

## CHECK-IN ON THE FRAMEWORK FOR EVALUATING THE EFFECTIVENESS OF THE CONVENTION (ARTICLE 22)

Article 22, paragraph 1 states that the Conference of the Parties shall evaluate the effectiveness of this Convention, beginning no later than six years after the date of entry into force of the Convention and periodically thereafter at intervals to be decided by it. At COP-4.1, the Conference of the Parties agreed to holding intersessional consultations on the framework for evaluating the effectiveness of the Convention, and that the Secretariat would invite written comments on the framework in preparation for further discussions to give full effect to Article 22 at COP-4.2.

Parties have actively engaged in this process, including in the [consultation session on 25 January and 27 January](#). The written comments and questions received on the framework and related items are available in the online workspace <https://owncloud.unog.ch/s/2dmsHJXANpYwH8m>

With twelve days to go until the opening of COP-4.2 this is one-hour meeting is an opportunity to check-in on the overall agenda item before the COP, as well as give an update on any other information that has come forward that may be of support to Parties in their preparation to give full effect to Article 22.



**REGISTER NOW:  
THURSDAY 10 MARCH 2022**

**13H00-14H00 CET**

*Please register for the WebEx session using the link above.*

Information about [Minamata Online](#) Check the [Season 2 calendar](#)



**Monika Stankiewicz**  
Executive Secretary








**Claudia ten Have**  
Senior Policy and  
Coordination Officer

## RESOURCES

- ✓ [MC/ES/2021/108 - Executive Communication](#)
- ✓ [UNEP/MC/COP.4/18 - Giving effect to article 22: effectiveness evaluation](#)
- ✓ [UNEP/MC/COP.4/CRP.1 - A framework for the first Effectiveness Evaluation of the Minamata Convention on Mercury](#)
- ✓ [UNEP/MC/COP.4/28 - Report of the Conference of the Parties to the Minamata Convention on the work of its fourth meeting](#)



# What is covered in this Check-In Session?

<b>Purpose</b>	<b>With 10 days to go until the opening of COP-4.2 in Bali, this is a one-hour opportunity to check-in on the overall agenda item before the COP, as well as an update on any other information that has come forward that may be of support to Parties in their preparation to give effect to Article 22.</b>
	An orientation on some basic questions on “effectiveness evaluation”
	Overview of preparations for COP-4.2
	Notes from the Intersessional Consultations, and extra information
	Materials available to the COP
	At COP-4.2 the COP is to give effect to Art. 22
<b>Open Floor for any clarifications or for any other information to support Parties in their preparation for COP-4.2.</b>	

# An orientation on some basic questions on “effectiveness evaluation”



What is the purpose of an “effectiveness evaluation” of the Convention?

Is this a new and additional obligation for Parties?

Will individual Parties be evaluated?

Are there additional monitoring obligations coming to Parties through the effectiveness evaluation?

# An orientation on some basic questions on “effectiveness evaluation”



## Article 1:

### Objective

The objective of the Convention is to protect **human health and the environment** from anthropogenic emissions and releases of mercury and mercury compounds.

What is the <b>purpose</b> of an “effectiveness evaluation” of the Convention?	The purpose is to allow the COP a periodic reflection to consider the extent to which the existing measures under the Convention achieve the Convention’s objective.
Is this a new and additional <b>obligation</b> for Parties?	No, a periodic evaluation of the effectiveness of the Convention is set out in Article 22 as a task of the COP.
Will <b>individual</b> Parties be evaluated?	No. This is not an evaluation of the implementation of or compliance with the provisions of the Convention by specific individual Parties. This is a periodic evaluation to reflect on the overall progress of change to achieve the objective of the Convention.
Are there <b>additional</b> monitoring obligations coming to Parties through the effectiveness evaluation?	No.

# An orientation on some basic questions on “effectiveness evaluation”



## Tracking Implementation versus Tracking Change



**Implementation**  
Art. 21  
*National Reports*

*Each Party shall report to the COP on the measures taken to implement the **provisions** of the Convention and on the effectiveness of such **measures** and the possible challenges in meeting the objective of the Convention.*

MC-1/8

Short reports – 4 questions

Full reports – 43 questions

Art. 15: Implementation and Compliance Committee



**Change**  
Art. 22  
*Effectiveness Evaluation*

*The COP shall evaluate the effectiveness of this Convention ... [and] initiate the establishment of arrangements for providing itself with **comparable monitoring data** on the presence and movement of mercury ... in the environment as well as trends in levels of mercury ... observed in biotic media and vulnerable populations. ...*

*The evaluation shall be conducted on the basis of **available ... information**, including (a) ... monitoring information ..., (b) Reports submitted [for] **Art. 21**, ... and (d) ... **other relevant information** ...*


# Overview of preparations for COP-4.2



## Tentative Schedule of Work

COP-4.2	Monday, 21 March 2022	Tuesday, 22 March 2022	Wednesday, 23 March 2022	Thursday, 24 March 2022	Friday, 25 March 2022
10:00 - 13:00 <b>Morning Session</b>	<p><b>Item 1: Opening of the meeting</b></p> <p><b>Item 2: Organizational matters</b> (b) Organization of work (c) Election of Officers for the intersessional period and the fifth meeting of the Conference of the Parties (d) Report on the credentials of representatives to the fourth meeting</p> <p><b>Item 3: Rules of procedure for the Conference of the Parties: consideration of rule 45</b></p> <p><b>Item 4: Matters for consideration and/or action by the Conference of the Parties</b> (k) Financial Rules</p> <p><b>Item 4: Matters for consideration or action by the Conference of the Parties:</b> (a) Mercury-added products and manufacturing processes in which mercury or mercury compounds are used: (i) Review of annexes A and B; (ii) Information on dental amalgam (iv) Proposals for amendments to annexes A and B</p>	<p><i>Reports of contact groups</i></p> <p><b>Item 4: Matters for consideration and/or action by the Conference of the Parties</b> (h) National reporting (g) Implementation and Compliance Committee</p> <p><b>Item 4: Matters for consideration and/or action by the Conference of the Parties</b> (e) Financial resources and mechanism (i) Global Environment Facility (ii) Specific International Programme to Support Capacity-Building and Technical Assistance (iii) Review of the financial mechanism</p>	<p><i>Consideration of outcomes</i></p> <p><b>Item 4: Matters for consideration and/or action by the Conference of the Parties (cont.)</b></p> <p><b>Item 6: Programme of work and budget</b></p>	<p><i>Consideration of outcomes, adoption of report on credentials and adoption of remaining decisions</i></p> <p><b>Item 4: Matters for consideration and/or action by the Conference of the Parties</b> (f) Capacity-building and technical assistance and technology transfer (j) Secretariat (l) Gender</p> <p><b>Item 5: International cooperation and coordination</b></p>	<p><i>Consideration of remaining outcomes and draft decisions</i></p> <p><b>Item 6: Programme of work and budget (cont.)</b> <i>Adoption of the budget decision</i></p> <p><b>Item 7: Venue and dates of the fifth meeting of the Conference of the Parties</b></p> <p><b>Item 8: Other matters</b></p>
15:00-18:00 <b>Afternoon Session</b>	<p><b>Item 4: Matters for consideration or action by the Conference of the Parties</b> (i) Effectiveness evaluation</p>	<p><b>Item 4: Matters for consideration and/or action by the Conference of the Parties</b> (a) (iii) Customs codes (b) Artisanal and small-scale gold mining (c) Releases of mercury (d) Mercury waste: consideration of the relevant thresholds</p>		<p><i>Consideration of outcomes, adoption of report on credentials and adoption of remaining decisions</i></p>	<p><b>Item 9: Adoption of the report of the meeting</b></p> <p><b>Item 10: Closure of the meeting</b></p>

# Overview of preparations for COP-4.2

Entry into force 16 Aug 2017	COP-1 24-29 Sept 2017	COP-2 19-23 Nov 2018	COP-3 25-29 Nov 2019	COP-4 1-5 Nov 2021 21-25 Mar 2022
Convention, Article 22	Decision MC-1/9	Decision MC-2/10	Decision MC-3/10	



The COP is to evaluate the effectiveness of the Convention, beginning no later than six years after the date of the entry into force.



## COP-4.1

- ❖ 4/28 – Report of the Conference of the Parties to the Minamata Convention on Mercury on the work of its fourth meeting: Online segment (1-5 November 2021)

Opened agenda item 4(i).  
Overview of documents prepared for COP-4 (see MC-3/10).  
Introduction of CRP.1

- ❑ COP agreed to intersessional consultations on the framework to evaluate the effectiveness of the Convention

## Intersessional Consultations between COP-4.1 and COP-4.2

Focus on the **framework**.  
**Open** to all Parties.  
**Participatory** approach.  
**Written** submissions.  
Online **workspace**.  
**Dialogue** on 25+27 Jan.

- ❖ 4/18/Add.3 – Framework

## COP-4.2

Resume agenda item 4(i).

Introduction of documents prepared for COP-4.

COP-4 to deliberate and decide on the first evaluation of the effectiveness of the Convention.

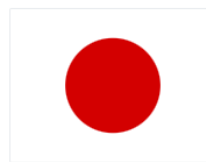
Contact Group to be proposed.

# Notes from the Intersessional Consultations

General written comments expressing **appreciation** for the work done so far and **commitment** to the continued process for the Convention.



**Specific written comments, questions and additional clarifications received from:**



## Participation/Attendance for the Intersessional Consultations online session on 25 and 27 January 2022

Parties (47)	Argentina, Belgium, Brazil, Bulgaria, Burundi, Cameroon, Canada, Chile, China, Colombia, Comoros, Costa Rica, Denmark, Estonia, European Commission, Finland, France, Gambia, Germany, Guinea-Bissau, Guyana, Indonesia, Iran, Ireland, Jamaica, Japan, Kuwait, Mexico, Mongolia, Montenegro, Netherlands, Nigeria, Norway, Paraguay, Philippines, Poland, Qatar, Republic of Congo, Romania, Saudi Arabia, Slovakia, Slovenia, Sri Lanka, Sweden, United Kingdom, United Republic of Tanzania, United States
--------------	---

Non-Party States (4)	Ethiopia, Guatemala, Kenya, Nepal
----------------------	-----------------------------------

26 Stakeholder Organisations

[LINK](#) to online workspace for all materials.



## Parties used various documents available to the COP in preparation of their comments and contributions



UNEP/MC/COP.4/18 – Giving effect to Article 22: effectiveness evaluation

Eight Areas of work to give effect to Article 22 (see pages 5-8 of the above document for full details)

1. First effectiveness evaluation cycle
2. Elements of an effectiveness evaluation framework
3. Monitoring information and arrangements
4. Article 21 national reports as a source of information
5. Available scientific, environmental, technical, financial and economic information
6. Information and recommendations provided by and through the Implementation and Compliance Committee
7. Reports and other relevant information pursuant to articles 13 and 14
8. Periodicity of evaluation of the effectiveness of the Convention

- ❖ UNEP/MC/COP.4/18/Add.1 and INF/11 – Indicators
- ❖ UNEP/MC/COP.4/18/Add.2 and INF/12 – Draft monitoring guidance
- ❖ UNEP/MC/COP.3/14 – Report of the ad hoc technical expert group for effectiveness evaluation: proposed framework

UNEP/MC/COP.4/CRP.1 – A framework for the first effectiveness evaluation of the Minamata Convention: Submitted by Norway and Canada

### Explanatory note

Appendix: Draft Decision: Framework for the first effectiveness evaluation

Annex I: Framework (2 figures)

Annex 2: Terms of reference for the Effectiveness Evaluation Committee

Annex 3: Terms of reference for the Scientific Advisory Group on Effectiveness Evaluation

### Items raised in the online session, include, among others:

Effectiveness  
Evaluation  
Committee

Policy  
Questions

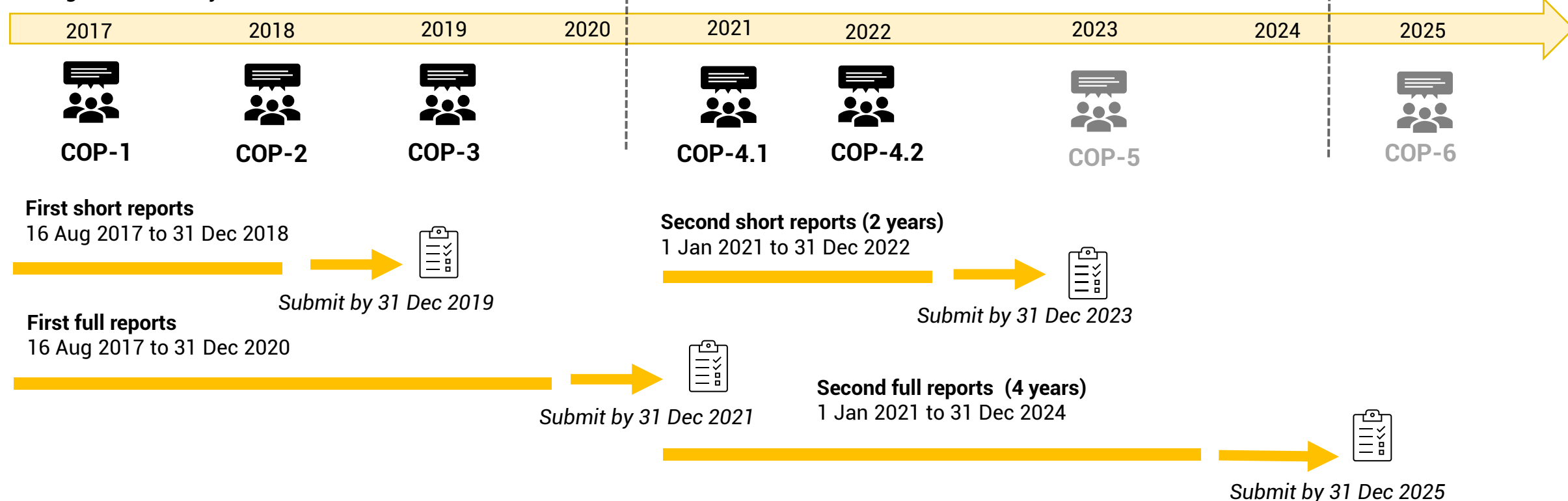
Expert  
Group

COP and  
Party Review  
Process

# Sources of Information for the Evaluation

## Art.21 National Reports Timeline

16 August 2017: Entry into force of the Convention



## Art.22 Effectiveness Evaluation

The COP is to evaluate the effectiveness of the Convention, beginning no later than six years after the date of the entry into force.



The effectiveness evaluation is to be conducted based on **available information**, and using **performance indicators**. **Art.21 Reports** are one ongoing source of available information to the COP.

The Secretariat is preparing **Art. 21 Synthesis Report** for the evaluation.



❖ **UNEP/MC/COP.3/14 – Report of the ad hoc technical expert group for effectiveness evaluation: proposed framework**

(paragraph 3)

“The effectiveness evaluation framework is based on **four policy questions** that will allow the Conference of the Parties to consider the extent to which the existing measures under the Convention will achieve the objective of protecting human health and the environment from the anthropogenic emissions and releases of mercury and mercury compounds. The policy questions are:

- (a) Have the parties taken actions to implement the Minamata Convention?
- (b) Have the actions taken resulted in changes in mercury supply, use, emissions and releases into the environment?
- (c) Have those changes resulted in changes in levels of mercury in the environment, biotic media and vulnerable populations that can be attributed to the Minamata Convention?
- (d) To what extent are existing measures under the Minamata Convention meeting the objective of protecting human health and the environment from mercury?”

---

**Further to note, work that has advanced since COP-3:**

- Work by the Secretariat is ongoing to prepare a **Trade, Supply and Demand Report** (which is to include also mercury waste flows and stocks), for use for the evaluation (see paragraph 18 in document 4/18)
- Work has advanced on drafting guidance on **monitoring** to maintain harmonized, comparable information on mercury levels in the environment to support the effectiveness evaluation of the Convention (see document 4/18/Add.2 and INF/12 and INF/25).



- ❖ **4/18** – Giving effect to article 22: effectiveness evaluation
- ❖ **4/18/Add.1** – Indicators
- ❖ **INF/11** – Compilation of views on the proposed indicators
  
- ❖ **4/18/Add.2** – Guidance on monitoring of mercury and mercury compounds
- ❖ **INF/12** – Guidance on monitoring of mercury and mercury compounds
- ❖ **INF/25** – Supplemental material
  
- ❖ **4/18/Add.3** – Framework Consultations
- ❖ **CRP.1** – A framework for the first effectiveness evaluation of the Minamata Convention: Submitted by Norway and Canada
- ❖ **LINK** to online workspace of submissions and other materials
  
- ❖ **UNEP/MC/COP.3/14** – Report of the ad hoc technical expert group for effectiveness evaluation: proposed framework

# Materials available to the COP



[LINK](#) to online workspace for all materials.

Background

Consultation\_Session\_250122

Consultation\_Session\_270122

Information\_Session\_15122021

Submissions\_Written\_Comments\_200122

2022\_01\_14\_Oman\_WrittenComment\_EE\_Framework.pdf

2022\_01\_19\_Kuwait\_WrittenComment\_EE\_Framework.pdf

2022\_01\_19\_UK\_WrittenComment\_EE\_Framework.pdf

2022\_01\_20\_Iran\_WrittenComment\_EE\_Indicators.pdf

2022\_01\_20\_Mauritius\_Email\_EE\_Framework.pdf

2022\_01\_20\_US\_WrittenComment\_EE\_Framework.pdf

2022\_01\_21\_EU\_WrittenComment\_EE\_Framework.pdf

2022\_01\_21\_Japan\_WrittenComment\_EE\_Framework.pdf

2022\_01\_26\_China\_WrittenComment\_EE\_Framework.pdf

2022\_01\_27\_China\_AdditionalQuestions\_EE\_Framework.pdf

2022\_02\_09\_US\_Clarification\_EE\_Framework.pdf

[LINK](#) to consultations on 25 to 27 January 2022

# At COP-4.2 the COP is to give effect to Art.22



- ❑ The deadline to **begin** the first effectiveness evaluation is August 2023.
- ❑ The establishment of an **Effectiveness Evaluation Committee** is foreseen by the COP.
  - Establishing **indicators** for evaluating the effectiveness of the Convention.
  - Approach on conducting the effectiveness evaluation on the basis of available information including comparable **monitoring** data.

## **Purpose of the Check-in Session:**

*With 10 days to go until the opening of COP-4.2 in Bali, this is a one-hour opportunity to check-in on the overall agenda item before the COP, as well as an update on any other information that has come forward that may be of support to Parties in their preparation to give effect to Article 22.*



**Aim of the Intersessional Consultations:** To allow Parties to exchange and prepare so that COP-4.2 can be in a position to give effect to Article 22 to meet the deadline set by the Convention.

**Opportunity to share information, perspectives and insights amongst Parties.**

**It is also an opportunity to enable clarifications on comments and allow additional questions that may have arisen.**



MINAMATA  
CONVENTION  
ON MERCURY

# Thank you for your participation today!

---

Secretariat of the Minamata Convention on Mercury

---

WEB: [www.mercuryconvention.org](http://www.mercuryconvention.org)  
MAIL: [MEA-MinamataSecretariat@un.org](mailto:MEA-MinamataSecretariat@un.org)  
TWITTER: [@minamataMEA](https://twitter.com/minamataMEA)  
[#MakeMercuryHistory](https://twitter.com/minamataMEA)