



EUROPEAN COMMISSION
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ODS Licensing System

Information document

**TERRITORIES AND COUNTRIES THAT HAVE SPECIAL
RELATIONS WITH THE EU
UNDER THE MONTREAL PROTOCOL AND REGULATION
(EC) No 1005/2009**

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ODS Licensing System (v 1.8)

Important note:

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1. INTRODUCTION

European Union (EU) Member States have territories inside and outside the geographical boundaries of Europe. There are also European countries that are not part of the EU, but belong to the European Economic Area (EEA), the European Free Trade Association (EFTA), are part of the customs territory of the EU or have a customs union with the EU. This document summarises the relations of the various countries and territories with the EU for the purposes of Regulation (EC) No 1005/2009 (the Regulation) and the Montreal Protocol on substances that deplete the ozone layer.

The Montreal Protocol and its amendments impose restrictions on international trade in ozone-depleting substances (ODS). Trade in particular substance groups is permitted between parties that have signed the relevant amendment(s). It is possible for a country to be party to the Protocol for one substance group but not for another. Annex 1 shows which amendments apply to which substance groups.

Some territories belonging to EU Member States are excluded from ratifying the Montreal Protocol or its amendments. As a result, trade with these territories may be limited or prohibited. This document summarises the situation and indicates whether a licence is required for trade with a particular territory.

The term 'territory' is used for all types of areas and regions concerned, regardless of their actual political or geographical situation. Some territories mentioned in this document do not have special relations with the EU for the purposes of the Montreal Protocol or the Regulation; they are listed for clarification only.

2. TERRITORIES OF EU MEMBER STATES

The applicability of the EU licensing arrangements to Member States' territories depends on their relation to the EU, whether they are part of EU customs territory and their ratification status under the Montreal Protocol.

The table below shows the position for each territory:

Table 1: EU Member State territories

TERRITORY	LICENCE REQUIRED?	Reason for licence requirement		TRADE LIMITATIONS?	Reason for trade limitations	
		Customs union with EU?	Regulation applicable?		MP ratified? (ratifying MS)	Last amendment ratified
Akrotiri and Dhekelia	N/A	No	No	No trade allowed	No	N/A
Åland	No	Yes	Yes	N/A	N/A	N/A
Anguilla	Yes	No	No	Groups I & III allowed	Yes (UK)	None
Aruba	Yes	No	No	Groups I-V allowed	Yes (NL)	London
Azores	No	Yes	Yes	N/A	N/A	N/A
Basel / Mulhouse airport	No	Yes	Yes	N/A	N/A	N/A
Bermuda	Yes	No	No	Groups I & III allowed	Yes (UK)	None
British Antarctic Territory	Yes	No	No	Groups I-V allowed	Yes (UK)	London
British Indian Ocean Territory	Yes	No	No	Groups I & III allowed	Yes (UK)	None

TERRITORY	LICENCE REQUIRED?	Reason for licence requirement		TRADE LIMITATIONS?	Reason for trade limitations	
		Customs union with EU?	Regulation applicable?		MP ratified? (ratifying MS)	Last amendment ratified
British Virgin Islands	Yes	No	No	Groups I-VII allowed	Yes (UK)	Copenhagen
Büdingen am Hochrhein	Yes	No	Yes	No limitations	Yes (DE)	Beijing
Campione d'Italia	Yes	No	Yes	No limitations	Yes (IT)	Beijing
Canary Islands	No	Yes	Yes	N/A	N/A	N/A
Cayman Islands	Yes	No	No	Groups I & III allowed	Yes (UK)	None
Ceuta	Yes	No	Yes	No limitations	Yes (ES)	Beijing
Clipperton Island	No	Yes	Yes	N/A	N/A	N/A
Caribbean Netherlands (Bonaire, Saba and Saint Eustatius)	Yes	No	No	Groups I & III allowed	Yes (NL)	None
Curacao	Yes	No	No	Groups I & III allowed	Yes (NL)	None
Falkland Islands	Yes	No	No	Groups I & III allowed	Yes (UK)	None
Faroe Islands	Yes	No	No	No limitations	Yes (DK)	Beijing
French Guiana	No	Yes	Yes	N/A	N/A	N/A

TERRITORY	LICENCE REQUIRED?	Reason for licence requirement		TRADE LIMITATIONS?	Reason for trade limitations	
		Customs union with EU?	Regulation applicable?		MP ratified? (ratifying MS)	Last amendment ratified
French Polynesia	Yes	No	No	No limitations	Yes (FR)	Beijing
French Southern and Antarctic Lands (including the French Scattered Islands in the Indian Ocean)	Yes	No	No	No limitations	Yes (FR)	Beijing
Gibraltar	Yes	No	Yes	No limitations	Yes (UK)	Beijing
Greenland	Yes	No	No	No limitations	Yes (DK)	Beijing
Guadeloupe	No	Yes	Yes	N/A	N/A	N/A
Guernsey (together with Alderney, Herm and Sark)	Yes	Yes	No	Groups I-VII allowed	Yes (UK)	Copenhagen
Helgoland	Yes	No	Yes	No limitations	Yes (DE)	Beijing
Isle of Man	Yes	Yes	No	Groups I & III allowed	Yes (UK)	None
Jersey	Yes	Yes	No	Groups I-VII allowed	Yes (UK)	Copenhagen
Kleinwalsertal	No	Yes	Yes	N/A	N/A	N/A

TERRITORY	LICENCE REQUIRED?	Reason for licence requirement		TRADE LIMITATIONS?	Reason for trade limitations	
		Customs union with EU?	Regulation applicable?		MP ratified? (ratifying MS)	Last amendment ratified
Livigno	Yes	No	Yes	No limitations	Yes (IT)	Beijing
Madeira	No	Yes	Yes	N/A	N/A	N/A
Martinique	No	Yes	Yes	N/A	N/A	N/A
Mayotte	No	Yes	Yes	N/A	N/A	N/A
Melilla	Yes	No	Yes	No limitations	Yes (ES)	Beijing
Montserrat	Yes	No	No	Groups I & III allowed	Yes (UK)	None
Mount Athos	No	Yes	Yes	N/A	N/A	N/A
New Caledonia	Yes	No	No	No limitations	Yes (FR)	Beijing
Pitcairn Islands (Pitcairn, Henderson, Ducie, Oeno)	Yes	No	No	Groups I & III allowed	Yes (UK)	None
Réunion	No	Yes	Yes	N/A	N/A	N/A
Saint Barthelemy	Yes	No	No	No limitations	Yes (FR)	Beijing
Saint Helena (with Ascension Island and Tristan da Cunha)	Yes	No	No	Groups I & III allowed	Yes (UK)	None

TERRITORY	LICENCE REQUIRED?	Reason for licence requirement		TRADE LIMITATIONS?	Reason for trade limitations	
		Customs union with EU?	Regulation applicable?		MP ratified? (ratifying MS)	Last amendment ratified
Saint Martin (French part)	No	Yes	Yes	N/A	N/A	N/A
Saint Pierre and Miquelon	Yes	No	No	No limitations	Yes (FR)	Beijing
Sint Maarten (Dutch part)	Yes	No	No	Groups I & III allowed	Yes (NL)	None
South Georgia and the South Sandwich Islands	Yes	No	No	Groups I & III allowed	Yes (UK)	None
Turks and Caicos Islands	Yes	No	No	Groups I & III allowed	Yes (UK)	None
Wallis and Futuna	Yes	No	No	No limitations	Yes (FR)	Beijing

Notes:

MP – Montreal Protocol

MS – Member State

N/A = not applicable

Group I	CFCs — chlorofluorocarbons (CFC-11, CFC-12, CFC-113, CFC-114 and CFC-115)
Group II	CFCs — chlorofluorocarbons (CFC-13, CFC-111, CFC-112, CFC-211, CFC-212, CFC-213, CFC-214, CFC-215, CFC-216 and CFC-217)
Group III	halons (halon 1211, 1301 and 2402)
Group IV	CTC — carbon tetrachloride
Group V	TCA — 1.1.1-trichloroethane

Group VI	Methyl bromide
Group VII	HBFCs — hydrobromofluorocarbons
Group VIII	HCFCs — hydrochlorofluorocarbons
Group IX	BCM — bromochloromethane (halon 1011)

3. OTHER EUROPEAN COUNTRIES AND TERRITORIES

For information, the following table lists European countries and territories that are not part of the EU for the purposes of the Montreal Protocol:

Table 2 European countries and territories

TERRITORY	LICENCE REQUIRED?	Reason for licence requirement		TRADE LIMITATIONS?	Reason for trade limitations	
		Customs union with the EU?	Regulation applicable?		MP ratified?	Last amendment ratified
Andorra	Yes	No	No	None	Yes	Beijing
Holy See		No				
Iceland		No				
Liechtenstein		No				
Monaco		Yes				
Norway		No				
San Marino		Yes				
Switzerland		No				
Turkey		Yes				

4. CONTACT INFORMATION

A list of Commission contact points and competent authorities in the Member States is available at the CIRCABC online forum (go to 'library' and folder '4. Contact information').²

² <https://circabc.europa.eu/w/browse/91661b30-3bd7-4b25-b083-dbc64092175c>.

ANNEX 1: TRADE RESTRICTIONS FOR ‘NON-ARTICLE 5’ COUNTRIES AND TERRITORIES

The table below shows which substances can be traded depending on the party’s Montreal Protocol ratification status.

A party may import/export:

- Groups I (CFCs) and III (halons) if it has signed the Protocol itself;
- Groups II (other CFCs), IV (CTC) and V (TCA) if it has signed the London Amendment;
- Groups VI (methyl bromide) and VII (HBFCs) if it has signed the Copenhagen Amendment; and
- Groups VIII (HCFCs) and IX (BCM) if it has signed the Beijing Amendment.

	Trade permitted with non-Article 5 countries? Y = Yes/N = No								
	Groups								
	I CFC	II CFC	III HAL	IV CTC	V TCA	VI MB	VII HBFC	VIII HCFC	IX BCM
No amendment signed	Y	N	Y	N	N	N	N	N	N
London Amendment	Y	Y	Y	Y	Y	N	N	N	N
Copenhagen Amendment	Y	Y	Y	Y	Y	Y	Y	N	N
Montreal Amendment	Y	Y	Y	Y	Y	Y	Y	N	N
Beijing Amendment	Y	Y	Y	Y	Y	Y	Y	Y	Y

ANNEX 2: RECORD OF CHANGES TO THE DOCUMENT

Version	Date	Description
1.0	02/2015	First version of the information document for the purpose of the ODS Licensing System.