

7 February 2002

COUNCIL RESOLUTION 02-01

Instruction to the Secretariat of the Commission for Environmental Cooperation to make public the Factual Record regarding the assertion that Mexico is Failing to Effectively Enforce Articles 134 and 170 of The General Law on Ecological Balance and Environmental Protection (SEM-98-007)

THE COUNCIL:

SUPPORTIVE of the process provided for in Articles 14 and 15 of the *North American Agreement on Environmental Cooperation* (NAAEC) regarding submissions on enforcement matters and the preparation of factual records;

HAVING RECEIVED the final factual record;

NOTING that pursuant to Article 15(7) of the NAAEC the Council is now called upon to decide whether to make the factual record publicly available; and

AFFIRMING its commitment to a timely and transparent process;

HEREBY DECIDES:

TO MAKE PUBLIC and post on the registry the final factual record with respect to this submission; and

TO ATTACH to this resolution and the final factual record the letters sent by the Parties to the Secretariat pursuant to Article 15(5) of the NAAEC commenting on the draft factual record.

APPROVED BY THE COUNCIL:

Government of the United States of America
by Judith E. Ayres

Government of the United Mexican States
by Olga Ojeda Cárdenas

Government of Canada
by Norine Smith