

Introduction of the Session 2

Emerging Issues and Good Practices for the
Implementation of the Basel Convention in Asia

28-30 November 2017

Hanoi, Vietnam

The Secretariat of the Asian Network

Background

- It is a common difficulty for all the countries to tackle illegal traffic. The Asian Network has shared each country's good practices for the effective implementation of the Basel Convention in the past. In particular, it has been reiterated that the cooperation in national level between competent authorities and customs play a crucial role.
- Many countries faces challenges for the implementation of the takeback. Some countries pointed out the necessity to formulate harmonized approach for the implementation of takeback in the region.

Review of the Workshop in 2016

- Small group consisted of countries where face with challenges on implementing the takeback procedure held the brain storming meeting. The small group shared actual cases of takeback and concluded the followings.

(1) Underlying assumption

- ✓ Objective of the Convention is to ensure ESM, including through the control of TBM

(2) Common difficulties

- ✓ Inadequate legal framework (lack of, fragmented, and possibly conflicting)
- ✓ Lack of communication & cooperation in both national/ international level
- ✓ Different opinion/definition about waste and non-waste

Review of the Workshop in 2016

(3) Elements necessary for successful implementation

- ✓ Develop clear and complete institutional and legal frameworks
- ✓ Promote a common understanding of each party's regulations
- ✓ Establish stronger international cooperation at the working level
- ✓ Use available avenues when encountering communication difficulties or disagreements (e.g. the BRS Secretariat or ICC, etc.)
- ✓ Foster cooperation at the national level
- ✓ Early detection and reaction
- ✓ Promote investigation and prosecution
- ✓ Take a balanced approach to ensure both speedy and robust actions

(4) What can Asian Network do?

- ✓ Make more use of the Asian Network as an information exchange platform
- ✓ Test the draft guidance on the implementation of paragraphs 2-4 of Article 9 of the Basel Convention developed by the ICC

Recent Trend of TBMs in Asia

- Prior to the workshop, the Secretariat has received comment from some countries that information exchange on country's practices and TBM trend at the Network is becoming more and more important because;
 - New type of EEE is coming and **criteria on waste and non-waste and/or hazardous and non-hazardous for new item have been developed yet in most countries.**
 - More and more wastes are traded for the purpose of recycling, but **there are inconsistencies between Basel waste and HS code**
 - **Stringent border control of one country might result in illegal TBM to other country.** Especially, after China started “green fence policy” in 2013 to enhance inspection of waste exported to China, and destination has been changed to countries which have relatively loose import control, leading to the occurrence of different types of illegal traffic from the past.

Outline of the Session 2

Presentation

- BRS Secretariat: Outcomes of COP13 (especially guidance on the facilitating actions against illegal traffic).
- Country presentations from 3 countries (Japan, Singapore, Vietnam): practices taken by the country and recent hot issues.
- IMPEL: Good practice to combat illegal traffic in EU
- WCO-RILO/AP: Customs activities in Asia and the Pacific region

Points of discussion

- What is needed for the effective implementation of the Convention?
- Have there been changes in trend of the TBM in Asia lately?

Expected outcome

- Good practices in and outside of Asian region will be shared.
- Recent trend of the TBM will be identified.

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谢谢

Terima kasih

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Xin cảm ơn

Thank you!

ありがとうございます

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Salamat

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