



BASEL CONVENTION



**ON THE CONTROL OF TRANSBOUNDARY MOVEMENTS
OF HAZARDOUS WASTES AND THEIR DISPOSAL**

SECRETARIAT

DECISIONS AND REPORT ADOPTED BY THE THIRD MEETING OF THE CONFERENCE OF THE PARTIES

Basel Convention Series/SBC No : 95/003



DECISIONS AND REPORT ADOPTED BY THE THIRD MEETING OF THE CONFERENCE OF THE PARTIES

GENEVA, 18-22 September 1995

Table of Contents

Decisions adopted by the Conference of the Parties	1
Annex I to Decision III/28	22
Annex II to Decision III/28	29
Annex III to Decision III/28	36
Annex IV to Decision III/28	37
A. Institutional and Legal Working Group - Prioritized Decisions	68
B. Technical Working Group - Prioritized Decisions	68
Confirmed Illegal Traffic Report Form	71
Report of the Conference of the Parties	77

prohibited unless the wastes in question are characterised as hazardous under the Convention.

Annex VII

Parties and other States which are members of OECD, EC, Liechtenstein.”

Decision III/2 Liability and Compensation

The Conference,

Recalling decision II/1 of the second meeting of the Conference of the Parties:

1. Extends the mandate of the Ad Hoc Working Group of Legal and Technical Experts to Consider and Develop a Draft Protocol on Liability and Compensation for Damage Resulting From Transboundary Movements of Hazardous Wastes and their Disposal;
2. Takes note of the report presented to it by the Ad Hoc Working Group;
3. Requests the Ad Hoc Working Group to make all efforts possible to finalize the draft Articles of the Protocol, making use of informal meetings where possible, in order to present it for consideration and adoption by the fourth meeting of the Conference of the Parties to the Basel Convention.

Decision III/3 Emergency Fund

The Conference,

Recalling decision II/2 of the second meeting of the Conference of the Parties:

1. Requests the Extended Bureau to:
 - a) ensure that special consideration should be given, if appropriate through a special informal working group, to the issues related to establishing an emergency fund, including the elements required for its establishment;
 - b) convene the special informal working group meeting, if possible, in conjunction with the Ad Hoc Working Group of Legal and Technical Experts to consider and develop a Draft Protocol on Liability and Compensation;
 - c) present a progress report on the establishment of such an emergency fund to the fourth meeting of the Conference of the Parties, taking into account the relationship of an emergency fund and a draft protocol on liability and compensation and the work being done on that protocol by the Ad Hoc Working Group of Legal and Technical Experts.

Decision III/4
Subsidiary Bodies under the Conference of the Parties of the Basel Convention

The Conference,

Recalling decision II/3 of the second meeting of the Conference of the Parties:

1. Welcomes the work of the Open-ended Ad Hoc Committee for the Implementation of the Basel Convention and requests it to meet as necessary between the meetings of the Conference of the Parties in order to fulfil the tasks placed on it by the Conference of the Parties, subject to available resources;
2. Welcomes also the work performed by the Technical Working Group and the Ad Hoc Working Group of Legal and Technical Experts and request them to continue their meetings as necessary between the meetings of the Conference of the Parties in order to fulfil the tasks placed on them by the Conference of the Parties, subject to available resources;
3. Requests the Open-ended Ad Hoc Committee to fulfil the task placed on it by decisions 9, 17 and 19 and present a report on its work to the fourth meeting of the Conference of the Parties;
4. Requests the Secretariat of the Basel Convention in consultation with the Bureau of the Conference of the Parties to convene the Open-ended Ad Hoc Committee when necessary, making use of informal meetings, subject to availability of resources;
5. Authorizes the Extended Bureau to perform some functions of the Open-ended Ad Hoc Committee, especially administrative tasks and the preparation of recommendations for the meeting of the Conference of the Parties taking into account the need for the rational use of limited financial resources available under the Basel Convention Trust Fund.

Decision III/5
Illegal traffic in hazardous wastes and other wastes

The Conference,

Recalling decision II/4 of the second meeting of the Conference of the Parties:

1. Decides that a form be developed for use by Parties to report cases of confirmed illegal traffic;
2. Requests the Technical Working Group to review and revise the draft form developed by the Secretariat of the Basel Convention and attached to this report in Annex II;
3. Requests Parties to review the draft form and submit comments for consideration by the Technical Working Group;
4. Requests Parties to cooperate with each other and the Secretariat of the Basel Convention on alleged cases of illegal traffic;

5. Requests the Parties to:

- a) promulgate or develop stringent legislation on the control of transboundary movements of hazardous wastes and incorporate in this legal system appropriate sanctions or penalties for the illegal traffic in hazardous wastes and other wastes, to take appropriate measures to ensure the effective implementation of this legislation and inform the Secretariat of the Basel Convention thereon;
- b) provide the Secretariat of the Basel Convention with replies regarding the reported cases on illegal traffic;
- c) extend cooperation with Interpol with a view to presenting to future meetings of the Contracting Parties detailed reports on activities undertaken by the Secretariat of the Basel Convention and Interpol to prevent illegal traffic in hazardous wastes and to provide detailed reports to the Bureau and the meetings of the Contracting Parties on any cases of illegal traffic, their sources, actions undertaken by the governments during the discovery of cases and follow-up activities by the Contracting Parties.

6. Requests the Secretariat of the Basel Convention to:

- a) assist Parties in developing national legislation to deal with illegal traffic in hazardous wastes;
- b) assist Parties in capacity-building including the development of an appropriate infrastructure with a view to preventing and penalizing cases of illegal traffic in hazardous wastes and other wastes and to ensuring the involvement of national authorities and focal points for the Basel Convention in the prevention and monitoring of illegal traffic in hazardous wastes and other wastes;
- c) continue its cooperation with the various regional commissions and secretariats of regional conventions and protocols, NGOs, industry, private sector, as well as the World Customs Organization (WCO) and Interpol in order to achieve a better control and monitoring of cases or alleged cases of illegal traffic in hazardous wastes and other wastes;
- d) organize training courses for customs officers, port authorities, judiciary personnel and police forces in cooperation with WCO, Interpol and other appropriate bodies, including UN regional commissions and secretariats of regional agreements dealing with similar aspects.

Decision III/6

**Model National Legislation for the transboundary movement
and management of hazardous wastes**

The Conference,

Recalling decision II/5 of the second meeting of the Conference of the Parties:

1. Approves the revised Model National Legislation for immediate use;
2. Requests the Secretariat of the Basel Convention to disseminate the Model National Legislation to all States;
3. Also requests the Secretariat of the Basel Convention, in providing technical assistance in the field of national legislation, to take into account, *inter alia*, the revised Model National Legislation.

Decision III/7
Designation of Competent Authorities and Focal Points

The Conference,

Recalling Article 5 of the Basel Convention and decision II/6 of the second meeting of the Conference of the Parties:

1. Requests Parties which have not yet informed the Secretariat of the Basel Convention of the designation of their Competent Authorities and Focal Points to do so as soon as possible.

Decision III/8
Manual for the Implementation of the Basel Convention

The Conference,

Recalling decision II/26 of the second meeting of the Conference of the Parties:

1. Approves the Manual for use by the Contracting Parties, other States and interested organizations and bodies;
2. Requests the Secretariat of the Basel Convention to ensure the publication and dissemination of the Manual to all Parties;
3. Requests the Parties to ensure the wide dissemination of the Manual to all bodies, national authorities and persons involved in the generation, export, import and/or disposal of hazardous wastes who express interest in receiving the Manual in order to make full use of the information contained in this document.

Decision III/9
Bilateral, multilateral and regional agreements or arrangements

The Conference,

Recalling decision II/10 of the second meeting of the Conference of the Parties:

1. Requests the Parties which have entered, in accordance with Article 11, into bilateral, multilateral and regional agreements or arrangements to continue to report, consistent with national laws and regulations, to the Open-ended Ad Hoc Committee, through the Secretariat

of the Basel Convention, on the conformity of such agreements or arrangements with the provisions of the Basel Convention taking into consideration the list of questions annexed to decision II/10;

2. Requests the Secretariat of the Basel Convention to update the compilation containing the bilateral and multilateral agreements or arrangements to circulate it to the Parties to the Basel Convention.

Decision III/10

Evaluation of the effectiveness of the Basel Convention

The Conference,

Recalling Article 15, paragraph 7, of the Basel Convention which requests the Conference of the Parties to "undertake three years after the entry into force of this Convention, and at least every six years thereafter, an evaluation of its effectiveness...";

Recalling also Article 15, paragraph 5(c), which allows the Conference to "consider and undertake any additional action that may be required for the achievement of the purposes of this Convention in the light of experience gained in its operation and in the operation of the agreements and arrangements envisaged in Article 11";

Having noted documents UNEP/CHW.3/31 and UNEP/CHW.3/Inf.7 containing the summary and the study on "Evaluation of the Effectiveness of the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal";

Recognizing that the Basel Convention has contributed to the control of transboundary movements of hazardous wastes and their management in an environmentally sound manner;

Recognizing also the valuable support and assistance of the Secretariat of the Basel Convention provided to developing countries and countries with economies in transition;

1. Invites non-Parties to the Convention to become Parties as soon as possible in order to ensure the global role of the Convention in controlling the movement and the environmentally sound management of hazardous wastes;

2. Further requests the Parties to:

- a) take the legal and technical steps necessary for the implementation of the Convention at the national level in order to ensure its effectiveness;
- b) accelerate the early adoption of the Protocol on Liability and Compensation as well as additional technical guidelines for the environmentally sound management of hazardous wastes which will enhance the effectiveness of the Convention;
- c) to pay on time the contribution based on the UN scale of assessments approved by the Conference of the Parties and to provide the Secretariat of the Basel Convention with additional resources on a voluntary basis to enable it to undertake the tasks entrusted to it.

3. Requests the Secretariat of the Basel Convention:

- a) to continue providing the necessary assistance to the Parties, in particular to developing countries and countries with economies in transition, in order to enable them to effectively fulfil their obligations under the Convention and hence ensure its effectiveness;
- b) to continue its cooperation with other UN bodies, international and regional organizations as well as the private sector and NGOs in all aspects related to the implementation of the Basel Convention.

Decision III/11

**Monitoring the implementation of and compliance with the obligations
set out by the Basel Convention**

The Conference,

Recalling Article 19 of the Basel Convention;

Further recalling decision II/3 of the Open-ended Ad Hoc Committee for the Implementation of the Basel Convention;

1. Takes note of the study reflected in document UNEP/CHW.3/Inf.5 entitled "Monitoring Implementation of and Compliance with the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Other Wastes and their Disposal";
2. Requests the Consultative sub-group of Legal and Technical Experts to study all issues related to the establishment of a mechanism for monitoring implementation of and compliance with the Basel Convention and its design, and to report its findings to the fourth meeting of the Conference of the Parties to the Basel Convention.

Decision III/12

Hazard Characterization

The Conference,

Referring to Decision II/13 of the second meeting of the Conference of the Parties, wishes to:

1. Take note of the guidance developed by the Technical Working Group on the use of Annex I and Annex III of the Basel Convention and the lists of wastes in the report of the eighth session of the Technical Working Group, and request the Technical Working Group to continue its work on this guidance;
2. Request the Technical Working Group to:
 - a) continue work on criteria for hazardous characteristics in conjunction with Annex I (Categories of wastes to be controlled) of the Basel Convention, in particular for classes H10 to H13. The development of criteria should avoid, where possible, the need for complex and costly testing;

- b) initiate a programme of work for the characteristics H10-H12 in cooperation with appropriate international organizations;
 - c) continue work on developing guidance for the use of characteristic H13. In particular by identifying the purpose and the wastes for which countries consider H13 to be important.
3. Request the Technical Working Group to:
- a) further work on exploring limit values for use when appropriate in applying the de minimis approach;
 - b) identify those chemical constituents, in Annex I, which require further description in order to differentiate better between those constituents that always cause a waste (subject to the de minimis approach mentioned above) to be hazardous and those that do not necessarily cause a waste to be hazardous;
 - c) consider ways of taking forward the development of lists of hazardous wastes and the applicable procedure for their review based on the outcome of the work of the Technical Working Group, in particular the outcome of its seventh and eighth sessions as well as further developing lists of wastes not covered by the Basel Convention.
4. Request the Technical Working Group to report on the above activities to the fourth meeting of the Conference of the Parties.

Decision III/13

Technical Guidelines for the environmentally sound management of wastes subject to the Basel Convention

The Conference.

Referring to decisions II/13 and II/25 of the second meeting of the Conference of the Parties, wishes to:

1. Confirm the decision of COP2 and adopt the three Technical Guidelines on:
 - specially engineered landfill (D5)
 - incineration on land (D10)
 - used oil re-refining or other re-uses of previously used oil (R9)
 - and request SBC to disseminate them to Parties, non-Parties, international organizations and others in all UN languages as appropriate.
2. Extend the mandate of the Technical Working Group to:
 - a) further develop the draft technical guidelines on Physico-chemical Treatment (D9) and Biological Treatment (D8);
 - b) prepare draft technical guidelines:
 - on recycling/reclamation of metals and metal compounds (R4)

- wastes resulting from surface treatment of metals and plastics (Y17),
 - clinical wastes from medical care in hospitals, medical centres and clinics (Y1),
in close cooperation with WHO and UN/CETDG;
 - c) continue with the work of selecting hazardous waste streams susceptible to cleaner production approaches within the framework of the Basel Convention, taking into account available resources, and making use of relevant experience in other fora;
3. **Request** the Technical Working Group to report on progress on the above listed activities to COP4.
 4. **Invite** Parties to cooperate with each other in carrying out technical projects, in consultation with and/or through SBC, to address the needs of developing countries and countries with economies in transition Party to the Convention, for access to information and/or on transfer of cleaner production technologies.

Decision III/14

Transboundary movements of hazardous wastes destined for recovery operations

The Conference,

Referring to decision II/14 of the second meeting of the Conference of the Parties, wishes to:

1. **Adopt** the Guidance Document on Transboundary Movements of Hazardous Wastes destined for Recovery Operations;
2. **Request** SBC to issue and disseminate it to all Parties to the Convention, non-Parties, international organizations and other concerned bodies;
3. **Request** SBC to initiate under the guidance of the Technical Working Group case studies providing the elements for improving the recovery of hazardous wastes in non-OECD countries through assessment of the functioning of recovery facilities and identification of ways and means to aim at the environmentally sound management of the hazardous wastes to be recovered and the recovery operations themselves along the lines of operational paragraph 3 of decision II/14 adopted by COP2 and the terms of reference annexed to it;
4. **Request** SBC to report to the COP4 through the Technical Working Group on progress made with the implementation of case studies and/or outcome of such case studies if completed as well as on further work undertaken on recovery operation practices.

Decision III/15

Possible effects of the Basel Convention on the transboundary movements of reclaimed ozone-depleting chemicals

The Conference,

Referring to decision II/15 of COP2 and to further consultations with the Contracting Parties and Secretariat of the Montreal Protocol, agrees that:

1. The controlled substances of the Montreal Protocol which are reclaimed and purified to usable purity specifications prescribed by appropriate international and/or national organizations including the International Standards Organization (ISO) do not fall under the scope of the Basel Convention.

Decision III/16
Documentation: Notification and Movement Document

The Conference,

Referring to decision II/16 of the second meeting of the Conference of the Parties, wishes to:

1. Decide that the terminology to be used on the forms should be according to the Basel Convention;
2. Further decide to recommend that the duly completed Notification will always accompany the Movement Document;
3. Taking into consideration (a) and (b) above, agree to adopt the revised format of the Notification and Movement Document;
4. Also agree to adopt provisionally the Instruction Manual accompanying the Notification and Movement Document and request SBC to finalize the Instruction Manual.

Decision III/17
Transmission of Information

The Conference,

Referring to decision II/17 of the second meeting of the Conference of the Parties, wishes to:

1. Invite Parties to cooperate with each other in the following areas in order to facilitate the implementation of the Basel Convention including the reporting on Article 13 of the Convention:
 - training in the use of Notification and Movement Document;
 - assessment of the potential harmful effects on health and the environment by exposure to hazardous wastes;
 - monitoring the effects of the management of hazardous wastes on human health and environment;
 - assessment of the potential benefits and implementation costs of introducing economic instruments for the promotion of all aspects of waste minimization including cleaner production;
 - establishment of environmentally sound disposal facilities for hazardous wastes as close as possible to the source of generation and/or to make available disposal facilities in their own countries;
 - identification of the main hazardous waste streams generated in their countries and setting up and maintenance of inventories in this respect.

2. Request the Secretariat to prepare a standardized format for reporting on additional national definitions of hazardous wastes in accordance with Article 3 of the Convention;
3. Invite Parties to set up appropriate procedures to monitor transboundary movements of hazardous wastes including reporting on accidents occurred in this connection and to consider to include reference to such accidents in the format for the Movement Document;
4. Welcome the preparation by the Secretariat of Country Fact Sheets based on information provided by the Parties as well as the preparation of tables on statistics on import/export and on generation of hazardous wastes and request the Secretariat to continue with this work and to explore additional ways of presenting complete information;
5. Request all Parties to report as soon as possible to the Secretariat of the Basel Convention on activities pertinent to the calendar year 1994 in relation to Article 13 of the Basel Convention using the format for reporting developed by the Secretariat and also to report on the amount of hazardous wastes generated in their countries within the same calendar year;
6. Further request all Parties to report on or provide additional information on Article 16 of the Convention in relation to paragraph 1(g) using the format provided by the Secretariat for this purpose;
7. Request the Secretariat to report to the third session of the Open-ended Ad Hoc Committee on information provided by Parties under Article 13 for the calendar year 1994 and on information on hazardous wastes generated, as well as on information provided under Article 16 1(g) and present this information in a compiled and summarized form.

Decision III/18
Establishment of the Information Management System on Wastes (IMSW)
of the Basel Convention

The Conference,

Referring to decision II/18 of the second meeting of the Conference of the Parties, wishes to:

1. Request the Secretariat to progress with the establishment of the IMSW and report to COP4 on progress made;
2. Further request the Secretariat, while developing the IMSW, to prepare a management status and explain the purpose, design and deliverability of the project and submit it to the Technical Working Group for consideration and guidance;
3. Also request SBC to continue its consultation with UNCTAD on the collection of statistics on transboundary movements of hazardous wastes and other wastes destined for recovery operations;
4. Further request SBC to pursue consultation with UN-ECE, EUROSTAT and other appropriate bodies on the development of common terminology for waste with a view to aiming towards classification systems that could be comparable.

Decision III/19
Establishment of Regional or Sub-regional Centres for Training and Technology
Transfer regarding the management of hazardous wastes and other wastes
and the minimization of their generation

The Conference,

Referring to decision II/19 of the second meeting of the Conference of the Parties and Committee Decision II/1 of the second session of the open-ended Ad Hoc Committee on the Establishment of Centres with its Appendix, wishes to:

1. Express its appreciation for the countries which provided in-kind contribution to the Secretariat in carrying out the feasibility studies for the Latin America and Caribbean region, for the Central and Eastern Europe region and for the Asian region.
2. Select sites for the establishment of the regional and sub-regional centres for training and technology transfer regarding the management of hazardous wastes and other wastes and the minimization of their generation:
 - a) For the Latin America and Caribbean region by:
 - selecting Uruguay as the coordinating centre for this region with three sub-regional centres: Argentina for the South America sub-region; El Salvador for Central America sub-region including Mexico; and Trinidad and Tobago for the Caribbean sub-region;
 - recommending that the approach for the establishment of regional/sub-regional centres in Latin America and the Caribbean could be adopted for other regions.¹
 - b) For the African region by:
 - selecting Nigeria as the coordinating centre for this region with three sub-regional centres: Egypt for Arabic-speaking countries in Africa, which will serve the other Arabic-speaking countries; South Africa for English-speaking countries in Africa; and a third sub-regional centre, yet to be selected, for French-speaking countries in Africa. Reports on further studies in relation to the African region are to be presented to the next meeting of the Bureau or the third session of the Open-ended Ad Hoc Committee.
 - c) For the Central and Eastern Europe region by:
 - Selecting the Slovak Republic for the Central Europe sub-region; the Russian Federation for the Eastern Europe sub-region; possibly, subsequently, a third sub-regional centre in Estonia; and by appointing a central coordinating body.

¹ A seminar in El Salvador (June 1995) led to the arrangements by which host countries for the future sub-regional centres in Central America and the Caribbean undertook to prepare detailed project proposals to be submitted for funding to interested Parties and relevant international organizations through SBC.

- d) For the Asia and Pacific region by:
 - Selecting China and Indonesia as regional centres.

3. In view of recommendations presented in the report of the feasibility study on the establishment of Asian regional centres, it was reiterated by the Indian delegation that India could be considered as a possible host for a regional or sub-regional centre subject to further consultation at national level on the site for such a centre and to consultations with the Secretariat of the Basel Convention on what could be the possible relation of such a centre in India with the other centres in the Asian region, namely those in China and Indonesia.

4. Invite those countries in a position to do so, individually or collectively, on a bilateral or multilateral basis, to provide financial resources and/or technically qualified person(s) recruited from government, the private sector or environmental NGOs to collaborate in the establishment of centres for which sites have been agreed upon and in this connection take note of the offer from ICC to collaborate on this matter.

5. Invite those countries in a position to do so, individually or collectively, on a bilateral or multilateral basis, to provide financial resources and/or technically qualified person(s) recruited from government, the private sector or environmental NGOs to collaborate in the undertaking of studies for Africa and Western Asia. The interest expressed by representatives from ICC and UNIDO regarding collaboration on this matter should be followed up.

6. Invite the United Nations Environment Programme (UNEP), the United Nations Development Programme (UNDP), the United Nations Organization for Industrial Development (UNIDO) and the United Nations regional economic commissions, to assist the Parties to the Basel Convention and the Secretariat in the completion of remaining studies as well as assisting and collaborating in the process of establishing centres for training and technology transfer in all five regions. It also invites the World Bank, Regional and Sub-regional Development Banks, GEF, United Nations Department of Policy Coordination and Sustainable Development (UN-DPCSD) as well as the private sector to assist in the establishment of these centres.

7. Invite the Technical Working Group to cooperate on the establishment of the regional centres for training and technology transfer regarding the management of hazardous wastes and other wastes and the minimization of their generation within the framework of the Basel Convention as a major component in capacity building activities particularly in developing countries and countries with economies in transition.

8. Note that a component of the work of the regional/sub-regional centres should be to provide advice on the avoidance of inappropriate technology transfer and encouragement of cleaner technologies and sound hazardous waste management practices.

9. Further note, that Senegal has indicated its interest in being considered for selection as a sub-regional centre for French-speaking countries in Africa.

10. Request the Secretariat to report to the third session of the Open-ended Ad Hoc Committee or to another appropriate body on progress made in the establishment of regional centres on training and technology transfer in Latin America and the Caribbean, in Asia, in Central and Eastern Europe, in Africa and in Western Asia.

Decision III/20
Training and seminars related to the Basel Convention

The Conference,

Referring to decision II/20 of the second meeting of the Conference of the Parties, wishes to:

1. Request the Secretariat to continue developing training programmes, including curricula at national level in collaboration with national authorities, and organizing national and regional training activities on the implementation of the Basel Convention in collaboration with UNEP and other international organizations and as far as possible within the framework of the regional/sub-regional centres for training and technology transfer presently being established under the Basel Convention.
2. Also request the Secretariat to continue promoting public awareness on the aims of the Basel Convention through for example participation in related international conferences, symposia and seminars and by publishing newsletters and other publications/material in this field.
3. Urge Parties to contribute to the Technical Cooperation Trust Fund to assist developing countries Parties in the implementation of the Basel Convention and invite all Parties who are in a position to do so to contribute to the Trust Funds to cover the costs of participation of developing country representatives at meetings and seminars organized by the Secretariat of the Basel Convention, or in kind through i.a. the provision of resource persons for the organization of seminars, workshops and training programmes.
4. Also invite Parties to collaborate with each other on a bilateral basis in the development and implementation of training programmes as well as public awareness activities on the implementation of the Basel Convention.

Decision III/21
Technical assistance under the Basel Convention
including for the Implementation of Agenda 21

The Conference,

Recalling decision I/23 of the first meeting of the Conference of the Parties and decisions II/20 and II/21 of the second meeting of the Conference of the Parties:

1. Invites Parties and non-Parties as well as interested IGOs to provide financial resources to the Technical Cooperation Trust Fund to enable the Secretariat of the Basel Convention to assist developing countries and countries with economies in transition effectively in implementing the Convention including through activities in Agenda 21 of direct relevance to the Convention.
2. Also invites Parties, non-Parties and relevant international organizations to contribute in kind to activities to be carried out for developing countries and countries with economies

in transition in the field of environmentally sound management of hazardous by providing resource persons, experts in hazardous waste related issues, to advise these countries as required in strengthening their institutional capacities for the implementation of the Basel Convention and/or to provide in-service training for experts from these countries.

3. Invites Parties and other countries to consider providing support directly on a bilateral basis for project proposals and requests for assistance received from Parties which are developing countries and countries with economies in transition through the Secretariat of the Basel Convention and keep the Secretariat informed on the implementation of activities in this respect.

Decision III/22

Cooperation with the International Atomic Energy Agency

The Conference,

Recalling decision II/11 of the second meeting of the Conference of the Parties:

1. Welcomes the preparation by the IAEA of a draft Convention on Safety of Management of Radioactive Wastes.
2. Requests the Secretariat of the Basel Convention to continue its cooperation with the IAEA in particular in the preparation of a draft Convention on Safety of Management of Radioactive Wastes particularly in relation to the question of the inclusion of low-level radioactive wastes in its scope.
3. Further requests the Secretariat of the Basel Convention to report to the fourth meeting of the Conference of the Parties on the progress made on the Secretariat of the Basel Convention's cooperation with IAEA on the elaboration of the draft Convention on Safety of Management of Radioactive Wastes.

Decision III/23

Relationship of the Basel Convention and the London Convention, 1972

The Conference,

Recalling decisions II/7 and II/22 of the second meeting of the Conference of the Parties:

1. Invites Parties to the London Convention, 1972, which are not Parties to the Basel Convention to become Parties in order to facilitate the coordination between the two Conventions;
2. Welcomes the decisions by the 16th Consultative Meeting of the London Convention, 1972, to prohibit the dumping of industrial wastes and radioactive wastes and other radioactive matter at sea, as well as the incineration at sea of industrial wastes and sewage sludge;

3. Requests the Secretariat of the Basel Convention to continue its cooperation with the Consultative Meeting of the London Convention, 1972 and the IMO in the preparatory process for the amendment of the London Convention, 1972 in order to achieve the goal of coordination between the two Conventions and to report to the fourth meeting of the Conference of the Parties to the Basel Convention;

4. Further requests the Secretariat of the Basel Convention to continue to cooperate with the Consultative Meeting of the London Convention, 1972 and the IMO with a view to ensuring that there is no duplication of activities to be carried out under both the Basel and the London Conventions, and with a view to ensuring their complementarity;

5. Also requests the Secretariat of the Basel Convention to further investigate, in cooperation with the Consultative Meeting of the London Convention, 1972 and the IMO, the impact of the ban of the disposal of industrial wastes at sea on the treatment and disposal of hazardous waste on land, which might affect their transboundary movement.

Decision III/24

Cooperation between the International Maritime Organization and the Basel Convention, in the review of existing rules, regulations and practices with respect to transport of hazardous wastes by sea

The Conference,

Referring to decision II/24 of the second meeting of the Conference of the Parties wishes to:

1. Request SBC to further strengthen its cooperation with IMO and other relevant UN bodies, such as the UN Committee of Experts on the Transport of Dangerous Goods, the UN Economic Commission for Europe (UN-ECE), the Inter-organization Programme of Sound Management of Chemicals, and the International Programme on Chemical Safety (IPCS) with a view to bringing them to participate fully and to contribute to the work undertaken by the Technical Working Group on hazard characterization of wastes subject to the Basel Convention and to pursue work on harmonization of criteria for the classification of hazardous wastes.

2. Further request SBC to continue its cooperation in this field with the IMO as well as with other intergovernmental organizations, in particular, OECD and the European Commission;

3. Also request that the cooperation of SBC on the subject of harmonization of criteria for the classification of hazardous wastes be extended to concerned non-governmental organizations and the private sector, particularly the Council of the Federation of European Chemical Industries (CEFIC); the Oil Companies' European Organization for Environmental and Health Protection (CONCAWE); European Centre for Ecotoxicology and Toxicology of Chemicals (ECETOC), and International Petroleum Industry Environmental Conservation Association (IPIECA).

Decision III/25

Follow-up to UNEP Governing Council decisions concerning environmentally sound management of hazardous wastes

The Conference,

Referring to decision II/9 of the second meeting of the Conference of the Parties, wishes to:

1. Appreciate the work done by the Secretariat of the Basel Convention on the Implementation of the three UNEP Governing Council 17 Decisions, namely:

- 17/5 - Application of environmental norms by military establishments;
- 17/13 - Carriage of irradiated nuclear fuel by sea; and
- 17/18 - Environmentally sound management of hazardous wastes.

2. Request the Secretariat of the Basel Convention to cooperate with UNEP Headquarters and its Regional Offices in the fields related to subjects covered by the above referred to UNEP 17th Governing Council Decisions to the extent to which the activities of the above three subject areas are covered by the provisions of the Basel Convention and decision of its Contracting Parties.

Decision III/26

Cooperation with UN bodies, specialized agencies and regional systems and organizations

The Conference,

Referring to decision II/23 of the second meeting of the Conference of the Parties, wishes to:

1. Request SBC to continue its cooperation with the following organizations in order to pursue the fulfilment of the objectives and obligations of the Convention, in particular:

- United Nations bodies and specialized agencies, namely: UNCETDG, UN-CHS (Habitat), UNCTAD, UN-DHA, UN-DPCSD, UNDP, ILZSG, UNEP, UNITAR, UN Regional Commissions (ECA; ECE; ECLAC; ESCAP; ESCWA), the World Bank and FAO, IAEA, ILO, IMO, PAHO, UNIDO and WHO;
- Other intergovernmental organizations such as CARICOM, CEPIS, the Commonwealth, CPPS, Interpol, IOPC Fund, NATO, OAU, OECD, ROPME, SPF, SPREP and WCO;
- Political and/or economic integration organizations such as the European Community.

- i) with UN-CETDG and UN-ECE on matters concerning recommendations, rules and regulations governing the transport of hazardous wastes and on harmonization of criteria for environmentally hazardous substances including waste, in the area of the hazard characterization of wastes subject to the Basel Convention and on the work of UN-ECE/EUROSTAT developing standard terminology for waste and recycling;
- ii) with FAO and UNIDO, and in cooperation with UNEP/IRPTC, on the environmentally sound disposal of obsolete and unwanted pesticides stock in developing countries;
- iii) with ILO on exchange of information on cleaner production issues as a means to minimize hazardous wastes arising and consequences for occupational health and safety;
- iv) with WHO in the preparation of Technical Guidelines for clinical wastes (Y1) as recommended by the Technical Working Group, in the development of training programmes concerning or related to the effects of hazardous wastes on health and in the establishment of regional or sub-regional centres for training and technology transfer;
- v) with OECD in the work of its Waste Management Policy Group in particular regarding separate identification of hazardous wastes in the Harmonized System of the World Customs Organization, the environmentally sound management of hazardous wastes destined for recovery operations, training and waste minimization. In the preparation of technical guidelines for the environmentally sound management of hazardous wastes subject to the Basel Convention and the establishment of regional centres for training and technology transfer;
- vi) with WCO in cooperation with OECD and the EC, in the separate identification of wastes subject to the Convention in the Harmonized System, with the WCO and its Contracting Parties to accelerate its work on the inclusion into the Harmonized System of the WCO of the entries for hazardous wastes covered by the Basel Convention and to accelerate its work on the modalities of this inclusion;
- vii) with the EC on the preparation of technical guidelines for the environmentally sound management of wastes subject to the Basel Convention, on the separate identification of wastes covered by the Convention in the Harmonized System and on hazard characterization of wastes within the framework of the Convention;
- viii) with ICC, BIAC and other private sector and business organizations in the area of hazard characterization of the wastes subject to the Convention, on the preparation of technical guidelines, on the development of the Protocol on Liability and Compensation, and on the establishment of regional centres for training and technology transfer.

2. Appeal to the United Nations bodies, specialized agencies and organizations and other international and regional organizations to consider joint collaboration including financing projects with the SBC for the implementation of the Basel Convention, to provide resource persons for training courses or technical assistance missions organized through the SBC and

to keep SBC informed about hazardous waste related activities organized by them such as training courses in order to forward such information to the Parties of the Basel Convention.

Decision III/27

Cooperation between the Basel Convention and the activities undertaken at the global level leading to the development of the legally binding instrument on trade in hazardous chemicals including the Prior Informed Consent (PIC) concept.

The Conference,

1. Requests the Secretariat to cooperate with the government-designated group of experts on Prior Informed Consent (PIC) for hazardous chemicals convened by UNEP in cooperation with FAO in accordance with UNEP Governing Council decision 18/12 to enable the group to benefit from the experience gained in the implementation of the Basel Convention;
2. Invites Parties to provide assistance or guidance to the Secretariat on this matter;
3. Further requests the Secretariat to report on progress to the fourth meeting of the Conference of the Parties.

Decision III/28

Institutional, financial and procedural arrangements

The Conference,

Referring to decision II/27 of the second meeting of the Conference of the Parties,

Having considered the experience of the work of the Extended Bureau and the Secretariat of the Basel Convention during the period between the second and third meetings of the Conference of the Parties,

I. Institutional arrangements

1. Decides, with reference to its decision II/27, that its extended Bureau should also include the persons elected to chair the Open-ended Ad Hoc Committee, the Technical Working Group and the Ad Hoc Working Group of Legal and Technical Experts, subject to the provision that if a national of one State would otherwise occupy more than one position on the Extended Bureau, the relevant regional group may nominate a representative of another State to fill the other seat on the Bureau.
2. Requests the extended Bureau to initiate work on the development of a Memorandum of Understanding between the Conference of the Parties to the Basel Convention and UNEP, as host organization of its Secretariat.
3. Decides to name the head of the Secretariat "Executive Secretary" instead of "Coordinator" with a view to easing the comparison with the nomenclature used by other global environmental conventions.

4. In accordance with paragraph 8 of the Terms of Reference for the administration of the Trust Funds for the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal, authorizes the Executive Secretary to make transfers, between each of the main appropriation lines set out in the budget, up to the aggregate limit of 15 per cent of the total estimated expenditure for those appropriation lines, provided that a further limitation of up to minus 25 per cent of each such appropriation lines shall apply.

5. Requests the travel arrangements for participants to follow the UN rules.

II. Financial arrangements

6. Expresses its concern over the delays in payment of the agreed contributions by Parties as well as the voluntary contributions by Parties and non-Parties according to the agreements reached at the first meeting of the Conference of the Parties in accordance with which: "all contributions are due to be paid in the year immediately preceding the year to which the contributions relate".

7. Approves the budget for the Trust Fund for the Implementation of the Basel Convention in the amount of US\$ 2,854,805 to be met from the allocated scale of assessments, and an additional amount of US\$1,096,395 as voluntary contributions for 1997 (Annex I to this decision).

8. Approves the budget for the Trust Fund for the Implementation of the Basel Convention in the amount of US\$ 2,940,449 to be met from the allocated scale of assessments, and an additional amount of US\$1,129,291 as voluntary contributions for 1998 (Annex II to this decision).

9. Approves the budget for the Technical Cooperation Trust Fund to Assist Developing Countries subject to voluntary contributions (Annex III to this decision).

10. Approves, as attached in Annex IV to this decision, the document on financial implications of decisions of the third meeting of the Conference of the Parties to the Basel Convention for 1997, which is expected to be reviewed on a continuous basis by the meetings of the Extended Bureau to the Basel Convention subject to priorities set up by the Institutional and Legal as well as Technical Working Groups of the third meeting of the Conference of the Parties and subject to availability of funds.

11. Invites Parties to notify the Secretariat of the Basel Convention of all contributions made to the Basel Convention Trust Funds at the time such payments are made.

12. Invites the Executive Director to request that the collection of contributions to the Trust Funds of the Basel Convention is done through the existing Geneva UNEP bank account and is managed by the Geneva located financial services so that the collection and control of funds is made more efficient and effective.

13. Welcomes the decision by the UNEP/GC.18 adopted in May 1995 to provide strategic, scientific, technical and administrative support to the implementation of the Basel Convention for the biennium 1996-1997 at the level of US\$ 446,000 and suggests that priority should be given to the implementation of the decisions on the establishment of regional or sub-regional

centres for training and technology transfer regarding the management of hazardous wastes and other wastes and the minimization of their generation and on training and seminars related to the Basel Convention.

14. Requests the Executive Director of UNEP to advance funds to the Basel Convention on a reimbursable basis for operational requirements, including for technical cooperation activities to avoid disruption of the activities carried out under the Basel Convention that would result from delays in payment by the Parties of their pledged contributions.

15. Takes note of the recommendation by the Executive Director of UNEP to channel all funding related to the implementation of the Convention through one, consolidated Trust Fund.

16. Notes with appreciation the agreement by the Executive Director of UNEP to extend the two Trust Funds to the Basel Convention for 1999-2000 and 2001-2002 and *mutatis mutandis* the Terms of Reference for their administration as adopted by the First Meeting of the Conference of the Parties (Annex II to decision I/7), and to ensure ex-post-facto approval of the UNEP Governing Council for these extensions according to paragraph 19 of the Terms of Reference, subject to the further development of the Memorandum of Understanding.

17. Further notes that the Executive Director of UNEP will provide the Bureau with a report on the implementation of paragraph 16 of the Terms of Reference of the Trust Funds for the Basel Convention by May for every previous year to ensure the transparency of the use of funds of the Contracting Parties and with the annual certified accounts for the year and a report of activities under the Convention as required by paragraph 17 of the Terms of Reference.

18. Invites the Executive Director of UNEP to consult with the Secretary General of the United Nations on the procedures to be followed to modify the decision of the UN General Assembly regarding the 13 per cent charged to earmarked contributions and consequently not making any overhead charges on expenditures in the Trust Fund for Technical Assistance to Developing Countries.

19. Requests the Secretariat of the Basel Convention to ensure the implementation of all decisions adopted by the third meeting of the Conference of the Parties within the approved budgets for 1996 and for 1997/1998, ensuring that the only limiting factors in the implementation of the decision would be the availability of financial resources in the Trust Funds.

III. Procedural arrangements

20. Reiterates its previous requests to the Secretariat to secure the lowest possible costs for the translation, reproduction and dispatch of the documents for the meetings of the Conference of the Parties and its subsidiary bodies.

21. Decides that the fourth meeting of the Conference of the Parties will be held in September/October 1997.

COMPONENT-WISE PRESENTATION OF THE PROPOSED BUDGET FOR 1997
(in thousand US\$)

ANNEX I TO DECISION III/28
TRUST FUND FOR THE IMPLEMENTATION OF THE BASEL CONVENTION FOR 1997
To be reviewed in the light of priorities agreed by the third COP and subject to availability of funds.

	1997
TRUST FUND FOR THE IMPLEMENTATION OF THE BASEL CONVENTION	
10 PERSONNEL COMPONENT	
<i>1100 Professional Staff (Title & Grade)</i>	
1101 Executive Secretary (D-1)	181.1
1102 Senior Programme Officer - Training and Technological Matters (P-5)	166.1
1103 Senior Programme Officer - Legal Advice and Support, Secretary of the Legal Working Group (P-5)	166.1
1104 Senior Programme Officer - Scientific, Secretary of the Technical Working Group (P-5)	166.1
1105 Information Officer/Documentalist (P-3)	122.2
1106 Programme Officer - Technical Cooperation and Training (P-3)	122.2
1107 Programme Officer - Capacity-building and Liaison (P-2)	098.5
1108 Fund Management Officer* (P-3)	000.0
1199 Sub-total Professional Staff	1022.3
<i>1200 Consultants</i>	
1201 Legal Advice and Support (4 + travel and DSA)	040.0
1202 Capacity-building (5 + travel and DSA)	050.0
1203 Scientific Advice (4 + travel and DSA)	040.0
1204 Technical Assistance and Technological Matters (5 + travel and DSA)	050.0
1299 Sub-total Consultants	180.0
<i>1300 Administrative Support (Title & Grade)**</i>	
1301 Administrative Assistant (G-6/G-7)	120.0
1302 Senior Secretary - Executive Secretary (G-5)	000.0
1303 Secretary - Legal Advice and Support and Capacity-building (G-4)	093.0
1304 Secretary - Scientific, Technical Working Group (G-4)	093.0
1305 Secretary - Technical and Technological Matters (G-4)	093.0
1306 Database Operator/Documentation Control/Library Assistant (G-4)	093.0
1320 Temporary Assistance - Meetings	060.0
1399 Sub-total Administrative Support	552.0

* To be provided by UNEP from the OTL fund.

** UNEP will provide a contribution for administrative assistant (G-4/5) from the OTL fund.

Please note that the above gross amounts are agreed by the member States of the United Nations at the General Assembly and revised on a regular basis by its Fifth Committee - "Financial". These are published in the "Standard Salary Costs" and apply to UN staff members. They include the salary plus common staff costs; the latter includes pension to which the staff member normally contributes 7.9 per cent of the gross salary, medical subsidy, insurance, dependency allowance, language allowance and, in the case of internationally recruited staff, also includes additional potential expenditures i.e. home leave, education grant, removal costs, etc. It should be noted that the "Standard Salary Costs" differ according to duty station; Geneva being similar to Tokyo and Vienna is one of the highest. Each staff member pays every month back to the UN "staff assessment" which represents almost 20-25 per cent of the gross salary.

COMPONENT WISE PRESENTATION OF THE PROPOSED BUDGET FOR 1997
(in thousand US\$)

ANNEX I TO DECISION III/28

TRUST FUND FOR THE IMPLEMENTATION OF THE BASEL CONVENTION FOR 1997

To be reviewed in the light of priorities agreed by the third COP and subject to availability of funds.

	1997
1600 Travel on Official Business	
1601 15 meetings organized by IGOs and other bodies (DPCSD, EU, IAEA, IMO, LC 1972, Ministers, OECD, UNEP, UN Reg. Com., WCO)	050.0
1602 Presentations at seminars and at training sessions (6 missions)	025.0
1603 Travel related to technology centres (5 missions)	025.0
1604 Travel on technical assistance (5 missions)	025.0
1605 Cooperation with Regional Conventions on management of hazardous wastes (3 missions)	015.0
1699 Sub-total Travel on Official Business	140.0
20 SUB-CONTRACT COMPONENT	
2100 Sub-contract Component	
2101 Information System	200.0
2199 Sub-total Sub-contracts	200.0
30 MEETINGS AND CONFERENCES	
3300 Travel and DSA Costs of Participants	
3301 2 meetings per year - Extended Bureau (5 people/3 days)	050.0
3302 3 meetings per biennium 1997-1998 - Informal Legal Group (10 people/3 days) (50% cost reflected per annum)	075.0
3303 3 meetings per biennium 1997-1998 - Informal Technical Group (10 people/3 days) (50% cost reflected per annum)	075.0
3304 3 meetings per biennium 1997-1998 - Prevention of Illegal Traffic (10 people/3 days) - one global and one regional (50% reflected per annum)	075.0
3399 Sub-total Meetings and Conferences	275.0
34 SERVICING COSTS	
3400 Servicing Costs including Pre- and Post-session Documents	
3401 Conference of the Parties (6 languages, 5 working days, 1 working group)	600.0
3402 Open-ended Ad Hoc Committee (English only, 3 working days, 1 working group)	000.0
3403 3 meetings per biennium 1997-1998 - Liability & Compensation Working Group (Eng. only, 3 working days, 1 working group) (50% cost reflected per annum)	015.0
3404 3 meetings per biennium 1997-1998 - Technical Working Group (English only, 3 working days, 1 working group) (50% cost reflected per annum)	015.0
3405 2 meetings per year - Extended Bureau (English only, 3 working days)	010.0
3406 3 meetings per biennium 1997-1998 - Informal Legal Group (English only, 3 working days) (50% cost reflected per annum)	007.0
3407 3 meetings per biennium 1997-1998 - Informal Technical Group (English only, 3 working days) (50% cost reflected per annum)	007.0
3408 3 meetings per biennium 1997-1998 - Prevention of Illegal Traffic (English only, 3 working days) (50% cost reflected per annum)	012.0
3499 Sub-total Servicing Costs	666.0

COMPONENT-WISE PRESENTATION OF THE PROPOSED BUDGET FOR 1997
(in thousand US\$)

ANNEX I TO DECISION III/28
TRUST FUND FOR THE IMPLEMENTATION OF THE BASEL CONVENTION FOR 1997
To be reviewed in the light of priorities agreed by the third COP and subject to availability of funds.

	1997
40 EQUIPMENT AND PREMISES COMPONENT	
<i>4100 Expendable Equipment</i>	
4101 Office Supplies	010.0
4102 Library Acquisitions	010.0
4103 Computer Software	003.0
4199 Sub-total Expendable Equipment	023.0
<i>4200 Non-expendable Equipment</i>	
4201 Computers	015.0
4202 Printers	005.0
4203 Office Furniture	005.0
4204 Audio-visual Equipment	004.0
4205 Fax Machine	005.0
4299 Sub-total Non-expendable Equipment	034.0
<i>4300 Premises</i>	
4301 Rent	000.0
4302 Building Maintenance (including cleaning)	023.5
4303 Security Services	000.0
4304 Utilities (gas, electricity, etc.)	024.0
4305 Insurance	005.0
4399 Sub-total Premises	052.5
50 MISCELLANEOUS COMPONENT	
<i>5100 Operation and Maintenance of Equipment</i>	
5101 Computers/Printers	005.0
5102 Photocopiers (including rental)	035.0
5103 Other Operational Costs	005.0
5199 Sub-total Maintenance of Equipment	045.0
<i>5200 Reporting Costs</i>	
5201 Newsletter - 4 issues, 1000 copies (including distribution)	020.0
5202 SBC Series - 8 documents, 1000 copies (reproduction only)	040.0
5203 Yearly Report Booklet (printed)	010.0
5204 Text of Convention, Decisions and Status of Ratifications	025.0
5299 Sub-total Reporting	095.0

COMPONENT-WISE PRESENTATION OF THE PROPOSED BUDGET FOR 1997
(in thousand US\$)

ANNEX I TO DECISION III/28

TRUST FUND FOR THE IMPLEMENTATION OF THE BASEL CONVENTION FOR 1997

To be reviewed in the light of priorities agreed by the third COP and subject to availability of funds.

	1997
<i>5300 Sundries</i>	
5301 Communications (telephone, fax, e-mail, internet, etc.)	075.0
5302 Freight Charges	015.0
5303 Other	005.0
5399 Sub-total Sundry	095.0
<i>5400 Hospitality</i>	
5401 Hospitality	015.0
5499 Sub-total Hospitality	015.0
99 TOTAL OPERATIONAL COSTS	3394.8
Contingencies (3% of Total Operational Costs)	101.8
GRAND TOTAL OPERATIONAL COSTS	3496.6
13% Programme Support Costs	454.6
BUDGET OF THE TRUST FUND FOR THE IMPLEMENTATION OF THE BASEL CONVENTION	3951.2

**TRUST FUND FOR THE
IMPLEMENTATION OF THE BASEL CONVENTION
for 1997 (based on 1996 budget plus 10% increase)**

CONTRIBUTORS	UN SCALE OF ASSESSMENT	PERCENTAGES ADJUSTED TO EXCLUDE NON CONTRIBUTORS	ADJUSTED PERCENTAGE WITH 25% CEILING CONSIDERED	1997 CONTRIBUTIONS (US\$)
	1	2	3	4
Antigua and Barbuda	0.01	0.00	0.00	0
Argentina	0.48	0.48	0.66	18,981
Australia	1.48	1.48	2.05	58,524
Austria	0.87	0.87	1.21	34,402
Bahamas	0.02	0.00	0.00	0
Bahrain	0.02	0.00	0.00	0
Bangladesh	0.01	0.00	0.00	0
Barbados	0.01	0.00	0.00	0
Belgium	1.01	1.01	1.40	39,938
Brazil	1.62	1.62	2.24	64,060
Canada	3.11	3.11	4.31	122,979
Chile	0.08	0.00	0.00	0
China	0.74	0.74	1.03	29,262
Comores	0.01	0.00	0.00	0
Costa Rica	0.01	0.00	0.00	0
Côte d'Ivoire	0.01	0.00	0.00	0
Croatia	0.09	0.00	0.00	0
Cuba	0.05	0.00	0.00	0
Cyprus	0.03	0.00	0.00	0
Czech Republic	0.25	0.25	0.35	9,886
Denmark	0.72	0.72	1.00	28,471
Ecuador	0.02	0.00	0.00	0
Egypt	0.08	0.00	0.00	0
El Salvador	0.01	0.00	0.00	0
Estonia	0.04	0.00	0.00	0
Finland	0.62	0.62	0.86	24,517
France	6.42	6.42	8.89	253,866
Germany	9.06	9.06	12.55	358,260
Greece	0.38	0.38	0.53	15,026
Guatemala	0.02	0.00	0.00	0
Guinea	0.01	0.00	0.00	0
Hungary	0.14	0.14	0.19	5,536
Iceland	0.03	0.00	0.00	0
India	0.31	0.31	0.43	12,258
Indonesia	0.14	0.14	0.19	5,536
Iran	0.45	0.45	0.62	17,794
Ireland	0.21	0.21	0.29	8,304
Israel	0.27	0.27	0.37	10,677
Italy	5.25	5.25	7.27	207,601
Japan	15.65	15.65	21.68	618,849
Jordan	0.01	0.00	0.00	0
Kuwait	0.19	0.19	0.26	7,513
Latvia	0.08	0.00	0.00	0

CONTRIBUTORS	UN SCALE OF ASSESSMENT	PERCENTAGES ADJUSTED TO EXCLUDE NON CONTRIBUTORS	ADJUSTED PERCENTAGE WITH 25% CEILING CONSIDERED	1997 CONTRIBUTIONS (US\$)
	1	2	3	4
Lebanon	0.01	0.00	0.00	0
Liechtenstein	0.01	0.00	0.00	0
Luxembourg	0.07	0.00	0.00	0
Malawi	0.01	0.00	0.00	0
Malaysia	0.14	0.14	0.19	5,536
Maldives	0.01	0.00	0.00	0
Mauritius	0.01	0.00	0.00	0
Mexico	0.79	0.79	1.09	31,239
Monaco	0.01	0.00	0.00	0
Namibia	0.01	0.00	0.00	0
Netherlands	1.59	1.59	2.20	62,873
New Zealand	0.24	0.24	0.33	9,490
Nigeria	0.11	0.11	0.15	4,350
Norway	0.56	0.56	0.78	22,144
Oman	0.04	0.00	0.00	0
Pakistan	0.06	0.00	0.00	0
Panama	0.01	0.00	0.00	0
Papua New Guinea	0.01	0.00	0.00	0
Peru	0.06	0.00	0.00	0
Philippines	0.06	0.00	0.00	0
Poland	0.33	0.33	0.46	13,049
Portugal	0.28	0.28	0.39	11,072
Qatar	0.04	0.00	0.00	0
Republic of Korea	0.82	0.82	1.14	32,425
Romania	0.15	0.15	0.21	5,931
Russian Federation	4.27	4.27	5.91	168,849
Saint Kitts and Nevis	0.01	0.00	0.00	0
Saint Lucia	0.01	0.00	0.00	0
Saudi Arabia	0.71	0.71	0.98	28,076
Senegal	0.01	0.00	0.00	0
Seychelles	0.01	0.00	0.00	0
Slovakia	0.08	0.00	0.00	0
Slovenia	0.07	0.00	0.00	0
South Africa	0.32	0.32	0.44	12,654
Spain	2.38	2.38	3.30	94,112
Sri Lanka	0.01	0.00	0.00	0
Sweden	1.23	1.23	1.70	48,638
Switzerland	1.21	1.21	1.68	47,847
Syrian Arab Republic	0.05	0.00	0.00	0
Trinidad and Tobago	0.03	0.00	0.00	0
Turkey	0.38	0.38	0.53	15,026
United Arab Emirates	0.19	0.19	0.26	7,513
United Kingdom	5.32	5.32	7.37	210,369
United Republic of Tanzania	0.01	0.00	0.00	0
Uruguay	0.04	0.00	0.00	0
Viet Nam	0.01	0.00	0.00	0
Zaire	0.01	0.00	0.00	0

CONTRIBUTORS	UN SCALE OF ASSESSMENT	PERCENTAGES ADJUSTED TO EXCLUDE NON CONTRIBUTORS	ADJUSTED PERCENTAGE WITH 25% CEILING CONSIDERED	1997 CONTRIBUTIONS (US\$)
	1	2	3	4
Zambia	0.01	0.00	0.00	0
EEC	2.50	2.50	2.50	71,370
Total	74.32	72.89	100.00	2,854,805
VOLUNTARY CONTRIBUTIONS				
Switzerland				120,000
United States of America				80,000
Others				896,395
GRAND TOTAL				3,951,200

COMPONENT-WISE PRESENTATION OF THE PROPOSED BUDGET FOR 1998
(in thousand US\$)

ANNEX II TO DECISION III/28

TRUST FUND FOR THE IMPLEMENTATION OF THE BASEL CONVENTION FOR 1998

To be reviewed in the light of priorities agreed by the third COP and subject to availability of funds.

	1998
TRUST FUND FOR THE IMPLEMENTATION OF THE BASEL CONVENTION	
10 PERSONNEL COMPONENT	
<i>1100 Professional Staff (Title & Grade)</i>	
1101 Executive Secretary (D-1)	190.5
1102 Senior Programme Officer - Training and Technological Matters (P-5)	174.5
1103 Senior Programme Officer - Legal Advice and Support, Secretary of the Legal Working Group (P-5)	174.5
1104 Senior Programme Officer - Scientific, Secretary of the Technical Working Group (P-5)	174.5
1105 Information Officer/Documentalist (P-3)	128.3
1106 Programme Officer - Technical Cooperation and Training (P-3)	128.3
1107 Programme Officer - Capacity-building and Liaison (P-2)	103.5
1108 Fund Management Officer* (P-3)	000.0
1199 Sub-total Professional Staff	1074.1
<i>1200 Consultants</i>	
1201 Legal Advice and Support (10 + travel and DSA)	100.0
1202 Capacity-building (10 + travel and DSA)	100.0
1203 Scientific Advice (10 + travel and DSA)	100.0
1204 Technical Assistance and Technological Matters (10 + travel and DSA)	100.0
1299 Sub-total Consultants	400.0
<i>1300 Administrative Support (Title & Grade)*</i>	
1301 Administrative Assistant (G-6/G-7)	126.0
1302 Senior Secretary - Executive Secretary (G-5)	000.0
1303 Secretary - Legal Advice and Support and Capacity-building (G-4)	097.7
1304 Secretary - Scientific, Technical Working Group (G-4)	097.7
1305 Secretary - Technical and Technological Matters (G-4)	097.7
1306 Database Operator/Documentation Control/Library Assistant (G-4)	097.7
1320 Temporary Assistance - Meetings	063.0
1399 Sub-total Administrative Support	579.8

* To be provided by UNEP from the OTL fund.

** UNEP will provide a contribution for administrative assistant (G-4/5) from the OTL fund.

Please note that the above gross amounts are agreed by the member States of the United Nations at the General Assembly and revised on a regular basis by its Fifth Committee - "Financial". These are published in the "Standard Salary Costs" and apply to UN staff members. They include the salary plus common staff costs; the latter includes pension to which the staff member normally contributes 7.9 per cent of the gross salary, medical subsidy, insurance, dependency allowance, language allowance and, in the case of internationally recruited staff, also includes additional potential expenditures i.e. home leave, education grant, removal costs, etc. It should be noted that the "Standard Salary Costs" differ according to duty station; Geneva being similar to Tokyo and Vienna is one of the highest. Each staff member pays every month back to the UN "staff assessment" which represents almost 20-25 per cent of the gross salary.

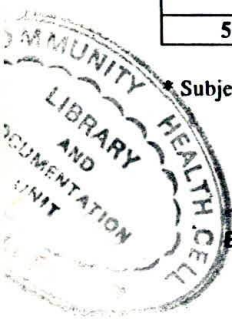
COMPONENT-WISE PRESENTATION OF THE PROPOSED BUDGET FOR 1998
(in thousand US\$)

	1998
1600 Travel on Official Business	
1601 15 meetings organized by IGOs and other bodies (DPCSD, EU, IAEA, IMO, LC 1972, Ministers, OECD, UNEP, UN Reg. Com., WCO)	052.5
1602 Presentations at seminars and at training sessions (5 missions)	026.5
1603 Travel related to technology centres (5 missions)	026.5
1604 Travel on technical assistance (5 missions)	026.5
1605 Cooperation with Regional Conventions on management of hazardous wastes (3 missions)	015.9
1699 Sub-total Travel on Official Business	147.9
20 SUB-CONTRACT COMPONENT	
2100 Sub-contract Component	
2101 Information System	210.0
2102 Assistance to developing countries in development of information system (26 countries)	260.0
2199 Sub-total Sub-contracts	470.0
30 MEETINGS AND CONFERENCES	
3300 Travel and DSA Costs of Participants	
3301 2 meetings per year - Extended Bureau (5 people/3 days)	052.5
3302 3 meetings per biennium 1997-1998 - Informal Legal Group (10 people/3 days) (50% cost reflected per annum)	075.0
3303 3 meetings per biennium 1997-1998 - Informal Technical Group (10 people/3 days) (50% cost reflected per annum)	075.0
3304 3 meetings per biennium 1997-1998 - Prevention of Illegal Traffic (10 people/3 days) - one global and one regional (50% cost reflected per annum)	075.0
3399 Sub-total Meetings and Conferences	277.5
34 SERVICING COSTS	
3400 Servicing Costs including Pre- and Post-session Documents	
3401 Conference of the Parties (6 languages, 5 working days, 1 working group)	000.0
3402 Open-ended Ad Hoc Committee (English only, 3 working days, 1 working group)	050.0
3403 3 meetings per biennium 1997-1998 - Liability & Compensation Working Group (Eng. only, 3 working days, 1 working group) (50% cost reflected per annum)	015.0
3404 3 meetings per biennium 1997-1998 - Technical Working Group (English only, 3 working days, 1 working group) (50% cost reflected per annum)	015.0
3405 2 meetings per year - Extended Bureau (English only, 3 working days)	010.5
3406 3 meetings per biennium 1997-1998 - Informal Legal Group (English only, 3 working days) (50% cost reflected per annum)	007.0
3407 3 meetings per biennium 1997-1998 - Informal Technical Group (English only, 3 working days) (50% cost reflected per annum)	007.0
3408 3 meetings per biennium 1997-1998 - Prevention of Illegal Traffic (English only, 3 working days) (50% cost reflected per annum)	012.0
3499 Sub-total Servicing Costs	116.5

COMPONENT-WISE PRESENTATION OF THE PROPOSED BUDGET FOR 1998
(in thousand US\$)

	1998
40 EQUIPMENT AND PREMISES COMPONENT	
<i>4100 Expendable Equipment</i>	
4101 Office Supplies	010.5
4102 Library Acquisitions	010.5
4103 Computer Software	003.2
4199 Sub-total Expendable Equipment	024.2
<i>4200 Non-expendable Equipment</i>	
4201 Computers	010.0
4202 Printers	002.0
4203 Office Furniture	005.0
4204 Audio-visual Equipment	004.0
4205 Fax Machine	000.0
4299 Sub-total Non-expendable Equipment	021.0
<i>4300 Premises</i>	
4301 Rent (covered till second quarter of 1998 by host government)*	074.0
4302 Building Maintenance (including cleaning)	024.5
4303 Security Services	000.0
4304 Utilities (gas, electricity, etc.)	025.2
4305 Insurance	005.3
4399 Sub-total Premises	129.0
50 MISCELLANEOUS COMPONENT	
<i>5100 Operation and Maintenance of Equipment</i>	
5101 Computers/Printers	005.3
5102 Photocopiers (including rental)	036.8
5103 Other Operational Costs	005.3
5199 Sub-total Maintenance of Equipment	047.4
<i>5200 Reporting Costs</i>	
5201 Newsletter - 4 issues, 1000 copies (including distribution)	021.0
5202 SBC Series - 8 documents, 1000 copies (reproduction only)	042.0
5203 Yearly Report Booklet (printed)	010.5
5204 Text of Convention, Decisions and Status of Ratifications	026.3
5299 Sub-total Reporting	099.8

* Subject to the results of ongoing negotiations with the Swiss Government.



COMPONENT-WISE PRESENTATION OF THE PROPOSED BUDGET FOR 1998
(in thousand US\$)

	1998
5300 Sundries	
5301 Communications (telephone, fax, e-mail, internet, etc.)	078.8
5302 Freight Charges	015.8
5303 Other	005.3
5399 Sub-total Sundry	099.9
5400 Hospitality	
5401 Hospitality	009.5
5499 Sub-total Hospitality	009.5
99 TOTAL OPERATIONAL COSTS	3496.6
Contingencies (3% of Total Operational Costs)	104.9
GRAND TOTAL OPERATIONAL COSTS	3601.5
13% Programme Support Costs	468.2
BUDGET OF THE TRUST FUND FOR THE IMPLEMENTATION OF THE BASEL CONVENTION	4069.7

**TRUST FUND FOR THE
IMPLEMENTATION OF THE BASEL CONVENTION
for 1998 (based on 1997 budget plus 3% increase)**

CONTRIBUTORS	UN SCALE OF ASSESSMENT	PERCENTAGES ADJUSTED TO EXCLUDE NON CONTRIBUTORS	ADJUSTED PERCENTAGE WITH 25% CEILING CONSIDERED	1998 CONTRIBUTIONS (US\$)
	1	2	3	4
Antigua and Barbuda	0.01	0.00	0.00	0
Argentina	0.48	0.48	0.66	19,550
Australia	1.48	1.48	2.05	60,279
Austria	0.87	0.87	1.21	35,435
Bahamas	0.02	0.00	0.00	0
Bahrain	0.02	0.00	0.00	0
Bangladesh	0.01	0.00	0.00	0
Barbados	0.01	0.00	0.00	0
Belgium	1.01	1.01	1.40	41,137
Brazil	1.62	1.62	2.24	65,982
Canada	3.11	3.11	4.31	126,668
Chile	0.08	0.00	0.00	0
China	0.74	0.74	1.03	30,140
Comores	0.01	0.00	0.00	0
Costa Rica	0.01	0.00	0.00	0
Côte d'Ivoire	0.01	0.00	0.00	0
Croatia	0.09	0.00	0.00	0
Cuba	0.05	0.00	0.00	0
Cyprus	0.03	0.00	0.00	0
Czech Republic	0.25	0.25	0.35	10,182
Denmark	0.72	0.72	1.00	29,325
Ecuador	0.02	0.00	0.00	0
Egypt	0.08	0.00	0.00	0
El Salvador	0.01	0.00	0.00	0
Estonia	0.04	0.00	0.00	0
Finland	0.62	0.62	0.86	25,252
France	6.42	6.42	8.89	261,482
Germany	9.06	9.06	12.55	369,008
Greece	0.38	0.38	0.53	15,477
Guatemala	0.02	0.00	0.00	0
Guinea	0.01	0.00	0.00	0
Hungary	0.14	0.14	0.19	5,702
Iceland	0.03	0.00	0.00	0
India	0.31	0.31	0.43	12,626
Indonesia	0.14	0.14	0.19	5,702
Iran	0.45	0.45	0.62	18,328
Ireland	0.21	0.21	0.29	8,553
Israel	0.27	0.27	0.37	10,997
Italy	5.25	5.25	7.27	213,829
Japan	15.65	15.65	21.68	637,414
Jordan	0.01	0.00	0.00	0
Kuwait	0.19	0.19	0.26	7,739
Latvia	0.08	0.00	0.00	0

CONTRIBUTORS	UN SCALE OF ASSESSMENT	PERCENTAGES ADJUSTED TO EXCLUDE NON CONTRIBUTORS	ADJUSTED PERCENTAGE WITH 25% CEILING CONSIDERED	1998 CONTRIBUTIONS (US\$)
	1	2	3	4
Lebanon	0.01	0.00	0.00	0
Liechtenstein	0.01	0.00	0.00	0
Luxembourg	0.07	0.00	0.00	0
Malawi	0.01	0.00	0.00	0
Malaysia	0.14	0.14	0.19	5,702
Maldives	0.01	0.00	0.00	0
Mauritius	0.01	0.00	0.00	0
Mexico	0.79	0.79	1.09	32,176
Monaco	0.01	0.00	0.00	0
Namibia	0.01	0.00	0.00	0
Netherlands	1.59	1.59	2.20	64,760
New Zealand	0.24	0.24	0.33	9,775
Nigeria	0.11	0.11	0.15	4,480
Norway	0.56	0.56	0.78	22,808
Oman	0.04	0.00	0.00	0
Pakistan	0.06	0.00	0.00	0
Panama	0.01	0.00	0.00	0
Papua New Guinea	0.01		0.00	0
Peru	0.06	0.00	0.00	0
Philippines	0.06	0.00	0.00	0
Poland	0.33	0.33	0.46	13,441
Portugal	0.28	0.28	0.39	11,404
Qatar	0.04		0.00	0
Republic of Korea	0.82	0.82	1.14	33,398
Romania	0.15	0.15	0.21	6,109
Russian Federation	4.27	4.27	5.91	173,914
Saint Kitts and Nevis	0.01	0.00	0.00	0
Saint Lucia	0.01	0.00	0.00	0
Saudi Arabia	0.71	0.71	0.98	28,918
Senegal	0.01	0.00	0.00	0
Seychelles	0.01	0.00	0.00	0
Slovakia	0.08	0.00	0.00	0
Slovenia	0.07	0.00	0.00	0
South Africa	0.32	0.32	0.44	13,033
Spain	2.38	2.38	3.30	96,936
Sri Lanka	0.01	0.00	0.00	0
Sweden	1.23	1.23	1.70	50,097
Switzerland	1.21	1.21	1.68	49,282
Syrian Arab Republic	0.05	0.00	0.00	0
Trinidad and Tobago	0.03	0.00	0.00	0
Turkey	0.38	0.38	0.53	15,477
United Arab Emirates	0.19	0.19	0.26	7,739
United Kingdom	5.32	5.32	7.37	216,680
United Republic of Tanzania	0.01	0.00	0.00	0
Uruguay	0.04	0.00	0.00	0
Viet Nam	0.01	0.00	0.00	0
Zaire	0.01	0.00	0.00	0

CONTRIBUTORS	UN SCALE OF ASSESSMENT	PERCENTAGES ADJUSTED TO EXCLUDE NON CONTRIBUTORS	ADJUSTED PERCENTAGE WITH 25% CEILING CONSIDERED	1998 CONTRIBUTIONS (US\$)
	1	2	3	4
Zambia	0.01	0.00	0.00	0
EEC	2.50	2.50	2.50	73,511
Total	74.32	72.89	100.00	2,940,449
VOLUNTARY CONTRIBUTIONS				
Switzerland				120,000
United States of America				80,000
Others				929,291
GRAND TOTAL				4,069,740

COMPONENT-WISE PRESENTATION OF THE PROPOSED BUDGET FOR 1997 AND 1998
(in thousand US\$)

ANNEX III TO DECISION III/28
TECHNICAL COOPERATION TRUST FUND TO ASSIST DEVELOPING COUNTRIES FOR 1997-1998

	1997	1998
TECHNICAL COOPERATION TRUST FUND TO ASSIST DEVELOPING COUNTRIES		
30 TRAINING COMPONENT		
3100 Training		
3101 Technical Assistance to 10 Countries	250.0	272.5
3199 Sub-total Technical Assistance	250.0	272.5
3200 Group Training		
3201 Regional/Sub-regional Workshops and Seminars (1 per region per year)	150.0	157.5
3202 Technology Centres (12 centres)	201.0	400.0
3299 Sub-total Group Training	351.0	557.5
3300 Meetings/Conferences (travel and DSA of participants)		
3301 Conference of the Parties	400.0	000.0
3302 Open-ended Ad Hoc Committee	000.0	210.0
3303 3 meetings per biennium - Liability and Compensation Working Group	150.0	150.0
3304 3 meetings per biennium - Technical Working Group	150.0	150.0
3399 Sub-total Meetings/Conferences	700.0	510.0
3400 Contribution by Host Government (TBD*)		
3499 Sub-total Contribution by Host Government		
99 TOTAL COSTS	1301.0	1340.0
Contingencies (3% of total costs)	039.0	040.2
GRAND TOTAL	1340.0	1380.2
13% Programme Support Costs	174.2	179.4
BUDGET OF THE TECHNICAL COOPERATION TRUST FUND TO ASSIST DEVELOPING COUNTRIES	1514.2	1559.6

* TBD - to be determined . The Government of Switzerland has been very supportive to the Conventions located in Geneva, including the Basel Convention and will continue to do so.

ANNEX IV TO DECISION III/28 - Financial Implications of Decisions of the third meeting of the Conference of the Parties to the Basal Convention - 1997

DECISION III/1 - LIABILITY AND COMPENSATION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Organization of three meetings per biennium 1997-1998 of the Ad Hoc Working Group of Legal and Technical Experts, to be held in Geneva for a period of three days per meeting in one language (50% costs reflected per annum)</i>				
a) Organization costs (including pre-session, in-session and post-session documentation, etc.)	BC 3403		10,000	15,000
b) Funding of participation costs for 20 participants per meeting from developing countries and countries with economies in transition (50% costs reflected per annum)		BD 3303	50,000	75,000
c) Hiring of two consultants to prepare documentation for above meetings - including fee and travel costs	BC 1201		10,000	20,000
SUB-TOTAL				110,000
<i>2) Organization of one meeting of an informal legal group, to be held in Geneva, for a period of three days in English only:</i>				
a) Organization costs	BC 3406		5,000	5,000
b) Funding of participation costs for 10 participants from developing countries and countries with economies in transition	BC 3302		50,000	50,000
SUB-TOTAL				55,000
<i>3) Additional staffing requirements: 10% of the time of Programme Officer - Capacity building and liaison (P2) - in order to assist with the implementation of this decision</i>	BC 1107		9,850	9,850
SUB-TOTAL				9,850
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/1				174,850

DECISION III/2 - EMERGENCY FUND				
DESCRIPTION OF ACTIVITIES	BUDGET LINE Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
<p>The implementation of this decision will require:</p> <p><i>1) 50% of one meeting of an informal legal group, to be held in Geneva, for a period of three days in English only:</i></p> <p>a) Organization costs (including pre-session, in-session and post-session documentation, etc.)</p> <p>b) Funding of participation costs for 5 participants from developing countries and countries with economies in transition</p> <p style="text-align: right;">SUB-TOTAL</p>	<p>BC 3406</p> <p>BC 3302</p>			<p>2,500</p> <p>25,000</p> <p>27,500</p>
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/2				27,500

DECISION III/3 - SUBSIDIARY BODIES UNDER THE CONFERENCE OF THE PARTIES OF THE BASEL CONVENTION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
There are no financial implications as the Open-ended Ad Hoc Committee will not meet in 1997.				
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/3				

DECISION III/4 - ILLEGAL TRAFFIC IN HAZARDOUS WASTES AND OTHER WASTES				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Three meetings per biennium 1997-1998 of the Working Group on Prevention of Illegal Traffic for a duration of 3 days each meeting, in English Only (50% costs reflected per annum):</i>				
a) Organization costs (including pre-session and post-session documentation, etc.)	BC 3408		8,000	12,000
b) Funding of participation costs for approx. 10 participants from developing countries and countries with economies in transition (50% costs reflected per annum)	BC 3304		50,000	75,000
SUB-TOTAL				87,000
<i>2) Staff travel:</i>				
a) Cooperation with Regional Conventions on the subject of illegal traffic - one mission	BC 1605			5,000
b) Participation of one staff member at Interpol meeting(s) on Illegal Traffic in Hazardous Wastes	BC 1601			3,333
c) Presentations by SBC staff members at seminar(s) and / or training sessions*	BC 1602*			
SUB-TOTAL				8,333
<i>3) Additional staff requirements:</i>				
a) 10% of the time of the Programme Officer - Capacity-building and liaison (P-2) to provide assistance in development of national legislation dealing with illegal traffic, capacity-building in this field, monitoring of cases of illegal traffic, compilation of reports from Contracting Parties, etc.:	BC 1107			9,850
<i>4) Training course(s) for customs officers re. the prevention of illegal traffic (seminars/training)</i>		BD 3201*		
COSTS FOR IMPLEMENTATION OF DECISION III/4 CONTINUED NEXT PAGE				

* To be included in overall decision on training and seminars related to the Basel Convention - Decision III/20.

DECISION III/4 - ILLEGAL TRAFFIC IN HAZARDOUS WASTES AND OTHER WASTES				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
CONTINUED FROM PREVIOUS PAGE				
5) <i>Technical assistance:</i>				
a) Technical assistance required for the implementation of this decision		BD 3101		50,000
SUB-TOTAL				50,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/4				145,333

DECISION III/5 - MODEL NATIONAL LEGISLATION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
1) <i>Part of technical assistance on the development of national legislation, capacity building and institutional arrangements*</i>		BD 3101		50,000
SUB-TOTAL				50,000
2) Additional staff requirements:				
a) 20% of the time of Programme Officer - Capacity-building and liaison (P2) with regard to the compilation of national legislation, comparisons of national legislation, liaison with countries re. national legislation, preparation of publications, responding to requests for advice, etc.	BC 1107			19,700
b) 20% of the time of Database Operator / Documentation Control / Library Assistant (G-4) to assist with national legislation analysis, etc.	BC 1307			18,600
SUB-TOTAL				38,300
3) <i>Consultancies:</i>				
a) Hiring of one consultant to provide legal advice and support	BC 1201		10,000	10,000
b) Hiring of two consultants to undertake capacity-building activities	BC 1202		10,000	20,000
SUB-TOTAL				30,000
4) <i>Part of the time of the Informal Group of Legal Experts will be used to update the Model National Legislation</i>	BC 3406 BC 3302			
For costings, please see Decision III/1 and Decision III/4				
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/5				118,300

* See also technical assistance allocated to other decisions to which this assistance will be related and sometimes combined.

DECISION III/6 - DESIGNATION OF COMPETENT AUTHORITIES AND FOCAL POINTS				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Additional staff requirements:</i>				
a) 10% of the time of Secretary - Operational activities (G-4) to maintain, update and disseminate list of Competent Authorities and Focal Points	BC 1306			9,300
b) 5% of the time of Programme Officer - Capacity-building and liaison (P-2) to initiate activities with governments re. the establishment of Competent Authorities and Focal Points, and to undertake research as to how these fit into the institutional structures within the administrations of the Contracting Parties, etc.	BC 1107			4,925
SUB-TOTAL				14,225
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/6				14,225

DECISION III/7 - MANUAL FOR THE IMPLEMENTATION OF THE BASEL CONVENTION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
1) <i>Technical assistance and training in the use of the Manual for the implementation of the Convention</i>		BD 3101*		25,000
SUB-TOTAL				25,000
2) Additional staff requirements:				
b) 5% of the time of Programme Officer - Capacity-building and liaison (P-2) to initiate activities with governments re. the establishment of Competent Authorities and Focal Points, and to undertake research as to how these fit into the institutional structures within the administrations of the Contracting Parties, etc.	BC 1107			4,925
SUB-TOTAL				4,925
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/7				29,925

* Partly included into decision III/5 on National Legislation and on Training.

DECISION III/8 - BILATERAL, MULTILATERAL AGREEMENTS OR ARRANGEMENTS				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require technical assistance in development of agreements and regular updating of the compilation document containing the reports from the Contracting Parties on bilateral, multilateral and regional agreements or arrangements:				
1) <i>Reproduction and dissemination of the updated version of the Texts on the Bilateral, Multilateral and Regional Agreements or Arrangements regarding Transboundary Movements of Hazardous Wastes and Other Wastes (1000 copies x 200 pages)</i>	BC 5200 (1)			
SUB-TOTAL				0
2) <i>Additional staff requirements:</i>				
b) 5% of the time of Programme Officer - Capacity-building and liaison (1-2) for the collection and compilation of agreements / arrangements, analysis, comments, advice, etc.	BC 1107			4,925
SUB-TOTAL				4,925
3) <i>Technical assistance and training:</i>				
a) Technical assistance required		BD 3101		10,000
SUB-TOTAL				10,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/8				14,925

DECISION III/9 - EVALUATION OF THE EFFECTIVENESS OF THE BASEL CONVENTION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Consultants:</i>				
a) Hiring of one consultant to provide legal advice and support on the effectiveness of the Basel Convention	BC 1201*			
b) Hiring of consultants to undertake three capacity-building missions to developing countries experiencing particular problems with the effective implementation of the Convention	BC 1202		10,000	30,000
SUB-TOTAL				30,000
<i>2) Cooperation with UN bodies, IGOs and NGOs on the implementation of the Convention:</i>				
a) Travel of one SBC staff member to one UN/DPCSD meeting on the above subject	BC 1601			5,000
SUB-TOTAL				5,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/9				35,000

* Included into consultancy under Decision III/5.

DECISION III/10 - MONITORING THE IMPLEMENTATION OF AND COMPLIANCE WITH THE OBLIGATIONS SET OUT BY THE BASEL CONVENTION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) 50% of the Informal Legal Group to study issues related to the establishment of a mechanism for monitoring of the implementation of and compliance with the Basel Convention*:</i>				
a) Organization costs (including pre-session, in-session and post-session documentation, etc.)	BC 3406			2,500
b) Funding of participation costs for 5 participants from developing countries and countries with economies in transition	BC 3302			25,000
c) Hiring of one consultant for a period of one month to include travel to SBC for a period of one week	BC 1201**			
SUB-TOTAL				27,500
<i>2) Technical assistance:</i>				
a) Technical assistance required to implement this decision		BD 3101		55,000
SUB-TOTAL				55,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/10				82,500

* This meeting will also consider the effectiveness of the Convention, if necessary (Decision III/9).

** At a cost of US\$ 10,000, already included under Decision III/3.

DECISION III/11 - IMPLEMENTATION OF DECISION II/12				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Provision of technical assistance to Contracting Parties with regard to reporting on Decision II/12:</i>				
a) One SBC staff member will be required to travel from Geneva to each region for a period of three days per country to provide such assistance (Africa - two countries, West Asia - one country)	BC 1604*		5,000	15,000
b) Reproduction of consolidated country reports from each country (in language of reporting country) - 150 pages per report x 300 copies	BC 5200 (1)			
SUB-TOTAL				15,000
<i>2) Additional staff requirements: 20% of the time of the Programme Officer - Capacity-building / liaison officer - (P-2) will be required to implement this decision</i>	BC 1107			19,700
SUB-TOTAL				19,700
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/11				34,700

* In view of the fact that only 5 missions are budgeted for 1997 on technical assistance, the work on the implementation of Decision II/12 could be covered only if additional funds are raised or if budget line BD 3101 were used.

DECISION III/12 - HAZARD CHARACTERIZATION

DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
In order to advance with the work on hazard characterization of wastes, the following activities will be required:				
<i>1) Organization of 3 informal meetings per biennium 1997-1998 of technical experts, one to advance with work on the development of lists of wastes and the other to advance with work on hazard characteristics. Both meetings to take place in Geneva for a duration of 3 days in English, approx. 20 participants each meeting (50% costs reflected per annum):</i>				
a) Organization costs (including pre-session, in-session and post-session documentation)	BC 3407		4,667	7,000
b) Funding of participation costs for approx. 10 participants from developing countries and countries with economies in transition (50% costs reflected per annum)	BC 3303		50,000	75,000
c) Hiring of 2 consultants to prepare relevant documentation for the above meetings (costs to include travel, etc.)	BC 1203		10,000	20,000
SUB-TOTAL				102,000
<i>2) Organization of 3 meetings per biennium 1997-1998 of the Technical Working Group in order to review the outcome of the informal working groups, to take place in Geneva for a duration of 3 days in English, approx., 70 participants (50% costs reflected per annum):</i>				
a) Organization costs (including pre-session, in-session and post-session documentation)	BC 3404		10,000	15,000
b) Funding of participation costs for approx. 10 participants from developing countries and countries with economies in transition (50% costs reflected per annum)		BD 3304	100,000	100,000
SUB-TOTAL				115,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/12				217,000

DECISION III/13 - TECHNICAL GUIDELINES FOR THE ENVIRONMENTALLY-SOUND MANAGEMENT OF WASTES SUBJECT TO THE BASEL CONVENTION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Publication in all six official UN languages of the technical guidelines on Specially Engineered Landfill (D5), Incineration on Land (D10 and Used Oil Re-refining or other Re-uses of Previously Used Oil:</i>				
a) Translation of 5,000 words of revised text into all six languages (Eng/Fr/Sp/Russ @ \$165 per 1,000 words, Chinese/Arabic @ \$202 per 1,000 words) and reproduction of final document in all six languages	BC 5200 (1)			
SUB-TOTAL				0
<i>2) Organization of 3 meetings per biennium 1997-1998 of the Technical Working Group to consider draft texts of technical guidelines being prepared on: Physico-chemical treatment (D9) and Biological treatment (D8) as well as preliminary texts for recycling/reclamation of metal and metal compounds (R4), to take place in Geneva for a period of three days in English, approx. 70 participants:</i>				
a) Organization costs (including pre-session, in-session and post-session documentation)	BC 3404*			
b) Funding of participants costs for approx. 20 participants from developing countries and countries with economies in transition		BD 3304*		
c) Hiring of two consultants to assist in the preparation of the above document (costs to include travel, etc.)	BC 1203		10,000	20,000
SUB-TOTAL				20,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/13				20,000

* Reflected in Decision III/12.

DECISION III/14 - TRANSBOUNDARY MOVEMENTS OF HAZARDOUS WASTES DESTINED FOR RECOVERY OPERATIONS				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
1) <i>Reproduction and dissemination of Guidance Document on Transboundary Movements of Hazardous Wastes Destined for Recovery Operations in all six UN languages</i>	BC 5200 (1)			
SUB-TOTAL				0
2) <i>Initiation and implementation of case studies on recovery of hazardous wastes in Estonia, Bahrain (to be confirmed), Ecuador, Philippines and Israel. SBC will contribute to this work assuming that other sources of funds will be mobilized to implement the results of the case studies:</i>				
a) Hiring of three experts, including travel to relevant region as well as travel to SBC for briefing, as well as hiring of five locally recruited experts, to include fee plus inland travel		BD 3101		50,000
SUB-TOTAL				50,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/14				50,000

DECISION III/15 - POSSIBLE EFFECTS OF THE BASEL CONVENTION ON THE TRANSBOUNDARY MOVEMENTS OF WASTE OZONE-DEPLETING CHEMICALS, INCLUDING HALONS, INTENDED FOR RECOVERY				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
There are no financial implications of this decision in 1997.				
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/15				

DECISION III/16 - DOCUMENTATION: NOTIFICATION AND MOVEMENT DOCUMENT

DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Publication of the Notification and Movement Document - Instruction Manual, in all six UN languages:</i>				
a) Translation of 5,000 words of revised text into all six languages (Eng/Fr/Spa/Russ # \$165 per 1,000 words, Chinese/Arabic @ \$202 per 1,000 words) and reproduction of final document in all six languages	BC 5200 (1)			
SUB-TOTAL				0
<i>2) Preparation of a popular version of the Instruction Manual:</i>				
a) Hiring of one consultant to summarize the Instruction Manual*				
b) Professional layout, typesetting and printing of document, formal A5, 16 pages with glossy cover, reproduction in all six UN languages	BC 5200 (1)			
SUB-TOTAL				0
<i>3) Provision of assistance to Contracting Parties upon request on use of forms:</i>				
a) Technical assistance on Notification and Movement Document to developing countries		BD 3101		10,000
SUB-TOTAL				10,000
<i>4) Additional staff requirements:</i>				
a) 5% of the time of the Programme Officer - Capacity-building and liaison (P-2)	BC 1107			4,925
b) 25% of the time of Secretary - Technical and technological matters (G-4)	BC 1305			23,250
SUB-TOTAL				28,175
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/16				38,175

* Negotiations are ongoing to receive in-kind contribution, namely a consultant free of charge from one of the Contracting Parties.

DECISION III/17 - TRANSMISSION OF INFORMATION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
1) <i>One consultant to provide assistance to Contracting Parties in identifying and setting up inventories on hazardous wastes generated</i>	BC 1204			10,000
SUB-TOTAL				10,000
2) <i>Reproduction and dissemination of the compilation document on reporting and transmission of information in accordance with Article 13 of the Convention (200 page document x 1,000 copies)</i>	BC 5200 (1)			0
SUB-TOTAL				0
3) <i>Reproduction and dissemination of the Country Fact Sheets prepared on the basis of the information received from Contracting Parties in accordance with Articles 13 and 16 (200 page document x 500 copies)</i>	BC 5200 (1)			0
SUB-TOTAL				0
4) <i>Additional staff requirements: 30% of the time of Database Operator / Documentation Control / Library Assistant (G-4)</i>	BC 1307			27,900
SUB-TOTAL				27,900
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/17				37,900

DECISION III/18 - ESTABLISHMENT OF THE INFORMATION MANAGEMENT SYSTEM ON WASTES (IMSW) OF THE BASEL CONVENTION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Making the IMSW available on computer network so that Contracting Parties could access the system and obtain information on different aspects of hazardous wastes:</i>				
a) Consultants to establish complete computer network and access to the system	BC 2101			20,000
SUB-TOTAL				20,000
<i>2) Hardware and software</i>				
	BC 2101			25,000
SUB-TOTAL				25,000
<i>3) Provision of technical assistance to future users of the database, installation/development of database in regional or sub-regional centres to be established under the Convention:</i>				
a) Training of developing countries experts in the use of IMSW (8 experts per annum)	BC 2101		5,000	40,000
b) Implementation costs	BC 2101			20,000
c) Contribution to the establishment of IMSW within Regional / Sub-regional Centres	BC 2101			85,000
d) Cooperation with UNEP units, IMO and others	BC 2101			10,000
SUB-TOTAL				155,000
<i>4) Additional staff requirements:</i>				
a) 50% of the time of Database Operator / Documentation Control /Library Assistant (G-4)	BC 1307			46,500
SUB-TOTAL				46,500
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/18				246,500

DECISION III/19 - ESTABLISHMENT OF REGIONAL OR SUB-REGIONAL CENTRES FOR TRAINING AND TECHNOLOGY TRANSFER REGARDING THE MANAGEMENT OF HAZARDOUS WASTES AND OTHER WASTES AND THE MINIMIZATION OF THEIR GENERATION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
<p>In order to implement this decision, at least one, or preferably two meetings (coordinating meetings) should be organized for each region/sub-region in order to bring the concerned Parties together to discuss and agree upon priority actions to be taken for the activities at each centre. Furthermore, a minimum of two training courses per year should be organized at each regional/sub regional training centre once the respective Parties have met and agreed on priority activities as proposed above. It would also be considered useful if all heads of regional/sub-regional and coordinating centres meet once a year in order to exchange views and draw upon each other's experiences in establishing and running the centres. Such meetings could be held either in Geneva or at one of the centres. It is suggested that the first one be held in Geneva.</p> <p><i>1) Latin America and Caribbean region:</i></p> <p>a) Support to four centres in Latin America and Caribbean region</p> <p>b) Travel and DSA of SBC staff to above seminar/workshop</p> <p style="text-align: right;">SUB-TOTAL</p> <p><i>2) Asia and the Pacific region:</i></p> <p>a) Support to two centres in Asia and Pacific region</p> <p>b) Travel and DSA of SBC staff to above seminar/workshop</p> <p style="text-align: right;">SUB-TOTAL</p> <p><i>3) African region:</i></p> <p>a) Support to three centres in the African region</p> <p>b) Travel and DSA of SBC staff to above seminar/workshop</p> <p style="text-align: right;">SUB-TOTAL</p>	BC 1603	BD 3202*	17,000	68,000 5,000 73,000 17,000 5,000 39,000 17,000 5,000 56,000
COST FOR IMPLEMENTATION OF DECISION III/19 CONTINUED NEXT PAGE				

DECISION III/19 - ESTABLISHMENT OF REGIONAL OR SUB-REGIONAL CENTRES FOR TRAINING AND TECHNOLOGY TRANSFER REGARDING THE MANAGEMENT OF HAZARDOUS WASTES AND OTHER WASTES AND THE MINIMIZATION OF THEIR GENERATION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
4) West Asia and North Africa (Arabic-speaking countries): a) Support to two of the centres for Arabic-speaking countries b) Travel and DSA of SBC staff to above seminar/workshop SUB-TOTAL	BC 1603	BD 3202*	17,000	34,000 5,000 39,000
5) Central and Eastern Europe region a) Support to one centre in Central and Eastern Europe region b) Travel and DSA of SBC staff to above seminar/workshop SUB-TOTAL	BC 1603	BD 3202*		14,000 5,000 19,000
6) Additional staff requirements: a) 50% of the time of Programme Officer - Technical cooperation and training (P-3) b) 50% of the time of Secretary - Technical and technological matters (G-4) SUB-TOTAL	BC 1106 BC 1305			61,100 46,500 107,600
7) Consultancies a) Advisory services in relation to setting up and operation of regional centres SUB-TOTAL	BC 1203		10,000	30,000 30,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/19				363,600

* Please note that US\$ 17,000 per centre represents only a small share of real costs and therefore further funds will be required if these activities are to be fulfilled. Costs do not include any travel of experts to the meeting. The Conference noted with appreciation that UNEP will be in a position to cover part of the additional funds required by this decision by using US\$ 446,000 allocated by UNEP Governing Council 18 in support to the Basel Convention for 1996/1997.

DECISION III/20 - TRAINING AND SEMINARS RELATED TO THE BASEL CONVENTION				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
<p>In order to respond to the needs of many Contracting Parties in regard to the implementation of the Convention and the environmentally-sound management of hazardous wastes, SBC is organizing or assisting with the organization of regional/subregional and national seminars or workshops. Also, SBC staff participate in meetings organized by other organizations on these subjects including topics such as public awareness, waste minimization, cleaner production, enforcement, illegal traffic, disposal technologies, international legislation on waste, the cost of which has to be covered by organizers due to the shortage of funds for travel within this budget. SBC intends to organize the following workshops/seminars in cooperation with the host countries and it should be noted that any training activities should be undertaken within the framework of the regional/subregional centres for training and technology transfer presently being established in the different regions of the world.</p> <p><i>1) Organization of six regional/subregional/national seminars/workshops as follows:</i></p> <p>a) One seminar/workshop for English-speaking countries in Africa, 40 participants in total approx. 15 participants to be funded:</p> <p> i) Travel and DSA of SBC staff to above seminar/workshop</p> <p>b) One seminar/workshop in West Africa for English-speaking countries, 40 participants in total approx. 15 participants to be funded:</p> <p> i) Travel and DSA of SBC staff to above seminar/workshop</p> <p>c) One seminar/workshop for Asia region in English and French, 40 participants in total approx. 15 participants to be funded:</p> <p> i) Travel and DSA of SBC staff to above seminar/workshop</p>				
	BC 1602	BD 3201*		25,000
				4,167
		BD 3201*		25,000
	BC 1602			4,167
		BD 3201*		25,000
	BC 1602			4,166
COSTS FOR IMPLEMENTATION OF DECISION III/20 CONTINUED ON NEXT PAGE				

DECISION III/20 - TRAINING AND SEMINARS RELATED TO THE BASEL CONVENTION

DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
d) One seminar/workshop for Central and Eastern Europe in English only, 40 participants in total approx. 15 participants to be funded:		BD 3201*		25,000
i) Travel and DSA of SBC staff to above seminar/workshop	BC 1602			4,166
e) One seminar/workshop for Arabic-speaking countries in North Africa or Western Asia, in Arabic only, 40 participants in total approx. 15 participants to be funded:		BD 3201*		25,000
i) Travel and DSA of SBC staff to above seminar/workshop	BC 1602			4,166
f) One seminar/workshop for Latin America and the Caribbean in Spanish and French, 40 participants in total and approx. 14 participants to be funded		BD 3201*		25,000
i) Travel and DSA of SBC staff to above seminar/workshop	BC 1602			4,168
SUB-TOTAL				175,000
<i>2) Additional staff requirements:</i>				
a) 30% of the time of Programme Officer - Technical Cooperation and Training (P-3)	BC 1106			36,660
b) 25% of the time of Secretary - Technical and Technological Matters (G-4)	BC 1305			23,250
SUB-TOTAL				59,910
<i>3) Preparation of SBC Newsletter - 4 issues per annum</i>	BC 5201			20,000
SUB-TOTAL				20,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/20				254,910

* US\$ 25,000 per seminar reflects only part of the costs required for the organization and does not include travel of experts. To fulfill requirements of this decision, therefore, additional funds will be required. The Conference noted with appreciation that UNEP will be in a position to cover part of the additional funds required by this decision by using US\$ 446,000 allocated by UNEP Governing Council 18 in support to the Basel Convention for 1996/1997.

DECISION III/21 - THE ROLE OF THE SECRETARIAT IN THE IMPLEMENTATION OF AGENDA 21				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
There are several activities referred to in Agenda 21 of direct relevance to the Convention. This concerns, inter alia, activities related to capacity-building including development of national legislation, preventing and controlling illegal traffic in hazardous wastes (already covered by the decisions) as well as assessing the effects of exposure to hazardous wastes on human health and the environment, collaborating in the development of regional/subregional conventions or agreements on hazardous wastes, providing advice on various aspects of environmentally-sound management of hazardous wastes, etc. (not covered). It also involves close collaboration with UN/DPCSD in the preparation of the Secretary General's reports to CSD on Agenda 21, such as technology transfer for environmentally-sound management of hazardous waste, sustainable development indicators and mechanisms, etc. As a minimum, the implementation of this decision will require the following:				
<i>1) Staff travel as follows:</i>				
a) One mission to attend UN/DPCSD organized meetings related to Agenda 21	BC 1601			3,333
b) Two missions per annum by SBC staff providing advisory services for capacity-building, one per region for a duration of five days each mission	BC 1604		5,000	10,000
SUB-TOTAL				13,333
<i>2) Hiring of consultants will be required as follows:</i>				
a) Two scientific consultancies for assistance to developing countries in assessment of effects of exposure to hazardous wastes on human health and the environment	BC 1203		5,000	10,000
SUB-TOTAL				10,000
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/21				23,333

DECISION III/22 - COOPERATION WITH INTERNATIONAL ATOMIC ENERGY AGENCY				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Staff travel:</i>				
a) One SBC staff member to travel to Vienna to participate at one of the meetings of the IAEA for preparation of Convention on Transboundary Movement of Nuclear Wastes	BC 1601			3,333
b) One SBC staff member to participate at one meeting per annum related to development of liability protocol with IAEA	BC 1601			3,333
SUB-TOTAL				6,666
<i>2) Additional staff requirements:</i>				
a) 5% of the time of Programme Officer - Capacity-building and liaison (P-2) regarding follow-up on developments related to nuclear wastes subject from a legal and institutional point of view	BC 1107			4,925
SUB-TOTAL				4,925
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/22				11,591

DECISION III/23 - RELATIONSHIP OF THE BASEL CONVENTION AND THE LONDON CONVENTION, 1972				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
Normally the preparatory work of the IMO should be completed in 1996. There is, however, a need to ensure follow-up and attend meetings of the London Convention, 1972 in 1997. The Secretariat will continue its cooperation with the office of the London Convention, 1972 in the preparatory process for the amendments of the London Convention, 1972. This will require:				
<i>1) Staff travel:</i>				
a) Travel of one SBC staff member to one meeting of the Consultative Committee of the London Convention, 1972	BC 1601			3,333
b) Travel of one SBC staff member to one meeting related to cooperation with the office of the London Convention, 1972 (Security Group meeting) and aspects of the Global Waste Inventory and Database, Global Waste Survey	BC 1601			3,333
c) Travel of one staff member to London to meet with MARPOL and with the transport division	BC 1601			3,333
d) Travel of one staff member to attend one meeting of the IMO group on liability	BC 1601			3,333
SUB-TOTAL				13,332
<i>2) Additional staff requirements:</i>				
a) 5% of the time of Programme Officer - Capacity-building and liaison (P-2) on follow-up to London Convention, 1972 activities related to institutional aspects of technical activities of IMO and SBC	BC 1107			4,925
b) 10% of the time of Programme Officer - Technical cooperation and training (P-3) on matters strictly related to technical assistance	BC 1106			12,220
SUB-TOTAL				17,145
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/23				30,477

DECISION III/24 - COOPERATION BETWEEN THE INTERNATIONAL MARITIME ORGANIZATION AND THE BASEL CONVENTION IN THE REVIEW OF EXISTING RULES, REGULATIONS AND PRACTICES WITH RESPECT TO TRANSPORT OF HAZARDOUS WASTES BY SEA				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
<p>In order to strengthen cooperation in particular with IMO, SBC staff will be required to meet with staff of the IMO Maritime Safety Division on the issue of the Notification and Movement Document, hazard characterization of wastes and the transport of hazardous wastes by sea. This will require:</p> <p><i>1) Staff travel:</i></p> <p>a) One SBC staff member to travel to London on two occasions to meet with IMO staff (this would not incur additional costs as this travel can be merged with travel to London Convention, 1972, see Decision III/23)</p> <p>b) Travel of SBC staff to Brussels for a period of three days with regard to cooperation on the issue of hazard characterization in order to work towards harmonization of approaches as appropriate and feasible, to meet either jointly or separately with the European Commission and relevant business associations (such as CEFIC, CONCAWE, ECETOC, etc.)</p> <p style="text-align: right;">SUB-TOTAL</p>	<p>BC 1601</p> <p>BC 1601</p>			<p>0</p> <p>3,333</p> <p>3,333</p>
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/24				3,333

DECISION III/25 - FOLLOW-UP TO UNEP GOVERNING COUNCIL DECISIONS 17/5, 17/13 AND 17/18				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
There are no financial implications of this decision in 1997.				
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/25				

DECISION III/26 - COOPERATION WITH UN BODIES, SPECIALIZED AGENCIES AND REGIONAL SYSTEMS AND ORGANIZATIONS				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Travel of SBC staff to participate in meetings as follows:</i>				
a). Participation of one SBC staff member at the Waste Management Policy Group in OECD headquarters, Paris, at least two meetings per annum	BC 1601		3,333	6,666
b) Participation of one SBC staff member to meetings of the World Customs Organization in Brussels - at least two meetings per annum (at the time of these missions also to cover NATO)	BC 1601		3,333	6,666
c) Travel of one SBC staff member on one occasion to Brussels for meeting with the European Commission	BC 1601			3,333
d) Two missions per annum to the Regional Conventions (each year different regional convention) - please note that a large part of the cooperation with the regional conventions is also included in other decisions	BC 1605		5,000	10,000
SUB-TOTAL				26,665
<i>2) Hiring of one consultant to prepare proposals for separate identification of hazardous wastes in the Harmonized System of the WCO</i>	BC 1203*			
SUB-TOTAL				
<i>3) Additional staff requirements:</i>				
a) 10% of the time of the Programme Officer - Technical cooperation and training (P-3)	BC 1106			12,220
SUB-TOTAL				12,220
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/26				38,885

* As quota of four experts (scientific advice) under BC 1203 is exhausted, one expert could undertake work on both Decision III/26 and Decision III/13.

DECISION III/27 - COOPERATION BETWEEN THE BASEL CONVENTION AND THE ACTIVITIES UNDERTAKEN AT THE GLOBAL LEVEL LEADING TO DEVELOPMENT OF THE LEGALLY BINDING INSTRUMENT ON TRADE IN HAZARDOUS CHEMICALS INCLUDING THE PRIOR INFORMED CONSENT (PIC) CONCEPT				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
<p>The implementation of this decision will require:</p> <p><i>1) Participation of one SBC staff member at meetings of the Intergovernmental Negotiating Committee - if these meetings are to be held in Geneva, then there are no financial implications</i></p> <p style="text-align: right;">SUB-TOTAL</p>				0
<p><i>2) Additional staff requirements:</i></p> <p>If any, this will be covered by Secretary - Technical and technological matters (G-4)</p> <p style="text-align: right;">SUB-TOTAL</p>	BC 1305			0 0
TOTAL COSTS FOR IMPLEMENTATION OF DECISION III/27				0

DECISION III/28 - INSTITUTIONAL, FINANCIAL AND PROCEDURAL ARRANGEMENTS				
DESCRIPTION OF ACTIVITIES	BUDGET LINE (Trust Fund for Impl. of Basel Convention)	BUDGET LINE (Technical Coop. Trust Fund)	UNIT COST	TOTAL COST Per Item
The implementation of this decision will require:				
<i>1) Organization of one meeting of the Bureau for a duration of three days, in English only, 25 participants in total approx. 5 participants to be funded*</i>				
a) Organization costs (including pre-session, in-session and post-session documentation, etc.)	BC 3405			5,000
b) Funding of approx. 5 participants from developing countries and countries with economies in transition	BC 3301			25,000
SUB-Total				30,000
<i>2) Organization of one meeting of the Conference of the Parties to the Basel Convention for a duration of five days in all six UN languages</i>				
a) Organization costs (including pre-session, in-session and post-session documentation, etc.)	BC 3401			600,000
b) Funding of approx. 80 participants from developing countries and countries with economies in transition		BD 3301	5,000	400,000
SUB-Total				1,000,000
TOTAL COST FOR IMPLEMENTATION OF DECISION III/28				1,030,000

* Already one meeting accounted for under another Decision.

- 3) The Group also notes that some projects can be broken down into a preliminary phase costing relatively little, and an implementation phase where the bulk of expenditure lies.
- 4) For this reason, the Group would encourage the Secretariat to remain active in all decisions, even those of lower priority, when modest expenditures can pave the way for more efficient work later. Projects for which this approach is particularly relevant have been identified on the prioritized list.
- 5) The Group is not, of course, in a position to judge its priorities against those of other groups. This should be done by a body with a broader remit than either the Technical Group or the Institutional and Legal Working Group. But the Technical Working Group does note that, in Plenary, delegations have emphasized the particular importance of the work of the Technical Working Group of the Basel Convention.

PRIORITIZED LIST

Priority	Task	Decision	Comments
1	Hazard characteristics	III/12	Regarded as of particular importance by many delegations
2	Regional centres	III/19	Similarly important, although the Group noted that there was scope here for considerable savings if funded from individual voluntary contributions
3	Documents	III/16	Vital to the proper enforcement of the Convention
4	Liaison	III/24, 25, 26	The Secretariat of the Basel Convention must keep closely in touch with other bodies to avoid unnecessary duplication
5	Training and Seminars	III/20	Some of the training work will be undertaken by the Regional Centres. That element should be a component of priority 2 (dec. III/19)
6	Technical Guidelines	III/13	If the main work has to be deferred because of budgetary constraints, SBC should do what low-cost preparative work it can to allow speedy resumption of the work in a future year

7	Recovery operations	III/14	SBC should at least publish these technical guidelines and explore the possibility of carrying forward the case studies by individual voluntary contributions
8	Transmission of information	III/17	The basic collection and release of statistics can be carried out at low cost. The main cost component here is to develop more advanced information, and it could be deferred, although there may be scope here for direct assistance from Parties
9	Information management system	III/18	A low-cost feasibility study should be carried out at an early stage, but the implementation of the system (the bulk of the cost) could be delayed until funds are available.

CONFIRMED ILLEGAL TRAFFIC REPORT FORM²

PART A: GENERAL INFORMATION

IDENTIFICATION OF THE TRANSMITTER OF INFORMATION

STATE ☐ IMPORTING ☐ EXPORTING ☐ TRANSIT ☐

ADDRESS:

TEL:

FAX:

DESCRIPTION OF THE ILLEGAL ACT

TRANSBOUNDARY MOVEMENT OF HAZARDOUS WASTES OR OTHER WASTES:

WITHOUT NOTIFICATION TO: IMPORTING STATE ☐

TRANSIT STATE ☐ PARTY ☐ NON-PARTY ☐

WITHOUT THE CONSENT OF: IMPORTING STATE ☐ TRANSIT STATE PARTY ☐

WITH CONSENT OBTAINED THROUGH FALSIFICATION, MISREPRESENTATION OR FRAUD FROM:

IMPORTING STATE ☐ TRANSIT STATE PARTY ☐

THAT DOES NOT CONFORM IN A MATERIAL WAY WITH THE DOCUMENTS: ☐

THAT RESULTS IN DELIBERATE DISPOSAL OF HAZARDOUS WASTES OR OTHER WASTES IN
CONTRAVENTION OF:

BASEL CONVENTION: YES ☐ NO ☐

GENERAL PRINCIPLES OF INTERNATIONAL LAW: YES ☐ NO ☐

WHICH:

PERMISSION FOR EXPORT

HAS PERMISSION FOR EXPORT BEEN GRANTED BY THE EXPORTING STATE
WITHOUT WRITTEN CONFIRMATION THAT :

THE NOTIFIER HAS RECEIVED THE WRITTEN CONSENT OF THE STATE OF IMPORT: YES ☐ NO ☐

THE NOTIFIER HAS RECEIVED FROM THE STATE OF IMPORT CONFIRMATION OF THE EXISTENCE OF A
CONTRACT BETWEEN THE EXPORTER AND THE DISPOSER SPECIFYING ENVIRONMENTALLY SOUND
MANAGEMENT OF THE WASTES: YES ☐ NO ☐

THE NOTIFIER HAS RECEIVED THE WRITTEN CONSENT OF THE STATE OF TRANSIT PARTY TO THE
CONVENTION: YES ☐ NO ☐

² As part of the implementation of Decision II/4 on Illegal Traffic, the Secretariat was requested to establish a defined reporting system on cases of illegal traffic".

INFORMATION RELATED TO THE HAZARDOUS WASTES OR OTHER WASTES

GENERAL DESCRIPTION OF THE WASTE:

QUANTITY:

PLACE AND DATE OF DISCOVERY:

MEANS OF TRANSPORT:

SAMPLES TAKEN: YES ☐ NO ☐

SAMPLES ANALYZED: YES ☐ NO ☐

RESULT:

OTHER TECHNICAL INFORMATION AVAILABLE?: YES ☐ NO ☐

IF YES, PLEASE FILL THE ANNEX

ACTORS INVOLVED IN THE ILLEGAL TRAFFIC (eg: Exporter, Importer, Carrier, Generator, Disposer)

EXPORTING STATE: **TRANSIT STATE (S):** **IMPORTING STATE:**

COMPANY (IES):

ADDRESS:

ADDRESS:

ADDRESS:

COMPANY (IES):

ADDRESS:

ADDRESS:

ADDRESS:

TEL:

TEL:

TEL:

FAX:

FAX:

FAX:

PERSON:

ADDRESS:

ADDRESS:

ADDRESS:

TEL:
FAX:

TEL:
FAX:

TEL:
FAX:

PART B: INFORMATION RELATED TO EXPORT/IMPORT/TRANSIT

STATE OF EXPORT:

WAS ILLEGAL TRAFFIC DETECTED BY THE STATE OF EXPORT?: YES ☐ NO ☐

BEFORE LEAVING ITS NATIONAL TERRITORY: YES ☐ NO ☐

REMEDIAL ACTIONS UNDERTAKEN:

AFTER LEAVING ITS NATIONAL TERRITORY: YES ☐ NO ☐

HAS THE EXPORTING STATE INFORMED:

EXPECTED STATE OF IMPORT: YES ☐ NO ☐

EXPECTED STATE OF TRANSIT: YES ☐ NO ☐

INTERPOL: YES ☐ NO ☐

OTHER REGIONAL CONVENTION OR COMMISSION:

YES ☐ NO ☐

WHICH:

WAS ANY REMEDIAL ACTION UNDERTAKEN BY STATE OF EXPORT?: YES ☐ NO ☐

WERE THE WASTES TAKEN BACK?: YES ☐ NO ☐

IF NO, WHY?:

BY THE GENERATOR ☐ BY THE EXPORTER ☐ BY THE EXPORTING STATE ☐

DATE OF RE-IMPORT:

MEANS OF RE-IMPORT:

WERE THE WASTES DISPOSED OF IN ACCORDANCE WITH BASEL CONVENTION?: YES ☐ NO ☐

DESCRIPTION OF WAYS AND MEANS:

OTHER REMEDIAL ACTION(S): YES ☐ NO ☐

IF YES, SPECIFY:

STATE OF IMPORT:

IN THE CASE THAT ILLEGAL TRAFFIC IS A RESULT OF CONDUCT ON THE PART OF THE EXPORTER OR GENERATOR:

HAS IMPORTING STATE BEEN INFORMED OF THE ILLEGAL TRAFFIC ?

BEFORE ARRIVAL?: BY EXPORTING STATE: YES ☐ NO ☐

BY TRANSIT STATE: YES ☐ NO ☐

AFTER ARRIVAL?: BY EXPORTING STATE: YES ☐ NO ☐

BY TRANSIT STATE: YES ☐ NO ☐

HAS THE EXPORTING STATE BEEN INFORMED OF THE ILLEGAL TRAFFIC BY THE IMPORTING STATE?:

YES ☐ NO ☐

HAS THE EXPORTING STATE REPLIED?:

YES ☐ NO ☐

HAS EXPORTING STATE IDENTIFIED

THE EXPORTER OR GENERATOR?:

YES ☐ NO ☐

HAS THE RE-IMPORT TO EXPORTING STATE ALREADY BEEN MADE?:

YES ☐ NO ☐

HAS THE REQUEST TO RE-IMPORT TAKEN PLACE?:

YES ☐ NO ☐

IF NOT, WHY?:

HAS ANY OTHER REMEDIAL ACTION BEEN TAKEN BY THE EXPORTING STATE?:

YES ☐ NO ☐

IF YES, SPECIFY:

HAS INTERPOL BEEN INFORMED OF THE ILLEGAL TRAFFIC?:

YES ☐ NO ☐

IN THE CASE THAT ILLEGAL TRAFFIC IS A RESULT OF CONDUCT ON THE PART OF THE IMPORTER OR DISPOSER:

HAS REMEDIAL ACTION BEEN TAKEN BY THE STATE OF IMPORT?: YES ☐ NO ☐

IF YES, SPECIFY:

WERE THE WASTES DISPOSED OF IN ACCORDANCE WITH THE BASEL CONVENTION?: YES ☐ NO ☐

DESCRIPTION OF WAYS AND MEANS:

STATE OF TRANSIT:

ILLEGAL TRAFFIC DETECTED BY THE STATE OF TRANSIT: YES ☐ NO ☐

BEFORE THE WASTES LEFT ITS NATIONAL TERRITORY?: YES ☐ NO ☐

REMEDIAL ACTION UNDERTAKEN: YES ☐ NO ☐

HAS TRANSIT STATE INFORMED:

THE EXPORTING STATE: YES ☐ NO ☐

INTERPOL: YES ☐ NO ☐

OTHER REGIONAL CONVENTION OR COMMISSION: YES ☐ NO ☐

WHICH

AFTER THE WASTES LEFT ITS NATIONAL TERRITORY?: YES ☐ NO ☐

HAS THE TRANSIT STATE INFORMED:

THE EXPECTED STATE OF IMPORT: YES ☐ NO ☐

OTHER EXPECTED STATE OF TRANSIT: YES ☐ NO ☐

INTERPOL: YES ☐ NO ☐

OTHER REGIONAL CONVENTION OR COMMISSION: YES ☐ NO ☐

WHICH:

PUNISHMENT:

IS THE ILLEGAL TRAFFIC CONSIDERED A CRIMINAL ACT BY THE NATIONAL LEGISLATION OF?:

EXPORTING STATE

IMPORTING STATE

TRANSIT STATE

YES ☐ NO ☐

YES ☐ NO ☐

YES ☐ NO ☐

PUNISHMENT IMPOSED BY:

EXPORTING STATE ☐

IMPORTING STATE ☐

TRANSIT STATE ☐

IDENTIFICATION OF THE PERSON(S) PUNISHED:

PUNISHMENT ALREADY EXECUTED: YES ☐

NO ☐

TYPE OF PUNISHMENT:

COMMUNICATION OF PUNISHMENT TO THE:

EXPORTING STATE ☐

IMPORTING STATE ☐

TRANSIT STATE ☐

ANNEX

1.- PLACE AND DATE OF DISCOVERY:

HYDROGEOLOGICAL CONDITIONS	YES <input type="checkbox"/>	NO <input type="checkbox"/>
HUMAN SETTLEMENT AREAS	YES <input type="checkbox"/>	NO <input type="checkbox"/>
INDUSTRIAL ZONES	YES <input type="checkbox"/>	NO <input type="checkbox"/>
COASTAL AREAS	YES <input type="checkbox"/>	NO <input type="checkbox"/>
FORESTS	YES <input type="checkbox"/>	NO <input type="checkbox"/>
AGRICULTURE AREAS	YES <input type="checkbox"/>	NO <input type="checkbox"/>
RIVERSIDES	YES <input type="checkbox"/>	NO <input type="checkbox"/>
OTHER (PLEASE SPECIFY):		

2.- GENERAL DESCRIPTION OF THE WASTES:

COMPOSITION:	PURE	YES <input type="checkbox"/>	NO <input type="checkbox"/>
	MIXED	YES <input type="checkbox"/>	NO <input type="checkbox"/>
	SOLID	YES <input type="checkbox"/>	NO <input type="checkbox"/>
	LIQUID	YES <input type="checkbox"/>	NO <input type="checkbox"/>
	ORGANIC	YES <input type="checkbox"/>	NO <input type="checkbox"/>
	INORGANIC	YES <input type="checkbox"/>	NO <input type="checkbox"/>

PHYSICO-CHEMICAL PROPERTIES CHARACTERISTICS: CLASSIFICATION IN BASEL CONVENTION:

EXPLOSIVE	YES <input type="checkbox"/>	NO <input type="checkbox"/>	FLAMMABLE LIQUIDS	YES <input type="checkbox"/>	NO <input type="checkbox"/>
FLAMMABLE SOLIDS	YES <input type="checkbox"/>	NO <input type="checkbox"/>	OXIDING	YES <input type="checkbox"/>	NO <input type="checkbox"/>
ORGANIC PEROXIDES	YES <input type="checkbox"/>	NO <input type="checkbox"/>	POISONOUS	YES <input type="checkbox"/>	NO <input type="checkbox"/>
INFECTIOUS SUBSTANCES	YES <input type="checkbox"/>	NO <input type="checkbox"/>	CORROSIVE	YES <input type="checkbox"/>	NO <input type="checkbox"/>
TOXIC	YES <input type="checkbox"/>	NO <input type="checkbox"/>	ECOTOXIC	YES <input type="checkbox"/>	NO <input type="checkbox"/>
SUBSTANCES OR WASTES LIABLE TO SPONTANEOUS COMBUSTION			YES <input type="checkbox"/>	NO <input type="checkbox"/>	
SUBSTANCES OF WASTES WHICH, IN CONTACT					
WITH WATER EMIT FLAMMABLE GASES				YES <input type="checkbox"/>	NO <input type="checkbox"/>
LIBERATION OF TOXIC GASES IN CONTACT WITH AIR OR WATER				YES <input type="checkbox"/>	NO <input type="checkbox"/>

3.- MODES OF TRANSPORT:

PACKAGING YES ☐ NO ☐

IF YES, PLEASE SPECIFY:

LABELLING YES ☐ NO ☐

4.- TESTING:

SAMPLES TAKEN:

SAMPLES ANALYZED:

RESULTS:

5.- CONTAINMENT APPEARANCE:

LEAKAGES OBSERVED YES ☐ NO ☐

EMISSIONS DETECTED YES ☐ NO ☐

ODOURS DETECTED YES ☐ NO ☐

OTHER:

DETAILS OF OBSERVATION MADE:

MEASURES TAKEN YES ☐ NO ☐

IF NO, EXPLAIN WHY:

6.- OCCURRENCE OF DAMAGES TO:

POPULATION YES ☐ NO ☐

PROPERTIES YES ☐ NO ☐

ENVIRONMENTAL MEDIAS YES ☐ NO ☐

IF KNOWN, PLEASE QUALIFY MEDIA:

**REPORT OF THE THIRD MEETING OF THE CONFERENCE
OF THE PARTIES TO THE BASEL CONVENTION ON THE
CONTROL OF TRANSBOUNDARY MOVEMENTS OF
HAZARDOUS WASTES AND THEIR DISPOSAL**

Geneva, 18-22 September 1995

I. INTRODUCTION

1. The third meeting of the Conference of the Parties to the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal was held in Geneva from 18-22 September 1995.

II. OPENING OF THE MEETING

2. The Meeting was opened on 18 September 1995 by Mr. Christopher Lamb (Australia), President of the second meeting of the Conference of the Parties.

3. The President of the second meeting of the Conference of the Parties in his opening statement welcomed all participants and stated that there had been a marked rapid growth in the number of States Parties to the Convention, and a sharp rise in interest in the Convention and its objectives around the world. Some of this interest has been stimulated by the work which has been done on the implementation of decision II/12. For most States, the critical issues have surrounded work done to ensure that national legislation conforms to the Convention, and to build capacity to make possible the environmentally sound disposal of hazardous wastes in their own territory. Another has been to ensure the prevention and monitoring of illegal traffic. There is a need for the closest possible consultative mechanisms between all those involved in the transboundary movements of hazardous wastes including the various government ministries, industry and business groups, environmental NGOs, and local communities. He noted that much more needs to be done especially regarding the drafting of the protocol on liability and compensation. There is an urgent need for work to be completed on criteria for hazard characteristics. Related work on the development of technical guidelines for the environmentally sound management of wastes needs to receive continued priority attention. The Extended Bureau held four meetings between the meetings of the Conference of the Parties. The meetings were attended by a wide range of State participants in a harmonious and productive consensus setting. The President hoped that it would be possible for this pattern to continue into the future, in recognition of the significance which many States clearly attach to this Convention and its objectives. The Convention obliges the Conference of the Parties to evaluate the effectiveness of the Convention three years after its entry into force, and at least every six years thereafter. The President encouraged all delegations to take a wide view of this issue, noting that useful work has been done in strengthening the Convention. Among the issues is the unanimous approval of the decision that transboundary movements of hazardous wastes to developing countries for final disposal should cease immediately. He said it was timely to consider the place of the Basel Convention in the context of the work of the multilateral system: as a Convention with almost 100 States Parties. He also said that it was possible that the work now should aim at establishing more clearly the way the Secretariat and the Convention's meetings should relate to bodies elsewhere in the multilateral system, both inside and outside the UN system. He congratulated the Secretariat of the Basel Convention on its work. It has been an enormous task, and the budgetary resources available have been too

few to allow all priorities to be served in the way possible in other, better resourced Conventions. He congratulated the Coordinator on the work carried out by her and other members of the Secretariat. The President also stated that he was grateful to Ms Dowdeswell for always being ready to hear a call for help in difficult times and expressed his hope that the Basel Convention Secretariat would be able to continue to call on UNEP's assistance in the future. This is particularly important because of the technical assistance dimension of the Basel Convention, a dimension which has not yet been able to receive the attention it deserves, largely because of the scarcity of resources. The Basel Convention has many distinct dimensions. Another which deserves comment is that which has emerged from the discussions surrounding decision II/12. The issues arising from decision II/12 are currently the subject of several proposals for the amendment of the Convention itself, and he said that it would be inappropriate for him to canvass the debates which are about to start on these questions. The President stated that the initiative of the Government of Senegal in hosting a Global Workshop on the Implementation of decision II/12 has made it possible for us to hold an informed and constructive debate on matters which all delegations agree deserve careful consideration. The Government of Denmark was also thanked for its generosity in hosting a technical meeting in the wake of the Dakar Workshop. Those meetings made it possible for the Technical Working Group to clarify the priority deserved by definitional questions relevant to the implementation of decision II/12. Important recommendations placed before this Conference by the Technical Working Group and the Extended Bureau prepare the ground for further work on definitions as a matter of special priority. The aim is to make it possible for States Parties to have a clear understanding of what is covered as they move to implement fresh arrangements consequent to decision II/12.

4. The Executive Director of UNEP, Ms Elizabeth Dowdeswell, expressed her thanks to the President of the second Conference of the Parties, Mr. Lamb and to other Bureau members for their strenuous efforts which have led to the development and implementation of the Basel Convention during the last year and a half. The Executive Director stated that the management of wastes is a most difficult problem and that is why the Basel Convention is one of the most challenging environmental conventions mainly oriented towards the protection of the environment of developing countries. Pioneer work has been undertaken within the framework of this Convention on the development of the concept of environmentally sound management of hazardous wastes. Progress has been made by the Technical Working Group regarding the hazard classification. Strong encouragement should be given to the Working Group on Liability and Compensation working on the development of the Protocol. The following count among the achievements of the Contracting Parties towards the full implementation of the Convention: the development of the Manual for its implementation, the Model National Legislation as well as technical guidelines on various waste streams and disposal operations. The establishment of the regional and sub-regional centres for training and technology transfer regarding the management of hazardous wastes and the minimization of their generation is well advanced and is expected to foster regional or sub-regional cooperation. The Executive Director stated that since the adoption of decision II/12 on the prohibition of all transboundary movements of hazardous wastes from OECD to non-OECD countries by the second Conference of the Parties, the international community has gone through a very intense process in the analysis of its implications. Implementation of the ban is one of the main subjects to be looked at the Conference. The decision on the ban, without proper monitoring of its implementation, will not meet the real requirements of the Parties. That is why ongoing cooperation with Interpol in developing a programme on the prevention and monitoring of illegal traffic; as well as with the World Customs Organization on customs nomenclature on hazardous wastes is very

important. The Executive Director referred to the necessity of setting priorities and emphasized the need to work on definitions. The global aspirations of this Convention cannot be met without a national capability engendered by a legal framework, an educated citizenry and an enforcement capacity. Hardworking as the Secretariat of the Basel Convention is, it cannot meet all expectations without receiving sufficient financial support. Full implementation of the Convention will benefit from the involvement of partners including industry, NGOs and organizations within and outside the UN system. Hazardous waste management is part of a broader approach, including cleaner production. The Executive Director stated clearly and emphatically that UNEP stands ready to be a partner in the implementation of the Convention, respecting the integrity of the decision-making of the Conference of the Parties, while contributing through a complementary but supportive programme as authorized by its recent Governing Council in May 1995.

III. ADOPTION OF THE AGENDA

5. At the opening plenary session, the Conference adopted the following agenda:

1. Opening of the meeting.
2. Adoption of the agenda.
3. Organizational matters.
4. Consideration of the implementation of the provisions of the Basel Convention and the Decisions adopted by the second meeting of the Conference of the Parties on:
 - i. Liability and Compensation (UNEP/CHW.3/4; UNEP/CHW.3/33 - Draft Decision III/1);
 - ii. Emergency Fund (UNEP/CHW.3/5; UNEP/CHW.3/33 - Draft Decision III/2);
 - iii. Subsidiary bodies under the Conference of the Parties to the Basel Convention (UNEP/CHW.3/6; UNEP/CHW.3/33 - Draft Decision III/3);
 - iv. Illegal traffic in hazardous wastes and other wastes (UNEP/CHW.3/7; UNEP/CHW.3/33 - Draft Decision III/4);
 - v. Model national legislation for the transboundary movement and management of hazardous wastes (UNEP/CHW.3/8; UNEP/CHW.3/33 - Draft Decision III/5);
 - vi. Designation of competent authorities and focal points (UNEP/CHW.3/9; UNEP/CHW.3/33 - Draft Decision III/6);
 - vii. Relationship of the Basel Convention and the London Convention, 1972 (UNEP/CHW.3/10; UNEP/CHW.3/25; UNEP/CHW.3/33 - Draft Decision III/23);

- viii. Cooperation with the International Atomic Energy Agency (UNEP/CHW.3/11; UNEP/CHW.3/14 and UNEP/CHW.3/33 - Draft Decision III/22);
- ix. Bilateral, multilateral and regional agreements or arrangements (UNEP/CHW.3/13; UNEP/CHW.3/33 - Draft Decision III/8);
- x. Implementation of Decision II/12 (UNEP/CHW.3/15; UNEP/CHW.3/33 - Draft Decision III/11);
- xi. Technical guidelines for the environmentally sound management of wastes subject to the Basel Convention (UNEP/CHW.3/16; UNEP/CHW.3/28 and ; UNEP/CHW.3/33 - Draft Decision III/13);
- xii. Hazard characterization - (UNEP/CHW.3/33 - Draft Decision III/12);
- xiii. Transboundary movements of hazardous wastes destined for recovery operations (UNEP/CHW.3/17; UNEP/CHW.3/33 - Draft Decision III/14);
- xiv. Possible effects of the Basel Convention on the transboundary movements of waste ozone-depleting chemicals, including halons, intended for recovery (UNEP/CHW.3/18; UNEP/CHW.3/33 - Draft Decision III/15);
- xv. Documentation: Notification and Movement Document (UNEP/CHW.3/19; UNEP/CHW.3/33 - Draft Decision III/16);
- xvi. Manual for the implementation of the Convention (UNEP/CHW.3/29; UNEP/CHW.3/33 - Draft Decision III/7);
- xvii. Transmission of information (UNEP/CHW.3/20; UNEP/CHW.3/33 - Draft Decision III/17);
- xviii. Establishment of the Information Management System on Wastes (IMSW) of the Basel Convention (UNEP/CHW.3/21; UNEP/CHW.3/33 - Draft Decision III/18);
- xix. Establishment of Regional or Sub-regional Centres for Training and Technology Transfer regarding the management of hazardous wastes and other wastes and the minimization of their generation (UNEP/CHW.3/22; UNEP/CHW.3/33 - Draft Decision III/19);
- xx. Training and seminars related to the Basel Convention (UNEP/CHW.3/23; UNEP/CHW.3/33 - Draft Decision III/20);

- xxi. The role of the Secretariat in the implementation of Agenda 21 (UNEP/CHW.3/24; UNEP/CHW.3/33 - Draft Decision III/21);
 - xxii. Cooperation with United Nations bodies, specialized agencies and regional systems and organizations (UNEP/CHW.3/26; UNEP/CHW.3/33 - Draft Decision III/25 and III/26);
 - xxiii. Cooperation between the International Maritime Organization and the Basel Convention in the review of existing rules, regulations and practices with respect to transport of hazardous wastes by sea (UNEP/CHW.3/27; UNEP/CHW.3/33 - Draft Decision III/24);
 - xxiv. Evaluation of the effectiveness of the Basel Convention (UNEP/CHW.3/31; UNEP/CHW.3/33 - Draft Decision III/9);
 - xxv. Cooperation between the Basel Convention and the activities undertaken at the global level leading to the development of the legally binding instrument on trade in hazardous chemicals including the Prior Informed Consent (PIC) concept (UNEP/CHW.3/33 - Draft Decision III/27)
 - xxvi. Institutional, financial and procedural arrangements (UNEP/CHW.3/27; UNEP/CHW.3/33 - Draft Decision III/28).
5. Proposals for the amendment(s) to the Basel Convention (UNEP/CHW.3/2 and UNEP/CHW.3/3).
 6. Other matters.
 7. Adoption of the report.
 8. Closure of the meeting.

IV. ORGANIZATIONAL MATTERS

A. Attendance

6. The following Parties to the Basel Convention were represented: Antigua and Barbuda, Argentina, Australia, Austria, Bahamas, Bangladesh, Belgium, Brazil, Canada, Chile, China, Costa Rica, Côte d'Ivoire, Croatia, Cuba, Cyprus, Czech Republic, Denmark, Ecuador, Egypt, El Salvador, Estonia, European Community, Finland, France, Germany, Greece, Guatemala, Hungary, Iceland, India, Indonesia, Iran (Islamic Republic of), Ireland, Israel, Italy, Japan, Jordan, Kuwait, Latvia, Lebanon, Liechtenstein, Luxembourg, Malawi, Malaysia, Mauritius, Mexico, Namibia, Netherlands, New Zealand, Nigeria, Norway, Oman, Pakistan, Panama, Peru, Philippines, Poland, Portugal, Qatar, Republic of Korea, Romania, Russian Federation, Saint Lucia, Saudi Arabia, Senegal, Seychelles, Slovak Republic, Slovenia, South Africa, Spain, Sri Lanka, Sweden, Switzerland, Syrian Arab Republic, Trinidad and Tobago, Turkey, United Kingdom, United Republic of Tanzania, Uruguay, Viet Nam and Zambia.

7. The following States not Party to the Convention were represented: Algeria, Bulgaria, Colombia, Federated States of Micronesia, Honduras, Iraq, Kenya, Malta, Morocco, Myanmar, Nicaragua, Singapore, Thailand, Tunisia, Ukraine, United States of America, Venezuela, Western Samoa and Zimbabwe.

8. Observers from the following United Nations Bodies, Specialized Agencies, IGOs and Secretariats of Conventions were also present: Convention on International Trade in Endangered Species (CITES), Council of the European Community (General Secretariat), Secretariat of the Economic Commission for Europe (UN/ECE), Industry and Environment (IE)/UNEP, Interim Secretariat of the Convention to Combat Desertification, International Atomic Energy Agency (IAEA), International Lead and Zinc Study Group, International Maritime Organization (IMO), Mediterranean Action Plan/UNEP, Nettelap-ROAP/UNEP, Organisation for Economic Cooperation and Development (OECD), Organization of African Unity (OAU), Ozone Secretariat/UNEP, Regional Organization for the Protection of the Marine Environment (ROPME), South Pacific Regional Environment Programme (SPREP), United Nations Centre for Human Settlements (UNCHS)-HABITAT, United Nations Conference on Trade and Development (UNCTAD), United Nations Industrial Development Organization (UNIDO), United Nations Institute for Training and Research (UNITAR), World Customs Organization, and World Trade Organization (WTO).

9. The following non-governmental organizations and private sector were represented: Australian Council for Overseas Aid (ACFOA), Bureau of International Recycling (BIR), Earthlife Africa, Eurometaux, Eurometrec, European Chemical Industry Council (CEFIC), Fédération Européenne des Activités du Déchet (FEAD), Greenpeace International, Industrial Technology Research Institute (ITRI), Institut de recherche sur l'environnement (IREC), International and Environmental Law and Policy, International Chamber of Commerce (ICC), International Committee for European Security and Co-operation (ICESC), International Consulting Center for Environmental Technology and Nutrition Industry (ICCI), International Council of Environmental Law (ICEL), International Precious Metals Institute (IPMI), SDA/ELS, and Wuppertal Institut.

B. Election of officers

10. The following officers were elected by acclamation at the first plenary session:

<u>President:</u>	Mr. Bakary Kante (Senegal)
<u>Vice-Presidents:</u>	Ms. Rosnani Ibrahim (Malaysia) Mr. John Ashe (Antigua and Barbuda) Mr. Csaba Markó (Hungary)
<u>Rapporteur:</u>	Mr. Dick de Bruijn (Netherlands)

11. Following his election, Mr. B. Kante, President of the third meeting of the Conference of the Parties, made a statement in which he emphasized the importance of the Basel Convention for the protection of the environment. He said that the third meeting of the Conference was of crucial importance for its proper implementation. He underlined that legal, technical and financial matters had to be carefully addressed at the meeting and appropriate decisions would have to be adopted. Technical assistance and capacity building are of special importance.

C. Organization of work

12. The Co-ordinator of the Secretariat of the Basel Convention, Dr. Iwona Rummel-Bulska introduced the documentation prepared for the third Conference of the Parties including information documents. The following documents were available to the meeting:

SYMBOL	TITLE
UNEP/CHW.3/1	Provisional Agenda
UNEP/CHW.3/1/Rev.1	Provisional Agenda <i>Revision</i>
UNEP/CHW.3/2	Proposed Amendment to Article 4a of the Convention
UNEP/CHW.3/2/ Corr.1	Proposed Amendment to Article 4a of the Convention <i>Corrigendum</i>
UNEP/CHW.3/2/ Corr.2	Proposed Amendment to Article 4a of the Convention <i>Corrigendum</i>
UNEP/CHW.3/3	Amendment Proposal Received from the European Community: Article 4a of the Convention
UNEP/CHW.3/3/ Corr.1	Amendment Proposal Received from the European Community: Article 4a of the Convention <i>Corrigendum</i>
UNEP/CHW.3/4	Implementation of decision II/1 - Liability and Compensation
UNEP/CHW.3/5	Implementation of decision II/2 - Emergency Fund
UNEP/CHW.3/6	Implementation of decision II/3 - Mechanism for the Implementation of the Basel Convention
UNEP/CHW.3/7	Implementation of decision II/4 - Illegal Traffic in Hazardous Wastes
UNEP/CHW.3/7 Add.1	Implementation of decision II/4 - Illegal Traffic in Hazardous Wastes <i>Addendum</i>
UNEP/CHW.3/8	Implementation of decision II/5 - Model National Legislation for the Transboundary Movement and Management of Hazardous Wastes
UNEP/CHW.3/9	Implementation of decision II/6 - Designation of Competent Authorities and Focal Points

UNEP/CHW.3/10	Implementation of decision II/7 - Relationship of the Basel Convention and the London Convention, 1972
UNEP/CHW.3/11	Implementation of decision II/8 - Cooperation with the International Atomic Energy Agency
UNEP/CHW.3/12	Implementation of decision II/9 - Follow-up to UNEP Governing Council Decisions 17/5, 17/13 and 17/18
UNEP/CHW.3/13	Implementation of decision II/10 - Bilateral, Multilateral and Regional Agreements or Arrangements
UNEP/CHW.3/14	Implementation of decision II/11 - Scope of the Convention
UNEP/CHW.3/15	Implementation of decision II/12 - Ban on exports of hazardous wastes from OECD to non-OECD countries
UNEP/CHW.3/16	Implementation of decision II/13 - Technical Guidelines for the Environmentally Sound Management of Wastes Subject to the Basel Convention
UNEP/CHW.3/16/ Add.1	Implementation of decision II/13 - Technical Guidelines for the Environmentally Sound Management of Wastes Subject to the Basel Convention <i>Revision of Technical Guidelines - Addendum</i>
UNEP/CHW.3/17	Implementation of decision II/14 - Transboundary Movement of Hazardous Wastes Destined for Recovery Operations
UNEP/CHW.3/18	Implementation of decision II/15 - Possible Effects of the Basel Convention on the Transboundary Movements of Waste Ozone-depleting Chemicals, Including Halons, Intended for Recovery
UNEP/CHW.3/19	Implementation of decision II/16 - Documentation: Notification and Movement Document
UNEP/CHW.3/19/ Add.1	Implementation of decision II/16 - Documentation: Notification and Movement Document <i>Addendum</i>
UNEP/CHW.3/20	Implementation of decision II/17 - Transmission of Information
UNEP/CHW.3/21	Implementation of decision II/18 - Establishment of the Information Management System of the Basel Convention
UNEP/CHW.3/22	Implementation of decision II/19 - Establishment of Regional Centres for Training and Technology Transfer

UNEP/CHW.3/22/ Corr.1	Implementation of decision II/19 - Establishment of Regional Centres for Training and Technology Transfer <i>Corrigendum</i>
UNEP/CHW.3/23	Implementation of decision II/20 - Training and seminars related to the Basel Convention
UNEP/CHW.3/23 Corr. 1	Implementation of decision II/20 - Training and seminars related to the Basel Convention <i>Corrigendum</i>
UNEP/CHW.3/24	Implementation of decision II/21 - The Role of the Secretariat of the Basel Convention in the Implementation of Agenda 21
UNEP/CHW.3/25	Implementation of decision II/22 - Global Waste Survey
UNEP/CHW.3/26	Implementation of decision II/23 - Cooperation with the United Nations Bodies, Specialized Agencies and Regional Systems and Organizations
UNEP/CHW.3/27	Implementation of decision II/24 - Cooperation between the International Maritime Organization and the United Nations Environment Programme in the Review of Existing Rules, Regulations and Practices with Respect to Transport of Hazardous Wastes by Sea
UNEP/CHW.3/28	Implementation of decision II/25 - Responsibility of States for the Implementation of the Basel Convention
UNEP/CHW.3/29	Implementation of decision II/26 - Manual for the Implementation of the Convention
UNEP/CHW.3/30	Implementation of decision II/27 - Institutional, Financial and Procedural Arrangements
UNEP/CHW.3/30 Corr.1	Implementation of decision II/27 - Institutional, Financial and Procedural Arrangements <i>Corrigendum</i>
UNEP/CHW.3/31	Evaluation of the Effectiveness of the Basel Convention (Art.15) <i>Note of the Secretariat</i>
UNEP/CHW.3/32	Compliance procedures
UNEP/CHW.3/33	Draft decisions as proposed by the Bureau
UNEP/CHW.3/33 Corr.1	Draft decisions as proposed by the Bureau <i>Corrigendum</i>

INFORMATION DOCUMENTS

UNEP/CHW.3/Inf.1	List of Participants
UNEP/CHW.3/Inf.1/Rev.1	List of Participants <i>Revision</i>
UNEP/CHW.3/Inf.2	Illegal Traffic Report Form
UNEP/CHW.3/Inf.3	Manual
UNEP/CHW.3/Inf.4	Report of the eighth session (additional) of the Technical Working Group of the Basel Convention
UNEP/CHW.3/Inf.5	Compliance procedures
UNEP/CHW.3/Inf.6	Transmission of Information
UNEP/CHW.3/Inf.7	Evaluation of the effectiveness of the Convention
UNEP/CHW.3/Inf.8	List of abbreviations used in documentation
UNEP/CHW.3/Inf.9	List of Competent Authorities and Focal Points
UNEP/CHW.3/Inf.10	Generation and Transboundary Movements of Hazardous Wastes and Other Wastes - 1993 Statistics
UNEP/CHW.3/Inf.11	Country Fact Sheets
UNEP/CHW.3/Inf.12	List of Documents
UNEP/CHW.3/Inf.12 Rev. 1	List of Documents <i>Revision</i>
UNEP/CHW.3/Inf.13	Status of Contributions to the Basel Convention Trust Funds as at 31 August 1995
UNEP/CHW.3/Inf.14	Financial implications of Decisions of the third meeting of the Conference of the Parties to the Basel Convention: 1997

13. At the first plenary session, the Conference established two main working groups:

- the Institutional and Legal Working Group - chaired by Mr. Roehajat E. Soeriatmadja, Indonesia, with the mandate to consider the following draft decisions presented to the Conference by its Bureau (document UNEP/CHW.3/33), namely decisions III/1, III/2, III/3, III/4, III/5, III/6, III/7, III/8, III/9, III/10, III/21, III/22 and III/23 and the respective documents and reports submitted to the Conference.

- The Technical Working Group, chaired by Mr. Peter Hinchcliffe, United Kingdom, to consider the following draft decisions III/12 (in coordination with the Amendment Group), III/13, III/14, III/15, III/16, III/17, III/18, III/19, III/20, III/24, III/25 (and possibly also in coordination with the Institutional Working Group), III/26 and III/27. All these decisions should also be considered in conjunction with the respective documents and reports submitted to the Conference.

The Chairmen of the two working groups would contact each other to ensure that in relation to the agenda items that referred to both technical and legal matters there was coordination between the two Groups.

14. The Plenary decided that the draft decision II/28 on institutional, financial and procedural matters, with the draft budget for 1997/1998 would be considered by a special sub-working group under the chairmanship of Mr. John W. Ashe, Antigua and Barbuda.

15. The Conference also decided to establish an Amendments Group under the chairmanship of Mr. Donald Cooper, Bahamas, to deal with the draft decision III/11, the documents UNEP/CHW./3/2 and Corr.1 and Corr.2.

D. Credentials

16. The Bureau, in its capacity as the Credentials Committee, reviewed the credentials presented by the Contracting Parties present at the meeting and presented its report to the plenary session.

V. CONSIDERATION OF THE IMPLEMENTATION OF THE BASEL CONVENTION, INCLUDING THE DECISIONS OF THE SECOND MEETING OF THE CONFERENCE OF THE PARTIES

17. The representatives who took the floor expressed their satisfaction with the increase in the number of Parties to the Basel Convention since the second meeting of the Conference of the Parties. Several delegates commended the Secretariat of the Basel Convention for its highly devoted work during the reported period and for timely and accurate preparation of the documentation of the meeting.

18. The Ministerial part of the third meeting of the Conference of the Parties to the Basel Convention heard 66 statements by representatives of 54 Parties to the Convention, including 22 Ministers and Deputy Ministers, as well as representatives of intergovernmental and non-governmental organizations.

19. Many representatives recommended faster development of a protocol on liability and compensation for damage resulting from transboundary movements of hazardous wastes and their disposal. They also emphasized the importance for further work of the Technical Working Group on wastes characterization, definition and development of guidelines on management of various waste streams and their disposal operations. The need for technical assistance to developing countries in capacity building, national legislation and development of strategies for environmentally sound management of hazardous wastes was supported by all the delegates as one of the main goals of the Convention. The meeting supported and called for

further work on the establishment of regional and sub-regional centres for training and technology transfer regarding the management of hazardous wastes and the minimization of their generation, as provided for in Article 14 of the Convention, and expressed their satisfaction with the ongoing efforts in that direction.

20. In considering future work on developing guidance for the hazard characteristics H13 "Capable, by any means, after disposal, of yielding another material, e.g., leachate, which possesses any of the characteristics listed above", of Annex III, the meeting noted that the Technical Working Group of the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal, had identified a number of options:

- a narrow interpretation referring only to leachate;
- not to use the hazard characteristic until guidance was better developed;
- explore with countries how they wish to use H13;
- a broad interpretation referring to all disposal options of Annex IV to the Convention likely to release harmful emissions, leachate, effluent or residues. The Technical Working Group at its eighth session in June 1995 did not retain this option as being workable.

21. The meeting condemned illegal traffic in hazardous wastes and called for strengthening of international and national actions for its prevention and monitoring. Some representatives emphasized that during the period between the second and the third meetings of the Conference of the Parties their countries were faced with cases of illegal traffic. Several representatives stressed the need for technical assistance to developing countries in their effort to prevent illegal traffic into their territories.

22. The representatives of many countries called for an increase in financial resources available to allow the full implementation of the Convention.

23. Many representatives emphasized the need for further development of information exchange including the establishment of an information system and data collection.

24. The representatives emphasized the need for support which would allow the transfer of environmentally sound technologies for the management of hazardous wastes from developed to developing countries and to countries with economies in transition. This is very much needed to allow these countries to deal with hazardous wastes generated within their national boundaries.

25. The meeting noted the importance of the issue of preventing the transfer of polluting industries, industrial activities and/or technologies which generate hazardous wastes as brought to its attention by the eighth session of the Technical Working Group. In this regard, the meeting agreed to the need to encourage the transfer of cleaner technologies which could be developed as an important component of the work of the Regional Centres for Training and Technology Transfer and called upon the Technical Working Group to provide advice on this subject as appropriate and relevant.

26. Several delegates informed the Meeting on the adoption and/or update of national legislation related to the implementation of the Basel Convention and to the management of hazardous wastes and commended the draft Model National Legislation developed within the Basel Convention as a very useful document which assisted them in their legislative activities.

27. Many representatives strongly supported the adoption of an amendment to the Convention which would ban all exports of hazardous wastes from OECD to non-OECD countries, not only for final disposal but also for recovery and recycling operations.

28. Some representatives were however of the opinion that the amendment to the Convention should only refer to the part on the export of hazardous wastes from OECD to non-OECD countries for final disposal.

29. In this context, the need for further work to be done under the Convention on the hazard characteristics of wastes was emphasized by all speakers as a very crucial one.

30. A few delegations were of the opinion that the amendment of the Convention, in particular related to hazardous wastes destined for recovery operations was somehow premature.

31. Delegations emphasized that it was crucial to ensure the effective implementation of the Convention and possible amendment(s).

32. The delegate from Egypt emphasized that his country was currently facing a problem relating to the passage of hazardous waste shipments through the Suez Canal. Egypt as a transit country Party to the Basel Convention requires a Notification and Movement Document concerning such shipments. According to the Egyptian Environmental legislation, it is forbidden - without a permit from the competent authority - to allow the passage of ships carrying hazardous wastes through territorial seas or the exclusive economic zone of Egypt and the Suez Canal. Egypt requires - for transit shipments of hazardous waste through the Suez Canal - Certificate of Insurance covering mitigation of any harm that could happen to the environment from these shipments. There are difficulties the ship owners are facing to submit such certificates of insurance to Egypt. The only available insurance is what is known as a P&I certificate, which is not clear and whose coverage is not clear either. In addition it is not available to all ship owners.

33. Several experts expressed their concern about the lack of sufficient financial means available in the Trust Fund of the Basel Convention which have their sources in non-payment of pledged contributions and/or delay in the payments.

34. The Malaysian delegate announced that his Government was prepared to consider hosting a meeting of the Technical Working Group in Kuala Lumpur.

35. The delegate from Senegal offered to host a sub-regional centre for francophone African countries and technology transfer for the environmentally sound management of hazardous wastes.

36. The delegate from Uruguay confirmed the commitment of his country to the establishment of a coordination centre for sub-regional centres for training and technology

transfer in Uruguay and to this effect is organizing a seminar for Latin America and the Caribbean in Montevideo which will be held shortly.

37. The delegate from Zambia expressed the willingness of his Government to consider hosting a regional centre for training and technology transfer because of its' advantageous geographical location in Central Africa.

38. The delegate from Argentina confirmed that his country was ready to assume the responsibility for the establishment of a South American centre for training and technology transfer in Argentina and was hence taking measures to contribute, as far as possible, with infrastructure, human resources and financial means.

39. The Government of Egypt expressed its willingness to host a regional centre for training and technology transfer for Arabic speaking countries in Africa which will serve other Arabic speaking countries.

40. The Slovak Republic offered Bratislava as a seat for a regional training centre for the implementation of the Basel Convention and technology transfer and informed also that they were going to organize an international workshop, which would outline the further steps to be made in this respect.

41. The Government of Switzerland announced its decision to provide the financial means for the period 1996-97 for setting up a sub-regional centre for training and technology transfer for Central Europe in the field of waste management. In addition, they will provide US\$ 35,000 to the Technical Cooperation Trust Fund to enable participation of non-Parties at meetings organized in relation to the Basel Convention and to support the organization of a regional seminar in Uruguay in October this year. The Swiss Government is also examining the possibility of supporting a regional seminar for Southern Africa for the environmentally sound management of hazardous wastes.

42. The representative from IMO referred to the close cooperation between SBC and IMO for the coordination of work between the two organizations with the purpose of promoting the effective protection of the marine environment and avoiding duplication of work. In particular, he referred to the cooperation regarding IMO's preparatory work for the prospective adoption next year of a Convention on Liability and Compensation for Damage in Connection with the Carriage of Hazardous and Noxious Substances (HNS) by Sea. He emphasized that the Basel Convention is one of the most important instruments in ensuring environmentally sound management of hazardous wastes and their disposal. The IMO plan is to strengthen and intensify its cooperation with the Secretariat of the Basel Convention. Due to its wide acceptance, the Basel Convention has now become an important source of International Environmental Law. The implementation of the Basel Convention is considered at IMO as paramount and decisive for the protection of the marine environment. The contribution of the Secretariat of the Basel Convention is particularly appreciated in connection with deliberation of the Contracting Parties to the London Convention, 1972, in particular bearing in mind that this Convention will be decisively amended next year.

43. The delegate from SPREP informed the meeting about the recent adoption of the Waigani Convention for the South Pacific banning the import of hazardous and radioactive wastes into the region and controlling movements of hazardous wastes within the region.

44. One NGO representative (Greenpeace) stressed that any compromise should be rejected in relation to the proposed amendment to decision II/12 and if consensus could not be reached, voting should be applied. He drew, however, to the attention of the meeting that there seemed to be some confusion in relation to export of wastes for recycling and in this connection pointed out that non-contaminated scrap metals not referred to in Article 1 of the Convention were not covered by the Convention and would therefore not be covered by the ban.

45. Another NGO (Australian Council for Overseas Aid) expressed concern about cutting the proposed budget for regional centres for training and technology transfer and appealed to those countries who were in favour of this to reconsider their stand.

46. Representatives from industry (ICC, IPMI, BIR) expressed their concern in relation to decision II/12 and the possible adoption of an amendment to the Convention in this respect. They also referred to the need for clear definitions of hazardous wastes. One of the representatives for industry pointed out that some countries have the possibility to safely recycle hazardous wastes and that it was therefore necessary to consider carefully any proposal in relation to the ban on export of wastes for recycling. Another representative referred to the risk of closing down those industries which were dealing with recycling should there be a ban on free international trade on recyclables, and that this would result in unemployment for a large number of workers who would not find alternative employment.

VI. ADOPTION OF THE REPORT

47. The Chairmen of the Working Groups presented reports of the working groups established by the Conference, namely the Institutional and Legal Working Group and the Technical Working Group, to the Plenary for their adoption. The reports of the Working Groups were adopted by the Plenary and are reflected below in this report. The decisions agreed upon by the Working Groups and adopted by the Plenary are reflected in Annex I to this report.

48. Report of the Institutional and Legal Working Group

The Institutional and Legal Working Group held five sessions during the period from 18 to 21 September 1995 under the Chairmanship of Mr. Soeriaatmadja from Indonesia. As decided by the Plenary meeting, the group considered draft decisions III/1, III/2, III/3, III/4, III/5, III/6, III/7, III/8, III/9, III/10, III/21, III/22 and III/23 as well as the related reports and notes submitted and presented by the Secretariat of the Basel Convention.

The Institutional and Legal Working Group was able to finalize the draft decisions which were recommended for adoption by the Plenary meeting of the Conference of the Parties.

The Institutional and Legal Working Group sought the opinion of the Technical Working Group on the "confirmed illegal traffic report form", referred to in draft decision III/4 relating to "illegal traffic in hazardous wastes and other wastes". The Technical Working Group informed the Institutional and Legal Working Group that further work was required on the Report Form and recommended that the Technical Working Group of the Basel Convention be requested to review it. After considering the Technical Working Group's opinion, the Institutional and Legal Working Group was in a position to finalize that part of the draft decision relating to the

"confirmed illegal traffic report form". The draft decision was then approved by the Institutional and Legal Working Group and submitted to the Plenary meeting.

Similarly, the Institutional and Legal Working Group sought the opinion of the Budget Sub-Group in relation to some matters in draft decision III/9 on "evaluation of the effectiveness of the Basel Convention" and took into consideration the opinion of the Budget Sub-Group before finalizing the draft submitted to the Plenary meeting. The Budget Sub-Group requested the Institutional and Legal Working Group to provide it with a list of priorities of the decisions it was recommending to the Plenary in order to take such priorities into account in the finalization of the budget. The Institutional and Legal Working Group undertook such prioritization and communicated it through its Chairman to the Chairman of the Budget Sub-Group. At the request of the Budget Sub-Group, the list of priorities was agreed by the Institutional and Legal Working Group.

The Institutional and Legal Working Group made it clear that its finalization of the draft decisions did not prejudice the financial implications under consideration by the Budget Sub-Group.

In considering draft decision III/5 on "model national legislation for the transboundary movement and management of hazardous wastes", the Secretariat of the Basel Convention was requested to add the introduction agreed upon by the Legal Consultative Meeting which met in Geneva on 27 and 28 February 1995 as part of the Model. This introduction explains the nature of the Model and its purpose. It was also agreed that in relation to option II of Part IV on "Exporting Hazardous Wastes and Other Wastes", this report of the Institutional and Legal Working Group should contain a clarification of the term "stringent requirements". The agreed understanding is that "stringent requirements" means in this context requirements other than those already stipulated in the Basel Convention.

49. Report of the Technical Working Group

The Technical Working Group considered the decisions referred to it by the Plenary and agreed on the decisions to be adopted by the Plenary. At the request of the sub-working group on budgetary matters, the Technical Working Group agreed on the priorities for action for 1997/1998.

The texts of prioritized decisions agreed by the Institutional and Legal Working Group and by the Technical Working Group are attached as Appendix I to Annex I to this Report, entitled "Decisions adopted by the third meeting of the Conference of the Parties".

The agreed "Illegal Traffic Report Form" by the Institutional and Legal Working Group and adopted by the Plenary is attached as Appendix II to Annex I to this Report, entitled "Decisions adopted by the third meeting of the Conference of the Parties".

50. Report of the Sub-Working Group on Institutional, Financial and Procedural Matters

The Report was presented by its Chairman to the Plenary for adoption. Accordingly, the decision on Institutional, Financial and Procedural Arrangements was adopted by the Plenary by consensus as reflected in Annex I to this Report. At the time of the adoption of the decision

on Institutional, Financial and Procedural Arrangements, some delegates made statements on the subject and requested that their statements be reflected in the Report.

- (i) The delegate from Malaysia emphasized that the increase of work required to be done under the Convention, in particular in the light of adoption of the amendment to it, was not proportional to the increase in the Budget of the Basel Convention for 1997/98. Within the agreed Budget level it would not be possible to cover all expected and needed expenditures, especially in relation to the expected work increase to be carried out by the Technical Working Group. Malaysia was of the opinion that the Budget for 1997/98 should be increased by at least 30 per cent over the 1995 Budget and not only 10 per cent as was the case.
- (ii) The representative of France emphasized the substantial support France had provided from the outset to the Basel Convention and the activities of its Secretariat and assured the meeting that this support would continue. He stated that the Conference had reached a compromise on the size of the budget for 1997-1998 and that his delegation accepted this compromise. The French Government's instructions were clear and the delegation was not to accept a rise greater than would result from a strict application of inflation rates. Given the growing importance of the Convention, the delegation was allowed the possibility of accepting a substantially larger increase. The adjusted scale of contributions led, however, to an increase in France's contribution from the previous budget cycle of nearly 25 per cent in 1997, while the budget was going up by 10 per cent. The delegation of France was therefore compelled to enter a reservation on this point. The compromise reached within the Budget Group represented a 10 per cent increase of the total amount from 1996 with regards to the assessed contributions.
- (iii) The representative of Germany emphasized that Germany had been actively involved in the elaboration of the Basel Convention and in the subsequent development of activities of its Secretariat and that since July 1995 Germany was a full member of the Basel Convention. He stated that Germany would contribute to an effective and appropriate functioning of the Convention as it had done in 1995 and would do with regard to the payment of the assessed contribution for 1996. He said that the Convention Budget for 1997/98, which had been the outcome of one week's budget negotiations, represented a real increase of 52 per cent over the previous budget and that it had to foresee significant voluntary contributions in order to achieve a balance. The delegate stated that obviously there was a big gap between the availability of funds for the Convention and funding demands for further work of the Secretariat. Many countries and international organizations were currently faced with a very difficult financial situation including also Germany and that was why it was Germany's position not to increase the budget under consideration by more than three per cent against the previous year. During the budget negotiations the German delegation tried to allow for a moderate further increase of contributions to the budget of the Convention. For Germany, however, compliance with a proposal to increase spending by more than 50 per cent was unacceptable. Germany did not, however, intend to break a consensus on the adoption of a budget for 1997/98 and would instead increase its contributions for 1997 by ten per cent, against 1996, and accept a further increase of its contributions by three per cent for the year 1998. This would raise the German contribution to a regular biannual budget of the Convention to a total of US\$ 681.000. The German delegation felt obliged to express a formal reservation on this point. The delegate of Germany

stated also that Germany would be pleased to host a meeting of the Technical Working Group in Germany.

- (iv) The delegate from Italy expressed his country's reservation on budgetary matters related to the increase of the contributions to the budget by more than the inflation rate, considering the present difficulties of national economy. Italy therefore wished to renew its position with respect to the increase of its contribution in 1997 beyond a 10 per cent over the 1996 contribution and a further 3 per cent for the 1998 contribution.
- (v) The representative of Turkey stated that Turkey did not wish to hinder the adoption of the budget but it felt that if the UN scale of assessments was used it would reflect a non-equitable burden sharing. The new scale increased contributions by 30 per cent in 1997. The delegate of Turkey reserved his country's position vis-a-vis the scales of assessment related to Turkey for the years 1997/98.
- (vi) The delegate of Canada stated that Canada was in a position to approve the proposed budget for the years 1997 and 1998. Canada wanted to assure that it was ready and able to fulfil its financial obligations as it had done in the past up to and including 1995.
- (vii) The representative of Australia supported the consensus regarding the budget for 1997/98. She strongly emphasized, however, that the original budget presented to the meeting by the Bureau, namely at the level of US\$ 5,786,400 for 1997 and US\$ 5,272,100 for 1998 was the realistic budget which could have met growing requirements coming from the decisions adopted by the third meeting of the Conference of the Parties which led to the strengthening of the Convention and which increased the workload of the Secretariat. Australia was of the opinion that the Contracting Parties to the Basel Convention - from just over thirty in 1994 to over ninety in 1995 - should have been in a position to adopt the budget for 1997/98 which would allow full implementation of the Convention and the decisions adopted by the Conference of the Parties. Australia called for the Contracting Parties to pay the required shares of the budget even when they were of voluntary character, and expressed its agreement on an increase of the budget by 50 per cent through voluntary contributions.
- (viii) The representative of Brazil, on behalf of GRULAC, expressed the GRULAC countries' concern related to the budget, in particular to the need of providing the Secretariat with enough financial resources to advance its activities in the field of technical assistance to developing countries.
- (ix) The representative of Spain, speaking on behalf of the European Community, stated that the consensus reached on the level of the Budgets of 1997-1998 represented a 10 per cent increase of the total amount for 1996 with regard to the assessed contributions. This represents, however, a 10 per cent increase for the budget contributions from the Member States and from the European Commission an aggregate of 24 per cent. This by far reflects the intentions of Member States of the European Community. The countries of the European Community agreed to this in the spirit of compromise and to enable the continuing functioning of the Secretariat but wished to underline to delegations that this matter should be discussed in detail at the next meeting of the Bureau of the Conference. The European Community expected the Secretariat to distribute in due time a detailed budget as requested by the European Community in the

budget working group, reflecting the amount of assessed contributions as well as the priorities set by the Conference of the Parties.

- (x) The representative of the Philippines, speaking on behalf of Group-77 and China, expressed these countries' concern about the Budget for 1997-98 which did not provide enough resources to allow full participation of experts from developing countries at the meetings to be organized to fulfil the increasing mandate and activities under the Convention in the years to come. The lack of financial resources was particularly seen by developing countries in these budget lines which were of first priority to these countries, namely: establishment of regional centres for training and technology transfer, technical assistance, illegal traffic and information exchange. The developing countries appreciated the readiness of developed countries to protect them against the export of hazardous wastes from the North but stated that the developed countries could not at the same time limit the resources for effective implementation of the Convention and for activities to be carried out by the Secretariat.

51. Report of the Amendment(s) Group

The Report was presented by its Chairman to the Plenary. After the necessary additional consultations the Plenary adopted by consensus the decision entitled "Amendment to the Basel Convention" as included in Annex I to this Report.

Several delegates made statements regarding this decision and requested that their statements be reflected in the Report and/or attached to it.

- (i) The delegate of Brazil emphasized that the Basel Convention must be considered as a complex compound of rules in which each if its parts has a special meaning, but equal efficiency, namely: (a) the Basel Convention in itself; (b) its Annexes; (c) the decisions of the COP. They have equal value as a binding obligation to States. However, to transform decision II/12 into a disposition of the Basel Convention through an amendment would be desirable only if that decision was perfect and not as it stands nowadays. Brazil supported the introduction of the whole decision II/12 as a part of the Convention, but it urged to prioritize the rapid completion of the elaboration of a hazardous wastes definition by September 1997 in order to provide the Parties with a clear understanding of hazardous wastes subject to the Convention and to decision II/12. Being so, the Brazilian Delegation strongly supported any efforts to strengthen the reach and aims of the Basel Convention, such as the improvement of use of clean technologies, the minimization of generation of hazardous wastes and environmentally sound disposal.
- (ii) The delegate from Malaysia informed the meeting that it considered the decision II/12 binding for all Parties. Reiterating his concern on illegal misleading activities and disposal of such hazardous wastes by ships, he reaffirmed his Government's commitment to control these illegal activities according to the spirit and intent of the Basel Convention and in accordance with Malaysia's national legislation and interpretation of the Convention. He emphasized that there was an important amount of work in front of the Technical Working Group and offered to host a meeting of the Technical Working Group in 1996 subject to availability of funds provided for its organization and participation of experts from developing countries.

- (iii) The delegates of Uruguay and Egypt supported the adoption of the decision on the amendment.
- (iv) The delegate of Zambia thanked the President for the successful adoption of the decision on the amendment and brought the attention of the meeting to the necessity of providing sufficient funds to ensure a large participation of experts from developing countries at the meetings organized within the framework of the Basel Convention.
- (v) The delegate of Costa Rica, while going along with the consensus, reserved his country's position on the adopted the amendment due to the fact that the amendment did not reflect inclusion of Article 1, paragraph 1 (b) on wastes not covered by the Annexes to the Convention but defined as, or considered to be, hazardous wastes by the domestic legislation of the Party of export, import or transit.
- (vi) The delegate of Sri Lanka supported the consensus reached at the Conference but expressed some reservations on the amendment by Sri Lanka.
- (vii) The delegate of the Russian Federation expressed her country's reservation regarding the new wording of the draft amendment to Article 4 of the Convention, being substantially broader in scope than the text originally circulated, particularly as regards paragraph 2 of the proposed Article 4A. The time-frame for consideration of the new wording was exceptionally limited which was not in accordance with Article 17 of the Convention. The delegate announced that the Russian Federation could not accept the proposed amendment and did not consider itself bound thereby. The text of the Russian statement is attached to this Report as its Annex II.
- (viii) The delegate of Canada stated that his country went along with the consensus on the decision on the amendment and would not authorize any shipment of hazardous wastes for final disposal outside the OECD region or for recycling to countries that prohibit such imports. Canada, however, would be unable to ratify the amendment prior to the outcome of the work of the Technical Working Group. The full text of the Canadian statement is attached to this Report as Annex III.
- (ix) The delegate of Australia emphasized the good spirit of the negotiations on the decision on the amendment and welcomed the consensus achieved on its adoption. The delegate of Australia, however, expressed some concerns related to the amendment which was adopted before the exact subject of the ban had been agreed on by the Technical Working Group. She emphasized the importance of a large participation of experts at the Technical Working Group meetings and the need for financial assistance to be provided for this purpose. She also emphasized the role of Article 11 in the implementation of the Basel Convention and requested the delegates to continue the work on the implementation of the Basel Convention. The statement of Australia is attached to this report as Annex IV.
- (x) The delegate of the Philippines expressed his country's support related to the adoption of the amendment.
- (xi) The delegate of the Republic of Korea emphasized the great effort which was needed to reach consensus on the adoption of the amendment. He also emphasized the

importance of a global partnership in the implementation of this decision which should be carefully approached and assessed. He emphasized the need to respect the sovereign right of the importing country and the role of the capacity building process in the implementation of the Basel Convention. He expressed, however, some doubts on how the Convention could be successfully implemented as the budgets adopted for 1997-98 were definitely too low to meet the required expectations. He appealed to the countries which were not yet Contracting Parties to the Basel Convention, in particular the United States, to join the Convention. He referred to the importance of Article 11 of the Convention for its implementation.

- (xii) The representative of New Zealand expressed her country's thanks for the achievement of consensus on the decision on the amendment and emphasized that her country shared similar concerns related to the amendment to the Convention as Australia and Canada. The representative of New Zealand referred to the role of bilateral agreements in the implementation of the Convention. She emphasized the need for future work under the Basel Convention which would allow countries to receive the proper protection related to their environmental problems which could only be ensured by cooperative actions. She endorsed the inclusion of Liechtenstein into Annex VII of the Amendment.
- (xiii) Several delegates including the representatives of ICC and Greenpeace congratulated the President of COP3 for his hard work which led the Conference to the adoption of the amendments by consensus and emphasized the need for further cooperation in order to fully implement the Basel Convention. Congratulations to the President of COP3, its Bureau, delegates and all participants including NGOs and the private sector were also extended by the Executive Director of UNEP.
- (xiv) The President of the COP3, Mr. Bakary Kante, thanked all delegates for their hard and dedicated work and emphasized the need for future global cooperation within the framework of the Basel Convention which he considered an excellent legal instrument. He particularly thanked the members of the Bureau and Chairmen of the working groups established by COP3 for their contribution to the meeting.

VII. CLOSURE OF THE MEETING

52. After the customary exchange of courtesies, the President declared the meeting closed at 18.40 hours on 22 September 1995.

**Statement by the delegation of the Russian Federation to the Plenary of the
Third Meeting of the Conference of the Parties to the Basel Convention on the
Control of Transboundary Movements of Hazardous Wastes and Their Disposal,
held on 22 September 1995, concerning the wording of the amendment
to Article 4 of the Convention**

Given that:

1. The new wording of the draft amendment to Article 4 of the Convention is substantially broader in scope than the text originally circulated, particularly as regards paragraph 2 of the proposed Article 4A;
2. The time-frame for consideration of the new wording is exceptionally limited, which is not in accordance with Article 17 of the Convention;

the delegation of the Russian Federation announces that it cannot accept the proposed amendment and does not consider itself bound thereby.

We should like this statement to be reflected in, and annexed in extenso to the report of the third meeting of the Parties to the Basel Convention.

**Statement made by Canada following the adoption of the
amendment decision by consensus**

delivered by Mr. John Fraser, Ambassador for the Environment

Geneva, Friday 22 September 1995

Mr. President,

Canada has listened carefully to the debate on the ban amendment proposals and acknowledges the environmental concerns expressed by member and non-member countries alike.

Canada recognizes that many countries may not possess the technical ability to properly manage hazardous wastes in an environmentally sound manner. Canada believes that such countries view imports of hazardous wastes as threatening whether they arise from OECD or non-OECD sources.

Canada agrees that there exists sufficient evidence to warrant acceptance of the ban amendment related to hazardous wastes destined for final disposal. Canada will not authorize any shipments of hazardous wastes for final disposal outside of the OECD region or for recycling to countries that prohibit such imports.

Canada is committed to the wise utilization of all resources. As such, Canada believes that environmentally sound recycling is required to ensure the availability of such resources for use by future generations. Environmentally sound recycling is a necessary and integral part of sustainable development. There will be a need for recycling of hazardous wastes today, tomorrow, and for many years to come.

Canada finds that there is insufficient clarity as to which recyclable materials would be subject to the ban amendment. Therefore, it is premature to consider adoption of a legally binding amendment at this time.

Canada has approved the increase to the budget and I can assure you of our continuing commitment to provide our payments in full and on time.

However, I must tell you, under instructions from the Government of Canada, that we will be unable to consider ratification of this amendment prior to an outcome on definitional terms from the technical working group, from which Canada can draw the assurance that trade in non-hazardous recyclables will not be jeopardized.

Canada will work diligently through the technical working group forum to provide the definitional clarity that prevents our current agreement to the recyclables portion of the proposed ban.

**Statement made by Australia following the adoption of the
amendment decision by consensus**

Geneva, Friday 22 September 1995

Mr. President,

Australia urged at the very beginning of this week that we should work to achieve outcomes that could command consensus support on all issues, including on this contentious issue of the proposed amendment to the Convention.

For our part we have worked strenuously to achieve a good spirit in the negotiations and to find consensus, believing a consensus outcome to be in the best interests of the Convention and all its Parties. We were ready to support the compromise text circulated in document UNEP/CHW.3/L.5/Add 1 subject to having the opportunity to see the text and verify our understanding of the compromises proposed in it.

Australia's essential position ever since negotiation began on Decision II/12, has been to strengthen the Convention and its processes to provide greater protection to those countries vulnerable to unwanted hazardous wastes. Our commitment to this objective is evident not only in the support my government has always given to the Basel Convention, but also in Australia's signature last week of the Waigani Convention to Ban the Importation into Forum Island Countries of Hazardous and Radioactive Wastes and to Control the Transboundary Movement and Management of Hazardous Wastes within the South Pacific Region.

We have, however, a number of concerns about the text which has been agreed upon, concern which my government wishes to register.

It sets in motion an amendment process in advance of the clarification of the definitions which are essential if Parties are to have a common understanding of exactly what is prohibited. It is essential that the Technical Working Group ensure that this work is completed before the amendment enters into force, and is equipped with all the resources necessary to enable this.

Australia, and probably a number of other Parties - and here I note the statement just made by Canada on this matter - will only consider ratifying the amendment when the work on the definition of hazardous characteristics is completed to our satisfaction. We are, however, pleased to see that such commodities as ferrous scrap and unmixed paper, and the majority of wastes on the OECD Green List which pose no threat to public health or amenity, would not be covered by this prohibition.

A second area of concern to us - as I signalled at the commencement of our work - was the simplistic differentiation between groups of countries. Australia is pleased to see that arbitrary distinctions between Parties are no longer part of the text of the Convention itself. The placement of a list of Parties in the Annex provides a mechanism through which other Parties can be similarly listed if they wish. On this point, Mr. President, I note the statement made a few moments ago by the representative of Liechtenstein indicating its wish to be placed on the list and assume that this will be reflected in the final version of our text.

Australia is concerned to ensure that the application of the prohibition remains tuned to its key objective - ensuring that transboundary movements of hazardous wastes do not, as required by the Convention, entail a high risk of not constituting environmentally sound management.

For this reason, we are pleased that the Technical Working Group will be developing technical guidelines to assist those Parties and States which might benefit from assistance in ensuring that transboundary movements cannot derogate from environmentally sound management. Such guidelines will, I am sure, be particularly helpful, especially to developing countries. The guidelines could also eventually be helpful to those Parties and States wishing to conclude agreements or arrangements, including under Article 11, concerning the transboundary movement of hazardous waste.

Australia considers Article 11 to be an important provision of this Convention. It enables those countries wishing to enter into bilateral, multilateral or regional agreements or arrangements to do so. We do not consider that the text we have just adopted removes that right. Australia will remain in close contact with other States, especially our regional neighbours, on this subject.

Mr. President,

Australia is, as I have said, deeply committed to strengthening the Convention so as better to protect the vulnerable. We must not now lose enthusiasm for this objective. The work we have done here is by no means the answer to the problems vulnerable countries face - it does not deal with domestic disposal needs, waste minimization or capacity-building. Nor does it adequately address the legitimate developmental needs of developing countries. It is, in essence, a half-measure - and it cannot work without the commitment of effort and resources, especially from those who sponsored its adoption as a Convention amendment.

We now look to all those who have supported the adoption of this decision to contribute to the realization of its true objectives. We, for our part, we will not shirk that responsibility.

Secretariat of the Basel Convention (SBC)

Geneva Executive Center
15 chemin des Anémones
CH-1219 Châtelaine - Geneva
Switzerland

Tel: (41.22) 979 92 18

Fax: (41.22) 797 34 54

Printed at United Nations, Geneva
GE.96-01535-May 1996-500