

INC-5.2 Proposal of Brazil – CG2 - Article 8

<i>Members of the Committee</i>	Brazil
<i>Date and time of submission</i>	06/08/2025
<i>Article number</i>	Article 8 – PLASTIC WASTE MANAGEMENT

8	PLASTIC WASTE MANAGEMENT	Rationale
8.1	Each Party shall take <u>administrative, technical, legal and/or other necessary</u> measures to ensure that plastic waste is managed in an environmentally sound manner, taking into account relevant guidelines developed under the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal and other relevant agreements and organizations and guidance referred to in paragraph 6.	<p>Brazil supports, in general, the wording of Article 8, which establishes that plastic waste shall be managed in an environmentally sound manner, in accordance with the guidelines of the Basel Convention. However, we believe such measures must respect national realities and that the Basel Convention remains the main international instrument for the management and transboundary movement of hazardous and other wastes.</p> <p>In this context, we support the formulation “administrative, technical, legal and/or other necessary measures,” as it appropriately reflects the diverse legal systems, institutional capacities, and implementation pathways of each Party.</p>
8.2	<p>In implementing paragraph 1, each Party shall, taking into account national circumstances and capabilities, take measures, including to:</p> <ol style="list-style-type: none"> Establish appropriate systems and disaster-resilient infrastructure at the national and subnational levels for the safe handling, sorting, collection, transportation, storage, recycling and disposal, including with energy recovery, of plastic waste; Promote circular economy approaches <u>which are context-sensitive and inclusive of local and informal systems of reuse and recycling</u>; Set objectives and targets at the national level to increase the collection and recycling rates of plastic waste; Prevent littering, and prohibit open dumping, open burning and ocean dumping of plastic waste, taking into account internationally agreed rules; Prevent and reduce abandoned, lost, or otherwise discarded plastic fishing gear; Promote<u>Facilitate</u> a just transition for plastic waste management workers, especially waste pickers and other informal workers <u>in recycling cooperatives</u>, including women, youth and small and artisanal fishers, <u>recognizing their role as environmental agents and key actors in the recycling value chain in developing countries</u> ; or Promote behavioural changes to prevent and minimize plastic waste, including by raising public awareness. 	<p>We propose the explicit inclusion of a reference to a “just transition” for waste pickers and other informal workers in the waste sector. Although this is already included in the Chair’s Text (paragraph 2, item f), we would like to see this wording strengthened to highlight the role of waste pickers as environmental agents and key actors in the recycling chain in developing countries. We therefore suggest that the text also mentions “informal workers and recycling cooperatives” in order to broaden institutional recognition of these groups.</p> <p>In paragraph 2(b), which deals with the promotion of circular economy approaches, we support the formulation, but believe that strategies should respect national development priorities and do not impose standardized models. We believe that the circular approach should be “context-sensitive and inclusive of local and informal systems of reuse and recycling.”</p>
8.3	Each Party shall take appropriate measures to ensure	Finally, with regard to paragraphs 3 and 4 on

	that transboundary movement of plastic waste is allowed only for the purpose of environmentally sound management. Parties that are also Parties to the Basel Convention shall take appropriate measures to ensure that transboundary movement of plastic waste is carried out in accordance with the obligations of the Basel Convention. Parties that are not Parties to the Basel Convention shall take measures to prohibit the export—transboundary movement of plastic waste to developing country Parties, in accordance with the national definition of plastic waste of the relevant developing country Parties. In circumstances where the Basel Convention does not apply, a Party shall take appropriate measures to ensure that transboundary movement of plastic waste is allowed only after taking into account relevant national and international rules, standard frameworks, guidelines and guidance referred to in paragraph 6.	transboundary movements of plastic waste, we are concerned with the risk of overlap or conflict with the Basel Convention. Any provision that could contradict the principles of the Basel Convention, especially with regard to the prohibition of exports of waste from developed countries to developing countries, should be avoided. Alternatively, we believe that the text should explicitly reaffirm that “nothing in this article shall affect the obligations of the Parties under the Basel Convention.” (article 8.6)
8.4	Each Party is encouraged to take measures to establish or promote the development of extended producer responsibility approaches and, as appropriate, other economic instruments within its jurisdiction, taking into account the shared responsibilities of relevant stakeholders to ensure the environmentally sound management of plastics, throughout their life cycle.	With regard to extended producer responsibility (EPR), provided for in paragraph 4, we support the promotion of national schemes, but oppose any attempt to harmonize EPR models internationally. If the reference to the development of future guidelines is maintained, we would like to see the inclusion of a clause recognizing that “EPR schemes shall be nationally designed and implemented, in accordance with the respective socio-economic realities.”
8.5	The Conference of the Parties, to support the implementation of this article, may establish programmes of work and develop guidance 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, <u>subject to the availability of resources provided by the Financial Mechanism for developing countries.</u>	
8.6	<u>Nothing in this article shall affect the obligations of the Parties under the Basel Convention.</u>	