

17 September 2018

COUNCIL RESOLUTION: 18-02

Instruction to the Secretariat of the Commission for Environmental Cooperation to make public the factual record concerning Submission SEM-16-001 (*Agricultural Waste Burning in Sonora*)

THE COUNCIL:

SUPPORTIVE of the process provided for in Articles 14 and 15 of the *North American Agreement on Environmental Cooperation* (NAAEC) regarding submissions on enforcement matters;

EMPHASIZING that factual records are an important way to increase public participation, transparency, and openness on issues related to the enforcement of environmental law in Canada, Mexico and the United States;

AFFIRMING that the purpose of a factual record is to provide an objective presentation of the facts relevant to the matter raised in a submission and to allow the readers to draw their own conclusions regarding a Party's environmental law enforcement in said matter; and

NOTING that Guideline 12.3 of the *Guidelines for Submissions on Enforcement Matters under Articles 14 and 15 of the North American Agreement on Environmental Cooperation* states that if a Party so desires, its comments on the draft factual record made pursuant to NAAEC Article 15(5) will be posted on the Submissions on Enforcement Matters registry;

HEREBY UNANIMOUSLY DECIDES:

TO MAKE PUBLIC the attached factual record for Submission SEM-16-001 (*Agricultural Waste Burning in Sonora*); and

TO DIRECT the Secretariat to publish a Party's comments, separately from the factual record on the Submission on Enforcement Matters registry, if a Party so desires.

APPROVED BY THE COUNCIL:

Isabelle Bérard
Government of Canada

Enrique Lendo Fuentes
Government of the United Mexican States

Jane Nishida
Government of the United States of America