

(c) The inspected State Party shall, as a rule, accept the proposed observer, but if the inspected State Party exercises a refusal, that fact shall be recorded in the final report.

12. (a) The requesting State Party shall present a request for an on-site challenge inspection to the Director-General of the Technical Secretariat.

(b) The Director-General shall immediately ascertain that the request meets the requirements specified in the Protocol on Inspection Procedures (Part III, Section II A, para. 1), and, if necessary, assist the requesting State Party in filing the request accordingly. When the request fulfills the requirements, preparations for the inspection shall begin.

(c) The Director-General shall transmit the request to the inspected State Party and the members of the Executive Council [] hours prior to the planned arrival of the inspection team at the point of entry.

(d) After having been informed of the inspection request, the Executive Council shall take note of the Director-General's action on the request and shall keep the case under its consideration throughout the inspection procedure. However, its deliberations shall not delay the inspection process.

(e) If it considers the request to be frivolous, abusive or clearly beyond the scope of the Convention as described in paragraph 8 of this Article, the Executive Council may, within [] hours after having received the inspection request, decide by consensus against carrying out the inspection. Neither the requesting nor the inspected State Party shall participate in such a decision. If the Executive Council decided against the inspection, preparations shall be stopped, no further action on the request shall be taken, and the States Parties concerned shall be informed accordingly.

13. The Director-General of the Technical Secretariat shall issue a mandate for the conduct of the inspection. The mandate shall be the request referred to in paragraph 8 put into operational terms, and shall conform with the request.

14. The inspection shall be conducted in accordance with Part III or, in the case of alleged use, in accordance with Part IV of the Protocol on Inspection Procedures. The inspection team shall be guided by the principle of conducting the inspection in the least intrusive manner possible, consistent with the effective and timely accomplishment of its mission.