

STATEMENT ON BEHALF OF THE MEMBERS OF THE NON-ALIGNED MOVEMENT THAT ARE STATES PARTIES TO THE CHEMICAL WEAPONS CONVENTION AND CHINA

DELIVERED BY H.E. MR. FIKRAT AKHUNDOV, PERMANENT REPRESENTATIVE OF THE REPUBLIC OF AZERBAIJAN TO THE OPCW

AT THE TWENTY-SIXTH SESSION OF THE CONFERENCE OF THE STATES PARTIES

29 November- 3 December 2021

Mr. Chairperson, Excellencies, Distinguished Delegates,

1. I have the honor to deliver this statement on behalf of the Member States of the Non-Aligned Movement that are States Parties to the Chemical Weapons Convention and China (NAM CWC States Parties and China),
2. At the outset, we would like to welcome, H.E. Bård Ivar Svendsen, Ambassador of Norway, as the Chairperson of the Twenty-Sixth session of the Conference of States Parties and express our confidence in his leadership to steer this Conference to a successful conclusion.
3. We also wish to take this opportunity to appreciate the Chairperson of the Twenty-Fifth Session of the Conference of the State Parties, H.E. Jose Antonio Zabalgaitia Trejo, Ambassador of Mexico. We wish to thank the Director-General, H.E. Fernando Arias for his comprehensive report. The Group conveys its appreciation for the OPCW staff for their dedication to the implementation of the Organization's noble objectives.
4. In these challenging times of COVID-19 pandemic, the NAM CWC States Parties and China continue to underscore the importance for the OPCW and all States Parties to continue to ensure the full, effective and non-discriminatory implementation of all provisions of the Convention including the economic and technological development of the States Parties, especially in the fields of International Cooperation and Assistance.

5. The NAM CWC States Parties and China stress the importance of strict compliance with the Rules of Procedure of the OPCW, and note the exceptional nature of the modalities adopted for the Twenty-Sixth Session due to the challenges posed by COVID-19 pandemic. In that sense, we express the importance of active participation by all States Parties in the work of the OPCW without any discrimination or technical obstacles and emphasize that such modalities should be regarded as exceptional, not create any precedent for the future, and cease to be valid upon the termination of these special circumstances.
6. The NAM CWC States Parties and China recall the creation of a Coordination Mechanism to revitalize existing facilitations, and regret that no meeting of this Mechanism was convened in 2020 and so far in 2021. We reiterate our call on the Chairperson of the Executive Council, in his role as head of this Mechanism, to redouble efforts aimed at advancing the full and effective implementation of all provisions of the CWC in a balanced and non-discriminatory manner and to explore ways and means for the revitalization of all facilitations, in line with the position paper of the NAM CWC States Parties and China dated 4 October 2019.
7. The NAM CWC States Parties and China attach great importance to the universality of the Chemical Weapons Convention and in this regard, strongly urge the non-parties to the Convention to ratify or accede to it without any further delay or preconditions, and emphasize that those non-parties should not derive any benefit therefrom.
8. The NAM CWC States Parties and China reiterate their long-standing principled position toward the achievement of general and complete disarmament, under strict and effective international control, including the prohibition and elimination of all weapons of mass destruction. In this regard, we underline that the existence and proliferation of weapons of mass destruction continue to pose a significant threat to international peace and security. We further underline that full, effective and non-discriminatory implementation of the Convention contributes to regional and international peace and security.
9. The NAM CWC States Parties and China stress that the use of chemical weapons and toxic chemicals as weapons anywhere by anyone and under any circumstances is reprehensible and completely contrary to the provisions of the Convention and international law. We also reaffirm that those responsible for the use of chemical weapons must be held accountable.

10. The NAM CWC States Parties and China condemn the use of chemical weapons by terrorist groups. Deeply concerned about the use or threat of use by such groups, we request the Technical Secretariat to investigate, in accordance with the relevant provisions of the Convention, all reports on the use or threat of use of chemical weapons by such groups and keep the States Parties informed accordingly.
11. The NAM CWC States Parties and China express their deep concern regarding any attempt to accuse States Parties of using chemical weapons on the basis of unsubstantiated allegations made by media reports or any other open sources, including non-governmental entities. This trend can cause a dangerous precedent in the future work of the OPCW.
12. In this regard, the NAM CWC States Parties and China underline that the OPCW is the competent international organization to verify the compliance of States Parties with the provisions of the Convention, whose authority and credibility must be upheld at all times.
13. Noting with serious concern that the final extended deadline of 29 April 2012 for the destruction of chemical weapons was not met by certain possessor States Parties, the NAM CWC States Parties and China stress that the destruction of chemical weapons is the fundamental and top priority of the Organization and urge the only remaining possessor State Party to expedite all necessary measures to ensure its compliance with the provisions of the Convention and relevant decisions of the policy-making organs (PMOs).
14. The NAM CWC States Parties and China stress that the destruction of old chemical weapons and abandoned chemical weapons should be completed in the shortest possible time in accordance with the Convention and relevant decisions adopted by the PMOs.
15. The NAM CWC States Parties and China stress that further efforts should be made to complete destruction of chemical weapons on the territory of China, abandoned by Japan as soon as possible and to address challenges including ensuring the safety of people and protecting the environment in accordance with the Convention and the Council decision (EC-67/DEC.6) as amended by the Council at its Eighty-Fourth Session, according to the destruction plan beyond the year 2016, jointly submitted by Japan and China. The NAM CWC States Parties and China take note of the latest progress of destruction of

chemical weapons on the territory of China, abandoned by Japan, despite the impact of COVID-19 and encourage China and Japan to continue cooperating closely to make sure the relevant work is advanced safely and smoothly.

16. Recalling the decisions of the Executive Council with respect to the elimination and destruction of the Syrian chemical weapons, and the destruction of the Syrian chemical weapons production facilities, the NAM CWC States Parties and China welcome the substantive efforts made and progress achieved in this regard. We welcome the Director General's reports on the completion of the destruction of all Chemical Weapons and Chemical Weapon Production Facilities, declared by the Syrian Arab Republic. We look forward to the continuation of successful cooperation existing between the OPCW and the Syrian Arab Republic on all issues.
17. We take note of the work done so far by the Fact-Finding Mission (FFM) and look forward to receiving its reports on its ongoing activities. We expect the approach followed by the FFM teams would be uniform and consistent.
18. The NAM CWC States Parties and China reaffirm that Article XI deals with one of the core objectives of the CWC and is essential for the realization of the object and purpose of the Convention. We attach great importance to the full, effective, and non-discriminatory implementation of all provisions of this Article in a manner which avoids hampering the economic or technological development of States Parties, and international cooperation in the field of chemical activities for purposes not prohibited under this Convention, including the international exchange of scientific and technical information and chemicals and equipment for the production, processing or use of chemicals for purposes not prohibited under this Convention. We also emphasize the need to strengthen and expedite efforts in the economic and technological development of the States Parties.
19. We also underline the importance of the promotion of international cooperation for the benefit of States Parties through the transfer of technology, material and equipment for peaceful purposes in the field of chemistry and removal of any discriminatory restrictions such as unilateral coercive measures against other States Parties that are contrary to the letter and spirit of the Convention, affect the Convention's long term viability, and have an adverse impact on the existing level of trust among the States Parties.

20. The NAM CWC States Parties and China recognize that the Annual Review and Evaluation Workshop for the Components of an Agreed Framework for the Implementation of Article XI is a useful platform to develop concrete measures and recommendations to ensure the full, effective and non-discriminatory implementation of this Article. In this regard, we request the Article XI Facilitator to report on the ideas that have emerged from workshops and other relevant activities held during the intersessional period, to be reflected in the report of the PMOs. We also request the Secretariat to provide a comprehensive report on the gaps and challenges on the effective implementation of decision C-16/DEC.10, dated 1 December 2011.
21. We appreciate the efforts made so far by the Article XI Facilitator and encourage the continuation of inclusive outreach and constructive dialogue with all States Parties. We note with appreciation that the Drafting Committee has started its work to streamline the list of ideas that emerged from the above-mentioned review and evaluation workshops and we look forward to a successful conclusion.
22. We reiterate that a comprehensive discussion in the PMOs on the implementation of the decision C-16/DEC.10, dated 1 December 2011 is the effective way to formulate an OPCW strategy for the full, effective and non-discriminatory implementation of Article XI. In this regard, we strongly call on all States Parties and the Technical Secretariat to take into consideration also the NAM & China proposals (C-12/NAT.1, dated 6 November 2007) on the implementation of Article XI of the Convention, including the Plan of Action.
23. The NAM CWC States Parties and China emphasize the imperative of the PMOs of the OPCW to preserve permanently and allocate substantial financial, technical and human resources in the realization of International Cooperation Activities in States Parties in the developing countries, considering national and regional needs, realities and challenges, including language barriers. We note that the challenges have been accentuated due to the COVID-19 pandemic since 2020.
24. The NAM CWC States Parties and China have taken note of the Note by the Director General (EC-97/DG.12, dated 22 June 2021) which outlines the transfer of funds between programmes and within sub-programmes during 2020. We express deep concern that considerable amounts of EUR 2,019,950 have been transferred out of the In-

ternational Cooperation and Assistance (ICA) Programme since 2015, including EUR 694,000 in 2020. The NAM CWC States Parties and China wish to emphasize that the ICA is one of the core pillars of the CWC, and it is essential that a balanced approach towards allocation of funds to all programmes including in particular ICA to be pursued by the Technical Secretariat so that the implementation of this programme be secured.

25. The NAM CWC States Parties and China take note of the draft biennial programme and budget (2022-2023) of the OPCW, and highlight the ever-increasing requests by developing countries for international cooperation and capacity building programmes to be supported by ICA and the importance of allocation of adequate financial resources in comparison with other programmes.

In this regard, we reiterate our request to the Technical Secretariat and call upon States Parties to work collectively with a view to ensuring the full and effective implementation of the ICA programmes through the application of concrete measures that allow the Organization to avoid or to reduce transfers between major programmes, including the consideration of the retention of unspent funds for ICA in a special fund.

26. The NAM CWC States Parties and China welcome the progress made under the Fifth Phase of the OPCW Programme to Strengthen Cooperation with Africa, as reported in the Director-general Note (EC-98/DG.14 C-26/DG.12, dated 9 September 2021 and Corr. 1, dated 27 September 2021) despite the public health challenges posed by the COVID-19 pandemic.

We further welcome the meetings of the Steering Committee of the Africa Programme 25 June and 15 November 2021 and the meeting of the African National Authorities held from 15th to 17th June, 2021 and look forward to achieving greater progress in the realization of the eight (8) identified objectives of the current phase of the Programme. To guarantee its sustainability, the NAM CWC States Parties and China support the importance of funding future phases of this Programme under the regular budget of the OPCW.

27. The NAM CWC States Parties and China support the upgrading of the current OPCW Laboratory to an OPCW Centre for Chemistry and Technology to strengthen science and technology capabilities of the

Technical Secretariat in responding to the threat of chemical weapons, as well as to support capacity building in the States Parties. We welcome steady progress of this Centre and urge that its modalities and mandate be considered and adopted by the PMOs. We also stress the importance of transparency and efficiency in the establishment as well as the future work of the Centre.

28. The NAM CWC States Parties and China welcome the establishment of the first OPCW designated laboratory in the GRULAC region. We wish to underscore the importance of obtaining designated laboratories in all regions and encourage the OPCW to continue its capacity building efforts towards this objective.
29. The NAM CWC States Parties and China stress the need for all States Parties to fully implement their obligations under Article X. We urge States Parties and in particular those in a position to do so, to contribute to the Voluntary Fund for Assistance to ensure the ability of the Technical Secretariat to develop a state of readiness to provide timely, adequate, and effective assistance to respond to the increasing demand of States Parties.
30. The NAM CWC States Parties and China pay profound respect to victims of chemical weapons and their families, and in light of the decision adopted by the Conference of the States Parties at its Sixteenth Session (C-16/DEC. 13, dated 2 December 2011), appreciate the States Parties for their contribution to the Trust Fund for the International Support Network for Victims of Chemical Weapons and urge all the States Parties to actively contribute to the Trust Fund. We underline that insufficient contribution to the Voluntary Fund for Assistance will considerably limit the capacity of the OPCW to provide the essential medicines and necessary medical assistance to the victims of chemical weapons.
31. The NAM CWC States Parties and China would like to draw CSP's attention to the continuing challenges posed by the COVID-19 pandemic. In this regard, the vulnerability of the chemical weapon's victims to COVID-19 requires specific and urgent assistance of all States Parties in particular the developed countries. Furthermore, the NAM CWC States Parties and China underline that taking into account specific situation of the victim of chemical weapons and the need to help to alleviate adverse impact of COVID -19 on the victims of chemical

weapons, the Scientific Advisory Board (SAB) could play an important role in this regard.

32. NAM CWC States Parties and China underline the responsibility of the States Parties and Technical Secretariat of the OPCW to assist the victims of chemical weapons and to coordinate and deliver to them the needed equipment, materials and medicines, in accordance with Article X. We are of the view that any restrictions, including unilateral measures, imposed by some States Parties against other States Parties, which impede assistance to the victims of Chemical Weapons, are contrary to the letter and spirit of the Convention.
33. NAM CWC States Parties and China urge States Parties to take concrete measures including, inter alia by providing materials and equipment-related assistance available to those States Parties which are in need, without any restriction. In this regard, we welcome the efforts by the Director General for his good offices to facilitate assistance to the victims of chemical weapons. In order to reach a positive outcome on this matter, we encourage the Director General to continue and intensify his efforts and inform the CSP about the latest developments.
34. The NAM CWC States Parties and China encourage States Parties and the Technical Secretariat to continue providing appropriate, effective and tailor-made technical assistance and support to States Parties in enhancing their national capacities and in carrying out their national implementation measures in the context of Article VII and provide the necessary financial support to do so. We firmly believe that Article VII Obligations necessitate full and effective measures by all States Parties to implement all provisions of the Convention and encourage them to continue working towards this end.
35. The NAM CWC States Parties and China take note of the ongoing facilitations on Organizational Governance of the OPCW. We reiterate that the recruitment of personnel in the Technical Secretariat must be fair, transparent and must ensure equitable geographic distribution, as mandated by Article VIII, paragraph 44, of the Convention, and gender balance at all professional levels of the Organization. We emphasize that any amendment to the tenure policy shall not change the non-career nature of this Organization. Furthermore, we call upon the Secretariat to devise as soon as possible appropriate modalities of a funded internship and Junior Professional Officer Programme, which will enable candidates from developing States Parties, to have equitable access to professional positions in the Technical Secretariat.

36. The NAM CWC States Parties and China take note with appreciation the continuing efforts to promote gender equity within the OPCW and call for enhanced cooperation to promote the role of women and girls in the peaceful use of chemistry. In this regard, we welcome the organization of an online Symposium on Women in Chemistry on the 1st of July 2021 and look forward to the continuation of efforts to engage and represent women to promote the full and effective implementation of the Convention.
37. The NAM CWC States Parties and China reiterate that the discussions on the Draft Decision on the OPCW Advisory Body on Administrative and Financial Matters Rules of Procedure (ABAF) should be conducted in an open and inclusive manner, while preserving its independence and avoiding issues that may lead to its politicization and polarization. Bearing in mind that the ABAF is an open-ended body without decision making powers, the NAM CWC States Parties and China hold the view that every State Party has the right to nominate expert it deems qualified and appropriate as a member of the ABAF. We consider that broad geographical distribution and composition of experts with diversified backgrounds will benefit the functioning of the ABAF.
38. NAM States Parties to the CWC and China call for efforts to address the issue of Aerosolized Use of Central Nervous System (CNS)-acting chemicals for law-enforcement purposes at 26th CSP session through dialogue and consensus, which is important, in a comprehensive and constructive manner, to be considered in accordance with the Chemical Weapons Convention.

In conclusion Mr. Chairperson,

39. The NAM CWC States Parties and China encourage States Parties to work in the spirit of goodwill and cooperation for the successful conclusion of this session. We reiterate that the practice of consensus-based decision-making by the PMOs is the right approach for achieving the object and purpose of the Convention. We urge all States Parties to neither polarize nor politicize the work of the Organization. We further reaffirm the centrality of the PMOs in the evaluation and implementation of all issues related to the Convention, in accordance with their respective mandates.

Thank you.