

Second report of Committee A

(Draft)

Committee A recommends to the Conference of the Parties the adoption of one decision under the following agenda items:

5.4.2 Elaboration of a template for a protocol on cross-border tobacco advertising, promotion and sponsorship

and

6.1.3 Elaboration of guidelines for implementation of the Convention:
Article 13: Regulating cross-border advertising

One decision entitled: Elaboration of guidelines for implementation of
Article 13.

Agenda item 6.1.3

Elaboration of guidelines for implementation of Article 13

The Conference of the Parties,

Noting that Article 13.5 of the WHO Framework Convention on Tobacco Control encourages Parties to implement measures beyond the obligations set out in Article 13.4,

DECIDES:

- (1) to establish a working group mandated to:
 - (a) elaborate comprehensive draft guidelines on the implementation of both the domestic and cross-border elements of Article 13 of the WHO Framework Convention on Tobacco Control;
 - (b) present recommendations on key elements of a protocol on cross-border advertising, promotion and sponsorship, which would be complementary to these guidelines, and on any other measures that would contribute to the elimination of cross-border advertising, promotion and sponsorship;for consideration by the Conference of the Parties at its third session;
- (2) to request the working group to:
 - (a) take into account the report of the expert group on cross-border advertising, promotion and sponsorship presented to the Conference of the Parties at its second session (A/FCTC/COP/2/10);
 - (b) invite the officers of the expert group on cross-border advertising, promotion and sponsorship established pursuant to decision FCTC/COP1(16), and other experts as necessary, to participate in the work of the working group;
- (3) to invite the relevant intergovernmental and nongovernmental organizations with specific expertise in the matters to actively participate and contribute to the work of the working group, as per request from the Secretariat;
- (4) to request the Secretariat to make the necessary arrangements, including budgetary arrangements, for the working group to complete its work and to ensure that Parties have access, for example, via a protected web site, to the draft texts sent to the partners and can provide comments;
- (5) to adopt the process and timelines set out in the Annex.

ANNEX

PROCESS:	
Implementing entity (mandated by the Conference of the Parties)	Convention Secretariat, in consultation with WHO's Tobacco Free Initiative and the office holders of the expert group on cross-border advertising, promotion and sponsorship established pursuant to decision FCTC/COP1(16) (<i>Elaboration of protocols</i>), and with the assistance of Parties willing to participate to ensure regional representation.
Parties who offer to act as key facilitators (either via resource mobilization or technical work)	European Community, Finland, India
Other Parties who offer to partner in the development of guidelines ¹	Australia, Brazil, Canada, China, Djibouti, France, Israel, Madagascar, Malaysia, Mauritania, New Zealand, Netherlands, Republic of Korea, Sweden
Timeline:	
<i>To have the draft accessible by the Parties for their comments</i>	At least six months prior to the first day of the third session of the Conference of the Parties
<i>For submission to the Bureau</i>	At least four months prior to the first day of the third session of the Conference of the Parties
<i>For submission to the Secretariat for editing and translation</i>	At least three months prior to the first day of the third session of the Conference of the Parties
<i>For circulation to the Conference of the Parties</i>	At least 60 days prior to the first day of the third session of the Conference of the Parties (Rule 8, Rules of Procedure of the Conference of the Parties)

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¹ Deadline for Parties to announce to the Convention Secretariat their participation as a partner: 31 July 2007.