



PERMANENT MISSION OF FINLAND

GEN7077-39

VERBAL NOTE

The Permanent Mission of Finland to the United Nations and other International Organizations presents its compliments to the United Nations Office at Geneva Office for Disarmament Affairs Geneva Branch and has the honour to send you the attached documents (Reporting Forms).

The Permanent Mission of Finland to the United Nations and other International Organizations avails itself of this opportunity to renew to the United Nations Office at Geneva Office for Disarmament Affairs Geneva Branch the assurance of its highest consideration.

Geneva 5 April 2012

Annexes 5



PROTOCOL ON PROHIBITIONS OR RESTRICTIONS ON THE USE OF MINES,
BOOBY-TRAPS AND OTHER DEVICES AS AMENDED ON 3 MAY 1996, ANNEXED
TO THE CONVENTION ON PROHIBITIONS OR RESTRICTIONS ON THE USE OF
CERTAIN CONVENTIONAL WEAPONS WHICH MAY BE DEEMED TO BE
EXCESSIVELY INJURIOUS OR TO HAVE INDISCRIMINATE EFFECTS
(PROTOCOL II AS AMENDED ON 3 MAY 1996)

Summary sheet

Summary Reporting Format for Article 13 paragraph 4 and Article 11 paragraph 2,
pursuant to the decision of the Fifth Annual Conference of the States Parties to CCW
Amended Protocol II as stipulated in paragraph 20 of its Final Document,
CCW/AP.II/CONF.5/2

NAME OF THE HIGH
CONTRACTING PARTY

FINLAND

DATE OF SUBMISSION

2012

NATIONAL POINT(S) OF
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This information can be available to other interested parties and relevant organizations

YES

NO

REPORTING PERIOD: 07/09/2010 to / /2011

Form A: Dissemination of information:

changed
 unchanged (last reporting: 2003)

Form B: Mine clearance and rehabilitation programmes:

changed
 unchanged (last reporting: 2009)

Form C: Technical requirements and relevant information:

changed
 unchanged (last reporting: 2003)

Form D: Legislation:

changed
 unchanged (last reporting 2009)

Form E: International technical information exchange,
co-operation on mine clearance, technical co-operation
and assistance:

changed
 unchanged (last reporting: 2009)

Form F: Other relevant matters:

changed
 unchanged (last reporting: 2003)

Form G: Information to the UN-database on
mine clearance:

changed
 unchanged (last reporting: 2004)

PROTOCOL ON PROHIBITIONS OR RESTRICTIONS ON THE USE OF MINES,
BOOBY-TRAPS AND OTHER DEVICES AS AMENDED ON 3 MAY 1996,
ANNEXED TO THE CONVENTION ON PROHIBITIONS OR RESTRICTIONS ON
THE USE OF CERTAIN CONVENTIONAL WEAPONS WHICH MAY BE DEEMED
TO BE EXCESSIVELY INJURIOUS OR TO HAVE INDISCRIMINATE EFFECTS
(PROTOCOL II AS AMENDED ON 3 MAY 1996)

Reporting Formats for Article 13 paragraph 4 and Article 11 paragraph 2

NAME OF THE HIGH CONTRACTING PARTY FINLAND

DATE OF SUBMISSION 15 .9.2009

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YES

NO

Partially, only the following forms:

A B C D E F G

Form D Legislation

Article 13, “The High Contracting Parties shall provide annual reports to the
paragraph 4 (d) Depository ... on:

(d) legislation related to this Protocol;”

Remark:

High Contracting FINLAND reporting for time ..2010 ..2011
Party _____ period from _____ to

Legislation

The Act on Safety in the Handling of Dangerous Chemicals and Explosives (390/2005) entered into force on 1 July 2005. The Act is also applied in the activity of the Finnish Defence Forces unless otherwise provided in this Act. According to paragraph 7, section 6 of the Act, an explosive means "an explosive and an article or equipment containing an explosive compound as well as other material, article or equipment that has been made to produce an explosion or a pyrotechnical phenomenon". Thus it covers the mines, traps and other ordnance meant in the Amended Protocol II on Prohibitions on Restrictions on the Use of Mines, Booby-Traps and Other Devices. Included in the Act are i.a. provisions on the general principles on safety and on the use of explosives.

The Penal Code has been amended in 2008 (Act 11 March 2008/212).

The changed Chapter of the Penal Code, Chapter 11, concerns war crimes and crimes against humanity. The amended Act has entered into force on 1 May 2008. The Act also includes provisions on the responsibility of a superior and separately a provision on the negligence of notification as well as a provision on the order of a superior as a factor for acquittal from criminal responsibility. The Act's connection to the CCW Convention is acknowledging the possibility that the crimes mentioned in the Act would be committed by using mines, booby-traps or other devices stipulated in the Protocol II of the CCW Convention.

The Decree of the Ministry of Defence on Military Explosives (772/2009) was issued on the basis of paragraphs 3 and 4, Section 3, of the Act on Safety in the Handling of Dangerous Chemicals and Explosives (390/2005). The Decree entered into force on 1 November 2009. The Decree concerns both explosives meant for military activities that are in the possession of the Finnish Defence Forces and those in the possession of the Border Guard.

Finland has ratified the Ottawa Mine Ban Convention in November 2011. The Convention will enter into force for Finland on July 1 2012. At the same time Chapter 11 of the Penal Code will be amended to include breaches of the Convention.

Form E

International technical information exchange, cooperation on mine clearance, technical cooperation and assistance

Article 13, paragraph 4 (e) "The High Contracting Parties shall provide annual reports to the Depositary ... on:

(e) measures taken on international technical information exchange, on international cooperation on mine clearance, and on technical cooperation and assistance;"

Remark:

High Contracting Party

FINLAND

reporting for time ..2010 ..2011
period from _____ to _____

International technical information exchange

Finland has participated in meetings of the Standing Committee of Experts on Mine Action in Geneva.

Finland has participated:

- In the meeting of experts under CCW AP II

International cooperation on mine clearance

Finland stands ready to offer expertise related to technical humanitarian demining to international organisations and field operations on a case by case basis.

International co-operation on technical co-operation and assistance

Appendix 1

Means and technologies of mine clearance

Support to humanitarian mine action 2010 - 2011

In 2010, the total budget for humanitarian mine action was 5 MEUR. Finland's support was channeled to seven countries (Afghanistan, Cambodia, Angola, Chad, Ethiopia, Somalia and Iraq) through seven partner organizations (HALO Trust, UNMAS, GICHD, Finnish Red Cross/ICRC, FinnChurchAid, Handicap International and NPA). UNMAS and GICHD received also core support. Please see attachment 1.

The budget for 2011 was 5,3 million euro. Support was channeled to six countries after phasing out from the NPA programme in Ethiopia. Also Handicap International's Programme in Cambodia came to an end, leaving the number of partner organizations to five. Please see attachment 2.

The Government of Finland's HMA support is coordinated by the Ministry for Foreign Affairs' Department for Development Policy – the Unit for Humanitarian Assistance. HMA funds come from the so-called “thematic budget line” which is separate from the humanitarian aid budget line. Funding is channeled to ODA eligible countries. It is based on multiannual Framework Agreements with the partner organizations in order to ensure predictability of funding.

Finland's support is based on a holistic approach. This includes mine detection and clearance; assistance in the care, rehabilitation as well as social and economic integration of mine victims; and the support to mine awareness projects, including Mine Risk Education. The Agencies through which Finnish support is channeled – most of them long-term partnerships – have been chosen in a way that their competencies and specialization complement one another to meet the different objectives.

Taken into account the role HMA plays in transition, as part of longer-term rehabilitation and development efforts, but also in facilitating the delivery of humanitarian aid in some countries, Finnish HMA work is guided by the international principles of Paris Declaration on Aid Effectiveness, the Accra Action Plan, and the Good Humanitarian Donorship principles.

The policy foundation is set in Finland's new Development Policy of 2012. The approach and objectives are further defined in the “Humanitarian Assistance Guidelines, dating from 2007. They Guidelines are currently under revision, but no major policy changes are expected.

Finnish HMA funding and approach reflect also broader foreign policy objectives.

~~Compared with the situation in 2009, an in-house review on Finnish HMA funding was carried out, the recommendations of which included a “roadmap” outlining future actions. There were no major policy changes, but the review led to a further rationalization of the administration of the humanitarian mine action portfolio, including a move to multiannual framework agreements with the partner organizations (instead of project specific contracts) as well as focusing the funding to a smaller number of credible and experienced partners.~~

Appendix 2

Lists of experts and experts agencies

- Training and Development

The Engineer Regiment
P.O. Box 5
FIN-42721 KEURUU
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fax. + 358-14-181 2120

- Materiel matters

Army Materiel Command
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National points of contact on mine clearance

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