



ΠΑΡΑΡΤΗΜΑ ΠΡΩΤΟ
ΤΗΣ ΕΠΙΣΗΜΗΣ ΕΦΗΜΕΡΙΔΑΣ ΤΗΣ ΔΗΜΟΚΡΑΤΙΑΣ

Αρ. 2698 της 17ης ΑΠΡΙΛΙΟΥ 1992

ΝΟΜΟΘΕΣΙΑ

ΜΕΡΟΣ ΙΙΙ

Ο περί της Σύμβασης της Βιέννης για την Προστασία της Στοιβάδας του Όζοντος και του Πρωτοκόλλου του Μόντρεαλ για τις Ουσίες που Καταστρέφουν τη Στοιβάδα του Όζοντος (Κυρωτικός) Νόμος του 1992 εκδίδεται με δημοσίευση στην Επίσημη Εφημερίδα της Κυπριακής Δημοκρατίας σύμφωνα με το Άρθρο 52 του Συντάγματος.

Αριθμός 19(III) του 1992

**ΚΥΡΩΤΙΚΟΣ ΤΗΣ ΣΥΜΒΑΣΗΣ ΤΗΣ ΒΙΕΝΝΗΣ
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ΠΟΥ ΚΑΤΑΣΤΡΕΦΟΥΝ ΤΗ ΣΤΟΙΒΑΔΑ ΤΟΥ ΟΖΟΝΤΟΣ**

Η Βουλή των Αντιπροσώπων ψηφίζει ως ακολούθως:

1. Ο παρών Νόμος θα αναφέρεται ως ο περί της Σύμβασης της Βιέννης για την Προστασία της Στοιβάδας του Όζοντος και του Πρωτοκόλλου του Μόντρεαλ για τις Ουσίες που Καταστρέφουν τη Στοιβάδα του Όζοντος (Κυρωτικός) Νόμος του 1992.

Συνοπτικός
τίτλος.

2. Στον παρόντα Νόμο—

Ερμηνεία.

«Σύμβαση» σημαίνει τη Σύμβαση της Βιέννης για την Προστασία της Στοιβάδας του Όζοντος, της οποίας το κείμενο στο αγγλικό πρωτότυπο εκτίθεται στο Πρώτο Μέρος του Πρώτου Πίνακα και σε ελληνική μετάφραση στο Δεύτερο Μέρος του Πρώτου Πίνακα:

Πρώτος
Πίνακας,
Πρώτο Μέρος,
Δεύτερο
Μέρος.

Νοείται ότι σε περίπτωση αντίθεσης μεταξύ των δύο κειμένων υπερισχύει αυτό που εκτίθεται στο Πρώτο Μέρος του εν λόγω Πίνακα.

«Πρωτόκολλο» σημαίνει το Πρωτόκολλο του Μόντρεαλ για τις Ουσίες που καταστρέφουν τη Στοιβάδα του Όζοντος, του οποίου το κείμενο στο αγγλικό πρωτότυπο εκτίθεται στο Πρώτο Μέρος του Δεύτερου Πίνακα και σε ελληνική μετάφραση στο Δεύτερο μέρος του Δεύτερου Πίνακα:

Δεύτερος
Πίνακας,
Πρώτο Μέρος,
Δεύτερο
Μέρος.

Νοείται ότι σε περίπτωση αντίθεσης μεταξύ των δύο κειμένων υπερισχύει αυτό που εκτίθεται στο Πρώτο Μέρος του εν λόγω Πίνακα.

Κύρωση
Σύμβασης και
Πρωτοκόλλου.

3. Με τον παρόντα Νόμο κυρώνεται η Σύμβαση και το Πρωτόκολλο, στα οποία η προσχώρηση της Κυπριακής Δημοκρατίας αποφασίστηκε με την Απόφαση του Υπουργικού Συμβουλίου με αριθμό 32.570 και ημερομηνία 8 Νοεμβρίου 1989.

ΠΡΩΤΟΣ ΠΙΝΑΚΑΣ
ΠΡΩΤΟ ΜΕΡΟΣ

Vienna Convention for the Protection of the Ozone Layer.

ΔΕΥΤΕΡΟ ΜΕΡΟΣ

Σύμβαση της Βιέννης για την Προστασία της Στοιβάδας του Όζοντος.

ΔΕΥΤΕΡΟΣ ΠΙΝΑΚΑΣ
ΠΡΩΤΟ ΜΕΡΟΣ

Montreal Protocol on Substances that Deplete the Ozone Layer.

ΔΕΥΤΕΡΟ ΜΕΡΟΣ

Πρωτόκολλο του Μόντρεαλ για τις Ουσίες που Καταστρέφουν τη Στοιβάδα του Όζοντος.

ΠΡΩΤΟΣ ΠΙΝΑΚΑΣ—ΠΡΩΤΟ ΜΕΡΟΣ

VIENNA CONVENTION FOR THE PROTECTION
OF THE OZONE LAYER

Preamble

The Parties to this Convention,

Aware of the potentially harmful impact on human health and the environment through modification of the ozone layer,

Recalling the pertinent provisions of the Declaration of the United Nations Conference on the Human Environment, and in particular principle 21, which provides that "States have, in accordance with the Charter of the United Nations and the principles of international law, the sovereign right to exploit their own resources pursuant to their own environmental policies, and the responsibility to ensure that activities within their jurisdiction or control do not cause damage to the environment of other States or of areas beyond the limits of national jurisdiction",

Taking into account the circumstances and particular requirements of developing countries,

Mindful of the work and studies proceeding within both international and national organizations and, in particular, of the World Plan of Action on the Ozone Layer of the United Nations Environment Programme,

Mindful also of the precautionary measures for the protection of the ozone layer which have already been taken at the national and international levels,

Aware that measures to protect the ozone layer from modifications due to human activities require international co-operation and action, and should be based on relevant scientific and technical considerations,

Aware also of the need for further research and systematic observations to further develop scientific knowledge of the ozone layer and possible adverse effects resulting from its modification,

Determined to protect human health and the environment against adverse effects resulting from modifications of the ozone layer,

HAVE AGREED AS FOLLOWS:

Article 1
DEFINITIONS

For the purposes of this Convention:

1. "The ozone layer" means the layer of atmospheric ozone above the planetary boundary layer.
2. "Adverse effects" means changes in the physical environment or biota, including changes in climate, which have significant deleterious effects on human health or on the composition, resilience and productivity of natural and managed ecosystems, or on materials useful to mankind.
3. "Alternative technologies or equipment" means technologies or equipment the use of which makes it possible to reduce or effectively eliminate emissions of substances which have or are likely to have adverse effects on the ozone layer.
4. "Alternative substances" means substances which reduce, eliminate or avoid adverse effects on the ozone layer.
5. "Parties" means, unless the text otherwise indicates, Parties to this Convention.
6. "Regional economic integration organization" means an organization constituted by sovereign States of a given region which has competence in respect of matters governed by this Convention or its protocols and has been duly authorized, in accordance with its internal procedures, to sign, ratify, accept, approve or accede to the instruments concerned.
7. "Protocols" means protocols to this Convention.

Article 2
GENERAL OBLIGATIONS

1. The Parties shall take appropriate measures in accordance with the provisions of this Convention and of those protocols in force to which they are party to protect human health and the environment against adverse effects resulting or likely to result from human activities which modify or are likely to modify the ozone layer.
2. To this end the Parties shall, in accordance with the means at their disposal and their capabilities:
 - (a) Co-operate by means of systematic observations, research and information exchange in order to better understand and assess the effects of human activities on the ozone layer and the effects on human health and the environment from modification of the ozone layer;
 - (b) Adopt appropriate legislative or administrative measures and co-operate in harmonizing appropriate policies to control, limit, reduce or prevent human activities under their jurisdiction or control should it be found that these activities have or are likely to have adverse effects resulting from modification or likely modification of the ozone layer;

(c) Co-operate in the formulation of agreed measures, procedures and standards for the implementation of this Convention, with a view to the adoption of protocols and annexes;

(d) Co-operate with competent international bodies to implement effectively this Convention and protocols to which they are party.

3. The provisions of this Convention shall in no way affect the right of Parties to adopt, in accordance with international law, domestic measures additional to those referred to in paragraphs 1 and 2 above, nor shall they affect additional domestic measures already taken by a Party, provided that these measures are not incompatible with their obligations under this Convention.

4. The application of this article shall be based on relevant scientific and technical considerations.

Article 3

RESEARCH AND SYSTEMATIC OBSERVATIONS

1. The Parties undertake, as appropriate, to initiate and co-operate in, directly or through competent international bodies, the conduct of research and scientific assessments on:

(a) The physical and chemical processes that may affect the ozone layer;

(b) The human health and other biological effects deriving from any modifications of the ozone layer, particularly those resulting from changes in ultra-violet solar radiation having biological effects (UV-B);

(c) Climatic effects deriving from any modifications of the ozone layer;

(d) Effects deriving from any modifications of the ozone layer and any consequent change in UV-B radiation on natural and synthetic materials useful to mankind;

(e) Substances, practices, processes and activities that may affect the ozone layer, and their cumulative effects;

(f) Alternative substances and technologies;

(g) Related socio-economic matters;

and as further elaborated in annexes I and II.

2. The Parties undertake to promote or establish, as appropriate, directly or through competent international bodies and taking fully into account national legislation and relevant ongoing activities at both the national and international levels, joint or complementary programmes for systematic observation of the state of the ozone layer and other relevant parameters, as elaborated in annex I.

3. The Parties undertake to co-operate, directly or through competent international bodies, in ensuring the collection, validation and transmission of research and observational data through appropriate world data centres in a regular and timely fashion.

Article 4

CO-OPERATION IN THE LEGAL, SCIENTIFIC AND TECHNICAL FIELDS

1. The Parties shall facilitate and encourage the exchange of scientific, technical, socio-economic, commercial and legal information relevant to this Convention as further elaborated in annex II. Such information shall be supplied to bodies agreed upon by the Parties. Any such body receiving information regarded as confidential by the supplying Party shall ensure that such information is not disclosed and shall aggregate it to protect its confidentiality before it is made available to all Parties.

2. The Parties shall co-operate, consistent with their national laws, regulations and practices and taking into account in particular the needs of the developing countries, in promoting, directly or through competent international bodies, the development and transfer of technology and knowledge. Such co-operation shall be carried out particularly through:

(a) Facilitation of the acquisition of alternative technologies by other Parties;

(b) Provision of information on alternative technologies and equipment, and supply of special manuals or guides to them;

(c) The supply of necessary equipment and facilities for research and systematic observations;

(d) Appropriate training of scientific and technical personnel.

Article 5

TRANSMISSION OF INFORMATION

The Parties shall transmit, through the secretariat, to the Conference of the Parties established under article 6 information on the measures adopted by them in implementation of this Convention and of protocols to which they are party in such form and at such intervals as the meetings of the parties to the relevant instruments may determine.

Article 6

CONFERENCE OF THE PARTIES

1. A Conference of the Parties is hereby established. The first meeting of the Conference of the Parties shall be convened by the secretariat designated on an interim basis under article 7 not later than one year after entry into force of this Convention. Thereafter, ordinary meetings of the Conference of the Parties shall be held at regular intervals to be determined by the Conference at its first meeting.

2. Extraordinary meetings of the Conference of the Parties shall be held at such other times as may be deemed necessary by the Conference, or at the written request of any Party, provided that, within six months of the request being communicated to them by the secretariat, it is supported by at least one third of the Parties.

3. The Conference of the Parties shall by consensus agree upon and adopt rules of procedure and financial rules for itself and for any subsidiary bodies it may establish, as well as financial provisions governing the functioning of the secretariat.