

Decision 22/COP.7

Consideration of procedures and institutional mechanisms for the resolution
of questions on implementation; consideration of annexes containing
arbitration and conciliation procedures

A. Resolution of questions on implementation

The Conference of the Parties,

Recalling article 27 of the Convention, which states that the COP shall consider and adopt procedures and institutional mechanisms for the resolution of questions that may arise with regard to the implementation of the Convention,

Recalling also decisions 20/COP.3, 20/COP.4, Part A, 21/COP.5, Part A, and 22/COP.6, Part A,

Recalling further the Facilitator's summary of the work of the Ad Hoc Group of Experts at the fifth and sixth sessions of the COP,

Noting that the question of linkages between article 27 and articles 22, paragraph 2, 26 and 28 requires further consideration,

1. *Decides*, for purposes of fulfilling the provisions of article 27 of the Convention, to reconvene, during its eighth session, the open-ended Ad Hoc Group of Experts to examine further and make recommendations on procedures and institutional mechanisms for the resolution of questions on implementation;
2. *Invites* any Parties wishing to communicate their views on article 27 to do so, in writing, to the secretariat by 31 January 2007;
3. *Requests* the secretariat to prepare a new working document on the basis of the submissions by Parties contained in documents ICCD/COP(4)/8, ICCD/COP(5)/8, ICCD/COP(6)/7 and ICCD/COP(7)/9, and those submitted pursuant to paragraph 2 above;
4. *Decides further* that the Ad Hoc Group of Experts shall take as the basis of its work the new working document to be prepared by the secretariat.

B. Arbitration and conciliation procedures

The Conference of the Parties,

Recalling article 28, paragraph 2(a), of the Convention, which refers to arbitration procedures to be adopted by the COP in an annex to the Convention as soon as practicable,

Recalling also article 28, paragraph 6, of the Convention, which refers to conciliation procedures to be adopted by the COP in an annex to the Convention as soon as practicable,

Recalling further the Facilitator's summaries of the work of the Ad Hoc Group of Experts at the fifth and sixth sessions of the COP,

Recalling decisions 20/COP.3, 20/COP.4, Part B, 21/COP.5, Part B, and 22/COP.6, Part B,

1. *Decides*, for the purposes of fulfilling the provisions of article 28 of the Convention, to reconvene, at its eighth session, the open-ended Ad Hoc Group of Experts to examine further and make recommendations on the following issues:

- (a) Annex on arbitration procedures;
- (b) Annex on conciliation procedures;

2. *Invites* any Parties and interested institutions and organizations wishing to communicate their views on the issues referred to in paragraph 1 (a) and (b) above to do so, in writing, to the secretariat by 31 January 2007;

3. *Requests* the secretariat to prepare a new working document to include: (i) a compilation of submissions contained in documents ICCD/COP(4)/8, ICCD/COP(5)/8, ICCD/COP(6)/7 and ICCD/COP(7)/9, and those submitted pursuant to paragraph 2 above; and (ii) an updated version of the annexes contained in document ICCD/COP(4)/8 to reflect these views;

4. *Decides further* that the Ad Hoc Group of Experts shall take as the basis of its work the new working document to be prepared by the secretariat.

*13th plenary meeting
28 October 2005*