

ANNEX TO ARTICLE VI. [4] 1/

Commercial production of toxic chemicals, not listed in Schedules [1], [2] or [3] that might be relevant to the Convention

DECLARATIONS

1. The Initial and Annual Declarations to be provided to the [international authority] by a State Party under Article VI shall

for each facility which produces or processes [more than [10 kg] [100 kg] [1,000 kg] 2/ per annum 3/ of] any chemical 4/ 5/ with an LD₅₀ equal to or less than 0.5 mg per kg bodyweight 6/ or an LC_{t50} equal to or less than 2,000 mg-min/m³ and has a production capacity 7/ for any such chemical exceeding 1,000 kg 2/ 8/ per annum 9/.

include the following information:

1/ Some delegations consider that the chemicals in this Annex should be dealt with in the Annex to Article VI [2] Schedule [2]. Other delegations consider that a separate Annex is required.

2/ Some delegations felt that the thresholds for production and production capacity should correspond to militarily significant quantities.

3/ The question of production or processing not occurring annually requires further discussion.

4/ Some delegations expressed the view that additional criteria of suitability for chemical weapons purposes should be added.

5/ Some delegations expressed the view that whether or not a list of these chemicals would be needed, should be discussed.

6/ It is understood that further discussion is needed with regard to chemicals with a somewhat lower toxicity. In this context various ideas were put forward, i.a.:

- that chemicals falling within a deviation-range of 10-20 per cent could be considered;
- that chemicals with an LD₅₀ close to 0.5 mg/kg bodyweight could be included as exceptions;
- that the modalities for revisions of lists could be made use of to take care of possible concerns in this regard.

7/ How to define production capacity remains to be agreed upon. In this context reference was made to the proposal contained in CD/CW/WP.171.

8/ It is understood that the quantitative value of the threshold for production capacity remains to be discussed.

9/ One delegation expressed the view that the question of production capacities should be considered in accordance with the relevant provisions in the Annex to Article VI, Schedules [2] and [3] (cf. CD/CW/WP.167 pp. 62, 68).