

and stockpiling, the response would take the form of persuading the offending nation to discontinue the activity and destroy stockpiles. This matter has not yet been addressed in depth at the CD.

The fifth feature of importance, said Scott, is only hinted at in the "rolling text," the draft version of the CWC. The key words appear under the heading, "National Implementation Measures," Article VII, clause 1: "Each State Party...shall adopt any measures it considers necessary...to prohibit...any activity...prohibited...by this Convention."

Article IV of the 1972 BWC uses very similar wording. (See Appendix V.) There are a few countries, said Scott, which have enacted legislation banning, within their own territory, any activities which are prohibited by the BWC. For example, Australia has enacted legislation which is binding not only on the private sector but also on public officials.

The advantage of this type of legislation is that it would give the international monitoring agency access to the legal system of member states. Scott advocated that Canada should enact legislation like that already in place in Australia. Furthermore, he suggested that the "rolling text" for the CWC be altered to make it even clearer that all signatories would be required to enact this type of legislation.

A participant followed up on a point that had been raised by Douglas Scott: Would an international team of experts, which had been sent to investigate reports of Geneva Protocol violations, be expected to evaluate the data which had been collected during an investigation, or would some other body evaluate it?

Seiders responded that there would be two groups. The qualified experts would be sent out to investigate the site of the alleged use and report their findings to the Secretary-General. A second group, called "expert consultants," would have a broader range of expertise. They would review the collected material and request any additional information that was considered necessary. The next step is not yet agreed. Some suggest that the