

Montreal, 16 May 2000

COUNCIL RESOLUTION 00-02

Decision by Council regarding Submission on Enforcement Matters (**SEM-97-006**)

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 and the preparation of factual records;

CONSIDERING the submission filed on the above-mentioned matter by *The Friends of the Oldman River*, and the response provided by the Government of Canada;

HAVING REVIEWED the notification by the Secretariat of 19 July 1999 to this Council that the development of a factual record is warranted in relation to Submission SEM-97-006;

NOTING that the one specific case presented in the submission, the Sunpine Forest Products Forest Access Road Project, is currently the subject of domestic proceedings in Canada; and

ACKNOWLEDGING the special circumstances of this case, in particular, the developments since the notification involving the domestic proceedings associated with the Sunpine Project;

NOTING that the submitter could provide relevant assertions of fact about other cases of asserted failures to enforce the environmental law identified in the submission;

HEREBY DECIDES:

TO DEFER consideration of the notification at this time; and

TO DIRECT the Secretariat to review expeditiously any relevant assertions of fact about other cases that the submitter may provide, after having given Canada an opportunity to provide a response to those assertions; and to convey its recommendation to Council for a decision.

APPROVED BY THE COUNCIL:

Government of Canada
by Norine Smith

Government of the United Mexican States
by José Luis Samaniego

Government of the United States of America
by William Nitze