



**BASEL CONVENTION**

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**Open-ended Working Group of the Basel Convention  
on the Control of Transboundary Movements of  
Hazardous Wastes and Their Disposal  
Eleventh meeting**

Geneva, 3–6 September 2018

Item 3 (c) (i) of the provisional agenda\*

**Matters related to the work programme of the  
Open-ended Working Group for 2018–2019:  
legal, governance and enforcement matters:  
consultation with the Committee Administering  
the Mechanism for Promoting Implementation and  
Compliance**

**Work programme of the Committee for Administering the  
Mechanism for Promoting Implementation and Compliance for the  
biennium 2020–2021**

**Note by the Secretariat**

As referred to in the note by the Secretariat on consultation with the Committee Administering the Mechanism for Promoting Implementation and Compliance with the Basel Convention (UNEP/CHW/OEWG.11/9), the annex to the present note contains a draft work programme of the Committee for Administering the Mechanism for Promoting Implementation and Compliance for the biennium 2020–2021, as developed the Committee and based on its work programme for the biennium 2018-2019. The proposed updates to the work programme have been tracked so that the revisions can be easily identified. The present note, including its annex, has not been formally edited.

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\* UNEP/CHW/OEWG.11/1/Rev.1.

## Annex

## Work programme of the Committee for Administering the Mechanism for Promoting Implementation and Compliance for the biennium 2020–2021

(April 2018 draft for consultation with OEWG-11)

### I. Review of general issues of compliance and implementation under the Convention

Objective	Activity
<p><b>1. National reporting</b> Improve timely and complete national reporting under paragraph 3 of Article 13 of the Convention.</p>	<p>(a) Classify and, as appropriate, publish information on Parties' compliance with their annual national reporting obligations for <del>2016 and 2017</del> <del>2014 and 2015</del>, based on the assumptions, criteria, categories and targets adopted by the Conference of the Parties at its <del>fourteenth</del> <del>thirteenth</del> meeting;<sup>1</sup></p> <p><del>(b) — Develop recommendations on the revision of targets referred to in paragraph 11 of decision BC-13/9 for the reports due for 2016 and subsequent years;</del></p> <p><del>[(c) Develop an updated version of the benchmark report aimed at facilitating reporting under paragraph 3 of Article 13 of the Basel Convention as of the reporting year 2016, based on the revised reporting format for national reporting adopted in decision BC-12/6 as amended by decision BC-13/9;]</del></p> <p><del>_(d) — Finalize the revised version of the Committee's guidance on improving national reporting<sup>2</sup> in the light of the revised reporting format adopted in decision BC-12/6 as amended by decision BC-13/9 for consideration and possible adoption by the Conference of the Parties at its fourteenth meeting;</del></p> <p><del>(e) On the basis of, <i>inter alia</i>, the information contained in the national reports and possible means of technical assistance, develop recommendations for improving the timeliness and completeness of national reporting under paragraph 3 of Article 13 of the Basel Convention. [Pending outcome of ICC-13].</del></p>
<p><b>2. Illegal traffic</b> Prevent and combat illegal traffic.</p>	<p><del>Consider what additional steps could be taken to improve implementation of and compliance with Article 9 of the Convention. [Pending outcome of ICC-13].</del></p>
<p><b>3. National legislation</b> Improve implementation of and compliance with paragraph 4 of Article 4 and paragraph 5 of Article 9 of the Convention.</p>	<p><del>(a) — Finalize the guide for the development of national legal frameworks to implement the Basel Convention<sup>3</sup> for consideration and possible adoption by the Conference of the Parties at its fourteenth meeting;</del></p> <p>(b) Compile the outcome of Parties' self-review of their legislation for implementing the Convention using the legislator's checklist and consider general trends;</p> <p>(c) Monitor progress achieved by Parties in transmitting to the Secretariat texts of national legislation and other measures adopted by them to implement and enforce the Convention;</p> <p>(d) Monitor requests for information received by the Secretariat from Parties aimed at facilitating the development and review of national legal frameworks as well as the technical assistance activities of the Secretariat aimed at promoting the implementation of paragraph 4 of Article 4 and paragraph 5 of Article 9 of the Convention;</p>

<sup>1</sup> Decision BC-~~[13/9]~~

<sup>2</sup> ~~UNEP/CHW.13/INF/59.~~

<sup>3</sup> ~~UNEP/CHW.13/INF/27.~~

Objective	Activity
	<p>(e) Monitor activities undertaken by or with the support of the Basel Convention regional and coordinating centres, the United Nations Environment Programme and other entities aimed at assisting Parties to develop legal frameworks for the implementation of the Basel Convention-;</p> <p><del>(f) Develop recommendations on how to improve implementation of and compliance with paragraph 4 of Article 4 and paragraph 5 of Article 9 of the Convention, for consideration by the Conference of the Parties at its fifteenth meeting.</del></p>
<p><del><b>4. Insurance, bond or other guarantee</b></del>  <del>Improve the implementation of and compliance with paragraph 11 of Article 6 of the Convention.</del></p>	<p><del>Finalize, including through consultation with the Open-ended Working Group, the guidance to improve the implementation of paragraph 11 of Article 6 of the Convention<sup>4</sup> for consideration and possible adoption by the Conference of the Parties at its fourteenth meeting.</del></p>
<p><b>5. Control system</b>          Improve the implementation of and compliance with Article 6 of the Convention.</p>	<p><del>Finalize</del>Develop, taking into account the report on the implementation of and compliance with paragraph 4 of Article 6 of the Basel Convention on transit transboundary movements,<sup>5</sup> in particular its paragraphs 81–83, guidance on the implementation of paragraph 4 of Article 6 of the Convention for consideration and possible adoption by the Conference of the Parties at its <del>fifteenth</del> <del>fourteenth</del> meeting. <u>[Pending outcome of ICC-13].</u></p>
<p><b>6. Implementation of and compliance with the Convention</b>          Improve the implementation of and compliance with the Convention.</p>	<p>(a) Regularly review the guidance on legal matters developed by the Committee (e.g., the manual for the implementation of the Basel Convention, the guide to the control system and the guidance on illegal traffic), based on periodic feedback from users and suggestions from stakeholders and in the light of decisions adopted by the Conference of the Parties, and make recommendations to the Conference of the Parties on their updating;</p> <p>(b) Review the operation of the implementation fund, including the links with the Secretariat's technical assistance plan (document UNEP/CHW.13/INF/36), notably in relation to access to technical and financial support. <u>[Pending outcome of ICC-13].</u></p>

## II. Specific submissions regarding Party implementation and compliance

1. The Committee shall accord priority to dealing with specific submissions regarding Party implementation and compliance received or initiated in accordance with paragraph 9 of the terms of reference of the mechanism for promoting implementation and compliance of the Basel Convention.
2. In relation to the implementation fund, the Committee shall make recommendations to the Executive Secretary on the allocation of the available resources from the implementation fund during the period between the ~~thirteenth and~~ fourteenth and fifteenth meetings of the Conference of the Parties to assist Parties in the context of the facilitation procedure set out in paragraphs 19 and 20 of the terms of reference of the Mechanism for Promoting Implementation and Compliance of the Convention. The resources are intended to fund activities listed in the compliance action plans presented by Parties in relation to specific submissions and approved by the Committee.
3. ~~In relation to the amendment of paragraph 9 (c) of the terms of reference, the Committee shall prepare a report on the evaluation of the effectiveness of the amendment mentioned in paragraph 4 of decision BC 12/7, including recommendations, for the consideration of the Conference of the Parties at its fourteenth meeting.~~

<sup>4</sup> ~~UNEP/CHW.13/INF/24.~~

<sup>5</sup> ~~UNEP/CHW/CC.12/41/Add.1, annex.~~