**Meeting of the Small Intersessional Working Group on the technical guidelines**

**on specially engineered landfill (D5) and on incineration on land (D10)**

**(teleconference)**

Date: 21th of February 2018  
Time: 15:00h (Geneva Time)

For the list of attendees, please see Annex I of this document.

Summary of the discussion:

1. **Discussion on the outlines of the two technical guidelines**
2. **D5 - Landfilling**

* The representative of Canada thanked the group for the comments received on the outline circulated on 16 January 2018.
* The group discussed the linkages of D5 and D12 operations, as it was proposed in a set of comments. D12 was mentioned as relevant to some countries and related, from a technical point of view, to D5. The group suggested that a short section on D12, which would indicate the linkages with D5, could be added to the first revised draft of the guidelines.
* The representative of Canada suggested that they will look into it, when developing the revised version of the guidelines.
* A member of the group offered sharing a few related links and documents with the group, including on information regarding D12.
* The group discussed that the main focus of the guidelines should be on the mandate received so far from COP-13, i.e. on D5.
* It was highlighted that the group could have a discussion during the OEWG-11 on the possibility of expanding the mandate on these guidelines to include D12.
* The deadline agreed for the co-leading countries to send the draft revised version of these guidelines to the SIWG is April 5, 2018.
* The co-leading countries indicated that they would use the outline, taking into account the discussions and comments received, as a basis for preparing a first draft of the guidelines.

1. **D10 - Incineration**

* The representative of Argentina thanked the group for the comments received on the outline circulated on 16 January 2018.
* The group discussed the linkages of D10 and R1 operations, as it was proposed in a set of comments. Similar to the situation of the D5 guidelines (as mentioned above), the group suggested that a short section on R1 could be added to the first revised draft of the guidelines, and that a discussion could take place during the next OEWG-11 meeting in order to assess whether the mandate on these guidelines could also include R1.
* The representative of Argentina suggested that they will look into adding information on R1, as a short section, when developing the revised version of the guidelines.
* It was highlighted the importance of these guidelines to developing countries, since they may be used as the main standard to be followed in the area.
* A member of the group offered sharing a few related links and documents with the group, including on information regarding R1.
* The deadline agreed for the co-leading countries to send the draft revised version of these guidelines to the SIWG is April 5.
* The co-leading countries indicated that they would use the outline, taking into account the discussions and comments received, as a basis for preparing a first draft of the guidelines.

1. **Consultant to assist with D10 guidelines**

* The representative of the Secretariat explained the process of hiring a consultant to assist with the development of the D10 guidelines, as agreed with the co-leading countries and shared with the group in a communication on 11 January 2018.
* The Secretariat thanked the group for the suggestions of experts provided, and informed that a few experts are being considered in the hiring process. A decision on the specific expert should be reached in the next weeks and it will be informed to the group.
* The group discussed that the revised outline of the D10 guidelines, based on the comments provided, and on the discussions of today’s meeting, should be the basis for the consultant to work on the first revised draft of the guidelines.
* Additionally, the group suggested that the consultant would need to look into the literature and in legislation from different countries.
* The group agreed that, ideally, the drafts of the two guidelines should be shared about the same time (5 April 2018). But the group is aware of the risks in case the Secretariat does not manage to hire an expert quickly enough for that. The conclusion was to wait for a few weeks to see if the hiring process will be successful. If not, the group will have to re-assess the development of these guidelines.

1. **Clarification on the role of co-leading countries**

* The group discussed the roles of Argentina and Canada as co-leading countries in the revision of the two guidelines.
* It was clarified and agreed that the two countries will continue to lead the development of the two revised guidelines.
* Specifically on the D10 guidelines, the Secretariat will hire a consultant to help with the drafting, but the two countries will continue to lead the process. Thus, the two countries will revise the drafts developed by each other and by the consultant before sharing them with the group.
* Additionally, it was mentioned that as co-leading countries, the representatives of these countries should be at the podium of the OEWG-11 and of the COP-14 to help with the negotiations on the two guidelines. The consultant should also be present, but the leading role remains with the two countries.
* The group was very supportive of this approach.

1. **Review of the programme of work**

* The group agreed with the proposed timeline that was circulated on 30 January 2018, which includes a deadline of April 5 for the first draft of the revised guidelines on D5.
* Regarding the D10 guidelines, the process is dependent on the hiring of a consultant and therefore will need to be reassessed soon. See item 3 above.

1. **Other matters**

* The group discussed the option of using the Sunday before the OEWG-11 to have a face-to-face discussion on the two guidelines. But since the drafts of the guidelines are not yet ready, the group agreed that it is premature to define if a meeting should take place or not before the OEWG. The decision is postponed for the time being.
* The group discussed which documents should be made available on the BC website. It was decided that the Secretariat should arrange the following:
  + Internal outlines are not required to be on the website.
  + First revised drafts of both guidelines, as well as the set of comments provided on them should be made available on the website.
  + All meeting minutes should be made available on the website.
  + The workplan should be added as an Annex to the meeting minutes, and not put separately on the website (please see Annex II).

**Annex I – List of attendees**

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| **NAME** | | **REPRESENTING** |
|  | Ms. Irina Talamoni | Argentina |
|  | Mr. Agustin Harte | Argentina |
|  | Ms. Julie Croteau | Canada |
|  | Mr. Jorge Diaz | European Commission |
|  | Mr. Michael Ernst | Germany |
|  | Ms. Reem Musleh | State of Palestine |
| **BRS Secretariat** | | |
|  | Ms. Carla Valle-Klann | BRS Secretariat |
|  | Ms. Francesca Cenni | BRS Secretariat |

**Annex II – Revised programme of work**

***January 30, 2018***

**Revised Programme of Work**

**Basel Convention Small Intersessional Working Group (SIWG) on the technical guidelines on specially engineered landfill (D5) and on incineration on land (D10)**

**Development of the table of content**

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| **DATE** | **ACTIVITY** |
| August 31, 2017 | Nomination to SIWG |
| **October 9, 2017** | **Conference call of the SIWG** |
| October 2017  November 2017  December 2017 | * Prepare an outline of both technical guidelines * October 27, 2017: SIWG members to send lead countries information on landfilling & incineration and proposed additions to update the guidelines |
|
| January 16, 2018 | Submit outline of both technical guidelines to SIWG members |
| February 2, 2018 (or February 6, 2018 at the latest) | SIWG members to submit comments on TOC |
| **Week of February 12, 2018** | **Conference call of the SIWG (*1 hour*)** |

**Development of the technical guidelines and consultations**

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| **GUIDELINES** | **ACTIVITY** | | **Conference call (May 23, 2018)** | **ACTIVITY** | | **Conference call prior OEWG-11**  **(*If needed*)** |
| **Send draft to SIWG** | **SIWG**  **comments** | **Guidelines posted on website (INF for OEWG-11)** | **Reception of Basel Parties’ comments** |
| **Specially Engineered Landfill (D5)** | April 5, 2018 | May 8, 2018 | June 7, 2018 | July 12, 2018 |
| **Incineration on land (D10)** | *To be determined* | *To be determined* | *To be determined* | *To be determined* |