

2. d) Amendment to the Montreal Protocol on Substances that Deplete the Ozone Layer

Montreal, 17 September 1997

ENTRY INTO FORCE: 10 November 1999, in accordance with article 3(1).

REGISTRATION: 10 November 1999, No. 26369.

STATUS: Parties: 197.

TEXT: United Nations, *Treaty Series*, vol. 2054, p. 522; UNEP/OzL.Pro.9/12, Annex IV of the Report of the Ninth Meeting of the Parties; C.N.783.1999.TREATIES-21 of 13 October 1999 (proposal for corrections to the original text of the amendment - Arabic, Chinese, English, French, Russian and Spanish authentic texts); C.N.1002.2007.TREATIES-10 of 16 October 2007 (proposal for corrections to the original text of the Amendment (Chinese version) and to the Certified True Copies) and C.N.71.2008.TREATIES-2 of 6 February 2008 (Corrections).¹

Note: The amendment to the Montreal Protocol as set out in Annexes I to III to the report of the Ninth Meeting of the Parties to the Montreal Protocol on Substances that Deplete the Ozone Layer (Decision IX/4), which was held in Montreal from 15 to 17 September 1997, was adopted in accordance with the procedure laid down in article 9 (4) of the 1985 Vienna Convention for the Protection of the Ozone Layer.

<i>Participant</i>	<i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification</i>	<i>Participant</i>	<i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification</i>
Afghanistan.....	17 Jun 2004 a	Brazil	30 Jun 2004
Albania.....	25 May 2006 a	Brunei Darussalam	3 Mar 2009 a
Algeria	6 Aug 2007	Bulgaria	24 Nov 1999
Andorra	26 Jan 2009 a	Burkina Faso.....	11 Nov 2002
Angola	21 Jun 2011 a	Burundi	18 Oct 2001 A
Antigua and Barbuda	10 Feb 2000	Cabo Verde	31 Jul 2001 a
Argentina	15 Feb 2001	Cambodia.....	31 Jan 2007 a
Armenia	18 Dec 2008	Cameroon.....	21 Aug 2009
Australia.....	5 Jan 1999 A	Canada	27 Mar 1998
Austria	7 Aug 2000	Central African Republic	29 May 2008
Azerbaijan.....	28 Sep 2000 AA	Chad.....	30 May 2001
Bahamas.....	16 Mar 2005 A	Chile.....	17 Jun 1998
Bahrain.....	13 Mar 2001	China.....	19 May 2010 A
Bangladesh.....	27 Jul 2001 A	Colombia	16 Jun 2003 a
Barbados	10 Dec 2002 a	Comoros.....	2 Dec 2002 a
Belarus	13 Mar 2007 A	Congo.....	19 Oct 2001 a
Belgium	11 Aug 2004	Cook Islands	22 Dec 2003 a
Belize	17 Jan 2008 A	Costa Rica.....	1 Dec 2005
Benin.....	16 Nov 2007	Côte d'Ivoire	28 Jun 2012
Bhutan.....	23 Aug 2004 a	Croatia	8 Sep 2000
Bolivia (Plurinational State of).....	12 Apr 1999 a	Cuba.....	12 Sep 2005 A
Bosnia and Herzegovina.....	11 Aug 2003 a	Cyprus.....	2 Jun 2003 A
Botswana	21 Feb 2013 a	Czech Republic.....	5 Nov 1999 AA

<i>Participant</i>	<i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification</i>
Democratic People's Republic of Korea	13 Dec 2001 a
Democratic Republic of the Congo	23 Mar 2005 a
Denmark ²	24 Sep 2003 A
Djibouti	30 Jul 1999 a
Dominica	7 Mar 2006 a
Dominican Republic	1 Oct 2009 a
Ecuador	16 Feb 2007 a
Egypt	20 Jul 2000
El Salvador	8 Dec 2000 a
Equatorial Guinea	11 Jul 2007 a
Eritrea	5 Jul 2005 a
Estonia	11 Apr 2003 a
Eswatini	16 Dec 2005 a
Ethiopia	25 Nov 2009
European Union	17 Nov 2000 AA
Fiji	19 Feb 2007 a
Finland	18 Jun 2001 A
France	25 Jul 2003 AA
Gabon	4 Dec 2000 a
Gambia	30 Apr 2008
Georgia	12 Jul 2000 a
Germany	5 Jan 1999
Ghana	8 Aug 2005 a
Greece	27 Jan 2006
Grenada	20 May 1999 a
Guatemala	21 Jan 2002 a
Guinea	28 Feb 2012 a
Guinea-Bissau	12 Nov 2002 a
Guyana	23 Jul 1999 A
Haiti	29 Mar 2000 a
Holy See	5 May 2008 a
Honduras	14 Sep 2007 a
Hungary	26 Jul 1999
Iceland	8 Feb 2000
India	3 Mar 2003 a
Indonesia	26 Jan 2006
Iran (Islamic Republic of)	17 Oct 2001 A
Iraq	25 Jun 2008 a
Ireland	6 Oct 2005 A
Israel	28 May 2003
Italy	1 May 2001
Jamaica	24 Sep 2003 a
Japan	30 Aug 2002 A

<i>Participant</i>	<i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification</i>
Jordan	3 Feb 1999
Kazakhstan	28 Jun 2011 a
Kenya	12 Jul 2000
Kiribati	9 Aug 2004 a
Kuwait	13 Jun 2003 a
Kyrgyzstan	13 May 2003
Lao People's Democratic Republic	28 Jun 2006 a
Latvia	14 Jun 2002 A
Lebanon	31 Jul 2000 a
Lesotho	15 Apr 2010 a
Liberia	30 Nov 2004 a
Libya	15 Apr 2014
Liechtenstein	23 Dec 2003 A
Lithuania	17 Mar 2004 A
Luxembourg	8 Feb 1999
Madagascar	16 Jan 2002 a
Malawi	27 Feb 2009
Malaysia	26 Oct 2001
Maldives	27 Sep 2001
Mali	7 Mar 2003 A
Malta	22 Dec 2003 A
Marshall Islands	27 Jan 2003 a
Mauritania	22 Jul 2005 A
Mauritius	24 Mar 2003 A
Mexico	28 Jul 2006 A
Micronesia (Federated States of)	27 Nov 2001 a
Monaco	26 Jul 2001 A
Mongolia	28 Mar 2002
Montenegro ³	23 Oct 2006 d
Morocco	19 Sep 2012
Mozambique	11 Nov 2010 a
Myanmar	30 Jan 2012 a
Namibia	1 Oct 2007 A
Nauru	10 Sep 2004 a
Nepal	18 May 2012 a
Netherlands	21 Feb 2000 A
New Zealand ⁴	3 Jun 1999
Nicaragua	7 Nov 2012
Niger	8 Oct 1999
Nigeria	27 Sep 2001
Niue	22 Dec 2003 a
North Macedonia	31 Aug 1999 a
Norway	30 Dec 1998

<i>Participant</i>	<i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification</i>	<i>Participant</i>	<i>Approval(AA), Acceptance(A), Accession(a), Succession(d), Ratification</i>
Oman	19 Jan 2005	St. Kitts and Nevis	25 Feb 1999
Pakistan.....	2 Sep 2005	St. Lucia.....	24 Aug 1999 a
Palau	29 May 2001 a	St. Vincent and the Grenadines	11 May 2009 a
Panama.....	5 Mar 1999	Sudan	18 May 2004 a
Papua New Guinea	12 Nov 2013 a	Suriname	29 Mar 2006 a
Paraguay	27 Apr 2001	Sweden.....	12 Jul 1999
Peru	20 May 2008 a	Switzerland	28 Aug 2002
Philippines	23 May 2006	Syrian Arab Republic	30 Nov 1999 a
Poland.....	6 Dec 1999	Tajikistan	7 May 2009 a
Portugal.....	3 Oct 2003	Thailand	23 Jun 2003
Qatar	29 Jan 2009	Timor-Leste	16 Sep 2009 a
Republic of Korea.....	19 Aug 1998 A	Togo.....	26 Nov 2001 A
Republic of Moldova	24 May 2005 a	Tonga	26 Nov 2003
Romania.....	21 May 2001 A	Trinidad and Tobago	10 Jun 1999
Russian Federation	14 Dec 2005 A	Tunisia	19 Oct 1999
Rwanda	7 Jan 2004 a	Turkey.....	24 Oct 2003
Samoa	4 Oct 2001 A	Turkmenistan	28 Mar 2008 a
San Marino	23 Apr 2009 a	Tuvalu.....	31 Aug 2000 A
Sao Tome and Principe.....	19 Nov 2001 a	Uganda.....	23 Nov 1999 a
Saudi Arabia	14 Mar 2014	Ukraine	4 May 2007
Senegal.....	12 Aug 1999 a	United Arab Emirates	16 Feb 2005 a
Serbia	22 Mar 2005 a	United Kingdom of Great Britain and Northern Ireland ⁵	12 Oct 2001
Seychelles	26 Aug 2002 a	United Republic of Tanzania	6 Dec 2002
Sierra Leone.....	29 Aug 2001 a	United States of America.....	1 Oct 2003
Singapore.....	22 Sep 2000 a	Uruguay	16 Feb 2000 a
Slovakia	3 Nov 1999 AA	Uzbekistan	31 Oct 2006
Slovenia	15 Nov 1999	Vanuatu.....	21 Jul 2011 a
Solomon Islands	17 Aug 1999 a	Venezuela (Bolivarian Republic of)	13 May 2002
Somalia	1 Aug 2001 a	Viet Nam.....	3 Dec 2004
South Africa.....	11 Nov 2004 a	Yemen.....	23 Apr 2001 a
South Sudan.....	16 Oct 2012 a	Zambia.....	11 Oct 2007 a
Spain	11 May 1999 A	Zimbabwe.....	1 Mar 2012 a
Sri Lanka.....	20 Aug 1999 a		

Declarations and Reservations
(Unless otherwise indicated, the declarations and reservations were made upon ratification, acceptance, approval, accession or succession.)

HOLY SEE

“In acceding to the Vienna Convention on the Protection of the Ozone Layer and the Montreal Protocol on Substances that Deplete the Ozone Layer, as well as its four Amendments: London (1990), Copenhagen (1992), Montreal (1997) and Beijing (1999), the Holy See desires to encourage the entire International Community to be

resolute in promoting authentic cooperation between politics, science and economics. Such cooperation, as has been shown in the case of the ozone regime, can achieve important outcomes, which make it simultaneously possible to safeguard creation, to promote integral human development and to care for the common good, in a spirit of responsible solidarity and with profound positive repercussions for present and future generations.

In conformity with its own nature and with the particular character of Vatican City State, the Holy See, by means of the solemn act of accession, intends to give its own moral support to the commitment of States to the correct and effective implementation of the Treaties in question and to the attaining of the mentioned objectives. To this end, it expresses the wish that by recognizing 'the signs of [an economic growth] that has not always been

able to protect the delicate balances of nature' (Homily of Pope Benedict XVI at Loreto, 2 September 2007), all actors will intensify the aforesaid cooperation and strengthen 'the alliance between man and the environment, which must mirror the creative love of God, from whom we come and to whom we are bound' (Benedict XVI, After the Angelus, 16 September 2007)."

Notes:

¹ In this regard, the Secretary-General received the following objection:

United Kingdom of Great Britain and Northern Ireland (20 December 1999):

"With regard to the authentic English text, the Government of the United Kingdom considers the original text of both article 3 (1) and article 3 (3) of the Amendment to be correct. The Government therefore objects to the proposal to correct the text of these two paragraphs by the addition of the words 'or accession'.

The Government of the United Kingdom respectfully draws the attention of the Secretary-General to article 9, paragraph 5, of the Vienna Convention for the Protection of the Ozone Layer, and to article 14 of the Montreal Protocol on Substances that Deplete the Ozone Layer. The effect of these provisions is that amendments to the Protocol are subject to ratification, approval or acceptance. There is no provision for accession to amendments. The Government therefore believes that the addition of the words proposed by the Secretary-General would be inconsistent with the provisions of the Vienna Convention and the Montreal Protocol which apply to the entry into force of amendments to the Protocol.

The Government of the United Kingdom also notes that the existing wording of the authentic English text of article 3 (1) and article 3 (3) of the 1997 Amendment is consistent with the wording used in previous amendments to the Montreal Protocol, namely article 2 of the Amendment to the Montreal Protocol adopted at London in 1990 and article 3 of the Amendment to the Montreal Protocol adopted at Copenhagen in 1992.

The Secretary-General's Depositary Notification refers to errors in the first sentence of article 3 (1) (except French version). The Government of the United Kingdom has not seen the authentic French version of article 3 (1), which was not attached to the Depositary Notification, but would respectfully suggest that the Secretary-General may wish to consider whether there are errors in the French version."

² In a communication received on 3 December 2009, the Government of Denmark notified the Secretary-General that it had decided to withdraw the declaration, made upon ratification to the Amendment, relating to the territorial exclusion in respect of the Faroe Islands.

³ See note 1 under "Montenegro" in the "Historical Information" section in the front matter of this volume.

⁴ See also note 1 under "New Zealand" regarding Tokelau

in the "Historical Information" section in the front matter of this volume.

⁵ On 5 August 2014, the Government of the United Kingdom of Great Britain and Northern Ireland notified the Secretary-General that the Amendment would extend to the territory of Gibraltar as follows:

"... the Government of the United Kingdom of Great Britain and Northern Ireland wishes the United Kingdom's Ratification of the [Amendment] be extended to the territory of Gibraltar for whose international relations the United Kingdom is responsible.

The Government of the United Kingdom of Great Britain and Northern Ireland considers the extension of the [Amendment] to the territory of Gibraltar to enter into force on the day of receipt of this notification by [the depositary] for deposit..."

