

COMMUNICATION

FOLLOW UP TO THE COP-10 DECISION ON THE COUNTRY-LED INITIATIVE (CLI): PROVIDING FURTHER LEGAL CLARITY

DRAFT REPORT ON TERMINOLOGY AND STUDY ON USED AND END-OF-LIFE GOODS

By decision BC-10/3 on the Indonesian-Swiss Country-Led Initiative to improve the effectiveness of the Basel Convention, adopted at its tenth meeting in Cartagena, Colombia in October 2011, the Conference of the Parties to the Basel Convention requested the Secretariat, assisted by legal and technical experts as appropriate, to:

- i) Prepare a study on the implementation of the Convention as it relates to the interpretation of certain terminology used in the Convention and a list of other relevant terms related to the implementation of the Convention, including: waste/non-waste; hazardous waste/non-hazardous waste; re-use; direct re-use; refurbishment; second-hand goods; and used goods;
- ii) Prepare a draft report containing the above study and possible options for the interpretation of the terms (hereinafter "draft report on terminology").

The Secretariat was further requested, assisted by legal and technical experts as appropriate and taking into account other initiatives such as the Partnership for Action on Computing Equipment, to prepare a study to identify options for dealing with the problem posed by used and end-of-life goods, which could include take-back obligations and clarification of the concept of "charitable donations".

Decision BC-10/3 invites Parties to provide comments to the Secretariat on the above mentioned draft report on terminology and the study on used and end-of life goods. Decision BC-10/3 also requests the Secretariat to finalize both documents in the light of the comments received and to submit them to the Open-ended Working Group at its eighth meeting for its consideration.

The Secretariat hereby invites interested Parties to provide comments on the draft report on terminology and the study on used and end-of life goods attached to this Communication. Both documents are also available at: <http://www.basel.int/Implementation/LegalMatters/CountryLedInitiative/OutcomeofCOP10/ProvidingFurtherLegalClarity/tabid/2673/Default.aspx>. Comments are to be sent by **15 June 2012** to Ms Juliette Voinov Kohler (juliette.kohler@unep.org).

Thank you in advance for your kind cooperation and assistance in this regard.



Secretariat of the Basel Convention
Geneva, 23 May 2012

To: Parties to the Basel Convention
Cc: Permanent Missions to the United Nations in Geneva
Signatories to the Basel Convention, Basel Convention Regional and Coordinating Centres