

## Rotterdam Convention

### Exchange of information on the implementation of paragraph 2 of Article 11 and Articles 12 and 14 of the Convention

#### Questionnaire for the submission of information on exports, export notifications and on information exchange

##### Introduction

At its seventh meeting held in 2015, the Conference of the Parties to the Rotterdam Convention by decision SC-7/2 requested the Secretariat to facilitate, subject to availability of resources, the exchange of information and report to each meeting of the Conference of the Parties on the implementation of Articles 11 (paragraph 2), 12 and 14 of the Convention.

Paragraph 2 of Article 11 relates to ensuring export of a chemical listed in Annex III of the Convention does not take place to an importing Party that failed to transmit an import response or transmitted an interim response that does not contain an interim decision unless certain conditions are met. Article 12 describes the provisions related to export notifications. Information requirements for export notifications are provided in Annex V to the Convention. Article 14 describes the provisions on information exchange.

Designated National Authorities (DNAs) of Parties to the Convention are requested to respond to this questionnaire as far as possible within information available to them and in coordination with all relevant national stakeholders as far as is feasible. The responses to the questionnaire will be made available on the Convention website, compiled by the Secretariat and reported to the Conference of the Parties at its next ordinary meeting.

##### **Instructions for completing and submitting the questionnaire:**

Parties are requested to submit the completed questionnaire to the Secretariat **by 30 September 2016**.

Please respond to the questionnaire based on information that may be available to you and your experiences within the period from **1 January 2015 to 31 December 2015**.

As the DNA for your country, please collaborate with any other DNAs and Official Contact Points (OCPs) that your country may have designated in order to provide a coordinated response to the questions below.

If you do not have the information available to respond to a question, please write the acronym “**NIA**” for “No information available” in the space provided.

**Questionnaire for the submission of information on exports,  
export notifications and on information exchange**

Relevant period: 1 January 2015 to 31 December 2015

**PART A: EXPORT OF ANNEX III CHEMICALS**

**Article 11 of the Rotterdam Convention**

Obligations in relation to exports of chemicals listed in Annex III

**Paragraph 2**

2. *Each Party shall ensure that a chemical listed in Annex III is not exported from its territory to any importing Party that, in exceptional circumstances, has failed to transmit a response or has transmitted an interim response that does not contain an interim decision, unless:*

(a) *It is a chemical that, at the time of import, is registered as a chemical in the importing Party; or*

(b) *It is a chemical for which evidence exists that it has previously been used in, or imported into, the importing Party and in relation to which no regulatory action to prohibit its use has been taken; or*

(c) *Explicit consent to the import has been sought and received by the exporter through a designated national authority of the importing Party. The importing Party shall respond to such a request within sixty days and shall promptly notify the Secretariat of its decision.*

*The obligations of exporting Parties under this paragraph shall apply with effect from the expiration of a period of six months from the date on which the Secretariat first informs the Parties, in accordance with paragraph 10 of Article 10, that a Party has failed to transmit a response or has transmitted an interim response that does not contain an interim decision, and shall apply for one year.*

Based on the requirements of paragraph 2 of Article 11 above, please provide the following information:

1. Does your country export chemicals listed in Annex III of the Rotterdam Convention?

Yes

No

No information available

1.1 If yes, please complete the Form 1 below with the following information for each chemical exported:

1.1.1 Name of the Annex III chemical exported;

1.1.2 Importing country;

1.1.3 Date of export;

1.1.4 The provision for the export, as per paragraph 2 of Article 11:

Provision (a): Article 11 (2) (a) – Registered as a chemical in the importing country, at the time of import

Provision (b): Article 11 (2) (b) – Evidence exists that the chemical has been previously used/imported and, not prohibited

Provision (c): Article 11 (2) (c) - Explicit consent to the import has been received

**Form 1:** Information exchange on export of Annex III chemicals

Name of the Annex III chemical exported	Importing Country	Date of export	Provision for the export (please select as applicable):			Remarks
			Art. 11 (2) (a)	Art. 11 (2) (b)	Art. 11 (2) (c)	

## PART B: EXPORT NOTIFICATIONS

### Article 12 of the Rotterdam Convention

#### Export Notification

1. *Where a chemical that is banned or severely restricted by a Party is exported from its territory, that Party shall provide an export notification to the importing Party. The export notification shall include the information set out in Annex V.*
2. *The export notification shall be provided for that chemical prior to the first export following adoption of the corresponding final regulatory action. Thereafter, the export notification shall be provided before the first export in any calendar year. The requirement to notify before export may be waived by the designated national authority of the importing Party.*
3. *An exporting Party shall provide an updated export notification after it has adopted a final regulatory action that results in a major change concerning the ban or severe restriction of that chemical.*
4. *The importing Party shall acknowledge receipt of the first export notification received after the adoption of the final regulatory action. If the exporting Party does not receive the acknowledgement within thirty days of the dispatch of the export notification, it shall submit a second notification. The exporting Party shall make reasonable efforts to ensure that the importing Party receives the second notification.*
5. *The obligations of a Party set out in paragraph 1 shall cease when:*
  - (a) *The chemical has been listed in Annex III;*
  - (b) *The importing Party has provided a response for the chemical to the Secretariat in accordance with paragraph 2 of Article 10; and*
  - (c) *The Secretariat has distributed the response to the Parties in accordance with paragraph 10 of Article 10.*

Based on the requirements of Article 12 above, please provide the following information:

#### **Exports of banned or severely restricted chemicals to other Parties**

2. Does your country **export** chemicals that have been banned or severely restricted in your territory?

Yes       No       No information available

- 2.1 If yes, please complete the Form 2 below with the following information for each chemical exported:

2.1.1 Name(s) of the chemical exported from your country;

- 2.1.2 Number of export notifications provided to the importing Parties relevant to each chemical;
- 2.1.3 Number of acknowledgements of export notifications your country has received from importing Parties; and
- 2.1.4 Number of waivers of requirement, as per paragraph 2 of Article 12, for export notification transmitted to your country by importing Parties.

**Form 2:** Information on export notifications sent on banned or severely restricted chemicals

Name(s) of the chemical exported	Number of export notifications provided	Number of acknowledgements received	Number of waivers of requirement received	Remarks

**Imports of banned or severely restricted chemicals**

3. Does your country receive **imports** of chemicals from other Parties that are banned or severely restricted in the exporting Party?

Yes       No       No information available

- 3.1 If yes, please complete the Form 3 below with the following information for each chemical imported:

- 3.1.1 Name(s) of the chemical imported;
- 3.1.2 Number of export notifications that have been received by your country;
- 3.1.3 Number of acknowledgements of export notifications provided by your country to exporting Parties; and
- 3.1.4 Number of waivers of requirement, as per paragraph 2 of Article 12, for export notification transmitted by your country to exporting Parties.

**Form 3:** Information on export notifications received on banned or severely restricted chemicals

Name(s) of the chemical imported	Number of export notifications received	Number of acknowledgements provided	Number of waivers of requirement provided	Remarks

**PART C: INFORMATION EXCHANGE**

**Article 14 of the Rotterdam Convention**

Information exchange

**Paragraph 1**

1. Each Party shall, as appropriate and in accordance with the objective of this Convention, facilitate:

(a) The exchange of scientific, technical, economic and legal information concerning the chemicals within the scope of this Convention, including toxicological, ecotoxicological and safety information;

(b) The provision of publicly available information on domestic regulatory actions relevant to the objectives of this Convention; and

(c) The provision of information to other Parties, directly or through the Secretariat, on domestic regulatory actions that substantially restrict one or more uses of the chemical, as appropriate.

Based on the requirements of Article 14, please provide the following information:

4. Does your country possess any of the following information concerning the chemicals within the scope of the Rotterdam Convention to share with Parties?

4.1 *Scientific information:*

Yes

4.1.1 Please provide how the information could be shared and/or exchanged:

Links to related websites.  
If available please specify:

Submission to the Secretariat for posting on the website.  
If available please upload:

Other (please specify):

No

4.2 *Technical information:*

Yes

4.2.1 Please provide how the information could be shared and/or exchanged:

Links to related websites.

If available please specify:

Submission to the Secretariat for posting on the website.

If available please upload:

Other (please specify):

No

4.3 *Economic information:*

Yes

4.3.1 Please provide how the information could be shared and/or exchanged:

Links to related websites.

If available please specify:

Submission to the Secretariat for posting on the website.

If available please upload:

Other (please specify):

No

4.4 *Legal information:*

Yes

4.4.1 Please provide how the information could be shared and/or exchanged:

Links to related websites.

If available please specify:

Submission to the Secretariat for posting on the website.

If available please upload:

Other (please specify):

No

4.5 *Toxicological, eco-toxicological and safety information:*

Yes

4.5.1 Please provide how the information could be shared and/or exchanged:

Links to related websites.  
If available please specify:

Submission to the Secretariat for posting on the website.  
If available please upload:

Other (please specify):

No

5. Can your country provide publicly available information on **domestic regulatory actions relevant to the objectives of this Convention** concerning chemicals to share with Parties within the scope of the Rotterdam Convention?

Yes

5.1 Please provide how the information could be shared and/or exchanged:

Links to related websites.  
If available please specify:

Submission to the Secretariat for posting on the website.  
If available please upload:

Other (please specify):

No

5.1 Please select as applicable:

The information is not publicly available

Other (please specify):

[Empty box]

6. Does your country possess information to share, as appropriate, with other Parties, directly or through the Secretariat, on **domestic regulatory actions that substantially restrict one or more uses** of a particular chemical?

Yes

6.1 Please provide how the information could be shared and/or exchanged:

Directly with other Parties

Publicly available.

Please specify where it may be accessed:

[Empty box]

Submission to the Secretariat for posting on the website

If available please upload:

[Empty box]

Other (please specify):

[Empty box]

No

**Comments and suggestions**

Please use the space provided below to include any additional comments and /or suggestions you may wish to make, if any, about exchanging information under Articles 11, 12 and 14:

[Large empty box for comments and suggestions]