DECISION 2002/8 CONCERNING COMPLIANCE BY SPAIN WITH ITS OBLIGATIONS UNDER THE 1988 NOx PROTOCOL

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. Notes the report provided by the Implementation Committee (EB.AIR/2002/2, paras. 38-43) concerning Spain’s compliance with the requirements of paragraph 1 of article 2 of the 1988 Sofia Protocol concerning the Control of Emissions of Nitrogen Oxides or their Transboundary Fluxes following the referral by the secretariat pursuant to paragraph 5 of the structure and functions of the Implementation Committee, and in particular the Committee’s conclusion regarding Spain’s failure to comply with the emission reduction obligation of the Protocol;

2. Expresses its concern at the failure by Spain to fulfil its obligation to take effective measures to control and/or reduce its national annual emissions so that these do not exceed emissions in 1987, as required by paragraph 1 of article 2 of the NOx Protocol;

3. Notes with concern that Spain has been moving further away from compliance in recent years and has not indicated when it will achieve compliance;

4. Urges Spain to fulfil its obligation under the NOx Protocol as soon as possible;

5. Calls on Spain to provide to the Implementation Committee through the secretariat by 31 March 2003 a report describing the progress made towards compliance and setting out a timetable that specifies the year by which Spain expects to be in compliance, lists the specific measures taken or scheduled to fulfil its emission reduction obligations under the NOx Protocol and sets out the projected effects of each of these measures on its NOx emissions up to and including the year of compliance;

6. Requests the Implementation Committee to review Spain’s progress and timetable, and report to it thereon at its twenty-first session.