

(2) any other chemical that has no use, above [one] tonne per year, for purposes not prohibited under the Convention, but can be used for chemical weapons purposes; 1/ 2/;

or

(ii) For filling chemical weapons, including, inter alia, the filling of chemicals listed in Schedule 1 into munitions, devices or bulk storage containers; the filling of chemicals into containers which form part of assembled binary munitions and devices and into chemical submunitions which form part of assembled unitary munitions and devices; and the loading of the containers and chemical submunitions into the respective munitions and devices;

(b) Does not include any facility with an annual capacity for synthesis of chemicals specified in subparagraph (a) (i) above that is less than [one-two] tonne(s); (Alternative: Does not include any facility for synthesis of chemicals specified in subparagraph (a) (i) above with reaction vessels in production lines not configured for continuous operation and in which the volume of the reaction vessels does not exceed [100] litres while the total volume of all reaction vessels with a volume exceeding [five] litres is not more than [500] litres;)

(c) Does not include the single small-scale facility provided under Annex 1 to Article VI.

5. "Purposes Not Prohibited Under the Convention" means:

(a) Industrial, agricultural, research, medical, pharmaceutical or other peaceful purposes, domestic law enforcement and riot control purposes; and military purposes not connected with the use of chemical weapons;

(b) Protective purposes, namely those purposes directly related to protection against chemical weapons.

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1/ Any such chemical should be included in a relevant Schedule of chemicals in the Convention.

2/ A proposal was made to the effect that the definition would not include any facility at which a chemical defined under subparagraph (a) (i) (2) above is produced as an unavoidable by-product in the manufacture of a chemical which has a use for purposes not prohibited under the Convention. Such a facility should be subject to the declarations and the verification provisions provided for under Annex 2 to Article VI, and the by-products defined under subparagraph (a) (i) (2) above should be destroyed under international verification. This proposal needs further consideration.