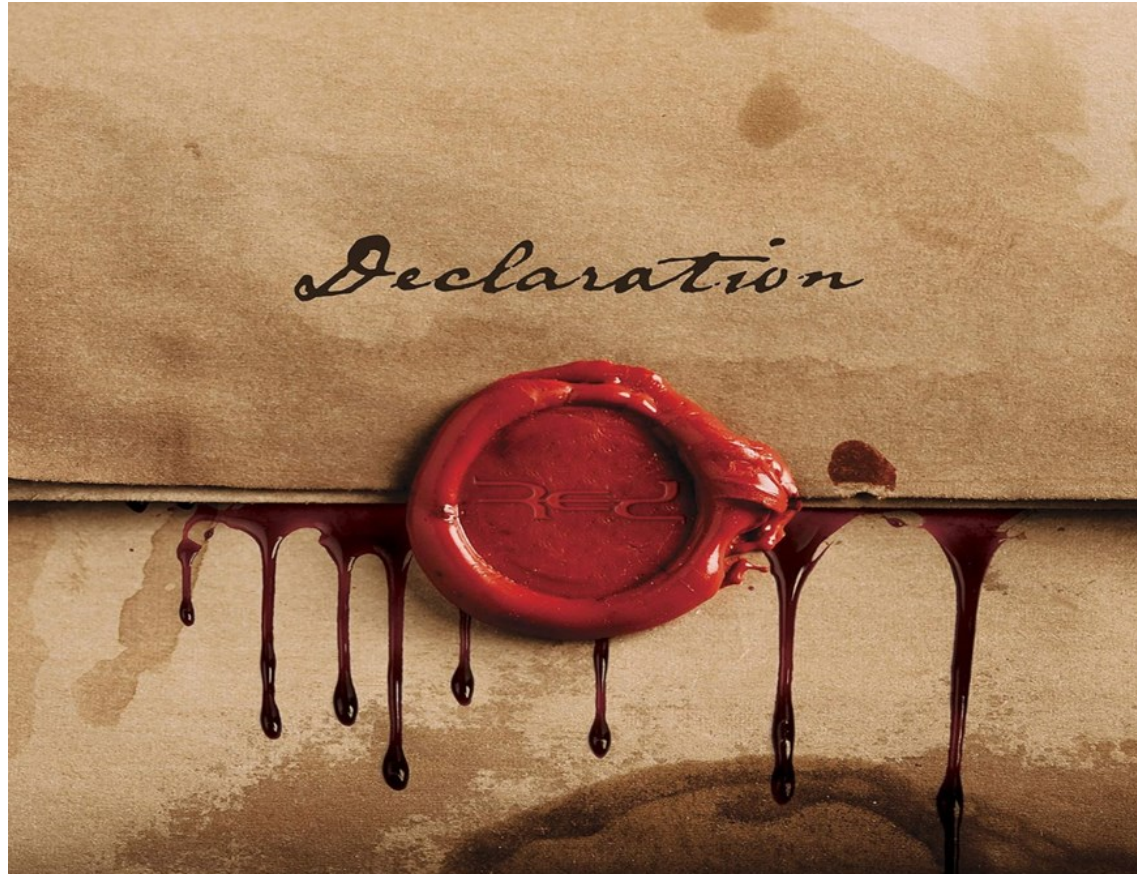




OPCW Declarations under Art. VI

In cooperation with SECO and Labor Spiez



September 2025



List of Contents

- Activities not Prohibited under the Convention
- OPCW Declarations (Art. VI) – Definitions
 - Plant Site, Site, Unit, etc.
 - Declarations of Plant Sites (ADPA and ADAA)
- Experiences – Practice (Handouts!)
- Discussion - Questions



OPCW Declarations under Art. VI



OPCW

Article VI

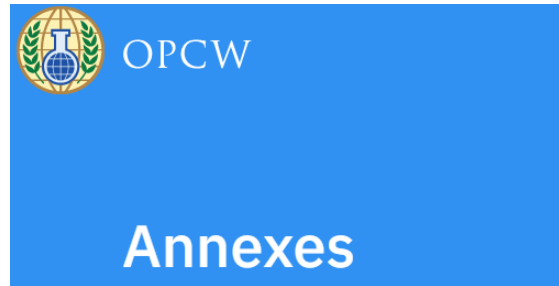
Activities Not Prohibited Under this Convention

What are: “Purposes not Prohibited under the Convention” (Art. II, Para9)

- Industrial, agricultural, research, medical, pharmaceutical or other peaceful purposes;
- Protective purposes, namely those purposes directly related to protection against toxic chemicals and to protection against chemical weapons;
- Military purposes not connected with the use of chemical weapons
- Law enforcement including riot control purposes



OPCW Declarations under Art. VI



Verification Annex

Details stipulated in Verification Annex, Part VI to IX

- Sets out all of the detailed procedures to be followed by the States Parties and by OPCW inspection teams during verification/inspection activities at chemical sites and industrial facilities
- Establishes the right of SP to manufacture and use toxic chemicals (scheduled chemicals) for activities not prohibited under the Convention
- Creates legal bases for declaration and verification regimes related to such chemicals, facilities and activities.



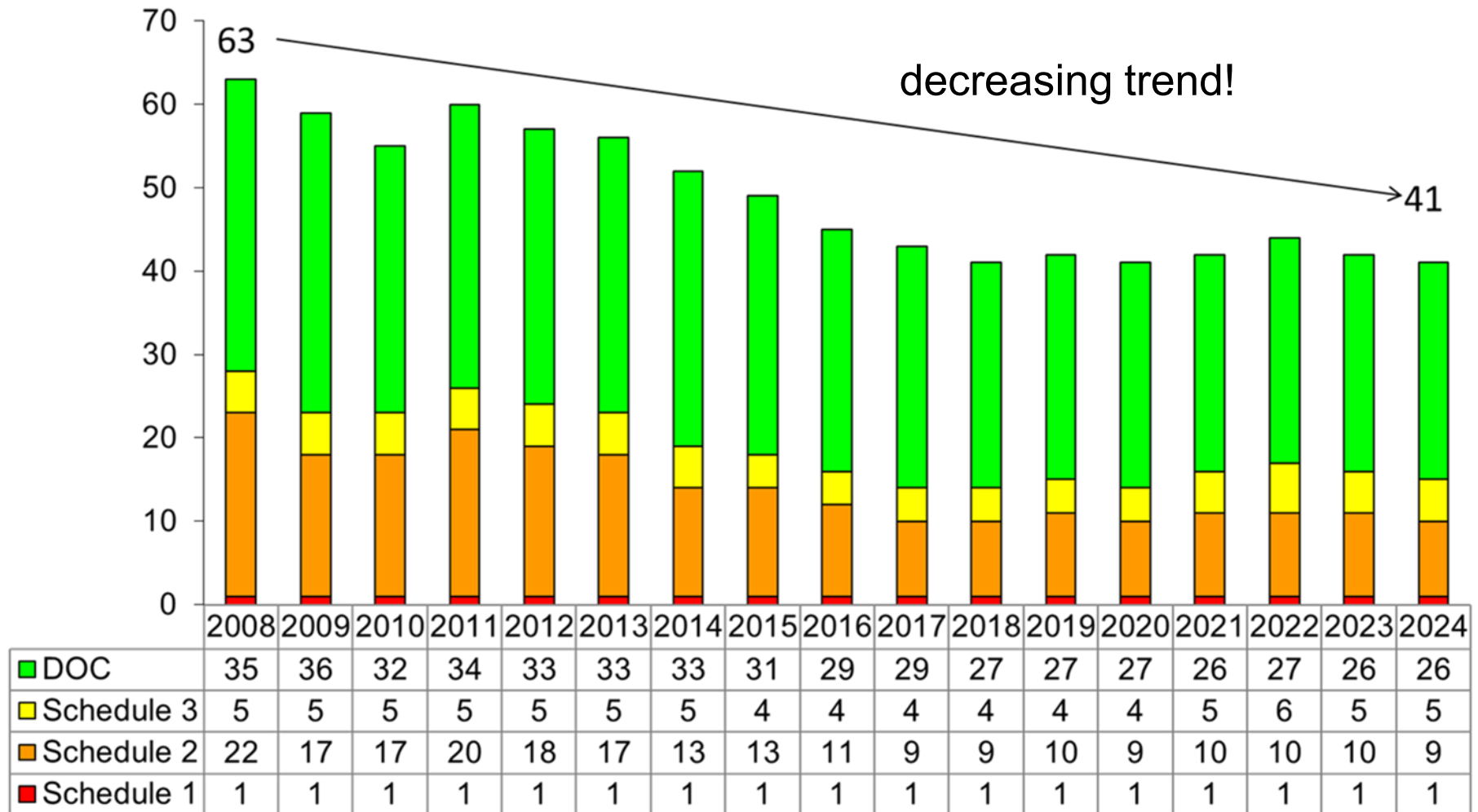
OPCW Declarations – Sites and Chemicals



Monthey Chemical Site, 2012®



Declared Plant Sites CHE





Plant site (Definition)

Verification Annex Part I. 6(a)

“Local integration of one or more plants, with any intermediate administrative levels, which are under one operational control, and includes common infrastructure”

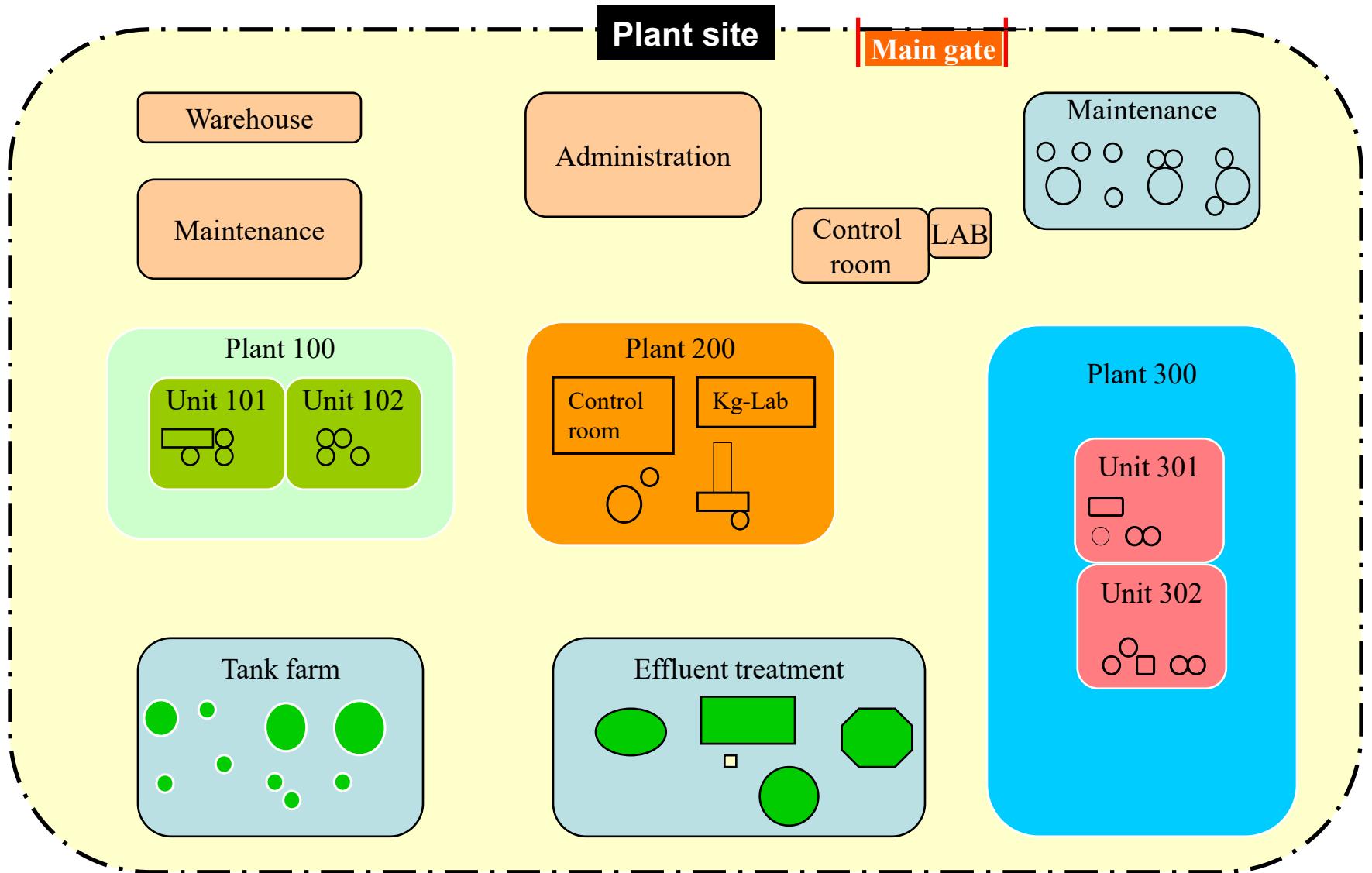
e.g. administrative offices, repair shops, medical centre, utilities, analytical and R&D laboratories, waste treatment, warehouse storage

« On entend par “site d’usines” (fabrique) un ensemble constitué d’une usine, ou de plusieurs usines intégrées localement, relevant d’une seule direction d’exploitation, avec des échelons administratifs intermédiaires, incluant une infrastructure commune »

Par exemple: bureaux administratifs, ateliers de réparation, centre médical, services publics, laboratoires d'analyse et de recherche et développement, traitement des déchets, entrepôts de stockage.

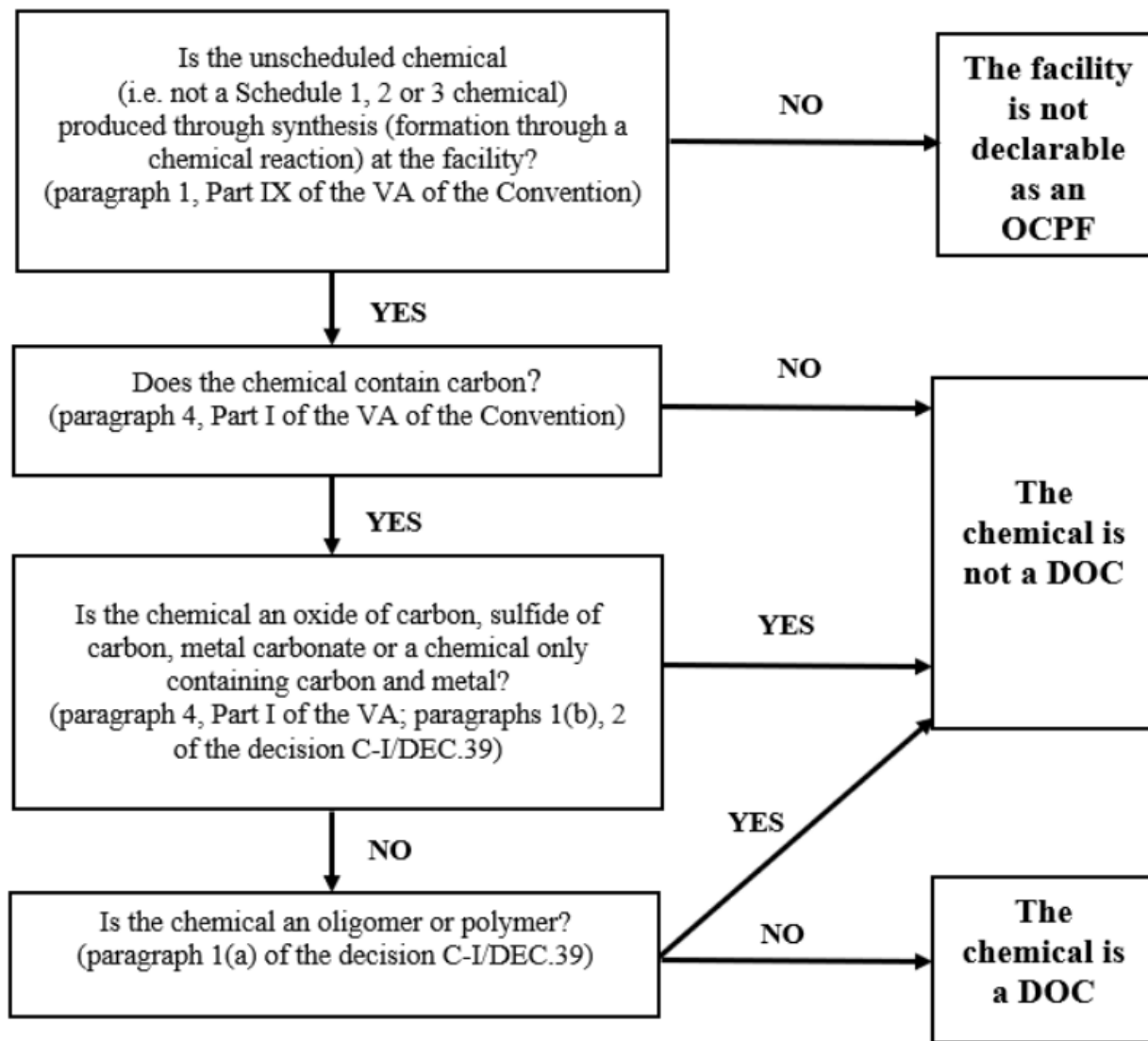


Plant site, Plant and Unit



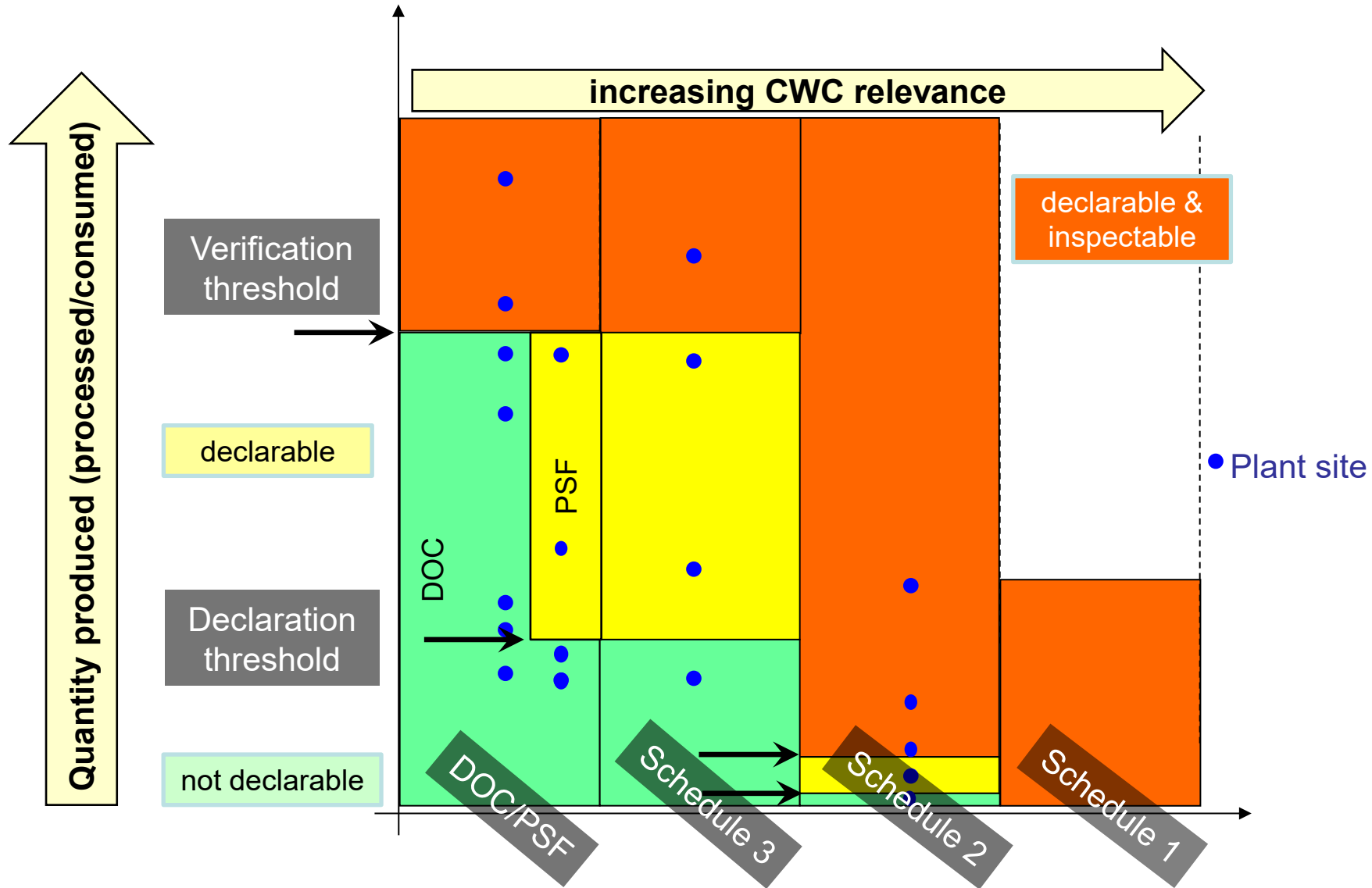


Identify a Discrete Organic Chemical (DOC)





Declarable and/or Inspectable Plant Sites





Declarable Schedule 2 Plant Sites

Plant sites with one plant or more plants that have **produced, processed, or consumed** S2 chemicals above the thresholds in any of the last three years or are anticipated to do so in the next year

Declaration thresholds

- Schedule 2A* or 2A – see ChCO
- **Schedule 2B – 1 tonne**

Note: Schedule 1

Only **SPIEZ LABORATORY** is an OPCW declared Schedule 1-Facility (Other Facility for Protective Purposes; OFPP) and inspectable



Declarable Schedule 3 Plant Site

Plant sites with one plant or more plants that has produced S3 chemicals above 30 tons in previous year or following year

Declaration thresholds

- **Schedule 3 – 30 tonnes**



Declarable OCPF Plant Sites

Other Chemical Production Facilities

Decision C-I/DEC.39

- Plant sites that **produce** by synthesis aggregate **>200 tonnes** of DOC in the previous calendar year
- Plant sites with 1 or more plant which **produced** **>30 tonnes** of **a PSF chemical** in the previous calendar year

Declaration thresholds

- DOC – aggregate production >200 tonnes
- PSF plant – production of 30 tonnes of a PSF chemical

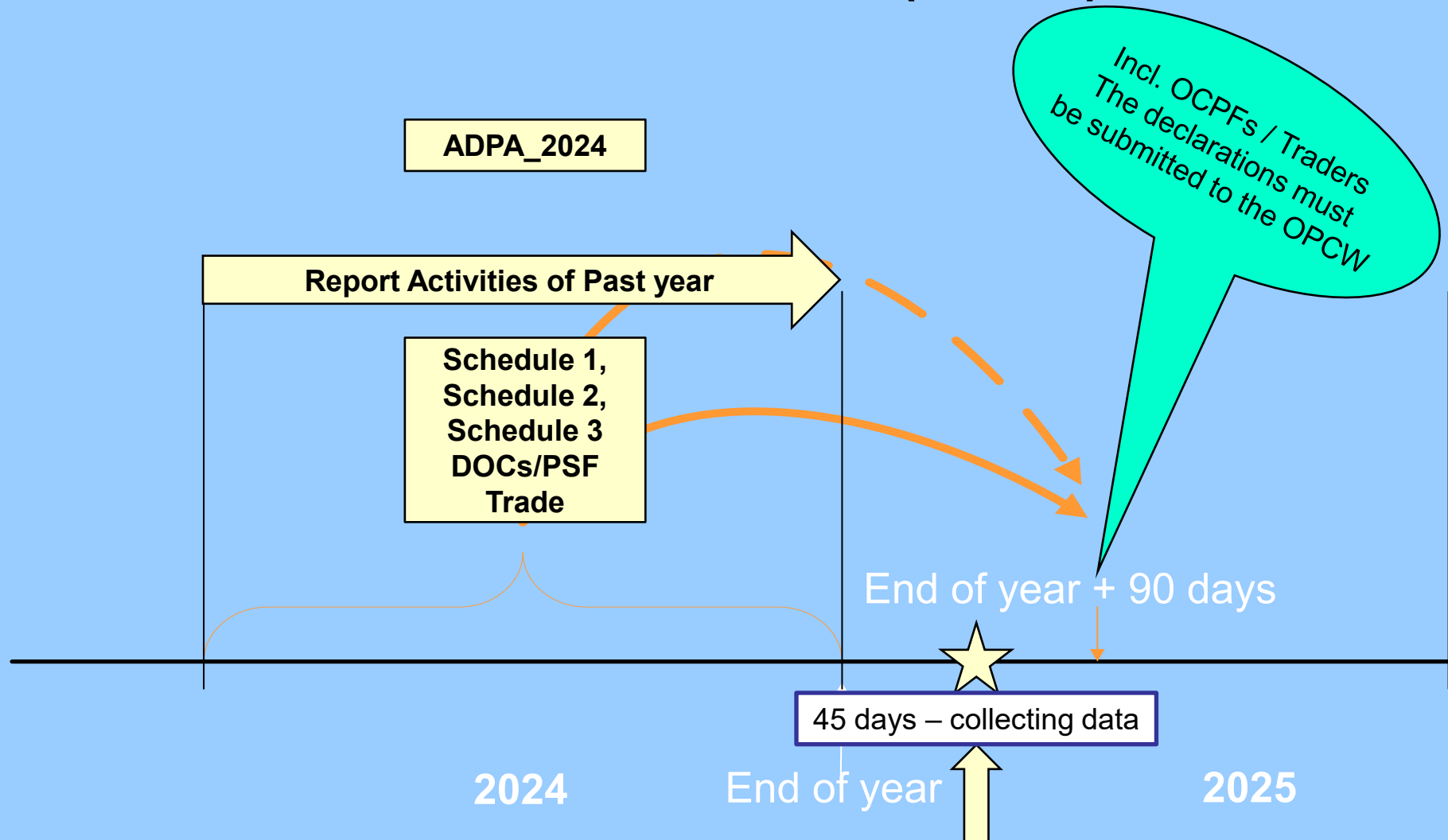
Calculating production and what is excluded:



Adobe Acrobat
Document



Timeline: Annual declarations of Past Activities (ADPA)





Companies Declaration Obligations

Annual Declaration of Past Activities (ADPA; 45 days after year end)

	Production	Processing	Consumption	Trade(r)	
				Import	Export
Schedule 2	Plant / AND	Plant / AND	Plant / AND	AND	AND
Schedule 3	Plant / AND			AND	AND
DOC/PSF	Plant			AND	AND



Declaration Obligations of Mixtures

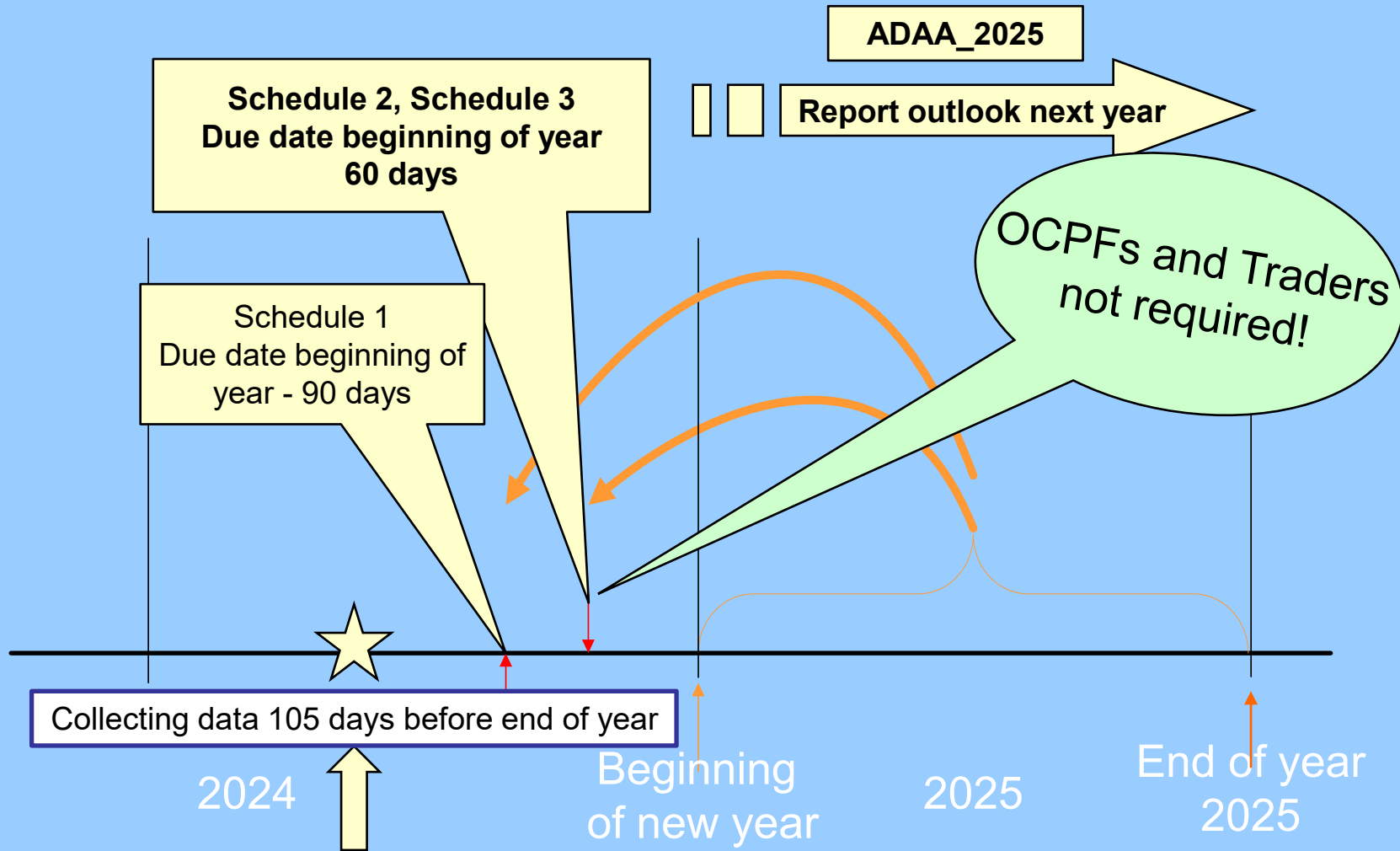
Concentrations / Quantities for Plant Sites

Plant Site		
Production (Processing or Consumption)	Conc. (Mixtures)	Declarable above quantities (as 100 w/w-%)
Schedule 2A and 2A*	see ChCO	see ChCO
Schedule 2B	≥30 %	≥1 t
Schedule 3	≥30 %	≥30 t
DOC / PSF	-	≥200 t (aggregate) ≥30 t (chemical)

⇒ e.g. S2B: declarable as soon as **≥30%** and **>1t** (as 100%)



Timeline: Annual Declarations of Anticipated Activities (ADAA)





Companies Declaration Obligations

Annual Declaration of Anticipated Activities (ADAA; *Mid od Sept)

	Production	Processing	Consumption
Schedule 2	Plant	Plant	Plant
Schedule 3	Plant		
DOC/PSF			



Turn to Practice - Examples





Examples in your Handout

- DOC-PSF Plant site [CHE/0091](#)
- Plant site [CHE/0092](#) (contains DOC plants and consumes a Schedule 2 chemical in plant Bigeye)
- Plant site [CHE/0093](#) (produces a Schedule 3 chemical and contains R&D labs and small DOC plants for exclusive customer products at reduced scale)

⇒ Please consult instructions

⇒ Directive pour les déclarations finales pour 2024

⇒ Instructions relatives aux déclarations anticipées pour 2026

[Forms](#)



Practical questions

- **Purifying a Schedule 2B chemical:** *«You have a request from a Swiss Customer to purify more than one tonne of a Schedule 2B chemical. Do you need to declare this anticipated activity?»*
- ☛ **NO** – declarable Schedule 2 activities are production, processing and consumption above the threshold. Re-packaging and simple purification activities are not subject to declarations
- **Missed to declare a Schedule 2 activity on due date:** “You forgot to declare an anticipated activity with a Schedule 2 chemical – does it mean, you can only use the Schedule 2 chemical earliest next year?»
- ☛ You can notify a missed declaration to Spiez Laboratory any time after the due date. Spiez Laboratory has to submit an amendment to the OPCW. As soon this has been done you are allowed to proceed with your (anticipated) activity.



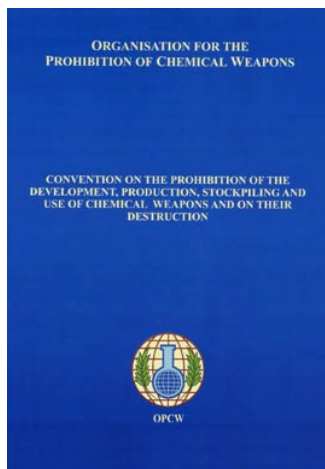
Practical questions

- **Threshold:** "Due to the fact that your plant site is declarable to the OPCW. Does this mean you have to declare any Schedule 2B activity irrespective of its amount? For instance, processing a Schedule 2B chemical below the one-tonne limit.»
 - ☛ No – you only need to declare any activity (production, consumption or processing) that is above the set threshold of the corresponding Scheduled 2 or 3 chemical. There is no need for *overly cautious* declaration.
- **PSF-chemicals:** "Your plant P4 is producing four different PSF- chemicals in an aggregate amount of 90 tonnes (34to, 22to, 20to and 14to). How do you have to declare these chemicals on form 4.1?
 - ☛ Only one PSF-chemical is declarable, the one over 30 tonnes.

→ Questions from the floor?



Thank you!





Break

