

Annex VIDECISION 2005/6 CONCERNING COMPLIANCE BY SPAIN WITH
ITS OBLIGATIONS UNDER THE 1988 NO_x PROTOCOL (ref. 4/02)The Executive Body,

Acting under paragraph 11 of the structure and functions of the Implementation Committee (Executive Body decision 1997/2, annex, as amended in 2001, ECE/EB.AIR/75, annex V),

1. Recalls its decisions 2002/8, 2003/7 and 2004/9;
2. Notes the report provided by the Implementation Committee on the progress made by Spain, based on the information provided by Spain in December 2004, March 2005 and July 2005 (EB.AIR/2005/3, paras. 23 to 28), and in particular its conclusion regarding the failure of Spain to comply with the emission reduction obligation under article 2, para. 1, of the Protocol;
3. Continues to be strongly concerned by the failure of Spain to fulfil its obligation to take and implement effective measures to control and/or reduce its national annual emissions so that these do not exceed its emissions in 1987;
4. Continues to urge Spain to fulfil its obligation under article 2, paragraph 1, of the NO_x Protocol as soon as possible, and to adopt and effectively implement the measures necessary to achieve compliance with its obligation;
5. Requests Spain to provide the Implementation Committee, through the secretariat, by 31 March 2006, and by 31 March of each subsequent year until compliance is achieved, with a report describing the progress it has made towards achieving compliance. This report should contain a timetable that specifies the year by which it expects to be in compliance, a list of the specific measures taken or scheduled to fulfil its emission reduction obligation under the NO_x Protocol and a description of the projected effects of each of these measures on its NO_x emissions up to and including the year of predicted compliance;
6. Requests Spain, when revising its historical data, also to revise its base year data in a consistent way;
7. Calls on Spain, until such time as it achieves compliance, to make a presentation containing the information referred to in paragraph (e) to the next annual session of the Executive Body in any year in which it fails to provide that information to the Implementation Committee in time for its second meeting of the year;
8. Requests the Implementation Committee to review Spain's progress and report to it thereon, with recommendations as necessary, at its twenty-fourth session and subsequent annual sessions until Spain has reached compliance.