



**COUNCIL SESSION 96-08**  
**July 25, 1996**

**Summary Record**

Designated Alternate Representatives met via teleconference on July 25, 1996 for a special session. The agenda can be found as Annex "A". Mr. Anthony Clarke chaired the meeting. Mr. William Nitze and Mr. José Luis Samaniego represented the United States and Mexico respectively. Mr. Jonathan Plaut, Chair of JPAC and Mr. Victor Lichtinger, Executive Director of the Secretariat also participated in the teleconference. Other officials were in attendance.

**APPROVAL OF AGENDA AND IDENTIFICATION OF PARTICIPANTS**

Canada requested that the Agenda be modified and that discussion on the Article 14 related to Cozumel be dealt with as early as possible during the meeting. The Agenda was approved.

**Action: None**

**REMARKS BY CHAIR OF JPAC**

Mr. Jonathan Plaut informed the Alternate Representatives that the JPAC Public Session held in San Diego in July totaled 135 registrations and 40 presenters. He reported that the quality was very high and mentioned that a draft report would be ready on Monday 29 July. A final report including JPAC's Advice to Council would be ready by mid-September. The regular JPAC meeting in San Diego resulted in the JPAC preparing three Advice to Council. Additionally, JPAC is working on the preparation of guidelines on public consultation which will be discussed again on August 2nd.

Chair of JPAC also informed Alternates that JPAC intends to hold public meetings for the 1997 Regular Session of Council in Mexico and in Vancouver.

He also informed Council that Rosemary Kuptana from Canada has resigned.

**Action: JPAC**

**REMARKS BY THE EXECUTIVE DIRECTOR**

Victor Lichtinger pointed out that the Secretariat has invested considerable effort to produce the documentation needed for the Council session and that the Secretariat welcomes comments on all aspects of preparatory work. The Alternate Representatives expressed their satisfaction with preparatory efforts to date.

On the matter of Submissions under Article 14, the Executive Director reiterated that great care had been taken to follow the procedures and guidelines.

In his memo of July 19 informing Council of the Secretariat's notification on the subject of Long Range Transport of Atmospheric Pollutants (LRTAP), Mr. Lichtinger mentioned that even though comments were not sought urgently, the Secretariat looked forward to hearing from the Parties. He pointed to the important role which the Secretariat believes the CEC can play in North America on this important issue.

**Action: Parties**

#### SESSION 96-06 AND 96-07 SUMMARY RECORDS - APPROVAL

Records and corrigendum were approved pending the inclusion of the following underlined changes (replacing the ~~struck-out~~ text):

#### **Summary Record 96-06**

Under the item on **NAAEC Article 14 - Petition**

Paragraph 1: "The Executive Director ~~advised~~ informed the Council Representatives of the Secretariat's ~~recommendation~~ advice to Council..."

Paragraph 2: "The Mexican Council Representative requested that the Secretariat be asked to explain in writing the reasons ~~that~~ why it concluded that the Mexican governments response was insufficient and warranted the recommendation to prepare a factual record. The Executive Director recommended against any written information in addition to what was contained in the Secretariats recommendation. The Mexican Council representative insisted."

Paragraph 3: "Council Representatives deferred a decision on the process to deal with ~~recommendations~~ the Secretariats advice until the Parties have had the opportunity to review ~~the Secretariats recommendation~~ it."

#### **Summary Record 96-07**

Under the item **Remarks by the Chair of JPAC:**

"In his remarks, Jonathan Plaut, Chair of JPAC, reported on the first regional public meeting held in Montreal. ~~and~~ He also reported on preparations for the second ~~and third~~ regional public meetings to be held in San Diego ~~and~~ as well as the public portion of the Council Session to be held in Toronto respectively. A draft report of the first meeting will be available in early July. Council will be briefed of the outcome of these meetings over lunch on August 1 (refer to section on "Guidance to JPAC"). A final report will be produced by mid-September".

**Action: JPAC**

Under the item **Update on Public Meeting and Public Participation:**

"40 requests for presentations have been received so far. The Secretariat and Chair of JPAC will develop a ~~proposed~~ proposal as to the selection of the list presenters taking into account the balance of nationalities, regions, industry sectors and topics, by July 12.

**Action: Secretariat**

## 1996 REGULAR SESSION OF COUNCIL

### **Substantive Agenda**

Council Representatives were presented with the final documents for the *Discussion Items* portion of the Agenda for the In-Camera Session.

**Action: Various**

### **Public Meeting**

The proposal by the Secretariat was accepted and the Advice from JPAC was taken into consideration for following years.

Canada stated that Trade and Environment represents an important area for discussion at the Council session with a view toward strengthening CEC program work in this area in 1997.

**Action: Secretariat**

### SUBMISSION UNDER ARTICLE 14

Canada requested that a resolution concerning the Cozumel Article 14 be placed on the agenda.

**Action: Secretariat**

### NEXT SESSION

To be discussed during the next meeting

**Action: Secretariat/Parties**

### ADJOURNMENT

The session adjourned at 6:15 PM on July 25, 1996

Prepared by Cristóbal Vignal  
July 10, 1996

ALTERNATE REPRESENTATIVES SESSION 96-08

To be held via conference call on Thursday, July 25, 1996  
from 4:30 to 5:30 PM (Eastern Time) / 3:30 to 4:30 PM (Mexico's time)

**Provisional Annotated Agenda**

CHAIR: A. Clarke (CAN)

- Item 1 Identification of Participants and approval of Agenda
- Item 2 Remarks by the Chair of JPAC
- Item 3 Remarks by the Executive Director
- Item 4 Sessions 96-06 and 96-07 Summary Records - approval
- Item 5 1996 Regular Session of Council
  - Item 5.1 Substantive Agenda Items
  - Item 5.2 Overall Program
  - Item 5.3 Public Meeting
- Item 6 Submission under Article 14
- Item 7 Next Sessions

ALTERNATE REPRESENTATIVES SESSION 96-08

ANNOTATIONS

**Item 1 Identification of participants and approval of Agenda**

- a) Provisional Annotated Agenda C/C.01/96-08/AGEN/01

**Item 2 Remarks by Chair of JPAC**

A regular agenda item to allow the Chair of JPAC to update Council Representatives on Committee activities. He will report on the July 19 Public Meeting held in San Diego.

ACTION: Information

DOCUMENTS: No document

**Item 3 Remarks by the Executive Director**

A regular agenda item to allow the Executive Director to update Council Representatives on Secretariat activities

ACTION: Information

DOCUMENTS: No document

**Item 4 Sessions 96-06 and 96-07 Summary Records - approval**

ACTION: Review and approval

DOCUMENTS:

- a) Session 96-06 draft Summary Record (distributed June 17) C/C.01/96-06/SR/01  
b) Session 96-07 draft Summary Record (distributed July 23) C/C.01/96-07/SR/01  
c) Corrigendum to Session 96-06 draft Summary Record (distr. July 23) C/C.01/96-06/SR/Corr.2

**Item 5 1996 Regular Session of Council**

This agenda item is to review progress and finalize plans for the August 1-2 Regular Session. The conclusion of the discussion initiated at session 96-07 on the substantive ministerial agenda is critical for the timely organization and finalization of the supporting documentation for the ministerial session. The discussion will focus on the following rubriques:

- Substantive Ministerial Agenda
- Overall Program
- Public Meeting

**Item 5.1 Substantive Agenda**

This item is to allow a discussion of those substantive ministerial agenda items that needed revisions or that were left pending at the June 28 session (96-07). Secretariat is seeking guidance for the finalization of outstanding supporting documentation.

ACTION; Discussion on the following items

- a) Provisional Annotated Agenda, Rev.8 (distributed July 23) C/96-00/AGEN/01/Rev.8  
b) Resolution on next regular sessions of Council (distributed July 23) C/96-00/RES/07/Rev.1  
c) Draft Resolution: Ensuring Data Compatibility for Air Quality and Emissions (distributed July 12) C/96-00/RES/04/Rev.3

- d) Draft Resolution: Cooperation in the Protection of North American Birds (distributed July 12) C/96-00/RES/01/Rev.4
- e) Draft Resolution: To Promote Pollution Prevention in North America (distributed July 12) C/96-00/RES/05/Rev.5
- f) Draft Resolution: Recommending the Development by the Parties of Agreements or Arrangements to facilitate their Mutual Legal Assistance in Environmental Enforcement Investigations and Proceedings (distributed June 27) C/96-00/RES/06/Rev.1

**Item 5.2 Overall Program**

A review of the provisional program for the session with a view to make final adjustments.

ACTION: Discussion

DOCUMENTS:

- a) Preliminary Overall Program (distributed July 12) C/96-00/PLAN/02/Rev.6
- b) Provisional Ministerial Program (distributed July 12) C/96-00/PLAN/03/Rev.1

**Item 5.3 Public Meeting**

A review of the public portion of the session to make final adjustments.

ACTION: Discussion

DOCUMENTS

- a) Revised list of participants (distributed July 23) C/96-00/LIST/02/Rev.3
- b) Draft list of presenters (to follow) C/96-00/LIST/03

**Item 6 Submission under Article 14**

Review and follow-up on informal discussion of Alternate Representatives on July 5, 1996.

ACTION: Discussion

DOCUMENTS: No document

**Item 7 Next Sessions**

This item is to review a proposed schedule of forthcoming teleconferences and meetings:

- July 31 Meeting in Toronto
- August 1-2 Annual Regular Session of Council**
- September (tent) Teleconference
- October (tent) Meeting in Montreal
- December (tent) Teleconference
- ACTION: Confirm the date and key agenda items of the next session.