

Preparatory Committee for the 2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons

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Reporting by States parties

Working paper submitted by Canada

Introduction

1. The purpose of this Working paper is to build on the Working papers submitted by Canada to the first two sessions of the Preparatory Committee (NPT/CONF.2005/PC.I/WP.3 and NPT/CONF/2005/PC.II/WP.2) on “Reporting by States parties” to carry the issue of reporting forward, building towards a decision at the 2005 Review Conference. The ideas offered here are based on a review of reporting at the first two Preparatory Committees.

Background

2. The experience with reporting to date has demonstrated the important roles it plays. It contributes to permanence with accountability, which will be particularly important 10 years after the NPT’s indefinite extension; it promotes a culture of transparency; it encourages states to take ownership of the objectives of the NPT; it offers a mechanism for all States parties to demonstrate their commitment to the Treaty and what they have done to further its aims; it serves as a measure of progress and compliance; it fosters implementation of the Treaty; it strengthens confidence-building; it provides useful information for States parties; it informs preparations and supports discussions at the Preparatory Committees and Review Conferences; it contributes to a strengthened review process.

3. It is important to encourage increased participation in the reporting process. Submission of more reports and more complete information will facilitate more informed discussion and review of the Treaty and its implementation. In this regard, all States parties, both NWS and NNWS, are encouraged to be active participants in the reporting process, thereby fostering mutual accountability for the Treaty’s implementation.

Experience

4. A review of reporting to the first two PrepComs shows four approaches: (1) general overview; (2) 13 Steps; (3) Article-by-Article; (4) specific activities. Analysis has shown the utility of providing concrete information, the benefits of

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comparability (to the extent possible) and the desirability of not excluding any meaningful information. States parties should not feel restricted or limited in reporting on any items relevant to the Treaty.

Scope

5. Remaining faithful to Step 12 from the 2000 Review Conference as the basis and genesis of reporting, it may be desirable to complement this, moving towards a comprehensive report that also addresses the implementation of the Treaty as a whole, given the inter-relationships among all elements of the Treaty. This would provide the potential to contribute even more effectively to sustaining permanence with accountability, to supporting the overall implementation of the NPT, and to building towards a decision by the 2005 Review Conference. Such an approach would also reflect views expressed at recent Preparatory Committees about the need for a holistic approach to the Treaty. The 13 Steps continue to be valid, and need to be addressed and advanced, including through reporting.

6. The existing basis of reporting¹ could thus be supplemented. This could be done by also:

- encompassing all **articles** of the NPT; or
- using the **topics** in the 1995 Principles and Objectives decision on non-proliferation and disarmament: universality; non-proliferation; nuclear disarmament; NWFZs; security assurances; safeguards; peaceful uses.

7. Such an approach would recognize the interdependence among the provisions of the NPT. It would enable States Parties to provide concrete information about progress in meeting all the objectives of the Treaty. A more comprehensive report should attract broader participation among States Parties (as it would address non-proliferation and peaceful uses, as well as nuclear disarmament). Finally, it would respond to broad civil society and public interest in the Treaty and its implementation.

Format

8. Each of the two approaches suggested above has the advantage of providing a template that is flexible and has the potential to contribute to better comparability, without being overly burdensome.

9. Information in reports should be specific, not declaratory. For example, specific information can include legislative and regulatory activity; description of policy changes or other actions; diplomatic activity. Declaratory information is more appropriate for national statements or interventions on issues and articles or topics of particular interest or concern to a State Party, and for views on NPT implementation in general.

10. Given their special status, the NWS are encouraged to provide information that also includes: the transfer or acquisition of nuclear materials; holdings of fissile material; reductions; dismantlements; de-alerting and deployment steps; nuclear

¹ In the chapter on Article VI and the 8th to 12th preambular paragraphs, paragraph 15, subparagraph 12, the 2000 Review Conference agreed to "Regular reports, within the framework of the strengthened review process for the Non-Proliferation Treaty, by all States parties on the implementation of Article VI and paragraph 4 (c) of the 1995 Decision on 'Principles and Objectives for Nuclear Non-Proliferation and

facilities; holdings and production of nuclear weapons (including the numbers, types and yields of warheads, numbers and types of delivery vehicles); operational status of weapons held; nuclear weapons doctrine and policies.

Context

10. Reporting has already demonstrated its contribution to the Strengthened Review Process. With an eye to the overall context and to the outcomes of the Review Conference, reporting can be considered as a valuable input to an eventual annual meeting of States parties.

The way ahead

11. In our view, it would be desirable to have the 2005 Review Conference adopt a distinct decision on reporting, given the role it can play in strengthening the Treaty. This would build on Step 12, so as not to lose the genesis and its important focus on Article VI, while broadening reporting to reflect the Treaty as a whole. Elements could include: recognition of the role and contribution of reporting to fulfilling the objectives of the Treaty and to fostering its implementation; reaffirming reporting as a permanent element of States Parties' obligations; an outline of scope and format. Together, reports could form the basis for the preparation of an annual "NPT Implementation Report".

12. Restating the view expressed last year, it is now even more evident that the challenges facing the NPT require that all States parties demonstrate renewed commitment and determination to fulfilling its goals and the obligations that all have accepted. The importance of reinforcing the Treaty has been widely acknowledged. Reporting offers a way to do this, contributing to a shared and fundamental goal. Canada looks forward to working with all States parties to advance this issue at the 2005 Review Conference.
