

**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/XIV/5
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Fourteenth Session
Geneva, 19 – 23 June 2006
Item 13 of the agenda
Adoption of the procedural report

PROCEDURAL REPORT

Prepared by the Secretariat

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 24 and 25 November 2005 decided, as contained in paragraph 29 of its report (document CCW/MSP/2005/2), to commission follow-up work under the oversight of the President-designate of the Third Review Conference of the States Parties to the Convention.
2. The Meeting of the States Parties decided, as contained in paragraph 26 of CCW/MSP/2005/2, “to convene the Third Review Conference of the States Parties to the Convention from 7 to 17 November 2006 at Geneva in conjunction with the Eighth Annual Conference of the States Parties to Amended Protocol II.” The Meeting of the States Parties also decided, as contained in paragraph 27 of CCW/MSP/2005/2, that “all necessary preparations for the Third Review Conference be undertaken within the framework of the existing Group of Governmental Experts.”
3. The Meeting of the States Parties decided, as contained in paragraph 35 of CCW/MSP/2005/2, to recommend that “the Secretary-General of the United Nations, as Depositary of the Convention and its annexed Protocols, and the President-designate, on behalf of the States Parties, exercise their authority to achieve the goal of universality of the Convention and its annexed Protocols.”
4. The Meeting of the States Parties decided, as contained in paragraph 30 of CCW/MSP/2005/2, that the Working Group on Explosive Remnants of War (ERW) would continue its work in the year 2006 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 Third Review Conference in 2006.”

5. The Meeting of the States Parties decided, as contained in paragraph 31 of CCW/MSP/2005/2, that the Working Group on Mines Other Than Anti-Personnel Mines (MOTAPM) would continue its work in the year 2006 with the following mandate:

“a) To continue 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 Third Review Conference in 2006.

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

6. The Meeting of the States Parties decided, as contained in paragraph 32 of CCW/MSP/2005/2, that “the President-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.”

7. The Meeting of the States Parties decided, as contained in paragraph 33 of CCW/MSP/2005/2, that “the President-designate shall undertake consultations during the intersessional period on the possibility to establish a sponsorship programme under the Convention and on the modalities of such a sponsorship programme, and shall report to the States Parties.”

8. The Meeting of the States Parties decided, as contained in paragraph 38 of CCW/MSP/2005/2, to “designate Ambassador François Rivasseau of France as President of the Third Review Conference of the States Parties to be held in 2006.” The States Parties also appointed Ambassador Edvardas Borisovas of Lithuania as Coordinator on Explosive Remnants of War, and Ambassador Carlos Antonio da Rocha Paranhos of Brazil as Coordinator on Mines Other Than Anti-Personnel Mines.

9. The Meeting of the States Parties decided, as contained in paragraph 28 of CCW/MSP/2005/2, that “the intersessional work of the Group of Governmental Experts will be undertaken in three sessions at Geneva during 2006.”

10. The Fourteenth Session of the Group of Governmental Experts was held at Geneva from 19 to 23 June 2006.

11. The following States Parties to the Convention participated in the work of the Group: Argentina, Australia, Austria, Bangladesh, Belarus, Belgium, Bosnia and Herzegovina, Brazil, Bulgaria, Canada, Chile, China, Croatia, Cuba, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Guatemala, Holy See, Hungary, India, Ireland, Israel, Italy, Japan, Jordan, Latvia, Lithuania, Malta, Mexico, Morocco, Netherlands, New Zealand, Niger, Norway, Pakistan, Peru, Philippines, Poland, Portugal, Republic of Korea, Republic of Moldova,

Romania, Russian Federation, Senegal, Serbia, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, The former Yugoslav Republic of Macedonia, Tunisia, Turkey, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America and Venezuela.

12. The following Signatory States to the Convention also participated in the work of the Group: Egypt and Viet Nam.

13. The following States not parties to the Convention participated as observers: Kuwait, Lebanon, Libyan Arab Jamahiriya, Madagascar, Malaysia, Qatar, Saudi Arabia, United Arab Emirates and Yemen.

14. The representatives of the United Nations Institute for Disarmament Research (UNIDIR) and United Nations Mine Action Service (UNMAS) took part in the work of the Group.

15. The representatives of the following organisations also took part in the work of the Group: Geneva International Centre for Humanitarian Demining (GICHD) and International Committee of the Red Cross (ICRC).

16. The representatives of the following non-governmental organisations also took part in the work of the Group: Cluster Munition Coalition, Handicap International, Human Rights Watch, International Campaign to Ban Landmines (ICBL), Landmine Action (UK), Mines Action Canada, Norwegian People's Aid, Pax Christi International, Swiss Campaign to Ban Landmines, University of Melbourne.

17. On 19 June 2006, the session was opened by the President-designate of the Third Review Conference, Ambassador François Rivasseau of France.

18. The meetings of the Working Groups of the Group of Governmental Experts were chaired by the two Coordinators: Ambassador Edvardas Borisovas of Lithuania as Coordinator on Explosive Remnants of War and Ambassador Carlos Antonio da Rocha Paranhos of Brazil as Coordinator on Mines Other Than Anti-Personnel Mines. Mr. Peter Kolarov, Political Affairs Officer, Department for Disarmament Affairs, Geneva Branch, served as Secretary of the Group, and was assisted by Mr. Bantan Nugroho, Political Affairs Officer.

19. The Group held six plenary meetings. At its first plenary meeting, on 19 June 2006, the Group confirmed its Agenda (CCW/GGE/XIII/7, Annex I), and 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/XIV/1 with oral amendments).

20. At the same plenary meeting, the Group of Governmental Experts considered the question of participation, including that of the United Nations agencies, specialized and other agencies and non-governmental organizations in the work of the Group and agreed to exercise the utmost degree of transparency in its activities.

21. At the same plenary meeting, the following States participated in a general exchange of views: Australia, Austria (on behalf of the European Union, with Bulgaria and Romania, Croatia and The former Yugoslav Republic of Macedonia, Albania, Bosnia and Herzegovina and Serbia, as well as Ukraine and the Republic of Moldova aligning themselves), Argentina, Belarus,

Canada, China, Cuba, Germany, Holy See, Japan, New Zealand, Norway, Pakistan, Russian Federation, Switzerland, and United States of America. GICHD also participated in the general exchange of views.

22. At the plenary meeting, on 19 June 2006, the Group of Governmental Experts devoted time for the consideration of the status of CCW Protocol V on Explosive Remnants of War. The meeting was chaired by Ambassador Edvardas Borisovas of Lithuania, Coordinator on Explosive Remnants of War. The Group welcomed the 23 States Parties which had notified the Secretary-General of the United Nations of their consent to be bound by Protocol V on Explosive Remnants of War: Albania, Bulgaria, Croatia, Czech Republic, Denmark, El Salvador, Finland, Germany, Holy See, India, Liberia, Liechtenstein, Lithuania, Luxembourg, Netherlands, Nicaragua, Norway, Sierra Leone, Slovakia, Sweden, Switzerland, Tajikistan and Ukraine. The Group also took note that in accordance with article 5 (3) of the Convention, Protocol V will enter into force on 12 November 2006 during the Third Review Conference of the States Parties to the Convention.

23. In accordance with the decisions taken by the Meeting of the States Parties to the Convention in 2005 (CCW/MSP/2005/2), the Group of Governmental Experts devoted time for the consideration of the preparation for the 2006 Third Review Conference of the States Parties to the Convention at the plenary meetings on 19 and 23 June 2006. The meetings were chaired by Ambassador François Rivasseau.

24. In accordance with the decisions taken by the Meeting of the States Parties to the Convention in 2005 (CCW/MSP/2005/2), the Group of Governmental Experts devoted time for the consideration of the issue of the universalization of the Convention and its annexed Protocols at the plenary meetings on 19 and 23 June 2006. The meetings were chaired by Ambassador François Rivasseau and considered paper presented by the President-designate entitled “A Plan of Action to Promote Universality of the CCW” as contained in CCW/GGE/XIV/4, dated 19 June 2006.

25. In accordance with the decisions taken by the Meeting of the States Parties to the Convention in 2005 (CCW/MSP/2005/2), the Group of Governmental Experts devoted time for the consideration of options to promote compliance with the Convention at the plenary meetings on 21 and 23 June 2006. The meetings were chaired by Ambassador François Rivasseau, who was assisted by Ambassador Gordan Markotić of Croatia, Friend of the President on Compliance, and considered a paper presented by the President-designate titled “Amendment 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” as contained in CCW/GGE/XIV/2, dated 17 May 2006.

26. In accordance with the decisions taken by the Meeting of the States Parties to the Convention in 2005 (CCW/MSP/2005/2), the Group of Governmental Experts devoted time for the consideration of the possibility to establish a sponsorship programme under the Convention and on the modalities of such a sponsorship programme at the plenary meeting on 21 June 2006. The meeting was chaired by Ambassador François Rivasseau and considered a paper presented by the President-designate titled “Sponsorship Programme under the Convention. A Possible Operational Way Forward” as contained in CCW/GGE/XIV/3, dated 17 May 2006.

27. The Working Group on Explosive Remnants of War held one meeting 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, chaired by Ms. Vera Bohle of GICHD, and discussed document CCW/GGE/XIV/1, dated 2 May 2006, presented by the Chairperson of the Meetings of Military and Technical Experts on Explosive Remnants of War entitled “Provisional Agenda for the Meeting of the Military Experts on ERW” and its addenda as contained in CCW/GGE/XIV/WG.1/1/Add.1, dated 1 June 2006 – “Annotated Provisional Agenda” and CCW/GGE/XIV/WG.1/1/Add.2, dated 1 June 2006 – “Draft Table of Explosive Ordnance Types and Systems”.
28. The Working Group on Mines Other Than Anti-Personnel Mines held two meetings and discussed proposals on Mines Other Than Anti-Personnel Mines put forward since the establishment of the Group of Governmental Experts. It also held one meeting of military experts, chaired by Brigadier-General Gerson Menandro Garcia de Freitas of Brazil.
29. During the course of the session, the Group of Governmental Experts considered documents CCW/GGE/XIV/1 to CCW/GGE/XIV/4/Rev.1, and CCW/GGE/XIV/WP.1 to CCW/GGE/XIV/WP.3 as listed in the Annex. The Working Group on Explosive Remnants of War considered documents CCW/GGE/XIV/WG.1/1 and addenda, and CCW/GGE/XIV/WG.1/WP.1 to CCW/GGE/XIV/WG.1/WP.4, as listed in the Annex. These documents are available in all official languages through the Official Document System of the United Nations at <http://documents.un.org>.
30. The Working Group on Mines Other Than Anti-Personnel Mines heard a presentation by the Russian Federation on “Mines Other Than Anti-Personnel Mines”.
31. The Group of Governmental Experts decided to recommend to the Third Review Conference its Provisional Programme of Work as it appears in Annex I, as well as the Provisional Agenda of its Main Committee I, as it appears in Annex II, and the Provisional Agenda of its Main Committee II, as it appears in Annex III. The Group also decided to recommend to the Third Review Conference the Plan of Action to Promote Universality of the CCW, as it appears in CCW/GGE/XIV/4/Rev.1, dated 26 June 2006.
32. As decided by the Meeting of the States Parties to the Convention in 2005, the Group will hold its Fifteenth Session from 28 August to 6 September 2006.
33. At the final plenary meeting, on 23 June 2006, the Group of Governmental Experts adopted the procedural report of the Fourteenth Session, as contained in document CCW/GGE/XIV/CRP.1, as orally amended, which is being issued as document CCW/GGE/XIV/5.

Annex ITHIRD REVIEW CONFERENCE OF THE STATES PARTIES TO THE CCW
Provisional Programme of Work

	6 November Monday	7 November Tuesday	8 November Wednesday	9 November Thursday	10 November Friday
Plenary Meetings	CCW AP II 8 th Annual Conference	Agenda items 1 – 10, Agenda item 11 - General exchange of views (possible High level segment)	Agenda item 11 - General exchange of views (possible High level segment and NGO statements)		
Main Committee I				a.m.	a.m.
Main Committee II				p.m.	p.m.
Drafting Committee					
Credentials Committee					
General Committee					

	13 November Monday	14 November Tuesday	15 November Wednesday	16 November Thursday	17 November Friday
Plenary Meetings	Special plenary meeting to mark the entry into force of CCW Protocol V (possible High level segment and NGO statements) (a.m.)				Agenda items 15– 19: Reports of the Credentials Committee, the Main Committees and the Drafting Committee. Consideration and adoption of the final documents. Other matters
Main Committee I		a.m.	a.m.		
Main Committee II		p.m.	p.m.		
Drafting Committee	p.m.			a.m. and p.m.	
Credentials Committee	p.m.				
General Committee					

Annex II

THIRD REVIEW CONFERENCE OF THE STATES PARTIES TO THE CCW

Provisional Agenda of Main Committee I¹

1. Opening of the meeting by the Chairperson.
2. Review of the scope and operation of the Convention and its annexed Protocols. General statements regarding new proposals.
3. Consideration of possible options to promote compliance with the Convention and its annexed Protocols².
4. Consideration of the scope and operation of the Convention and its annexed Protocols:
 - (a) Plan of Action on the Universalization of the Convention and its annexed Protocols;
 - (b) Establishment of a Sponsorship Programme under the Convention;
 - (c) Consideration of [...];
 - (d) Consideration of procedural matters and follow-up;
 - (e) Any other matters;
 - (f) Conclusions.

¹ Mandate of Main Committee I: Agenda item 12 - Review of the scope and operation of the Convention and its annexed Protocols; Agenda item 13 - Consideration of any proposal for the Convention and its existing Protocols; and consideration and preparation of the final document.

² In accordance with the mandate as contained in paragraph 32 of CCW/MSP/2005/2 dated 14 February 2006.

Annex III

THIRD REVIEW CONFERENCE OF THE STATES PARTIES TO THE CCW

Provisional Agenda of Main Committee II¹

1. Opening of the meeting by the Chairperson.
2. General statements regarding new proposals.
3. Consideration of Mines Other Than Anti-Personnel Mines².
4. Consideration of Explosive Remnants of War³.
5. Consideration of [...].
6. Consideration of procedural matters and follow-up.
7. Any other matters.
8. Conclusions.

¹ Mandate of Main Committee II: Agenda item 14 - Consideration of proposals for additional protocols to the Convention.

² In accordance with the mandate as contained in paragraph 31 of CCW/MSP/2005/2 dated 14 February 2006.

³ In accordance with the mandate as contained in paragraph 30 of CCW/MSP/2005/2 dated 14 February 2006.

Annex IV

LIST OF DOCUMENTS
OF THE GROUP OF GOVERNMENTAL EXPERTS
FOURTEENTH SESSION, 19 - 23 JUNE 2006

Number	Title	Country/ Organization
CCW/GGE/XIV/1	Provisional Programme of Work	Proposal by the President-designate
CCW/GGE/XIV/2	Amendment 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	Proposal by the President-designate
CCW/GGE/XIV/3	Sponsorship Programme under the Convention A Possible Operational Way Forward	Presented by the President-designate
CCW/GGE/XIV/4/Rev.1	Revised Proposal on a Plan of Action to Promote Universality of the CCW	Submitted by the President-designate
CCW/GGE/XIV/5	Procedural Report	Prepared by the Secretariat
CCW/GGE/XIV/WP.1	Views on the CCW Sponsorship Program	Prepared by the United States of America
CCW/GGE/XIV/WP.2	Alternative Approach to Promoting Compliance with the Convention and its Annexed Protocols	Prepared by the United States of America
CCW/GGE/XIV/WP.3	Preparing a Review of the CCW and its Protocols	Prepared by the International Committee of the Red Cross

CCW/GGE/XIV/WG.1/1	Provisional Agenda for the Meeting of the Military and Technical Experts on ERW	Proposal by the Chairperson of the Meeting of the Military and Technical Experts on ERW
CCW/GGE/XIV/WG.1/1/Add.1	Provisional Agenda for the Meeting of the Military and Technical Experts on ERW – Addendum - Annotated Provisional Agenda	Proposal by the Chairperson of the Meeting of the Military and Technical Experts on ERW
CCW/GGE/XIV/WG.1/1/Add.2	Provisional Agenda for the Meeting of the Military and Technical Experts on ERW – Addendum - Draft Table of Explosive Ordnance Types and Systems	Proposal by the Chairperson of the Meeting of the Military and Technical Experts on ERW
CCW/GGE/XIV/WG.1/1/Add.2/Corr.1 (English and Russian only)	Provisional Agenda for the Meeting of the Military and Technical Experts on ERW – Addendum - Draft Table of Explosive Ordnance Types and Systems - Corrigendum	Proposal by the Chairperson of the Meeting of the Military and Technical Experts on ERW
CCW/GGE/XIV/WG.1/WP.1	Remarks on documents CCW/GGE/XIII/WG.1/WP.12, CCW/GGE/XIII/WG.1/WP.12/Add. 1 and CCW/GGE/XIII/WG.1/WP.12/Add. 2	Prepared by the Asia Pacific Centre for Military Law, University of Melbourne, Australia and presented at the request of the Coordinator on ERW
CCW/GGE/XIV/WG.1/WP.2	Responses to document CCW/GGE/X/WG.1/WP.2, entitled IHL and ERW, dated 8 March 2005	Response from the Republic of Hungary

CCW/GGE/XIV/WG.1/WP.3	Technical Comments on Document CCW/GGE/XIII/WG.1/WP.8	Presented by the Republic of Argentina
CCW/GGE/XIV/WG.1/WP.4	Preliminary Thoughts on a Possible Approach to Recommendation 3	Prepared by the Asia Pacific Centre for Military Law, University of Melbourne, Australia and presented at the request of the Coordinator on ERW at the request by the Coordinator on ERW
CCW/GGE/XIV/CRP.1	Draft Procedural Report	Prepared by the Secretariat
CCW/GGE/XIV/MISC.1 (English/French/Spanish Only)	Provisional List of Participants	Prepared by the Secretariat
CCW/GGE/XIV/INF.1 (English/French/Spanish Only)	List of Participants	Prepared by the Secretariat

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