

ARTICLE VII

NATIONAL IMPLEMENTATION MEASURES 1/

General undertakings

1. Each State Party shall, in accordance with its constitutional processes, adopt the necessary measures to implement its obligations under this Convention, and, in particular:

(a) to prohibit natural and legal persons anywhere on its territory or in other places under its jurisdiction as recognized by international law from undertaking any activity that a State Party to this Convention is prohibited from undertaking by this Convention;

(b) not to permit any activity as referred to under (a) in any place under its control; and

(c) to enact penal legislation, which shall extend to such activities as referred to under (a) undertaken anywhere by natural persons, possessing its nationality, in conformity with international law.

2. Each State Party shall cooperate with other States Parties and afford the appropriate form of legal assistance to facilitate the implementation of the obligations under this Article.

3. Each State Party, during the implementation of its obligations under this Convention, shall assign the highest priority to ensuring the safety of people and to protecting the environment, and shall cooperate as appropriate with other States Parties in this regard. 2/

Relations between the State Party and the Organization

4. Each State Party shall inform the Organization of the legislative and administrative measures taken to implement the Convention.

5. States Parties shall treat as confidential and afford special handling to information which they receive in connection with the implementation of the Convention from the Organization. They shall treat such information exclusively in connection with their rights and obligations under the Convention and in accordance with the provisions set out in the Annex on the Protection of Confidential Information. 3/

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1/ The view was expressed that the placement of Article VII needs to be discussed further.

2/ A view was expressed that the degree of priority to be attached to the environment with respect to national obligations in Article VII needs further consideration.

3/ A view was expressed that further discussion on this subject is necessary.