

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)

Provisional Reporting Formats for Article 13 para 4 and Article 11 para 2.

NAME OF HIGH CONTRACTING PARTY	<u>AUSTRALIA</u>
DATE OF SUBMISSION	<u>October 2010</u>
NATIONAL POINT(S) OF CONTACT	<u>DEPARTMENT OF FOREIGN AFFAIRS AND TRADE, CANBERRA</u> <u>DIRECTOR, COUNTER-PROLIFERATION SECTION</u> <u>INTERNATIONAL SECURITY DIVISION</u> <u>PH: 61 2 6261 2604</u> <u>FAX: 61 2 6261 2151</u>

Form A**Dissemination of information**

Article 13 / 4 / a ``The High Contracting Parties shall provide annual reports to the Depository ... on:

(a) dissemination of information on this Protocol to their armed forces and to the civilian population;"

Remark:

High Contracting Party AUSTRALIA reporting for time period from 01.09.2009 to 31.08.2010

Information to the armed forces

The 'Land Warfare Procedures – General' publication (LWP-G 3-6-5) on Mine Warfare and Booby Traps was prepared and promulgated in November 2007, within the Australian Defence Force. The document provides commanders and staff with current policy on landmines, booby traps and improvised explosive devices and its application to military operations, following the entry into force of international instruments such as Amended Protocol II and the Mine-Ban Convention. The general policy concerning landmines, booby traps, and other devices is also contained in the Australian Defence Doctrine Publication 06.4 Law of Armed Conflict, which was published in May 2006. It contains guidance for commanders and details responsibilities and obligations for Australian Defence Force members.

Information to the civilian population

- Information on the Australian Government's Mine Action Strategy (2010 – 2014), including references to Amended Protocol II, is disseminated to the civilian population through:
- Ministerial press releases.
- Numerous media interviews and speaking engagements conducted by the Minister for Foreign Affairs and the Parliamentary Secretary for Foreign Affairs, International Development Assistance.
- Regular meetings of the National Consultative Committee on International Security Issues in which Government officials and community members exchange views on peace and disarmament issues, including landmines.
- Landmines websites established by the Australian Agency for International Development (AusAID) and the Department of Foreign Affairs and Trade. Website addresses are: <http://www.dfat.gov.au/landmines/>, <http://www.dfat.gov.au/security/ccw.html> and <http://www.ausaid.gov.au>. Program information and the Mine Action Strategy (2010-2014) is available from <http://www.ausaid.gov.au/human/landmines.cfm>.

Form B**Mine clearance and rehabilitation programs**

Article 13 / 4 / b ``The High Contracting Parties shall provide annual reports to the Depository ... on:

(b) mine clearance and rehabilitation programs;"

Remark:

High Contracting Party	AUSTRALIA	reporting for time period from	01.07.09	to	30.06.10
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(See attached spreadsheet for further details)

Mine clearance programs current in the reporting period

Afghanistan – Community Based Demining (United Nations Mine Action Centre for Afghanistan)
Cambodia – Integrated Mine Action and Development in Banteay Meanchey province (ActionAID)
Cambodia – Community Strengthening in Integrated Mine Action (World Vision and International Women’s Development Agency)
Cambodia – Australia Cambodia Integrated Mine Action in Pailin (CARE Australia)
Cambodia – Clearing for Results (United Nations Development Programme)
Iraq – Mine Action Operational Capacity Development (United Nations Development Program)
Jordan – Nother Border Mine Clearance (United Nations Development Program)
Laos – Integrated UXO Action in Khammouane Province (World Vision)
Lebanon – Clearance of unexploded ordnance (Mines Advisory Group)
Palestinian Territories (Gaza) – Unexploded ordnance and explosive remnants of war clearance and management (UN Mine Action Team)
Solomon Islands – Mine clearance and mentoring provided as part of a broader bilateral Explosive Ordnance Disposal activity (Australian Defence Force).
Sri Lanka – Training of Deminers (Swiss Foundation for Demining)
Sri Lanka – Demining (Mines Advisory Group)
Sri Lanka – Demining Coordination and Technical Assistance (United Nations Development Programme)
Sri Lanka – Procurement of Demining Equipment (United Nations Development Programme)
Sri Lanka – Procurement of Demining Equipment (International Organisation for Migration)
Sri Lanka – Demining (Danish Demining Group)
Sudan – Mine and ERW Survey and Clearance Operations in Southern Sudan (United Nations Mine Action Service)
Uganda – Capacity Enhancement of the National Mine Action Programme in Uganda (Danish Demining Group)

Rehabilitation programs (including integrated mine action) current in the reporting period

Afghanistan – Community Based Demining (United Nations Mine Action Centre for Afghanistan)
Burundi – Enhanced Landmine Victim Assistance (Geneva International Centre for Humanitarian Deming)
Cambodia – Landmine Survivor Assistance Program (Australian Red Cross)

Cambodia – Integrated Mine Action and Development in Banteay Meanchey province (ActionAID)
 Cambodia – Community Strengthening in Integrated Mine Action (World Vision and International Women’s Development Agency)
 Cambodia – Australia Cambodia Integrated Mine Action in Pailin (CARE Australia)
 Iraq – Mine Risk Education (United Nations Children’s Fund)
 Laos – Reducing UXO Risk and Improving Livelihoods in Sekong Province (CARE Australia)
 Laos – Capacity Building to Address the UXO Threat and Risks (United Nations Development Programme)
 Sri Lanka – Mine Risk Education (United Nations Children’s Fund)
 Sudan – Mine Risk Education Program (United Nations Children’s Fund)
 Uganda – Enhanced Landmine Victim Assistance Support (Geneva International Centre for Humanitarian Demining)
 Vietnam – Support the International Committee for Red Cross Special Fund for the Disabled (International Committee for Red Cross)
 Global - Support the International Committee for Red Cross Special Fund for the Disabled (International Committee for Red Cross)
 Global – Mine Ban Convention Advocacy (Geneva International Centre for Humanitarian Demining)

FORM B ATTACHMENT

Country	Project name	Funds (2009-10)	Total Funding	Partner	Pillar/Category
Afghanistan	Community based demining, mine risk education and training of 40 physiotherapists	\$5'000'000	\$20'000'000	United Nations Mine Action Coordination Centre for Afghanistan	Mine Clearance/Mine Risk Education/Victim Assistance
Burundi	Enhanced Landmine Victim Assistance Support to Facilitate Progress toward Cartagena Action Plan - Burundi and Uganda	\$50'000		GICHD	Victim Assistance
Cambodia	Landmine Survivor Assistance Program	\$927'500	\$4'829'714	Australian Red Cross	Victim Assistance/Mine Risk Education
Cambodia	Integrated Mine Action and Development in Banteay Meanchey	\$525'829	\$3'106'953	ActionAID	Mine clearance, livelihoods and agriculture development activities, victim assistance
Cambodia	Cambodia Mine Action Art Exhibit: Impact	\$18'263		United Nations Development Programme (UNDP)	Advocacy/Universalisation
Cambodia	Community Strengthening & Gender Mainstreaming in Integrated Mine Action	\$416'072	3'066'766.27	World Vision and International Women's Development Agency	Mine clearance, livelihoods and agriculture development activities, victim assistance
Cambodia	Australia Cambodia Integrated Mine Action in Pailin	\$384'196	\$2'961'841	CARE Australia	Mine clearance, livelihoods and agriculture development activities, victim assistance

Cambodia	Clearing for Results	\$1'995'000	\$14'000'000	UN Development Programme	Mine clearance, capacity building to Cambodian Mine Action Authority
Iraq	Mine Action Operational Capacity Development	\$2'500'000	\$5'000'000	UN Development Programme	Mine Clearance
Iraq	Protecting children in Iraq from injuries related to landmines and other explosives	\$500'000	\$1'000'000	UN Children's Fund	Mine Risk Education
Jordan	Northern border mine clearance project	\$1'000'000	\$1'000'000	UN Development Programme	Mine Clearance
Laos	Reducing UXO Risk and Improving Livelihoods of Ethnic Communities in Sekong Province	\$452'586	\$3'000'000	CARE Australia	Victim Assistance incl. Integrated Mine Action
Laos	Integrated UXO action in Khammouane Province	\$395'792	\$2'000'000	World Vision	Mine Clearance (incl. Integrated Mine Action)
Laos	Capacity building to address the UXO threat and risks in Lao PDR	\$1'247'494	\$2'494'988	UN Development Programme	Mine Action Management and Capacity Building/Advocacy
Lebanon	Clearance of unexploded ordnance	\$500'000	\$500'000	Mines Advisory Group	Mine Clearance
Palestinian Territories (Gaza)	Unexploded ordnance and explosive remnants of war clearance and management within the occupied Palestinian territory	\$1'000'000	\$1'000'000	UN Mine Action Team	Mine Clearance
Sri Lanka	Training of deminers, 45 mine lab mine detectors, operational.	\$1'300'000		FSD/Fondation Suisse de Deminage	Mine Clearance
Sri Lanka	Demining	\$700'000		Mines Advisory Group	Mine Clearance
Sri Lanka	Demining coordination and technical assistance	\$800'000		UN Development Programme	Mine Clearance
Sri Lanka	Mine Risk Education	\$200'000		UN Children's Fund	Mine Risk Education
Sri Lanka	Procurement of demining equipment	\$2'710'000		UN Development Programme	Mine Clearance (Equipment)
Sri Lanka	Procurement of demining equipment	\$921'640		International Organisation for Migration	Mine Clearance
Sri Lanka	Demining	\$290'000		DDG/Danish Demining Group	Mine Clearance
Sudan	Mine Risk Education Programme in Sudan	\$1'000'000		UNICEF	Mine Risk Education
Sudan	Mine and ERW Survey and Clearance Operations in southern Sudan	\$500'000		UNMAS	Mine Clearance
Uganda	Capacity Enhancement of the National Mine Action Programme in Uganda	\$1'000'000		Danish Demining Group (DDG)	Mine Clearance
Uganda	Enhanced Landmine Victim Assistance Support to Facilitate Progress toward Cartagena Action Plan - Burundi and Uganda	\$50'000		GICHD	Victim Assistance
Vietnam	Support the International Committee for Red Cross Special Fund for the Disabled	\$500'000		ICRC	Victim Assistance

GLOBAL	Special Fund for the Disabled	500'000		ICRC	Victim Assistance
GLOBAL	Landmine Monitor Report 2010	300'000		International Campaign to Ban Landmines	Advocacy
GLOBAL	Universalisation in Asia-Pacific	60'000		International Campaign to Ban Landmines	Advocacy
GLOBAL	Geneva Call Asia Program	200'000		Geneva Call	Advocacy
GLOBAL	Universalisation in Asia-Pacific	60'381		Cluster Munitions Coalition	Advocacy
GLOBAL	Mine Ban Convention Advocacy	500'000		GICHD	Victim Assistance
GLOBAL	Voluntary Trust Fund for Assistance in Mine Action	300'000		UN Mine Action Service	Advocacy

Form C

Technical requirements and relevant information

Article 13 / 4 / c ``The High Contracting Parties shall provide annual reports to the Depositary ... on:

(c) steps taken to meet technical requirements of this Protocol and any other relevant information pertaining thereto;

Remark:

High Contracting Party AUSTRALIA reporting for time period from 01.09.2009 to 31.08.2010

Technical requirements

Australia does not have minefields, or produce or deploy munitions which fall under the technical requirements of this Protocol.

Any other relevant information

Australian Defence Force doctrine specifically promulgates compliance with Australia's obligations under this Protocol, the Convention on Certain Conventional Weapons generally and the Mine-Ban Convention.

Form D

Legislation

Article 13 / 4 / d ``The High Contracting Parties shall provide annual reports to the Depositary ... on:

(d) legislation related to this Protocol;

Remark:

High Contracting Party AUSTRALIA reporting for time period from 01.09.2009 to 31.08.2010

It is the Australian Government's policy to enact national legislation implementing international instruments only where existing national legislation is insufficient to meet the international obligations contained in the international instruments concerned.

Australia has not enacted specific legislation to implement Amended Protocol II. However, other legislation is relevant to the obligations contained in Amended Protocol II. For example, Australia has enacted the Anti-Personnel Mines Convention Act 1998. This Act primarily implements the Mine-Ban Convention, but it also implements the key provisions of Amended Protocol II. In particular, section 7 of the Act makes it an offence to place, possess, develop, produce, acquire, stockpile, move or transfer anti-personnel mines.

The Australian Government periodically reviews implementing legislation for international humanitarian law instruments to which it is a party in order to ensure it continues to meet implementation requirements. Such a review of legislation related to Amended Protocol II is currently being undertaken.

Form E**International technical information exchange, cooperation on mine clearance, technical cooperation and assistance**

Article 13 / 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

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International technical information exchange

Australia attended a number of meetings to promote technical information exchange on landmine and ERW issues:

- Cartagena Summit on a Mine Free World, November 29-December 4 2009, Cartagena
- Standing Committee Meetings of the Mine Ban Convention, 21 - 25 June 2010, Geneva

International cooperation on mine clearance

In countries where Australia is a major donor to mine action, for example Cambodia and Laos, Australia is a member of various committees that focus on donor cooperation and coordination. Australia participates actively in meetings of the Mine Action Support Group which helps to coordinate international responses to mine action issues. International cooperation on mine clearance, and mine action in general, is a priority in *Australia's Mine Action Strategy for the Australia Aid Program (2010-1014)*. Through the Strategy, Australia is committed to work in partnership with mine action stakeholders, where possible aligning support with existing partner government policies, priorities and systems and also harmonising efforts with other donors. In November 2010, Australia pledged A\$100 million over 5 years to mine action assistance.

Technical Cooperation and Assistance

Australia provided support to build capacity of the Lao Government to address the UXO threat and risks in the Lao PDR. In Cambodia, Australia's support helped to build the capacity of the Cambodian Mine Action Authority. Technical capacity building is a component in most mine clearance projects which Australia supports. Australia's funding assisted for the development of technical capacities of national clearance authorities in Cambodia, Iraq, Laos, Sri Lanka and Uganda.

Form F**Other relevant matters**

Article 13 / 4 / f ``The High Contracting Parties shall provide annual reports to the Depository ... on:

(f) other relevant matters.

Remark:

High Contracting Party

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01.09.2009

to

31.08.2010

Other relevant matters

- An Australian Delegation participated at the meetings of the Group of Government Experts on Amended Protocol II and Protocol V of the Convention on Certain Conventional Weapons, 19-23 April 2010, Geneva

Form G

Information to the UN-database on mine clearance

Article 11 para 2

``The High Contracting Parties shall provide information to the database on mine clearance established within the United Nations System, especially.....on:

- information concerning various means and technologies of mine clearance, and lists of experts, expert agencies or national points of contact on mine clearance

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Means and technologies of mine clearance

Within the Australian Department of Defence, the Defence Science and Technology Organisation (DSTO) and the Combined Arms Training Centre are developing new methods of clearing mines. DSTO undertakes work in a number of areas covering mine detection and clearance, including research in the development of improved mine detection algorithms. This involves international co-operative work within the Technical Cooperation Program of Australia, New Zealand, the United Kingdom, Canada and the United States. DSTO is also involved in the evaluation of existing and emerging mine detection technologies.

Lists of experts and experts agencies

National point of contact on mine action:

Director, Counter-Proliferation Section
International Security Division
Department of Foreign Affairs and Trade
Canberra
Telephone: 61 2 6261 2604
Fax: 61 2 6261 2151

Mine Action Coordinator

Middle East and West Asia Branch
Australian Agency for International Development
GPO Box 887
Canberra ACT 2601
Telephone: 61 (2) 6206 077
Facsimile: 61 (2) 6206 4949

For Defence information the initial point of contact is:

Director Counter-Proliferation and Arms Control

Counter-Proliferation and Arms Control Section
Export and Arms Control Branch
Strategic Policy Division
R1-1-A043 Russell Offices
Department of Defence
Canberra ACT 2600
Telephone: 61 (2) 6265 6510
Facsimile: 61 (2) 6265 6313