

## Contact Group 2 – Articles 7, 8, 9, and 10

### Status of work as of 8 August 2025 (18:22)

1. The text below reflects the status of work of Contact Group 2 on Articles 7, 8, 9 and 10 as of 8 August 2025, at 18:22.
2. Elements of text requiring further work are identified in square brackets and changes to the Chair's Text as of 1 December 2024 are identified in **bold**.

#### [ARTICLE 7

#### RELEASES AND LEAKAGES]

[1.Each Party [shall][should][may] take [necessary] measures [,as appropriate,][taking into account national circumstances and capabilities,][across the plastics lifecycle] to [assess or identify,] prevent and reduce [, and where [practicable][possible] eliminate,] [releases and] leakages into the environment [of][of [plastics]][plastic [waste] [products]], [including microplastics,] [from all sources] including]:

- a. [Unintentional releases and leakages of][Plastic pellets, flakes, and powders, taking into account other relevant international instruments];
  - b. [Fishing and aquaculture gear][Plastic [pollution][waste] from [fishing [and aquaculture][gear]][Marine][activities]], including but not limited to abandoned, lost and otherwise discarded fishing gear] taking into account other relevant international instruments [and the livelihoods of fishers in small-scale and artisanal fisheries [and aquaculture]]
  - c. [Mismanaged plastic waste]
  - d. [Plastic particles through flue gas and wastewater during manufacturing process]]<sup>1</sup>
2. Parties should cooperate in researching leakages and releases of plastics into the environment, including available, affordable and accessible technologies and measures for preventing releases and leakages into the environment<sup>2</sup>.
  3. In implementing paragraphs 1 and 2, each Party shall promote the use of best available and affordable technologies and environmental practices on preventing releases and leakages of plastics into the environment<sup>3</sup>.
  4. The Conference of the Parties may adopt guidance to support implementation of this article<sup>4</sup>.
  5. In implementation of this article, Parties may take into account national circumstances and capabilities<sup>5</sup>.

#### ARTICLE 8

<sup>1</sup> **Footnote on Article 7, paragraph 1:** This text reflects the status of discussions as of 8 August 2025, is not agreed, and does not prejudice the right of any Member to propose additions, deletions, or modifications. The brackets surrounding the entire paragraph indicate that some Members do not wish to have any text for this paragraph and would instead prefer to merge the paragraph into Articles 5 and/or 8. Some other Members support this streamlined text as a basis for further work and want to retain the text as a standalone paragraph. Further consultations on this streamlined version will occur after the stocktake plenary. Members will then decide if they wish to revert to the version of this paragraph in the Status of Work document dated 5 August 2025 (22:18) instead of the working on the basis of this streamlined version.

<sup>2</sup> **Footnote on Article 7, paragraph 2:** As of 8 August 2025, Members in Contact Group 2 had not engaged in any textual negotiations or other discussions on this paragraph of Article 7 of the Chair's Text.

<sup>3</sup> **Footnote on Article 7, paragraph 3:** As of 8 August 2025, Members in Contact Group 2 had not engaged in any textual negotiations or other discussions on this paragraph of Article 7 of the Chair's Text.

<sup>4</sup> **Footnote on Article 7, paragraph 4:** As of 8 August 2025, Members in Contact Group 2 had not engaged in any textual negotiations or other discussions on this paragraph of Article 7 of the Chair's Text.

<sup>5</sup> **Footnote on Article 7, paragraph 5:** As of 8 August 2025, Members in Contact Group 2 had not engaged in any textual negotiations or other discussions on this paragraph of Article 7 of the Chair's Text.

**PLASTIC WASTE MANAGEMENT**

1. Each Party [shall][in accordance with national circumstances and capabilities] [should [consider strategies]] [take [administrative, technical, legal and/or other necessary] measures to ensure that plastic waste is managed [within its territory] in an environmentally sound] [in a nationally determined] manner [respecting the waste hierarchy [determined nationally] and protecting [human health] [One Health] and the environment] [[taking into account] [in line with] the waste hierarchy [determined nationally]] [[, and], taking into account relevant [frameworks and] guidelines [on the environmentally sound management of plastic waste adopted] developed under the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal [in its CoP 16] and other [Member States' driven multilateral environmental] relevant [multilateral][and regional] agreements [and organizations [on a voluntary basis] [as well as] [and] guidance referred to in paragraph [6][5]]].
2. In implementing paragraph 1, each Party [shall] [should] [may [consider in a nationally determined manner]], taking into account national circumstances and capabilities [regarding Common But Differentiated Responsibilities (CBDR) principles], [take measures] [strategies including but not limited to, in no particular order], [including [through regional cooperation] to] [such as] :
  - (a) Establish [appropriate] [national waste management] systems and [[disaster-] resilient] infrastructure at the [regional,] national and subnational levels for the [environmentally sound management] [safe handling, sorting, collection, transportation, storage, recycling and disposal, [including with energy recovery,] of plastic waste] [recognizing the support required from developed country Parties to developing country Parties to achieve such measures] [in accordance with environmentally sound management and consistent with the [nationally determined] waste hierarchy] [without any impediment stemmed from unilaterally coercive measures];
  - (b) [Promote] [Encourage] [the] [toxic free] [circular economy] [context sensitive and inclusive of [local and informal systems] of reuse and recycling] [circularity] [approaches] [protective of [human health] and the environment] [[through] [including but not limited to] the establishment and maintenance of [toxic free reuse, refill, repair] based on [best environmental] local practices [and best available technologies] and Indigenous knowledge systems] [as appropriate][, promote mechanical and chemical recycling];
  - (c) Set objectives [and targets] at the national level to [implement reuse systems and] increase the collection and recycling [rates] of plastic waste;
  - (c) *Bis.* [Post-Consumer recovery programs];
  - (d) Prevent littering, and prohibit open dumping [and landfills], open burning and ocean dumping of plastic waste, taking into account [national policies and] [applicable] [internationally agreed rules] [other Member States' multilateral environmental agreements];
  - (e) [[Prevent [and] reduce] [Collect and dispose] [and eliminate pollution from] abandoned, lost, or otherwise discarded [plastic] fishing [and aquaculture] gear [containing plastics];]
  - (f) [[Promote] [Ensure] [and] [Facilitate] [a just transition[s] [and the inclusion into the reuse, refill, repair and other related circular systems] for plastic waste management workers, especially waste pickers and other [informal] workers [in informal and other cooperative settings], including women, youth and small and artisanal fishers [recognising their role as environmental agents and key actors in the recycling value chain in developing countries] [in accordance with article 10] : [or] [and]]
  - (g) [[Promote behavioural [changes to] prevent and minimize plastic waste, including by raising public awareness] [[and] promoting behavioural changes] [in accordance with article 18].]
  - (g) *Bis.* [Promote traceability systems for plastic waste] [in accordance with the Basel Convention commitments]
3. [[Each Party shall [consider,] [take] [as] appropriate [,] [measures][approaches] to ensure [that] transboundary movement of plastic waste [as defined by the Basel Convention,] [is allowed only for the purpose of environmentally sound [management] [[disposal].]] [in line with Basel Convention] [Parties] that [are] [is] also [Parties] [a Party] to the Basel Convention shall [comply] [[take] [consider as] appropriate [,] [measures] [approaches] to ensure that transboundary movement of plastic waste is carried out in accordance] with [the] [its] obligations [of] [under] the Basel Convention [[. Parties that are not Parties to the Basel Convention shall take measures to prohibit transboundary movement of plastic waste to developing country Parties, in accordance with the national [legislation and national] definition of plastic waste of the relevant developing country Party] [and developed country Parties shall take measures to prohibit the export of plastic [waste] to developing country Parties]. In circumstances where the Basel Convention [rules] [does] [do] not apply, a Party [shall] [may] [take][consider, as] appropriate [measures] [approaches] to ensure that

transboundary movement of plastic waste [follows a prior notification and consent] [is allowed only] after taking into account [the Basel Convention and] relevant [national] [bilateral] [regional] [and] international [rules, standards, [and] guidelines [and] guidance referred to in paragraph 6.]]]

4. [[In accordance with its national capacities and circumstances] Each Party [is encouraged to] [shall] take [necessary] measures to [establish or] promote the development of extended producer responsibility approaches [guided by a global framework established by the Conference of the Parties] [and advance product circularity.] [as possible] [and, as appropriate, [other economic instruments within its jurisdiction, taking into account [national circumstances and capabilities] [the shared responsibilities of relevant stakeholders] to ensure the environmentally sound management of [plastics] [plastic waste], [throughout their life cycle].]]]

**4 Alt.** [Parties shall establish and implement national systems for effective management of plastic waste in order to ensure its reintroduction into secondary use.]

**4 Bis.** [Each Party shall report on measures taken in implementing paragraphs 1 to 4 and the outcomes achieved including relevant data on plastic waste management.]

5. [The Conference of the Parties, to support the implementation of this article, may establish programmes of work and develop guidance [including through a sectoral approach] in cooperation, as appropriate, with the Conference of the Parties to the Basel Convention on the control of transboundary movement of hazardous waste and their disposal and other relevant agreements and organizations [subject to the availability of resources provided by the financial mechanism for developing countries].]

**5 Bis.** [Recognises that national pathways will differ in waste management in addressing plastic waste pollution. Further recognises that there is no one size fits all solution.]

**5 Ter.** [The extent of implementation of this article by developing country Parties and Parties with economies in transition will depend on the fulfilment of developed country Parties on the provision of financial resources and technology transfer to developing country Parties and Parties with economies in transition.]

**5 Quart.** [Nothing in this article shall affect the obligations of the Parties under the Basel Convention.]

## ARTICLE 9

### [[EXISTING][AND][LEGACY] PLASTIC [WASTE] POLLUTION] [REMEDICATION OF PLASTIC POLLUTION]

1. [Recognising the historical responsibility of developed country Parties in legacy plastic waste pollution and reaffirming the Rio Principle of common but differentiated responsibilities (CBDR)] Each Party [is encouraged to][should][shall][aim to],[individually and [collectively,][or in cooperation with other Parties] as appropriate,][taking into account national circumstances and capabilities][acknowledging that delayed action accumulate hotspots of plastic pollution][in a nationally determined manner]:
  - (a) [Take measures to] identify, [and] evaluate, [and monitor] locations or accumulation zones [most][significantly] affected by [existing][legacy] plastic pollution [, which is caused by shipments of plastic waste from developed country Parties,] within its national jurisdiction[.] [, [including in the marine environment] [and cooperate, [as][if and where] appropriate, with other Parties, relevant international or regional organizations or other stakeholders [to do so] with respect to [existing][legacy] plastic pollution in areas [both under and] beyond national jurisdiction] [and in accordance with relevant provisions of international agreements]]; and
  - (b) take appropriate [removal] [[and] remediation] [and restoration] measures in an [environmentally [and socially] sound [ecologically sensitive] manner, including [removal][and [remediation and] restoration of the affected sites][clean-up] activities [of existing plastic pollution, in an [environmentally sound] [ecologically sensitive] manner] in such identified affected locations or accumulation zones [taking into account the special circumstances of least developed countries and other developing countries experiencing the disproportionate impact of plastic pollution] within areas of national jurisdiction [[and cooperate, [as][if and where] appropriate, to do so in areas beyond national jurisdiction] [and in accordance with relevant provisions of [applicable] international agreements]].

**(b) Bis.** [Cooperate, as appropriate, with other Parties, relevant international or regional organisations or other stakeholders to identify, evaluate and monitor existing plastic pollution in areas beyond national jurisdiction, and to take appropriate remediation measures in an ecologically sensitive manner in such

areas.]

*1 Bis.* [Each Party shall report on measures taken in implementing paragraph 1 and any outcomes achieved.]

*1 Ter.* [To facilitate the achievement of obligations in paragraph 1 a [removal,] [remediation [and restoration] mechanism] [programmes of work] is hereby established, operating under the guidance and authority of the Conference of Parties, to address the [environmentally sound][ecologically sensitive] remediation [and restoration] of existing plastic pollution [, particularly transboundary pollution][which could be a transboundary character] in the marine [and limnological] environment, [particularly][including] in areas beyond national jurisdiction, inter alia, developing methodologies and guidelines, and facilitating coordination and cooperation, taking into account relevant regional and international agreements, intergovernmental organisations, regional entities, processes, frameworks and stakeholders as appropriate.]

2. [When implementing any activities under paragraph 1, [Parties and the remediation mechanism][each Party] [should][shall][is encouraged to][aim to]:

(a) [take into account [the disproportionate impacts [on geographically disadvantaged countries] of existing [and legacy] plastic pollution, which is [primarily] transboundary [which could be a transboundary character] on [small island developing states] [developing countries]][, lower riparian countries [geographically disadvantaged states] and archipelagic countries][and countries with waste territories] any relevant guidance adopted by the Conference of the Parties, and, [as] [if and where] appropriate, [considering] relevant provisions of other international agreements;]

(a) *Bis.* [Be guided by any relevant programmes of work and guidance adopted by the Conference of Parties, as well as, where appropriate, relevant provisions of other international agreements.]

(b) take into account the best available science [best environmental practices and best available techniques][and relevant technologies], [and may if applicable consider] [[the knowledges, sciences and practices of Indigenous Peoples [and local communities]] [traditional knowledge, knowledge of Indigenous Peoples and local knowledge systems] [the knowledge of Indigenous Peoples, and local [knowledge systems] and traditional knowledge[of Indigenous Peoples, and local communities] and practices], [as][if and where] appropriate][as well as the knowledge of waste pickers, Indigenous Peoples, in addition to the knowledge of local communities, as appropriate]; [and][or]

(c) [[As appropriate,] [facilitate][promote][and support] the [full, effective and meaningful] engagement of Indigenous Peoples, [as well as] [and] local communities, [where appropriate and with respect for their governance systems] [waste pickers] civil society, scientists, [local governments] and the private sector, as appropriate and foster the exchange of relevant technologies, [while encouraging transfer of technology from developed to [least developed][developing] countries, [including] [as well as] countries with economies in transition] experiences and lessons learned [encouraging the voluntary transfer of technology on mutually agreed terms.], emphasizing the need for adequate financing and access to affordable technologies adapted to the reality of developing countries].]

*2 Alt.* [Developed country Parties [, and other sources of plastics] shall, in a transparent and comprehensive manner, report data on current and [historical] exports of plastic wastes and any documented cases of illegal dumping in developing country Parties and Parties with economies in transition covering the past 93 years. This report shall include data on volumes, weight, types of plastic waste, and destination.]

*2 Bis. Alt.* [Developed country Parties shall provide capacity building, technology transfer, and financial support to developing country Parties and Parties with economies in transition to facilitate the management of plastic waste from legacy plastic waste pollution as a result of waste exported from developed country Parties to developing country Parties and Parties with economies in transition.][The unilateral coercive measures by Parties shall not impede the targeted Parties particularly developing countries from accessing means of support including required financial resources and investments, technology transfer and capacity building to implement their obligations under this article.]

*2 Bis.* [Address pollution resulting from transboundary incidents including marine accidents and

illegal dumping and support international cooperation and accountability mechanisms to respond effectively such incidents.]

**2 Ter.** [The extent to which developing country Parties will effectively implement this provision will depend on the effective implementation of provision related to means of implementation as referred to in articles 11 and 12 of this instrument.]

3. [The Conference of the Parties [should][may][shall] [adopt guidance and][, at no later than its first session adopt terms of reference for the mechanism established above, and as appropriate adopt] establish [any relevant programme of work][legacy plastic waste work programme][to address legacy plastic waste pollution caused by developed country Parties and implementation of provision of this article][with the assistance of relevant subsidiary bodies established under article XX] [to facilitate the implementation of this Article] [, including the establishment of a relevant subsidiary body tasked with: 3(a) reviewing national priorities and justification submitted by Parties; 3(b) making recommendations for inclusion in the global programme of work; and 3(c) supporting the allocation of remediation funding based on objective and science-based assessments.][such guidance and programme of work shall be adopted by consensus and remain voluntary in nature].]

**3 Bis.** [The unique nature of high mountain plastic pollution needs relevant programmes to be developed and executed to address by having exclusive arrangements of required technical and financial assistance for waste management, infrastructure development and regular mountain plastic pollution clean-up to manage high mountain plastic pollution in an environmentally sound manner.]

## ARTICLE 10 [JUST] TRANSITION[[S] [FOR WORKERS]]

1. In implementing this Convention, [each Party][Parties] [may][should][, as appropriate,][shall] [cooperate to] [promote] [ensure][and facilitate [a] [equitable and inclusive] just] transition[s][, [explicitly] supporting the affected workers and [vulnerable] communities,] [for workers [including plastic industry employees]][, [towards environmentally sound management of plastic [product] waste] [taking into] [take full] account national circumstances [and [capabilities], including [wider] development priorities, needs, challenges [for [communities][people] disproportionately affected]], including [workers in informal] and cooperative settings and waste pickers] and different pathways,] [and by ensuring fair market conditions, including for reusing and recycling systems] with a view to [promoting decent work, opportunities and livelihoods, enhancing social protection and the [enjoyment of human rights], and] ensuring that no one is left behind [especially in developing countries][, developing countries with economies in transition]][within its jurisdiction that may be needed in light of measures taken to implement the Convention]. [Pathways and just transitions towards addressing plastic pollution will differ among Parties and there is no one size fits all solution. Parties recognise developed country Parties bear a historical responsibility for legacy plastics and affirming the principle of common but differentiated responsibilities as the foundation of just transitions efforts. Measures, including just transitions, taken to address plastic pollution including unilateral ones shall not constitute a means of arbitrary or unjustifiable discrimination, unilateral trade measures or disguised restriction on international trade. Parties express deep concerns over the increasing negative effects of unilateral coercive measures on the environmental and natural resources, leading to serious violations of human rights of targeted populations, and strongly condemns the continued unilateral application of such measures, which results in various environmental transboundary and transgenerational implications for present and future generations.]

**1 Bis.** [Parties shall cooperate as appropriate in implementing this provision] (placeholder)

2. In taking measures to implement paragraph 1 of this article, [each Party][Parties][in accordance with its national circumstances, capacities, laws and regulations] [should][shall] take into account [, as appropriate,] [increasing negative effects of unilateral coercive measures on the environmental and natural resources, leading to serious violations of human rights of targeted populations, and strongly condemns the continued unilateral application of such measures, which results in various environmental transboundary and transgenerational implications for present and future generations][human rights and the rights of Indigenous Peoples] the situation of and engage workers in the formal and informal sectors[.][, including workers in the plastic industry, waste pickers, [waste picker cooperatives and informal workers,] [artisanal and small-scale fishers] [those whose livelihoods

depend on small scale and artisanal fisheries], [and] [small and medium enterprises][.]], as well as communities and groups [populations] [disproportionately [affected by [such] [the] transition][in vulnerable situations] [resulting from the implementation of this treaty] [across the full life cycle of plastics]], including Indigenous Peoples[.][as well as] [Afro-descendant peoples,] [people of African descent][and] [local communities], [older persons,] women and children [and youth] [and persons with disabilities]], as appropriate][Recognising the importance of national pathways in the context of just transition pathways and approaches towards the objective of the instrument poses challenges towards just transitions of environmental approaches, societies and socio-economic development pathways of action and support should therefore adequately respond to risks and needs of developing countries and Parties with economies in transition.] [Parties should support policies aimed at promoting decent work and quality jobs throughout the value chain of downstream plastic products, improving the income opportunities and livelihoods including plastic industry employees, waste pickers and other workers].

3. [Each Party [is encouraged to][shall] report[, monitor and evaluate] [actions and] measures taken to implement this Article [in the reporting mechanism] in its national report pursuant to Article 15 [, subject to [provision of financial and technical support][considering a balance between environmental actions with developmental priorities within the context of sustainable development and ongoing efforts to eradicate poverty] the availability of resources provided by the financial mechanism as referred to in Article 11 and 12 of this Convention].]

*3 Bis.* [Parties shall take fully into account the negative social and economic consequences of implementing this instrument and proposed measures on developing countries and Parties with economies in transition, with an overall objective to minimize and avert those consequences.]

*3 Ter.* [The Social and Economic Impact Assessment Subsidiary Body (hereinafter “The Social and Economic Impact Subsidiary Body”) is hereby established under this Instrument. The Social and Economic Impact Subsidiary Body shall be mandated to evaluate the negative social, economic, and trade related impacts of proposed measures and obligations under this instrument on developing country Parties and Parties with economies in transition.]

*3 Quater.* [All decisions or measures proposed under this Instrument shall be subject to prior review by the Social and Economic Impact Subsidiary Body. The Social and Economic Impact Subsidiary Body shall assess whether such measures are likely to result in disproportionate adverse impacts, including but not limited to:

- a. Economic disruption, including loss of employment, revenue, or industrial capacity;
- b. Trade distortions or barriers to market access;
- c. Impacts on wider national development priorities and materials security.]

*3 Quinques.* [The Social and Economic Impact Subsidiary Body shall assess negative social and economic impact, including through technical papers, case studies, round tables, dialogues, work plans that include findings and recommendations to the Conference of the Parties on the negative social and economic consequences.]

*3 Sexies.* [The Conference of the Parties may adopt guidance to assist Parties in the implementation of this article, taking into account relevant guidelines under other relevant international agreements and organisations, including the International Labour Organisation.]

*3 Septiens.* [The Conference of the Parties shall establish a global just transition mechanism whereby developed country Parties shall provide sufficient financial technology transfer and capacity building support to developing country Parties with a view to promote and facilitate a just transition for all.]

*3 Octiens.* [In the implementation of this instrument, developed country parties shall provide adequate and timely financial technology transfer and capacity building support to developing countries and Parties with economies in transitions to facilitate just transitions pathways as per developing country Parties and Parties with economies in transition, national circumstances and needs with a view to mitigate the adverse effects of these transitions on their economies. Parties shall take full account of the national circumstances and wider national priorities in respect to any proposed measures and nationally determined just transitions pathways.]

*3 Noviens.* [The Conference of the Parties may develop guidance and mobilise dedicated resources to support Parties in implementing just transition measures particularly those targeting informal workers and vulnerable communities in developing countries.]