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*EXECUTIVE SECRETARY*

Ref. 2.5.1 JVK

Geneva, 12 November 2010

Madam Chair, Members of the Committee,

**Re: Submission by the Secretariat of the Basel Convention to the Committee Administering the Mechanism for Promoting the Implementation and Compliance of the Basel Convention regarding Nicaragua (CHW/CC/9c/2010/7)**

I am writing with reference to paragraph 9 (c) of the terms of reference of the Mechanism for Promoting Implementation and Compliance of the Basel Convention whereby the Secretariat may make a submission to the Committee administering the Mechanism "if, while acting pursuant to its functions under Articles 13 and 16, it becomes aware of possible difficulties of any Party in complying with its reporting obligations under Article 13, paragraph 3, of the Convention, provided that the matter has not been resolved within three months by consultation with the Party concerned".

With this letter, the Secretariat respectfully makes a submission to the Committee, on the basis of the aforementioned paragraph 9 (c), with respect to Nicaragua. As a Party to the Basel Convention since 1997, Nicaragua is among the Parties to the Convention that have never submitted a national report, as required under Article 13 paragraph 3 of the Basel Convention. On 7 September 2009, the Secretariat initiated consultations with Nicaragua in an effort to identify whether Nicaragua was facing difficulties in

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Committee Administering the Mechanism for Promoting the Implementation and Compliance of the Basel Convention.

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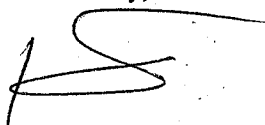
complying with its reporting obligations under the Convention and to possibly resolve the matter by 7 December 2009. Attached to the letter sent to Nicaragua was a Questionnaire aimed at providing Nicaragua with the opportunity to communicate to the Secretariat the nature of the possible difficulties faced by this Party as well as its views on how best these difficulties might be addressed. Both documents, sent by postal mail, are attached to this letter. A reminder was sent by email on 29 June 2010.

On 26 August 2010, Nicaragua sent a response to the Secretariat, attaching the filled Questionnaire on difficulties faced by Parties in fulfilling their reporting obligation. The letter and Questionnaire are attached to this submission.

Despite the cooperation of Nicaragua the matter remains unresolved. On the basis of the information provided by Nicaragua in the Questionnaire, the Secretariat trusts that this Party may be facing possible difficulties in complying with its reporting obligations under Article 13 paragraph 13 of the Convention.

The Secretariat thanks the Committee for its consideration of this submission and remains at the disposal of the Committee for further information.

Yours sincerely,



Katharina Kummer Peiry

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