

# Asian Network Workshop for Prevention of Illegal Transboundary Movement of Hazardous Wastes 2022

1-3 November 2022



## Main outcomes of COP-15 and update on intersessional work towards COP-16 - An overview

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# MAIN OUTCOMES OF COP-15

# Main outcomes

- **E-wastes Amendments (decision BC-15/18)**
    - Proposal made by Ghana and Switzerland to amend Annexes II, VIII and IX
    - New entry Y49 in Annex II to list non-hazardous e-wastes)
    - Revised wording for entry A1180 set out in new entry A1181 in Annex VIII
    - Deletion of entries B1110 on e-waste and B4030 on single-use cameras in Annex IX
- **All transboundary movements of e-wastes, whether hazardous or not, will be subject to the prior informed consent procedure**



# Main outcomes

- **Mirror entries (Y49 and A1180)**
- **Entries cover:**
  - Waste electrical and electronic **equipment**
  - Waste **components** of electrical and electronic equipment
  - **Wastes arising from** the processing of waste electrical and electronic equipment or waste components of electrical and electronic equipment
- The amendments will become effective on **1 January 2025**



# Main outcomes

- **Adoption of technical guidelines:**
  - **3 technical guidelines on POPs wastes** (general, PFOS/PFOA, pesticides)
  - **Technical guidelines** on the ESM of wastes consisting of, containing or contaminated with **mercury** or mercury compounds
  - **Technical guidelines** on the incineration of hazardous wastes and other wastes as covered by disposal **operations D10 and R1**
  - **Technical guidelines** on disposal of hazardous wastes and others wastes in **specialty engineered landfill (D5)**



## Main outcomes (cont.)

- Decided on further or new work on **technical guidelines**
- Under national reporting, took note of three newly developed **practical guidance** on the **development of inventories of plastic waste, obsolete pesticides and pesticide-container waste, and waste batteries containing lithium**
- Initiated work to suggest next steps on **electronic approaches to the notification and movement documents**; and invited Parties willing to do so to work on pilot projects;



# Main outcomes (cont.)

- **On further consideration of plastic waste, invitation to provide comments on possible further activities that could be conducted on plastic waste.**
- **Extended the SIWG to prepare findings and improve the strategic framework of the Convention**
- **Initiated a new track of work to improve the functioning of the Prior Informed Consent procedure**
- **Adopted 2 guidance documents on insurance, bond and guarantee and on transit transboundary movements**



# Main outcomes (cont.)

- Agreed to further consider the amendments put forward by the European Union to amend Annex IV of the Convention
- Adopted practical manual for stakeholders to ensure that notifications of transboundary movements meet ESM requirements – as part of the Convention’s ESM Toolkit
- Adopted extended scope, new name as well as programme of work for 2022-2023 for the Follow-up Partnership to PACE (now called “Partnership for Action on Challenges relating to E-waste”)
- Reviewed progress made in implementation of Plastic Waste Partnership, Household Waste Partnership and ENFORCE





# UPDATE ON INTERSESSIONAL WORK TOWARDS COP-16



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# Strategic issues

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# Strategic framework

- COP-15 welcomed the report on the final evaluation of the strategic framework for the implementation of the Basel Convention for the period 2012–2021 (Decision BC-15/3)
- COP-15 noted the lack of data and consequent limitations of the report, other obstacles encountered in preparing the final evaluation, including the lack of consistency between the objectives, goals and indicators of the strategic framework
- COP-15 decided to improve, as appropriate, the strategic framework for the period 2012–2021
- SIWG entrusted to develop findings and recommendations for OEWG-13 and COP-16 consideration



# Strategic framework (cont.)

- Lead country: Canada
- Updated list of the members and observers of the SIWG available at <http://www.basel.int/tabid/9302/Default.aspx>
- SIWG informal consultations by electronic means on 13 September 2022
- SIWG-3 scheduled to be held in two parts: online on 2-3 November 2022 and face-to-face, in Geneva on 24-25 February 2023, back-to-back with the OEWG-13



# Improving the PIC procedure

- COP-15 has initiated work to improve the PIC procedure (Decision BC-15/3)
- Parties and observers invited to transmit by 30 November 2022 information on **challenges** in the implementation of the PIC procedure and on **best practices, possible approaches, initiatives and views to improve the functioning of the procedure**, recognizing that developing countries face increasing challenges in implementation of the PIC procedure and that they need further financial and technical assistance and capacity-building to address those challenges
- Comments posted at:  
[www.basel.int/Implementation/Controllingtransboundarymovements/ImprovingthePICprocedure/tabid/9319/Default.aspx](http://www.basel.int/Implementation/Controllingtransboundarymovements/ImprovingthePICprocedure/tabid/9319/Default.aspx)
- Compilation of **comments and synthesis**, resources permitting, to be considered by OEWG-13
- OEWG-13 to develop draft recommendations for consideration by COP 16



# Legal, compliance and governance matters



# Committee Administering the Mechanism for Promoting Implementation and Compliance

- Decision BC-15/17
- ICC-15: 14-17 November 2022, Geneva
- **Specific submissions:** 14 ongoing submissions, 8 to be considered during ICC-15 (Central Africa Republic, Cook Islands, Gabon, Liberia, Mauritania, Nauru, Syrian Arab Republic, Togo )
- **General issues:** Prioritized activities
  - Classification of compliance performance with national reporting for 2018 and 2019 - draft classifications show that:
    - 58% / 60% transmitted a report against a target of 70 %;
    - 20 % / 25% of the Parties transmitted a report complete and on time, against a target of 25 %;
    - 30 % / 34% of the Parties transmitted a report complete whether on time or late, against a target of 50 %;



# Committee Administering the Mechanism for Promoting Implementation and Compliance

- Integration of national reporting needs into the UN sustainable development cooperation frameworks
- Enhanced coordination with the RC Compliance Committee
- Scoping of the extent of illegal traffic
- Designation of country contacts
- Self review / review of Parties' implementation of the Convention in national law
- Joint session with RC CC-1 to consider activities of joint interest: enhanced coordination between the Committees, and integration of implementation needs in the United Nations Sustainable Development Cooperation Frameworks.
- Draft POW 2024-2025 to be consulted with Parties in advance of COP-16; is expected to include activities of the 2022-2023 POW that were initiated and not completed
- Generous financial support provided by Japan





# Providing further legal clarity

- Decision BC-15/18
- EWG on the review of Annexes I, III, IV to continue its work
- EWG on RA-5: Geneva 5-7 December 2022, focus on the review of Annexes I and III
  - [draft] recommendations on the review of Annexes for possible amendment proposals to Annexes I and III, including whether any additional characteristics in relation to plastic waste should be added to Annexes I and III, and findings of the expert working group on the consequential implications of the review of Annexes I and III to the Convention.
  - Whether on whether de minimis concentration values, concentration limit values and cut-off concentration values should be established in Annex III



# Providing further legal clarity (cont.)

- OEWG-13 to consider:
  - Progress with the work of the EWG on the review of annexes I and III and make recommendations to COP-16
  - The proposals by the EU to amend Annex IV and certain entries in Annexes II and IX to the Basel Convention and the recommendations and findings of the EWG regarding the review of Annex IV, taking into account the discussions at COP-15, and provide recommendations for consideration by the COP-16



# Proposal by the Russian Federation to amend paragraph 2 of Article 6 of the Convention

- Proposal by the Russian Federation to amend paragraph 2 of Article 6 of the Basel Convention (30 days deadline for the State of import to respond to the notifier in writing) considered by COP-15
- COP-15 deferred consideration to COP-16



A wide-angle photograph of a vast field of plastic waste, including bottles, containers, and other debris, stretching towards a horizon under a dramatic sunset sky with orange and yellow light. A large, semi-transparent white circle is overlaid on the right side of the image, containing the text.

# Scientific and technical matters

# Technical guidelines

- **POPs wastes (Decision BC-15/6)**
  - No Party expressed interest in serving as lead country
  - SIWG held a conference call on 5 October 2022
  - 2 updated TGs prepared by the Secretariat in consultation with the SIWG:
    - Draft updated general technical guidelines on the environmentally sound management of wastes consisting of, containing or contaminated with persistent organic pollutants;
    - Draft updated technical guidelines on the environmentally sound management of wastes consisting of, containing or contaminated with perfluorooctane sulfonic acid (PFOS), its salts and perfluorooctane sulfonyl fluoride (PFOSF) and perfluorooctanoic acid (PFOA), its salts and PFOA-related compounds and to include perfluorohexane sulfonic acid (PFHxS), its salts and PFHxS-related compounds
  - 2 updated TGs to go to OEWG-13 with a recommendation that COP-16 consider using as the basis for its work the versions of the draft technical guidelines reflecting the outcome OEWG-13



# Technical guidelines (cont.)

- **Plastic waste (Decision BC-15/10)**
  - China, Japan and the UK serving a lead countries
  - SIWG held a teleconference on 5 October 2022
  - SIWG to meet on 8 - 10 December 2022, in Geneva
  - Draft updated technical guidelines on the environmentally sound management of plastic wastes prepared in consultation with the SIWG to be considered by OEWG-13 with a recommendation that COP-16 consider using as the basis for its work the version of the draft guidelines reflecting the outcome OEWG-13



# Technical guidelines (cont.)

- **Waste lead-acid batteries and on other waste batteries (Decision BC-15/11)**
  - COP-15 decided to update the technical guidelines on the environmentally sound management of waste lead-acid batteries as a priority and a matter of urgency, and that technical guidelines on the environmentally sound management of waste batteries other than waste lead-acid batteries should be developed, and established an SIWG
  - Uruguay, China to serve as lead countries, EU will also co-lead the work on other batteries
  - SIWG established, held a conference call on 14 September 2022
  - An updated version of the technical guidelines on the environmentally sound management of waste lead-acid batteries to be considered by OEWG-13 with a recommendation that COP-16 consider using as the basis for its work the version of the draft updated guidelines reflecting the outcome OEWG-13



# Technical guidelines (cont.)

- **Used and waste pneumatic tyres (Decision BC-15/15)**
  - COP decided to **update** the technical guidelines on the environmentally sound management of used and waste pneumatic tyres and established an SIWG
  - No lead country has come forward
  - The SIWG held a teleconference on 27 September 2022
  - The SIWG agreed to initiate its work by defining the scope of work for updating the guidelines and to gather comments from working group members in that regard.
  - Comments to be considered by OEWG-13
  - COP also invited Parties and others to provide comments to the Secretariat, by 31 October 2022, on **whether** technical guidelines on the environmentally sound management of rubber wastes (entry B3040) and waste parings and scrap of rubber (entry B3080) should be developed
  - OEWG-13 to consider whether to recommend to COP-16 whether the TG should be developed





# Electronic approaches to the notification and movement documents

- COP-15 established a SIWG to look further into electronic approaches to the notification and movement documents (Decision BC-15/14)
- SIWG held a teleconference on 22 September 2022 and agreed that the Secretariat would work with a smaller group of experts from the working group, on a first set of recommendations on the work of electronic approaches to the notification and movement documents for the consideration of OEWG-13
- OEWG 13 to consider a report with recommendations on the next steps regarding the work on electronic approaches to the notification and movement documents and to recommend to COP-16 that it consider using as the basis for its work the version of the report reflecting the outcome of the meeting



# Further consideration of plastic waste

- COP invited Parties and others to provide comments to the Secretariat, by 31 October 2022, on possible further activities that could be conducted under the Basel Convention in response to developments in scientific knowledge and environmental information related to plastic waste as a source of land pollution, marine plastic litter and microplastics (Decision BC-15/15)
- Secretariat to suggest to OEWG-13 possible further activities that could be conducted taking into account comments received and developments work undertaken in follow-up to UNEA resolution 5/14 entitled “End plastic pollution: towards an international legally binding instrument”
- OEWG-13 to consider recommending to COP-16 that it consider the possible further activities reflecting the outcome of the meeting



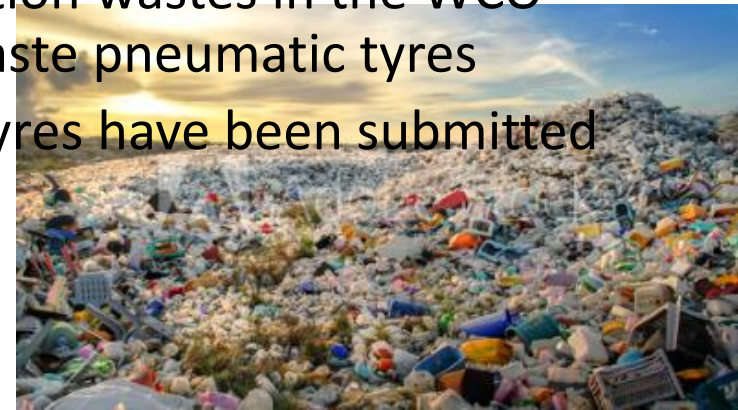
# Amendments to the annexes II, VIII and IX on e-waste

- OEWG-13 to consider the need to update existing guidance, technical guidelines and factsheets in order to reflect adjustments consequential to the adoption by COP-15 of the **e- waste amendments** and recommend to COP-16 that it consider using as the basis for its work the outcome of the meeting (Decision BC-15/23)
- An information document will be prepared for consideration of OEWG13 analyzing the need to update existing guidance to reflect the e-waste amendments



# Other scientific and technical matters

- **E-waste (Decision BC-15/7)**
  - Mandate of the Expert Working Group extended, including new mandate to prepare updated technical guidelines taking into consideration the amendments to Annexes II, VIII and IX to the Basel Convention adopted in decision BC-15/18
  - EWG teleconference held on 26 September 2022
  - OEWG-13 to consider the progress made by the EWG
- **Waste containing nanomaterials (decision BC-15/16)**
  - OEWG-13 to consider information related to activities aimed at addressing issues related to waste containing nanomaterials
- **Cooperation with WCO on HS codes (decision BC-15/12)**
  - Consider progress made with regard to the inclusion of Basel Convention wastes in the WCO Harmonized Commodity Description and Coding System, including waste pneumatic tyres
  - Proposals on plastic waste is under review and on waste pneumatic tyres have been submitted
  - If approved, amendments will enter into force in Jan 2027





# **Basel Convention Partnership Programme**

# Household Waste Partnership

- Decision BC-15/22
- Comments on draft overall guidance document on the environmentally sound management of household waste invited by 15 October 2022
- Revised draft to be prepared by the WG by 15 December 2023, followed by comments thereon invited by 15 February 2023
- OEWG-13 to consider progress made in and provide guidance on the implementation of the workplan of the working group of the Household Waste Partnership for the biennium 2022–2023



# PACE II

- Decision BC-15/22
- COP adopted amendments to the ToRs including:
  - Extended scope: Mobile phones
    - Computing equipment
    - TV screens including LEDs, LCD, CRTs screens, audio and video equipment
    - Refrigerators, cooling and heating equipment.
  - New name: Partnership for Action on Challenges relating to E-waste
- OEWG-13 to consider progress made in and provide guidance on the implementation of the programme of work of the WG for the biennium 2022–2023, including consideration of the draft guidance document developed by the WG and recommend to COP-16 that it consider using as the basis for its work the version of the draft guidance reflecting the outcome of the meeting



# PACE II (cont.)

- Invitation to new members to join the partnership (open until 15 December)
- Four project groups to implement the Programme of Work 22-23:
  - PG.1 Dissemination activities
  - PG. 2 ESM guidance on TV screens, audio and video equipment
  - PG. 3 ESM guidance on refrigerators, cooling and heating equipment
  - PG. 4 on Pilot projects
- For information: [Overview \(basel.int\)](http://www.basel.int)





# Plastic Waste Partnership

- Decision BC-15/22
- Plastic Waste Partnership carrying out work in 4 projects groups:
  - Prevention and minimization
  - Plastic waste collection, recycling and other recovery, including financing and related markets
  - Transboundary movements of plastic waste
  - Outreach and awareness raising
- 23 ongoing pilot projects; 100 proposals received for second round of PWP pilots – SG to release their decision on selection by year end
- OEWG-13 to consider progress made in and provide guidance on the implementation of the workplan of the WG for the biennium 2022–2023, including consider the draft workplan for the WG for 2024-25 and recommend to COP-16 that it consider using as the basis for its work the version of the draft workplan reflecting the outcome of the meeting



# ENFORCE

- Decision BC/15/17 and BC-15/22
- ToRs amended to strengthen ENFORCE
- Current members from Asia-Pacific: Malaysia and BCRC-Iran
- COP decided that programme of work and budget for the Basel Convention for the biennium 2022–2023 will provide for the separate funding of the activities of ENFORCE including its operational activities, its use of the Convention website to disseminate information and its training activities





**Forthcoming  
meetings**

# Forthcoming meetings

- SIWG-3 SF (part I): 2-3 November 2022 (online)
- ICC-15: 14-17 November 2022 (Geneva)
- PWP WG-3: 23-25 November 2022 (Punta del Este)
- EWG on RA-5: 5-7 December 2022 (Geneva)
- SIWG on plastic waste technical guidelines: 8-10 December 2022 (Geneva)
- ENFORCE-7: 26-27 January 2023 (Paris)
- Joint Bureaux meeting: 18-19 January 2023 (Geneva)
- OEWG-13: 21-23 February 2023 (Geneva)
- SIWG-3 SF (part II): 24-26 February 2023 (Geneva)
- COP-16 regional preparatory meetings March 2023
- COP-16 : 1-12 May 2023 (Geneva)



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