental Experts of up to five weeks will be undertaken in three sessions at Geneva during 2005”.

7. The Tenth Session of the Group of Governmental Experts was held at Geneva from 7 to 11 March 2005.

8. On 7 March 2005, the session was opened by the Chairperson-designate of the Meeting of the States Parties to the Convention, Ambassador Gordan Markotic of Croatia.

9. The meetings of the Working Groups of the Group of Governmental Experts were chaired by the two Coordinators: Ambassador Jayant Prasad of India on Explosive Remnants of War, and Ambassador Markku Reimaa of Finland on Mines Other Than Anti-Personnel Mines, who was assisted by Minister Counsellor Harri Mäki-Reinikka of Finland as Friend of the Coordinator. Mr. Peter Kolarov, Political Affairs Officer, Department for Disarmament Affairs, Geneva Branch, served as Secretary of the Group. He was assisted by Mr. Bantan Nugroho, Political Affairs Officer.

10. The Group held four plenary meetings. At its first plenary meeting, on 7 March 2005, the Group adopted its Agenda (CCW/GGE/X/1), confirmed the Rules of Procedure as adopted and used by the Second Review Conference (CCW/CONF.II/PC.1/1 with oral amendments) and adopted its Programme of Work (CCW/GGE/X/2).

11. The following States Parties to the Convention participated in the work of the Group: Argentina, Australia, Austria, Bangladesh, Belarus, Belgium, Benin, Bolivia, Brazil, Bulgaria, Burkina Faso, Cambodia, Canada, Chile, China, Colombia, Croatia, Cuba, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Holy See, Hungary, India, Ireland, Israel, Italy, Japan, Jordan, Latvia, Lithuania, Luxembourg, Malta, Mauritius, Mexico, Morocco, Netherlands, New Zealand, Nicaragua, Norway, Pakistan, Peru, Philippines, Poland, Portugal, Republic of Korea, Romania, Russian Federation, Senegal, Serbia and Montenegro, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, The former Yugoslav Republic of Macedonia, United Kingdom of Great Britain and Northern Ireland and United States of America.

12. The following State, which has deposited its instrument of ratification, acceptance, approval of or accession to the Convention, but for which it has not yet entered into force also participated in the work of the Group: Sri Lanka.
13. The following Signatory States to the Convention also participated in the work of the Group: Afghanistan, Egypt, Nigeria and Vietnam.
14. The following States not parties to the Convention participated as observers: Azerbaijan, Kuwait, Libyan Arab Jamahiriya, Madagascar, Malaysia, Saudi Arabia, Singapore, United Arab Emirates and Yemen.
15. The representatives of the United Nations Children's Fund (UNICEF), United Nations Development Programme (UNDP), United Nations Institute for Disarmament Research (UNIDIR) and United Nations Mine Action Service (UNMAS) took part in the work of the Group.
16. The representatives of the following organisations also took part in the work of the Group: European Commission, Geneva International Centre for Humanitarian Demining (GICHD) and International Committee of the Red Cross (ICRC).
17. The representatives of the following non-governmental organisations also took part in the work of the Group: American Bar Association, Actiongroup Landmine.de, Austrian Aid for Mine Victims, Cluster Munition Coalition, Geneva Call, Human Rights Watch, International Campaign to Ban Landmines (ICBL), Landmine Action UK, Mines Advisory Group, Norwegian Red Cross, Pax Christi Netherlands, Swiss Campaign to Ban Landmines and University of Exeter (United Kingdom).
18. At the Group's first plenary meeting, the following States participated in a general exchange of views: Argentina, Australia, Canada, Chile, China, Cuba, Japan, Netherlands (on behalf of the European Union), Pakistan, Republic of Korea, Russian Federation, United Kingdom of Great Britain and Northern Ireland and United States of America. UNMAS (on behalf of UNDP, UNICEF and UNMAS), as well as ICRC and GICHD also participated in the general exchange of views.
19. At the same meeting, Finland, Netherlands, Norway, Switzerland as well as ICRC participated in the general exchange of views on the status of Protocol V on Explosive Remnants of War. The Group welcomed the States Parties which had notified the Secretary-General of the United Nations of their consent to be bound by the Protocol: Croatia, Germany, Sweden, Lithuania and Sierra Leone.
20. The Working Group on Explosive Remnants of War held two meetings and discussed the implementation of existing principles of International Humanitarian Law and possible preventive measures aimed at improving the design of certain specific types of munitions, including sub-munitions, with a view to minimise the humanitarian risk of these munitions becoming explosive remnants of war. It also held one meeting of military and technical experts under the chairmanship of Mr. Roman Hunger of Switzerland and discussed a paper presented by the Chairperson of the Meeting of Military and Technical Experts on Explosive Remnants of War

entitled “Provisional Agenda for the Meeting of Military Experts on ERW” as contained in CCW/GGE/X/WG.1/1.

21. The Working Group on Mines Other Than Anti-Personnel Mines held four meetings and discussed “Proposals and ideas on MOTAPM in the Group of Governmental Experts (GGE) with the purpose to provide a basis for further work” presented by the Coordinator as contained in CCW/GGE/X/WG.2/1. It also held one meeting of military experts under the chairmanship of Maj. Gen. Ahti Vartiainen of Finland and discussed a paper presented by the Chairperson of the Meeting of Military Experts on Mines Other Than Anti-Personnel Mines entitled “Provisional Agenda for the Meeting of the Military Experts on MOTAPM” as contained in CCW/GGE/X/WG.2/2.

22. In accordance with the decisions taken at the Meeting of the States Parties to the Convention in 2004 (CCW/MSP/2004/2) one plenary meeting, on 10 March 2005, was devoted to the consideration of options to promote compliance with the Convention, under the chairmanship of Ambassador Gordan Markotic, and considered a paper presented by the Chairperson-designate entitled “Compliance” as contained in CCW/GGE/X/3.

23. In accordance with the decisions taken at the Meeting of the States Parties to the Convention in 2004 (CCW/MSP/2004/2) one plenary meeting, on 11 March 2005, was devoted to the consideration of the preparation of the Third Review Conference of the States Parties to the Convention, under the chairmanship of Ambassador Gordan Markotic, and considered a paper presented by the Chairperson-designate entitled “Food-for-Thought Paper” as contained in CCW/GGE/X/4.

24. During the course of the session, the Working Group on Explosive Remnants of War considered documents CCW/GGE/X/WG.1/1 and CCW/GGE/X/WG.1/WP.1 to CCW/GGE/X/WG.1/WP.6, and the Working Group on Mines Other Than Anti-Personnel Mines considered documents CCW/GGE/X/WG.2/1, CCW/GGE/X/WG.2/2, CCW/GGE/X/WG.2/WP.1 to CCW/GGE/X/WG.2/WP.3, as listed in Annex II. These documents are available in all official languages through the Official Document System of the United Nations at <http://documents.un.org>

25. The Working Group on Explosive Remnants of War heard a presentation by France on “The French Matrix on Methodology”. The Working Group on Mines Other Than Anti-Personnel Mines heard presentations by Australia on “Minefield Marking Methodologies, An Update on Development” and “Transition – How Much Time is Needed?”, by Denmark on “Detection” and by Finland on “Visualising Operational Impacts of Proposed Detectability and Fusing Standards”.

26. During the course of the session a photographic exhibition on explosive remnants of war by Mr. John Rodsted, organised by Pax Christi Netherlands on behalf of the Cluster Munition Coalition, took place.

27. At its final plenary meeting, on 11 March 2005, the Group of Governmental Experts adopted its procedural report of the Tenth Session, as contained in document CCW/GGE/X/CRP.1, as orally amended, which is being issued as document CCW/GGE/X/5.

Annex I

Agenda

As adopted at the first plenary meeting on 7 March 2005

1. Opening of the Session by the Chairperson-designate of the Meeting of the States Parties to the Convention to be held on November 24-25, 2005
2. Adoption of the Agenda
3. Confirmation of the Rules of Procedure
4. Question of participation
5. Organization of work of the Group of Governmental Experts
6. Background documentation
7. Explosive Remnants of War (ERW)
8. Mines Other Than Anti-Personnel Mines (MOTAPM)
9. Possible options to promote compliance with the Convention and its annexed Protocols
10. Third Review Conference of the States Parties to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects
11. Any other issues
12. Adoption of the procedural report

Annex II
LIST OF DOCUMENTS
OF THE GROUP OF GOVERNMENTAL EXPERTS
TENTH SESSION, 7 - 11 MARCH 2005

Number	Title	Countries/ Organizations
CCW/GGE/X/1	Provisional Agenda	Chairperson-designate
CCW/GGE/X/2	Provisional Programme of Work	Chairperson-designate
CCW/GGE/X/3	Compliance	Chairperson-designate
CCW/GGE/X/4	Food-for-Thought Paper	Chairperson-designate
CCW/GGE/X/5	Procedural Report	Secretariat
CCW/GGE/X/WP.1	Responses to Certain Concerns Regarding a Possible Compliance Mechanism under CCW, Elaborative Memorandum on CCW/GGE/IX/WP.1	European Union
CCW/GGE/X/WG.1/1	Provisional Agenda for the Meeting of Military Experts on ERW	Chairperson of the Meeting of the Military and Technical Experts on ERW
CCW/GGE/X/WG.1/WP.1	Military Utility of Cluster Munitions	United Kingdom
CCW/GGE/X/WG.1/WP.2	International Humanitarian Law and ERW	Australia, Canada, New Zealand, Norway, Sweden, Switzerland, United Kingdom of Great Britain and Northern Ireland and United States of America in consultation with the International Committee of the Red Cross
CCW/GGE/X/WG.1/WP.3	Proposed definitions for cluster munitions and sub-munitions	UNMAS, UNDP and UNICEF

CCW/GGE/X/WG.1/WP.4	Reliability and Use of Cluster Munitions	Germany
CCW/GGE/X/WG.1/WP.5	Review 2004	Chairperson of the Meeting of the Military and Technical Experts on ERW
CCW/GGE/X/WG.1/WP.6	Perspectives 2005	Chairperson of the Meeting of the Military and Technical Experts on ERW
CCW/GGE/X/WG.2/1	Proposals and ideas on MOTAPM in the Group of Governmental Experts (GGE) with the purpose to provide a basis for further work	Coordinator on MOTAPM
CCW/GGE/X/WG.2/2	Provisional Agenda for the Meeting of the Military Experts on MOTAPM	Chairperson of the Meeting of the Military Experts on MOTAPM
CCW/GGE/X/WG.2/WP.1	Visualising Operational Impacts of proposed Detectability and Fusing Standards	Coordinator on MOTAPM
CCW/GGE/X/WG.2/WP.2	Observations on Pertinent Issues Related to Mines Other than Anti-Personnel Mines	Germany
CCW/GGE/X/WG.2/WP.3	Wrap-up of the Meeting of the Military Experts on MOTAPM	Chairperson of the Meeting of the Military Experts on MOTAPM
CCW/GGE/X/CRP.1 (English Only)	Draft Procedural Report	Secretariat
CCW/GGE/X/Misc.1 (English/French/Spanish Only)	Provisional List of Participants	Secretariat
CCW/GGE/X/INF.1 (English/French/Spanish Only)	List of Participants	Secretariat
CCW/GGE/X/INF.1/Add.1 (English Only)	List of Participants Addendum	Secretariat

The above documents are available in all official languages through the Official Document System of the United Nations at <http://documents.un.org>.