

Resumed Sixth Renegotiation Session (RS6-resumed)
28 September 2022

PIPs SECOND STATEMENT

Introduction

1. Thank you for your verbal response to our First Statement.

Remaining issues

2. Based on your response, the PIP position is as follows:

(i) Form of the MOU

3. Thank you for your clarification in relation to the form of the MOU for 2023 arrangements and, in particular, the confirmation that Annex II of the Treaty remains intact. PIPs agree to use the current form of the draft MOU as the vehicle to capture our agreement for 2023.

(ii) Paragraphs 11 and 12 of Annex II

4. Thank you for your explanation of the rationale for deleting paragraph 5 of the draft MOU. We also appreciate the US suggestion for a without prejudice clause to be included into the draft MOU to assure PIPs that the Exploratory Pool construct remains intact.

5. Along this line, PIPs propose the following text that could be included into the draft MOU, and would cover future negotiations:

“Nothing in this MOU will prejudice negotiations between the Participants for any future years under the Treaty.”

Provided the US can agree to the inclusion of this proposed paragraph, PIPs can agree to delete paragraph 5 of the draft MOU.

(iii) Changes to paragraph 23

6. Thank you for considering the position of PIPs on this matter. Any additional requirements associated with additional days are a matter of national laws.

Thank you.