

**Intergovernmental negotiating committee to develop
an international legally binding instrument on plastic
pollution, including in the marine environment
Fifth session**

Busan, Republic of Korea, 25 November–1 December 2024 and
Geneva, Switzerland, 5–14 August 2025
Agenda item 4

**Preparation of an international legally binding instrument on
plastic pollution, including in the marine environment**

Assembled text*

Note by the secretariat

As decided in the plenary meeting of 5 August 2025, the work of the contact groups as at 8 August 2025 at 8 p.m. CEST has been assembled into a single document in the annex to the present note.

Contact groups considered articles within their respective mandates as follows: contact group 1 (articles 2–6, scope); contact group 2 (articles 7–10); contact group 3 (articles 11 and 12); and contact group 4 (preamble, articles 1, 1 *bis*, 13–20, 2 *bis* and 21–32).

* This document incorporates technical corrections to the preliminary version made available to participants via email in the morning of 9 August 2025.

Annex

Assembled text

1. The text below contains text-based outcomes of the work of Contact Groups 1, 2, 3, and 4, as of 8 August 2025, 8 pm CEST.¹
2. Articles 31 and 32 were proposed by contact group 4 to be forwarded by the plenary to the Legal Drafting Group.

PREAMBLE²

The Parties to this Convention,

PP1. Noting with concern that the high and rapidly increasing levels of plastic pollution, including in the [marine] [mountain] environment, represent a serious environmental and human health problem, negatively impacting the environmental, social and economic dimensions of sustainable development,

PP1 bis. [Recalling the Resolution 5/14 adopted by the United Nations Environment Assembly on 2 March 2022 to convene an intergovernmental negotiating committee to develop an international legally binding instrument on plastic pollution, including in the marine environment,]

PP1 ter. [Recognizing that sustainable development is crucial to end plastic pollution, as it generates the necessary transformation changes in society that facilitates the implementation of national policies towards waste reduction as well as circular economy approaches,]

PP2. Acknowledging the important role played by plastics in human society, and stressing the importance of establishing effective mechanisms [throughout the plastic lifecycle] **[for waste management]** to promote [safe] plastic circularity and prevent leakage of plastics in the environment,

PP2 bis. [Recognizing that the health of people is interconnected with animal health and the environment, that is coherent, integrated, coordinated and collaborative among all relevant organizations, sectors and actors, as appropriate, in accordance with national and/or domestic law, and applicable international law, and taking into account national circumstances,]

PP3. Recognizing the significant contribution made by all workers in the plastics sector, especially those that are in informal and cooperative settings and small and medium-sized enterprises **[including waste pickers]**, to the collection, sorting and recycling of plastics in many countries,

PP4. Underlining the importance of science-based decision-making and the contributions of scientific, economic, social, and technical information, [including traditional knowledge and [indigenous] **[the knowledges, sciences and practices of Indigenous Peoples, and local]** knowledge systems,] for the implementation of measures to reduce plastic pollution and to improve the understanding of the full life cycle of plastics and of the global impact of plastic pollution and measures to address them,

PP4 bis. [Underlining the importance of promoting sustainable design of products and materials so that they can be reused, remanufactured or recycled and therefore retained in the economy for as long as possible, along with the resources they are made of, and of minimizing the generation of waste, which can significantly contribute to sustainable production and consumption of plastics,]

PP4 ter. [Recognizing that plastic pollution poses risks to the effective enjoyment of human rights, particularly those of women, children and youth, older persons, Indigenous Peoples,

¹ CG 1: https://resolutions.unep.org/incres/uploads/rev_08082025_cg1_scope_articles_2-6_status_as_of_08082025_at_20h00.pdf;

CG 2: https://resolutions.unep.org/incres/uploads/08082025_cg2_articles_7-10_status_as_of_8_aug_2025_at_18h22.pdf;

CG 3: https://resolutions.unep.org/incres/uploads/08082025_cg_3_article_11-12_status_as_of_08_aug_2025_at_18h30.pdf;

CG 4: https://resolutions.unep.org/incres/uploads/rev_cg4_preamble_articles_1_1bis_13-20_20_bis_21-23_23_bis_24-29_29_alt_29_bis_30-32_status_as_of_08_aug_2025_at_19h30.pdf

² Status of work of Contact Group 4 as of its sixth meeting, held on 8 August 2025 from 18:30–19:30. Consideration of this Article by the Contact Group has not yet been completed. At the time of the preparation of this document, some textual proposals indicated during the meeting had not yet been made available by Members.

people of African descent, persons with disabilities, persons living in rural, remote or maritime areas, persons living in extreme poverty, local communities, and workers, including waste-pickers,]

PP4 quater. [Recalling the Universal Declaration of Human Rights, the UN Declaration on the Right to Development, the UN Declaration on the Rights of Indigenous Peoples, the UN Declaration on the Rights of Peasants and Other Peoples Working in Rural Areas, and General Assembly Resolution 76/300 on the human right to a clean, healthy and sustainable environment,]

PP4 quint. [Acknowledging Parties respective obligations to respect, protect and ensure human rights in addressing plastic pollution, for the benefit of present and future generations,]

PP4 sexies. [Recalling the important role of business enterprises in ending plastic pollution and their responsibilities to identify, prevent, mitigate, and remedy the business-related impacts of plastic pollution,]

PP5. [Reaffirming the principles of] [Recalling] the Rio Declaration on Environment and Development, adopted in Rio de Janeiro, Brazil, in 1992, [including, *inter alia*, the principle of common but differentiated responsibility and respective capabilities, sustainable development and the sovereign right of states to exploit their own resources pursuant to their own environmental and developmental policies,]

PP6. [Recognizing that this Convention and other international agreements in the field of the environment are mutually supportive, [including in the field of trade and environment,]]

Alt PP6. [Recognizing the importance of cooperation among multilateral environmental agreements and, as applicable, other relevant environmental instruments, while respecting their individual mandates,]

PP7. [Emphasizing that nothing in this Convention is intended to affect the rights and obligations of any Party deriving from any existing international agreement,]

PP8. [Understanding that the above recital is not intended to create a hierarchy between this Convention and other international instruments,]

Alt PP6-8. [Recognizing the mutually supportive nature of this Convention and other international agreements, understanding that such recognition does not imply the establishment of a hierarchy between this Convention and other international agreements, and emphasizing that nothing in this Convention shall be interpreted or applied as affecting the rights and obligations of any Party arising from other multilateral agreements in any field.]

PP8 bis. [Affirming that nothing in this Convention shall be construed as diminishing or extinguishing the distinct status, identities, and interests of Indigenous Peoples, including as reflected in the United Nations Declaration on the Rights of Indigenous Peoples,]

PP9. [Noting the importance of taking into account national circumstances and capabilities in the implementation of relevant provisions of this Convention.]

PP10. [Noting that nothing in this Convention prevents a Party from taking additional domestic measures consistent with the provisions of this Convention in an effort to address plastic pollution in accordance with that Party's other obligations under applicable international law [including the capacity constraints faced by developing countries in waste management and the need to address them, including through strengthened means of implementation],]

PP10 bis. [Noting that this Agreement shall be without prejudice to, and shall not be relied upon as a basis for asserting or denying any claims to, sovereignty, sovereign rights or jurisdiction, including in respect of any disputes relating thereto.]

PP10 ter [The unilateral measures especially those with coercive nature shall not impede parties in particular developing countries, from accessing to financial resources, capacity building support and technology transfer to implement their obligations under this instrument.]

Have agreed as follows:

ARTICLE 1

OBJECTIVE³

The objective of this [Convention][Instrument] is to [[protect][address] human health and the environment from [the detrimental effects of]] [end] plastic pollution, including in the marine environment [recognizing the important role played by plastic products in society and taking into consideration national circumstances and capacity as well as the right to development of Parties] [to achieve sustainable development][through equitable measures][based on a comprehensive approach][this is to be achieved through a comprehensive strategy] that addresses the [full] life cycle of plastics].

Potential topics to explore bridging proposals which may lead to a landing zone text:

1. *Framing of the Objective:*
 - *To protect human health and the environment from plastic pollution*
 - *To protect human health and the environment, and to end/address plastic pollution*
 - *To address/end plastic pollution in order to protect human health and the environment*
2. *What is the appropriate verb in relation to plastic pollution: end, address, prevent, reduce, eliminate*
3. *Whether to refer to full life cycle or not*
4. *Including or removing reference to a comprehensive approach*
5. *Whether to include the reference to concepts such as sustainable development and equity*

[SCOPE]⁴

....

ARTICLE 1bis

PRINCIPLES AND APPROACHES⁵

Option 0: No article

Option 1:

1. In [their actions][order] to achieve the objective of this Convention [and to implement its provisions, the] Parties shall be guided [, inter alia,] by the following [principles]:
 - (a) The principles contained in the Charter of the United Nations including the equal rights and self-determination of peoples, the sovereign equality and independence of all States, non-interference in domestic affairs, and universal respect for human rights and fundamental freedoms for all.
 - (b) The principles contained in the Rio Declaration on Environment and Development, adopted in Rio de Janeiro, Brazil, in 1992, including common but differentiated responsibilities, sustainable development, the precautionary approach, the sovereign right of states to exploit their own resources pursuant to their own environmental and developmental policies, the polluter pays principle, and the responsibility to ensure that activities within their jurisdiction or control do not cause damage to the environment of other States or of areas beyond national jurisdiction.⁶

³ Text prepared by the Co-Chairs of Contact Group 4 for further consideration by the Contact Group.

⁴ This is a placeholder for an article on scope, without prejudging its integration or potential location in the final text.

⁵ Text prepared by the Co-Chairs of Contact Group 4 for further consideration. In subsequent textual work, further alignment of the text with existing instruments of international law from which these principles were derived may be considered.

⁶ This paragraph has similar text found in the preamble of the Chair's Text and could be considered for further streamlining.

(c) The right to development is inherent to human rights,⁷ and the equal right of all peoples to matters relating to safe living means. Economic development is the prerequisite for adopting measures to address plastic pollution. Developing countries have a right to grow sustainable consumption to meet social and economic development needs.

(d) The principle of sovereignty of States in international cooperation to address plastic pollution in a facilitative, non-intrusive and non-punitive manner, and avoiding any undue burdens being placed on Parties.

(e) The protection of the environment⁸ for the benefit of present and future generations of humankind, taking into account developed countries' historic contribution to plastic pollution due to high production and consumption levels, industrial activities, and waste management practices.

(f) Measures taken to combat plastic pollution should not constitute a means of arbitrary or unjustifiable discrimination or a disguised restriction on international trade. **[This includes the imposition or enforcement of unilateral coercive measures.]**

(g) The special circumstances of small island developing States, and of least developed countries, **[lower riparian countries]**, and the disproportionate impacts of plastic pollution on small island developing States.

(h) The use of the best available science and scientific information.⁹

(i) The use of relevant traditional knowledge, **[the knowledges, sciences and practices]** of Indigenous Peoples, and local knowledge systems, where available.

(j) **[The full, effective and meaningful engagement and participation of Indigenous Peoples or, as appropriate, the inclusion of local communities when taking action to address plastic pollution, including in the marine environment.]**

(k) Just and equitable transitions should respect nationally defined development priorities and ensure social and economic protections. This approach aims to mitigate impacts of such transitions, recognizing the diverse pathways needed to address plastic pollution and the differing financial, technical and technological burdens between developed and developing countries.¹⁰

(l) In the implementation of the commitments in this Convention, the Parties shall give full consideration of necessary actions under the Instrument, including actions related to funding, insurance and the transfer of technology, to meet the specific needs and concerns of developing country Parties arising from the adverse effects of plastic pollution and the impact of the implementation of response measures.¹¹

ARTICLE 2¹²

DEFINITIONS¹³

For the purposes of this Convention:

(a) **“Party”** means a State or regional economic integration organization that has consented to be bound by this Convention and for which the Convention is in force.

(b) **“Plastic”** means material(s) made wholly or partly of synthetic or semi-synthetic polymers, including additives or other substances, that can be shaped during processing and serve as structural components of products.

⁷ Article 1, paragraph 1, of the Declaration on the Right to Development provides that “[t]he right to development as an inalienable human right.”

⁸ It is noted that the original of this paragraph text was derived from Article 3 (1) of the UNFCCC, which refers to a “climate system”.

⁹ This paragraph has similar text found in the preamble of the Chair’s Text and could be considered for further streamlining.

¹⁰ The text of this paragraph remains unchanged from the Chair’s Text. In its current form, it duplicates content found in Article 10 and could be considered for further streamlining.

¹¹ The text of this paragraph remains unchanged from the Chair’s Text. In its current form, it duplicates content found in Article 11 and Article 12 and could be considered for further streamlining.

¹² This is the original formulation in the Chair’s text. There is no agreement on it and no textual negotiations have been undertaken on its content so far.

¹³ Definitions alternatively, can be addressed in the annex to the Convention, providing for a more flexible approach to any future adjustments.

- (c) “**Plastic pollution**” means:
- i. [pollution caused by or released throughout the life cycle of plastics]
 - ii. [all emissions and releases resulting from plastic production, use, waste management and leakage from different sources and pathways]
- (d) “**Plastic product**” means a product which contains or is partly or entirely made of any form of plastic.
- (e) “**Plastic waste**” means materials of substance consisting of plastic which are disposed of, intended to be disposed, or required to be disposed of by the provisions of national law.
- (f) “**Regional economic integration organization**” means an organization constituted by sovereign States of a given region to which its member States have transferred competence in respect of matters governed by this Convention, and which has been duly authorized, in accordance with its internal procedures, to sign, ratify, accept, approve or accede to this Convention.

[ARTICLE 3

[SUSTAINABLE CONSUMPTION AND PRODUCTION OF]

[PRODUCT DESIGN] [PROBLEMATIC] PLASTIC PRODUCTS^{14,15}

[1. Each Party [shall] **[should]**, [in accordance with its national circumstances, capacities **[needs]**, [capabilities] and socio-economic considerations,] **[consider the following criteria taking into account]** [take] [appropriate [technical,] legislative, administrative, [or] [market-driven] [or other]] **[incentive]** measures [, **as appropriate]** [in a non-discriminatory manner] **[and take into account the product necessity for health, food, water security and safety]** [to [prohibit [or reduce] [,where feasible not allow,] the manufacture, [export or import]] **[as well as non commercial movements]** [address] **[not allow [phase out] or otherwise regulate]**,] manage **[and sustainable consume]**, [reduce, [or prohibit,]]] as appropriate [with the view to maintain sustainable production], **[specific applications]** of **[unnecessary] [high impact plastic products in the national environmental pollution.]** [single use or [short lived]] plastic products [not listed in Annex Y] **[which can be avoided or replaced without significantly impeding functionality and which]** [that] [are proven **[supported]** by **[peer reviewed]** scientific evidence to] [meet] [any] [all] [one or more] [based on the criteria developed by the **[Conference of the Parties through consensus]** [Review Committee] including] of [considering] **[with the aim of reducing plastic pollution]** **[in order to contribute to the achievement of the objective of this instrument]** **[taking into account]** the following criteria [and that it identifies as consistent with paragraph 1 *bis*]:

(a) [are [hazardous] [highly] [likely] **[likelihood]** **[of being leaked to the environment]** [to be [littered] or to enter the environment] [or pose a risk to human health or the environment];]

a alt. [[Sufficient] **[Proven]** scientific evidence is available that] the **[level of]** leakage **[of the propensity of such leakage cannot be affectively mitigated though the implementation of existing or reasonable practical waste collection, litter or waste management systems]** to the environment occurring from **[waste from]** such a product application poses a threat to the environment]

a bis. [[Determination by the Party of] **[Pose]** an unreasonable risk to human health or the environment **[from the product when released to the environment]]**

(b) [[Determination of a Party of an unacceptable level of scientifically proven risk to the environment from the product waste when it is mismanaged] **[Plastic product]** [contains [hazardous] [a chemical or] [chemicals] **[not regulated by other Conventions]** [for which the Party has identified] a risk] [that pose] [risk[s]] of concern to] **[in concentrations above scientifically established limits, which present a demonstrated adverse effect on the environment and]** [human health] [or the environment] [associated with the use of that product];] **[attribution of hazardous properties to chemicals shall be made on the basis of the criteria set out in Globally harmonized systems of classification and labelling of chemicals]]**

¹⁴ Pending further consultations.

¹⁵ The text below reflects the outcomes of the informal held under Contact Group 1 on article 3, as discussed on 8 August, as of 14:03. There is no agreement on the text at this stage, and the text provided represents a snapshot of progress while the work is still ongoing in the informal setting.

b. *Alt.* [Contain a chemical or chemicals [not regulated by other Conventions] of concern to [human health] or the environment, identified pursuant to the criteria set out in part B of Annex Y]

c. [Plastic product is] [are] [not capable] [difficulty] [to be reused or recycled] of being reused, recycled, [or composted] [[,] [and [improvement of] design [innovation] for recyclability [reusability, durability, repairability, or refurbishability] is not feasible] [affordable or accessible] [in practice and at scale]]; **(proposed merge c and d)**

d. [[may] disrupt [inhibit] the [circular economy] [circularity] [on a large scale];] [or] [and]] **(proposed merge c and d)**

e. [contain intentionally-added microplastics [that the Party has identified pose a risk] [to the environment due to difficulties of recycling and reusing] [[and other chemicals] that [are toxic] to the environment or to human health].]

Alt.e [Other products not listed in Annex Y, if they contain plastics that fulfil one or more of the criteria above]

Bis e. [Technical and economic feasibility and environmental impacts of alternative products]

Ter e. [Availability of alternative products with lower environmental impacts]

Quater e. [Technical and economic feasibility of alternative products]

Quinquiens e. [Availability and affordability of scientifically proven safe alternative products with lower environmental impacts]

Sexiens e. [Adverse impacts of reducing or prohibition and or putting a limit and the use production and applying a plastic product on food and water security and increased usage of other natural resources as well as its socio economic and cultural feasibility]

Septiens e. [Technical, technological and financial barriers and challenges of the Party in changing, modifying, shifting or replacing plastic products and the materials used for it]

1bis. [[In implementing] [For identifying a plastic product according to] paragraph 1 [of this article], each Party [could] shall [identify] [national actions that are practicable taking into account] [assess the plastic] [product[s] [application] based on] the [following] factors [in paragraph 5b, [as appropriate, and the products listed in Annex [X].]][:]]

(a) [The necessity of the plastic product and its intended use, including its functional and societal value in terms of its contribution to food[, transport] or energy security, food and water safety, health care as well as achievement of environmental, climate or industrial goals;

(b) **The performance, safety, environmental and health impact, technical feasibility, affordability, availability, and accessibility of directly competitive products made of alternative [products] materials or methods];**

(c) **The performance of waste management system and its capacity to improve the management of waste from the product, including its collecting, sorting, recycling, regeneration, recovery (including energy recovery), incineration or disposal;**

(d) **The socio-economic impacts of any proposed mitigation measures;**

(e) [Where relevant,] the incorporation of [relevant] traditional knowledge, [knowledge of] Indigenous Peoples and local knowledge systems, [local practices], and scientific and technological advances]

[1. *Ter.* The products could be regulated using global criteria regulated by the Conference of the Parties.]

[1 *Quater.* Each party is encouraged, in developing measures to take to take in implementing this article to use the best available scientific information and analysis]

[1. *Alt.* Each Party shall reduce, and where feasible not allow, the manufacture, export or import of:] [Plastic products not listed in Annex Y that meet one or more of the following criteria:]

[1 2. *Alt.* Each Party should, in accordance with its national circumstances and needs, consider the following criteria in a non-discriminatory manner, and take into account the product necessity for health, food, water, including their security and safety.]

[1 3. *Alt.* Each Party should in accordance with its national circumstances and needs manage the risk of products that have been proven by peer reviewed scientific evidence through consideration of available, accessible and affordable alternatives taking into account their social, economic and environmental impact assessments.]

[1 4. *Alt.* Each Party shall, in accordance with its national circumstances, capabilities and social and economic considerations, take appropriate technical, legislative, administrative or other measures in a non-discriminatory manner to address, manage, reduce, or prohibit, as appropriate, specific applications of unnecessary single use plastic products which can be avoided or replaced without significantly impeding functionality and which are proven by scientific evidence to meet one or more of the following criteria:]

[1 5. *Alt.* Each Party shall reduce, and where feasible in accordance with its national circumstances, needs and capabilities not allow the manufacture, export or import of plastic products of the following criteria:]

2. [Each Party shall, in accordance with the provisions of this Article [X on Reporting] [talking into account national circumstances and capabilities], provide the Secretariat with a report detailing the measures adopted in implementing [paragraph 1] [this article], [the rational and evidentiary basis for the measure,] the outcomes achieved, and any challenges encountered. The Secretariat shall make such reports publicly available.]

3. [The Conference of the Parties shall, at its first meeting, establish a[n ad hoc open ended] [subsidiary body] [Committee] to be called the [Scientific-Technical-Economic-[Social]-Cultural]] [Review] Committee (the ["Review] Committee").]

4. The [Review] Committee shall [, inter alia], as appropriate, develop [guidance][guidelines] and provide relevant information, [advice, and recommendations] [including development of a robust and scientific framework of criteria and the evaluation] to assist Parties in the implementation of the measures taken to implement [paragraph 1] [this article] [, as well as compile and review the information provided by the Parties pursuant to paragraph 2]. Such guidance, [information,] [advice, or recommendations] shall be submitted to the COP for [consideration and] [adoption] [by consensus].

4bis. [Each Party shall not allow the manufacture, import or export of plastic products as listed in Annex [Y (Plastic products)] after the phase out date specified for that plastic product in Annex [Y], except where the Party has a registered exemption to this paragraph pursuant to Article [Article on Exemptions].]

4ter. [The Review Committee shall be expert based. Members are to be elected by the Conference of the Parties and on the basis of equitable geographical representation. The review Committee modalities and procedures shall be established by the Conference of the Parties at its first meeting.] [Such Committee shall develop the criteria and the obligations of Parties to apply such criteria]

5. [Any Party may submit a proposal to the Secretariat for the inclusion of a [single use or short-lived] plastic product [on [a] [the] [global] list] [with no phase out date] [in Annex [Y]] [in Annex X for consideration by the governing body in accordance with Article [Adoption and Amendment of Annexes] [which will also guide Parties to effectively implement paragraph 1.]. Such a proposal shall include:

(a) a detailed justification demonstrating how the product meets [any][one or more] [of] the criteria [set out in paragraph 1] [to be developed and adopted by the Conference of the Parties], [and

(b) scientific or technical information on:]

[The [Review] Committee shall evaluate the proposal in a transparent [and on the basis of the best available science and relevant traditional knowledge, knowledge of Indigenous Peoples, and local knowledge systems] [and scientifically sound] manner. [If the [Review] Committee determines that the criteria are met, it shall recommend to the COP whether the product should be added to the [global] list]. [The [Review] Committee may, taking into account the criteria in paragraph 1 and the following factors, recommend to the COP that the product be added to Annex [Y]:]]

5bis. [The Conference of the Parties shall establish and maintain a database of information referred to in paragraph 2 of this Article. The database shall be publicly available. At its first meeting, the Conference of the Parties shall adopt the format of report of information referred to in paragraph 2 of this Article.]

6. [The [Review] Committee [may] [will] [shall] [on the request of the Conference of the Parties] ~~be made~~ develop recommendations on possible actions to be taken with respect to a plastic product

included in the [global] list [in annex [Y]]. [Such recommendations shall take into account [the criteria listed in paragraph 1 and] [at least] [among other] the following factors:]]

- (a) The necessity of the plastic product and its intended use;
- (b) The performance, safety, environmental impact, technical feasibility, affordability, availability, and accessibility of alternative products or methods;
- (c) The risk posed by chemicals of concern contained in the plastic product;
- (d) The socio-economic impacts of any proposed control measures;
- (e) [Where relevant,] the incorporation of [relevant] traditional knowledge, [knowledge of] Indigenous Peoples and local knowledge systems, [local practices], and scientific and technological advances]

7. [The recommendations of the Review Committee shall be submitted to the COP [for adoption] [by consensus].]

7bis. [The Conference of the Parties, taking due account of the recommendations of the Review Committee, shall decide whether to include the plastic product in Annex [Y].]

7 alt bis. [The Conference of the Parties, taking due account of the recommendations of the Review Committee, including any scientific uncertainties, shall decide whether to initiate global action pertaining to nominated plastic products and shall specify its related measures to be taken, including their listing in Annex [Y]].

8. [Any measures taken by a Party in the implementation of this Article shall [be based on scientific evidence and] not be applied in a manner that constitute[s] [a means of] arbitrary or unjustifiable discrimination between Parties where similar conditions prevail, nor shall they serve as a disguised restriction on international trade.]

8 Alt. [Each Party shall not allow the manufacture, import or export of plastic products as listed in Annex [Y] after the phase out date specified for that plastic product in Annex [Y], except [where an exclusion is specified in that Annex or] the Party has a registered exemption to this paragraph pursuant to Article [X on Exemptions).]

8bis. [Each Party shall require producers, importers and exporters of plastic products to ensure adequate and reliable information on chemicals used in plastic products along the various value chains, and take appropriate measures to ensure the traceability of chemicals, including in plastic products and wastes, based on globally harmonized guidelines to be adopted by the Conference of parties at its [second] meeting.”]

8ter. [Each Party shall, in accordance with the provisions of Article [X on Reporting], [provide the Secretariat with a report detailing] report on the measures adopted in implementing paragraph 1, 7 and 8 [the outcomes achieved, and any challenges encountered. The Secretariat shall make such reports publicly available].]

8quater. [Any measures established by a Party for the implementation of this Article shall be without prejudice to the rights and obligations of the Parties under the Marrakesh Agreement Establishing the World Trade Organization, including all its Annexes.]

8 quinquies. [Each Party shall endeavour to ensure the availability of information on plastic products and on prioritised chemicals in plastic products along the various value chains, and ensure the traceability of chemicals used in plastic products, based on guidelines to be adopted by the Conference of the Parties at its second meeting.]

8 sextiens. [A subsidiary body under this instrument to assess and facilitate the provision of financial and technical assistance including technology transfer to developing country Parties on voluntary and mutually agreed terms in line with the principles Rio Declaration on Environment and Development to support the implementation of the article.]

Annex Y¹⁶**Plastic Products**

<i>[Part I] Products [or product group]</i>	<i>Phase out date</i>
Single use plastic sticks to be attached to and to support balloons	[203X]
Single use plastic straws	[203X]
Single use plastic beverage stirrers	[203X]
Single use plastic cutlery/ utensils (forks, knives, spoons, chopsticks)	[203X]
Single use plastic-stemmed cotton bud sticks	[203X]
Single use plastic carrier bags	[203X]
Rinse-off cosmetics and personal care products containing intentionally added microbeads	[203X]
<i>[Part II] Products [or product group] [containing chemicals]</i>	
Toys and children's products and Food contact material containing: DEHP (CAS number 117-81-7) DBP (CAS number 84-74-2) BBP (CAS number 85-68-7) DIBP (CAS number 84-69-5)	[203X]
Toys and children's products and Food contact material containing: Lead and lead compounds Cadmium and cadmium compounds	[203X]
Toys and children's products; Food contact material intended for children under 3 years of age containing: BPA (CAS number 80-05-7)	[203X]

Annex [X]

- Rinse-off cosmetic and personal care products containing intentionally added microbeads
- Single-use plastic straws
- Single use plastic beverage stirrers
- Single-use plastic cutlery/utensils (forks, knives, spoons, chopsticks),
- Single-use plastic food and beverage packaging made from EPS (expanded polystyrene), and XPS (extruded polystyrene)
- Single-use plastic carrier bags
- Oxo-degradable plastic products
- Cigarette filters made with plastic]

ARTICLE 4**EXEMPTIONS¹⁷**

1. Any State or regional economic integration organization may register for one or more exemptions from the phase-out dates listed in Annex [Y], hereafter referred to as an "exemption", by notifying the Secretariat in writing:

- (a) On becoming a Party to this Convention; or
- (b) In the case of any product that is added by an amendment to Annex [Y], no later than the date upon which the applicable amendment enters into force for the Party.

Any such registration shall be accompanied by a statement explaining the Party's need for the exemption.

¹⁶ To be included as Annexes at the end of the document subject to further consultations.

¹⁷ This is the original formulation in the Chair's text. There is no agreement on it and no textual negotiations have been undertaken on its content so far.

2. The Secretariat shall establish and maintain a publicly available register of exemptions, which shall include:
 - (a) A list of the Parties that have registered one or more exemptions in accordance with paragraph 1;
 - (b) The exemption or exemptions registered for each Party; and
 - (c) The expiration date of each exemption.
3. Unless a shorter period is indicated by a Party, all exemptions pursuant to paragraph 1 shall expire five years after the relevant phase-out date listed in Annex [Y].
4. The Conference of the Parties may, at the request of a Party, decide to extend an exemption for five years unless the Party requests a shorter period. In making its decision, the Conference of the Parties shall take due account of:
 - (a) A report from the Party justifying the need to extend the exemption and outlining activities undertaken and planned to eliminate the need for the exemption as soon as feasible; and
 - (b) Available information, including in respect of the availability of alternative products.
 - (c) An exemption may only be extended once per product per phase-out date.
5. A Party may at any time withdraw an exemption upon written notification to the Secretariat. The withdrawal of an exemption shall take effect on the date specified in the notification.
6. Notwithstanding paragraph 1, no State or regional economic integration organization may register for an exemption after five years after the phase-out date for the relevant product listed in Annex [Y], unless one or more Parties remain registered for an exemption for that chemical or product, having received an extension pursuant to paragraph 5. In that case, a State or regional economic integration organization may, at the times set out in paragraphs 1 (a) and (b), register for an exemption for that product or process, which shall expire ten years after the relevant phase-out date.
7. No Party may have an exemption in effect at any time after ten years after the phase-out date for a product listed in Annex [Y].

ARTICLE 5

PLASTIC PRODUCT DESIGN¹⁸

1. Each Party [shall] **[should][may]**, [taking into account its national circumstances [and],[needs[, challenges] [and priorities]] [and capabilities]], **culture and tradition**,] take appropriate **[administrative, legal, technical, and/or other [incentive]]** measures **[necessary] [in a non-discriminative manner]** to:
 - (a) improve plastic product design, in pursuit of **[resource efficiency and][circularity]** [circular economy approaches], **[supported by finance and by [available, accessible and affordable] technology transfer for design and alternatives] [while maintaining quality and performance][in order to][such as those measures which]**:
 - i. **[contribute to [[sustainable production and consumption] of plastics [by reducing the use of primary plastic and chemicals of concern] by increasing [resource efficiency][or establishing toxic free] [resource efficiency,] [increase]] reuse [refill and repair systems] [and recycling of plastic[s]] [products [that reduce the use of single use and short lived plastic products], if applicable]], including, as appropriate, through [reuse and recycled content [targets]] [and promoting product simplicity to facilitate toxic free recycling] [, and by promoting [a transition to the] reuse and [refill] recycle systems]] [elimination of toxic chemicals and additives];**
 - ii. improve the **[safety [for the protection of the environment and human health],] durability, [reusability,] refillability, refurbishability, [remanufacturability,] repairability and recyclability of plastic products [and packaging], [[and [promote][ensure] the use of safe and sustainable [additives] [chemicals];]]**

¹⁸ The text below reflects the latest state of the contact group's consideration of article 5, as discussed on 7 August, 15:00 – 18:00. There is no agreement on the text at this stage, and the text provided represents a snapshot of progress while the work is still ongoing in the informal setting.

- iii. [[[ensure][enhance] [the management of] [recycling and]] [where [reuse,]recycling is not possible,] disposal] [enhance the capacity] of plastic [products] [at the end of their lifecycle]] [waste][to be managed] in an environmentally sound manner [in accordance with the waste hierarchy [and Basel Convention technical guidelines on plastic waste management];] and

[iii *Bis.* Promote systems for collection, reuse, repair and recycling;]

- iv. [[minimize] [decrease] releases [and emissions][and leakages] of plastic [waste] [[and plastic products], [including microplastics [and nanoplastics].] [during the product life [cycle]]].]
- v. [To ensure [transparency] the availability of information on plastic products, [chemicals][materials] in plastic products and on products containing plastic along the various value chains, and [try to] ensure [the traceability] [inclusion of the information on the material] [of prioritized chemicals] used in plastic products, taking into account sustainability criteria and global standards to be adopted by the Conference of the Parties at its second meeting.]

[v. *Bis.* To promote safe reuse systems and practices in order to reduce reliance on short-lived and single use plastic products.]

[iv *Bis.* Improve the availability and accessibility of relevant product information for increasing circularity.]

[(a) *Bis.* improve the availability of relevant information [where] [if] appropriate, including information on [safe and sustainable] use, maintenance, repair, and [reuse of plastic products] [instructions] on [methods of] disposal, recycling and [waste] management of plastic [products] [waste], [to support the management of [plastic] products effectively at all stages of the life cycle.]]

(b) [foster][facilitate] research, [strategies to accelerate][promote investment in recycling and] innovation, [and] [traceability in] development [of circular] [in plastic product design] [and use of [sustainable and safer][environmentally preferable] alternatives [and] [non-plastic substitutes][plastic products and products made from alternative materials], including [products,]] technologies and services, [including toxic free reuse, repair, and other reduction enabling systems] [with emphasis on the design of products to enhance their recyclability] [in order to improve their design and ensure relevant technology transfer] [ensuring technological neutrality and non-discrimination between raw materials] taking into account environmental, economic, social [and human health] aspects and their potential for waste reduction and reuse, [as well as availability, accessibility and affordability, based on [[transparent] [life cycle assessments]] and [best available] science, [and, [where relevant,] [the knowledges, sciences and practices of Indigenous Peoples,] traditional knowledge, [knowledge of Indigenous Peoples] and [local communities] [local knowledge systems]]].

[1. *Bis.* A subsidiary body under this instrument to assess and facilitate the provision of financial and technical assistance including technology transfer to developing country parties on voluntary and mutually agreed terms in line with the principles of Rio Declaration on environment and development to support the implementation of paragraph 1. of this article.]

2. [The Conference of the Parties [at its first meeting] shall establish a process and schedule of work [based on strong scientific evidences] [for the development of [[sector and product specific design and performance criteria] including systems practices and infrastructures to promote the safe and sustainable reuse, refill, and repair products and reduce the demand for plastics] [and/or requirements] as relevant, and shall [as soon as practicable] adopt an annex [no later than by COP3] in accordance with Article 24, relating to sector and product specific design and performance criteria. Each Party shall [strive to] ensure that the design of plastic products is [and the development of systems, practices and infrastructures] in accordance with the design and performance criteria [and/or requirements][, if any,] set out in the annex.]] specific [guidance][sustainability criteria [and/or requirements] and globally harmonized standard] for [priority] plastic products [prioritized chemicals in plastic products and products containing plastic],[subject to the availability [, accessibility and affordability] of [relevant technologies as well as availability of] resources provided by the financial mechanism as referred to in Article 11] [through a [sectoral [or application based] approach] [which may include product group or sectoral approaches] ,]] [ensuring technological and material neutrality and non-discrimination]] to assist Parties in their implementation of this Article. [The Conference of the

Parties shall adopt and review, and update, as appropriate, such guidance, [within a reasonable timeframe] **[such guidance must be adopted or be voluntary in nature] [by the second COP].]**

[2 *Bis.* The Conference of the Parties shall adopt and review, and update, as appropriate, such guidance, within a reasonable timeframe. Within a reasonable time frame in implementation of this article, the COP shall, as appropriate, shall draw on scientific and technical information, [the knowledge's, sciences and practices of Indigenous Peoples,] traditional knowledge, [knowledge of Indigenous Peoples], [and] local [communities][knowledge systems] to support the implementation of this Article, including such information or knowledge provided by subsidiary bodies established under Article 20.]

3. [In implementing [paragraph 1 of] this Article, Parties [should] **[shall]** take into account relevant international [rules,] standards, and guide[s][lines] **[and recommendations]**. Parties are encouraged to cooperate with relevant international organizations towards the development of relevant international [rules,] standards, and guide[s][lines] **[and recommendations]** at the multilateral level to support the implementation of this Article.]

[3 *Alt.* In implementing paragraph 1 of this article, Parties should consider the following criteria, taking into account the product necessity for health, food, water security, and safety:

- (a) **Likelihood of being leaked into the environment**
- (b) **Determination by the Party of an unacceptable level of risk to the environment from the product when it is mismanaged**
- (c) **Difficulty to reuse or recycle**
- (d) **Containing intentionally added microplastics that the Party has identified pose a risk to the environment due to the difficulty of recycling and reusing**
- (e) **Technical and economic feasibility of alternative products**
- (f) **Availability and affordability of proven safe alternative products with lower environmental impacts]**

[3. *Alt 2.* In implementing paragraph 1 of this Article, Parties should take into account relevant international standards. Parties are encouraged to participate in the development of international standards. Where appropriate each Party is encourage positive participation to non-government and certification schemes for plastic product design and performance.]

4. [Each Party shall ensure [that measures taken to implement this Article [do not create unnecessary obstacles to international trade[.] [and] are not applied]] **[Any [unilateral] measures established [by a Party] under this Article shall not be applied]** in a manner which would constitute a means of arbitrary or unjustifiable discrimination between countries where the same conditions prevail, or a disguised restriction on international trade.] **[Any such measure shall not impede parties in particular developing countries to access financial support, investment and technology transfer to implement paragraph 1.]**

[4 *Bis.* In implementing paragraph 1, each Party [shall] [should] report on measures taken in accordance with Article 15. Reporting.]

[4 *Ter.* Each Party, subject to the prior informed consent procedure, shall take measures to only accept plastic products and materials that meet toxic free, circularity design standards.]

ARTICLE 6¹⁹

[SUPPLY][SUSTAINABLE PRODUCTION]

Option 1

No Article

Option 2

[1. The Conference of the Parties shall, at its first meeting, adopt [as an annex to this Convention] a[n] [aspirational] global target to [reduce] [maintain] [manage] the [consumption and] production [and

¹⁹ This is the original formulation in the Chair's text. There is no agreement on it and no textual negotiations have been undertaken on its content so far.

consumption] [and use] of [primary] plastic[s] [polymers] [to reduce plastic pollution through consumption] [to sustainable levels].]

[2. Each Party shall [, as appropriate] take measures across the full lifecycle of plastics to [achieve] [contribute to] the global target referred to in paragraph 1.]

[3. Each Party shall report [available] statistical data on [its] [efforts to manage the consumption and its] production, [imports and exports] [of primary plastic polymers] [and consumption of plastics] and the measures taken [to achieve the global target referred to in] [under] paragraph [1] [2].]

[4. The Conference of the Parties shall, at its first meeting, adopt the reporting format, timing, methodologies and guidance for the implementation of this Article.]]

[5. The Conference of the Parties shall, every five years, [based on] [taking into account] a scientific, technical [social, cultural] and economic assessment by the subsidiary body referred to in Article 20bis, review progress [in the implementation of this Article] and, as appropriate, update the global target referred to in paragraph 1.]

[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]]²⁰

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 environment²¹.

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 environment²².

4. The Conference of the Parties may adopt guidance to support implementation of this article²³.

²⁰ **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.

²¹ **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.

²² **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.

²³ **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.

5. In implementation of this article, Parties may take into account national circumstances and capabilities²⁴.

ARTICLE 8

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].]

²⁴ 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.

(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] [REMEDATION 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.]

[ARTICLE 11

FINANCIAL [RESOURCES AND] MECHANISM²⁵

1. [The extent to which [developing country]Parties will effectively implement their obligations under this Convention will depend on the availability and accessibility of adequate and timely financial resources and [the fulfilment of commitments of developed country Parties under this instrument related to the provision of financial resources,]capacity-building, technical assistance that leads to sustained capacity building, technology transfer and international cooperation.
2. Each Party shall provide, within its capabilities, resources for those national activities that are intended to achieve the objectives of this Convention, taking into account national policies, priorities, plans, and programmes.
3. Such resources may include domestic funding through relevant policies, development strategies and national budgets, and bilateral and multilateral funding, as well as private sector investment and contributions.
4. The provision of support in line with the obligations set out in this Convention should take into account the specific needs and circumstances of developing country Parties, in particular those with significant capacity constraints, such as LDCs and SIDS.²⁶
5. [Developed country Parties][Parties with capacity to do so] shall [provide] [take the lead in providing] financial resources to support [developing country Parties] [Parties most in need]²⁷ [developing country Parties most in need, in particular LDCs and SIDS] in fulfilling their obligations under this Convention. Contributions from other sources, including multilateral organizations, agencies and funds, are encouraged to support implementation of this Convention. This support shall be grant-based and concessional in nature and consistent with the national needs, circumstances, priorities and plans of [recipient Parties].
6. To increase support for the implementation of this Convention, Parties shall encourage regular contributions from other sources, including other Parties, multilateral, regional, and bilateral channels, as well as private sector entities.
7. Parties shall aim to align financial flows with the Convention's objectives, promote an enabling environment for private finance and take measures to catalyse private investment including through public-private partnerships and other innovative financing mechanisms as appropriate.
8. A mechanism for the provision of adequate, accessible, new, predictable, timely and additional financial resources under this Convention is hereby established. The mechanism shall ensure efficient access and support through simplified approval procedures.

²⁵ The Contact Group has agreed to use the draft text of Article 11 as the basis for its negotiations going forward.

²⁶ This text is without prejudice to cross cutting discussions on special considerations.

²⁷ Co-Chairs note that many Members have raised concern with the term 'Parties most in need', however, given divergent views expressed about contributing and beneficiary Parties, text options retain the options presented in the Chair's text of 1 December 2024 for further discussion by Members.

9. The mechanism shall comprise:

Option 1:

- a. A new dedicated independent multilateral fund established under this Convention.

Option 2:

- b. Designation of the Global Environment Facility (GEF) Trust Fund as the financial mechanism.

Option 3:

- c. A hybrid arrangement consisting of the GEF Trust Fund, and a new dedicated multilateral fund established under this Convention.

Option 4:

- d. A hybrid arrangement, whereby the Global Environment Facility serves as the interim financial mechanism until [date to be agreed], after which a new dedicated independent multilateral fund established under this Convention shall assume the functions of the financial mechanism.

(...) And any other fund as may be designated or established by the Conference of the Parties²⁸.

10. The Mechanism shall provide financial resources on a grant or concessional basis to²⁹ meet the agreed incremental costs in support of implementation of this Convention, including for:

- (a) [Enabling activities [including technical and technological support;]]
- (b) Clearinghouse functions;
- (c) [Preparation of national reports;]
- (d) [Preparation and implementation of national action plans.]

11. [The Global Environment Facility Trust Fund will additionally support the catalysing of investment in waste management infrastructure development, plastic waste removal activities, and waste prevention activities, including through blended and grant and non-grant instruments.]

12. The Conference of the Parties shall provide guidance on policies, programme priorities [and eligibility criteria for access to] and utilization of financial resources.

13. The entities entrusted with the operations of the mechanism shall seek to ensure that duplication is avoided, and complementarity and coherence is promoted, taking into account their additionality and complementarity within the broader international financial landscape.³⁰

14. The Mechanism shall seek to leverage resources from all sources for the activities it supports. [[Donor] [Developed] country] Parties shall replenish the multilateral fund [periodically on the basis of the scale of assessment] as agreed by the Conference of Parties.

14. Alt. [Parties, in particular those with the financial capacity to do so and high levels of [mismanaged plastic waste,] plastic production, or polymer production, are expected to contribute to the Mechanism, on a voluntary basis from their public funding.]

15. [For support of early action and implementation, the Mechanism shall also consist of an interim dedicated fund within an existing financial arrangement.]

16. The Conference of the Parties shall periodically review both the mechanism and other channels that provide finance contributing directly or indirectly to the achievement of the objectives and provisions of this Convention and take appropriate measures in that regard. The first review shall conclude [x] years after its first session, and subsequent reviews shall conclude every [x] years thereafter.

²⁸ Other funds proposed by Members have included a remediation fund; a compensation fund.

²⁹ Members have submitted that the Mechanism could support a wide variety of activities, including relevant programming for populations most vulnerable to the adverse effects of plastic pollution; to cover loss in revenues resulting from implementing the Convention, and others.

³⁰ Further details are dependent on aspects of the Financial Mechanism that are yet to be agreed by the Committee.

17. The Conference of the Parties shall, as part of the first periodic review of the financial mechanism, adopt objective and transparent criteria for assessing its efficiency and effectiveness, taking into account the evolving needs and priorities of developing country Parties.]]

ARTICLE 12

[INTERNATIONAL COOPERATION] [COOPERATION IN] CAPACITY BUILDING, TECHNICAL ASSISTANCE AND TECHNOLOGY TRANSFER[, INCLUDING INTERNATIONAL COOPERATION]³¹

1. [Developed country] Parties [with the capacity to do so] shall [cooperate to] provide [effective] timely and [appropriate] [adequate] capacity-building, [knowledge sharing on fair and equitable terms] technical assistance [affordable and environmentally safe] and [safe] [environmentally sound] [voluntary] [promote] technology transfer [guided by a life-cycle approach to plastics] [[relevant to] addressing plastic pollution] [on a grant basis, and] [including on concessional and preferential] [as appropriate] [on mutually agreed] terms [as mutually agreed], to [Parties most in need] [[developing countries] to developing country] Parties], [in particular] [including] [those with significant capacity constraints], [In particular recognizing the special circumstances of LDCs and SIDS.] [such as] LDCs and SIDS [as well as countries with economies in transition], to assist them [in implementing] [in fulfilling the objectives of this instrument] their obligations under this instrument. Capacity-building [shall be demand driven, transparent] [should be country-driven], based on, and responsive to, nationally determined needs and priorities. [The unilateral measures especially those with coercive nature shall not impede Parties in particular developing countries to access capacity building support and technology transfer.]³²

2. Capacity building, technical assistance and [/or] technology transfer pursuant to [paragraph 1] [this article] may be delivered through regional, subregional and national arrangements [, including existing regional and subregional and national centres, [through]] other multilateral and bilateral means, [and through partnerships], including north-south, south-south [and triangular cooperation] [, as appropriate] [cooperation and coordination with other multilateral environmental agreements in the field of chemicals and waste to increase the effectiveness of technical assistance] [. This cooperation should promote, among others and as appropriate,] [and those involving] [partnerships involving] the private sector [as well as] [or other stakeholders], [as well as] Indigenous Peoples [and] [as well as] [local communities][, [and through collaboration with] [and] local and subnational governments [, as appropriate]]].

3. [Developed country] [Parties shall] [must] [cooperate to] promote and facilitate [,working with [supported by] [the private sector and] other relevant stakeholders, as appropriate,] [the] development, transfer, [and] diffusion of and access to [up-to-date environmentally sound] [and affordable] [environmentally sound] [environmentally safe] technologies [including on a grant basis,] [addressing plastic [waste] pollution in an environmentally sound manner, including those related to collecting, sorting, processing and recycling of plastic waste, [excluding chemical recycling]]] [relevant to addressing plastic pollution] [on voluntary and mutually agreed terms] [including on concessional and preferential terms [as mutually agreed]] [including the waiving of intellectual property rights], [to developing [countries.]]] [, countries with economies in transition] [to parties most in need] [country Parties, in particular the least developed countries and small island developing states, [land-locked developing states] [geographically disadvantaged states] to strengthen their capacity to effectively implement this [instrument] [Convention.]] In implementing this [provision] [article], [developed country] Parties shall promote and facilitate research, innovation, [and investment in developing country Parties as well as] technical and scientific cooperation [as well as][[and investment] in pursuit of [new and] innovative environmentally sound technologies and solutions].

3bis. [Each Party shall ensure freedom of trade and technology transfer [within the principle of prior agreed consent] in the areas related to the implementation of the Convention. In particular, no prohibition or restriction shall be instituted or maintained on trade in equipment and transfer of technologies related to combating plastic pollution, enhancing waste

³¹ Paragraphs 2-4 have undergone initial textual negotiations, however outcomes from those discussions are yet to be fully reflected in these paragraphs. Paragraphs 5-7 show edits to reflect the written submissions uploaded on the INC-5.2 portal but have yet to be considered by the contact group.

³² Co-chairs were requested by the Contact Group to present a simplified proposal of paragraph 1, which is available on the INC5.2 portal.

management and plastic waste recycling, as well as any other activities covered by the Convention]

[4. [Parties **[shall cooperate]** **[are encouraged to cooperate]** [shall promote] cooperation] **[, including] [and coordination with MEAs and IGOs and others to facilitate the delivery of capacity building, technical assistance and technology transfer, to support delivery to developing country Parties]** with relevant intergovernmental organizations **[and instruments]** and other entities **[and parties]**, including relevant scientific organisations and bodies and private sector entities, as appropriate[, to support the effective implementation of **[this instrument.]** [the [Convention] **[instrument]** and the achievement of its objective, while avoiding any duplication of efforts **[as working on integration of the initiatives].**]]]

[5. [In order to implement paragraphs 1, 2, 3 and 4 above, a] **[A]** Cooperation Mechanism **[on capacity building, technical assistance and technology transfer]** is hereby established.]

/5. *Alt.* A Mechanism for International Cooperation is hereby established, under the authority of the Conference of the Parties, to facilitate the implementation of the instrument by supporting developing country Parties, as referred to in paragraphs 1, 2, 3 and 4, including through, inter alia:

(a) Capacity-building, technical assistance, knowledge-sharing and technology transfer, including through initiatives of governments, the private sector, academia, and international organizations;

(b) Keeping a reference basket of evidence-based programmes and policy instruments, based on transparent inclusion criteria, to support developing country Parties, in particular through their national action plans;

(c) Identifying and recommending initiatives to promote the facilitated access to and transfer of environmentally sound technologies;

(d) Promoting synergies with existing initiatives and supporting the mobilization of resources complementary to those provided under Article 11;

(e) Monitoring progress in international cooperation efforts to inform the periodic review of the implementation of the instrument.]

[5. Bis. The Mechanism for International Cooperation shall be cost-effective and administered by a lean team of the Secretariat. A Board of Advisors, composed of senior experts elected by the Conference of the Parties upon nomination by Parties as well as observer organizations and institutions engaged in providing capacity-building and technology support to developing country Parties, shall provide recommendations to the Conference of the Parties, inter alia, on the transparent inclusion criteria referred to in paragraph 5, “b”.]

6. The Conference of the Parties, at its first meeting, shall make recommendations on how capacity building, technical assistance and [safe] technology transfer could be further enhanced under this Article [, **[and develop]** [[including] the terms of reference and modalities of the **[Mechanism for International] Cooperation [Mechanism]]].**

7. [In implementing this Article, [developed country] Parties [shall] **[recognize the] [should take into account to the specific needs and]** [give full recognition to the] [special] [requirements] **[circumstances]** of [developing country] **[Parties most in need]**, in particular [the least developed countries[,] **[and]** small island developing States[, [landlocked developing countries], [geographically disadvantaged States], [coastal African States], [archipelagic States], [developing middle-income countries] [and countries with economies in transition]]] **[those with significant capacity constraints, such as LDCs and SIDS]]].**

7 Bis. [International cooperation requires a fair and open international trade system conducive to economic growth in developing country Parties. Developed country Parties shall refrain from implementing unilateral trade measures related to plastic pollution and shall submit biennially a report on their compliance with this legally binding obligation.]

ARTICLE 13

IMPLEMENTATION AND COMPLIANCE³³

1. A [mechanism, including a] **[that is a] Committee[,] [on Implementation and Compliance]** is hereby established to facilitate the implementation of, and promote compliance with, the provisions of this [Convention][**Instrument**]. The Committee shall function in a manner that is transparent, facilitative, non-punitive, non-adversarial [, **non-intrusive,**] and expert-based [, **given due consideration to gender balance and equitable geographic representation**].

[2. The Committee may **[initiate consideration regarding a Party's compliance, if this Party did not submit its national reports.]** [consider [individual and systemic implementation and compliance] issues on the basis of:

(a) Written submissions from any Party with respect to its own compliance **[and potential challenges it may experience in implementing the instrument]** **[to be included in its national report under Article 15];**

(b) Requests from the Conference of the Parties **[in regards to general compliance issues not related to specific Parties or regions];**

[(c) Information provided by the Secretariat with respect to national reports under Article 15].]

[2 bis. The Committee shall assist the Conference of the Parties in the assessment and continuous review of the progress of implementation of the Convention and shall recommend actions and operations to enhance implementation by Parties.

2 ter. The Committee shall consist of 17 members nominated by Parties and elected by the Conference of the Parties with recognized competence in fields relevant to this Convention, including legal or technical expertise, with three members from the five regional groups of the United Nations and two members from the small island developing States. The Committee and its members shall be independent, transparent, and free from conflicts of interest.

2 quater. In carrying its functions, the Committee shall pay particular attention to the national circumstances of the Parties.]

3. The Committee shall operate under the modalities and procedures adopted by the Conference of the Parties [at its [X] **[first]** meeting **[subject to the completion of the periodic reviews of the effectiveness of the Financial Mechanism as referred to in Article 11]. [The Committee shall make decision based on consensus.]** The Committee shall elaborate its rules of procedure, which shall be subject to approval by the Conference of the Parties **[at its first session]]**.

[3 bis. The Committee shall make every effort to adopt its recommendations by consensus. If all efforts at consensus have been exhausted and no consensus is reached, such recommendations shall as a last resort be adopted by a three fourths majority vote of the members present and voting, based on a quorum of two thirds of the members.]

4. The Committee shall report to the Conference of the Parties and make recommendations, as appropriate **[with a view to support and facilitate Parties' implementation of their obligations under this instrument]**.

[4 bis. The Committee shall consist of 15 members, nominated by Parties and elected by the Conference of the Parties, with due consideration to equitable geographical representation based on the five regions of the United Nations; the first members shall be elected at the first meeting of the Conference of the Parties and thereafter in accordance with the rules of procedure approved by the Conference of the Parties pursuant to paragraph 3; the members of the Committee shall have competence in a field relevant to this Convention and reflect an appropriate balance of expertise.]

³³ Status of work of Contact Group 4 as of its 5th meeting, held on 8 August 2025 from 10:00 to 13:00. The text in **bold** was introduced during the 4th and 5th meetings of the Contact Group.

ARTICLE 14

NATIONAL [ACTION] PLANS³⁴

[1. [Each Party [shall] [may] develop **[and implement]**, [taking into account respective national circumstances,] a national **[action]** plan **[based upon its national circumstances]** that [contains] actions and measures the Party intends to take to implement **[its obligations and commitments of]** this Convention **[and that reflect its highest possible ambition]**.] [Each Party [shall] [may] develop[, taking into account respective national circumstances,] a national plan that contains actions and measures the Party intends to take to implement this Convention.] The **[first]** plan shall be transmitted to the Conference of the Parties through the Secretariat [within] [X] [2] years after the entry into force of the Convention [for that Party].]

[1 alt. Each Party shall develop, taking into account respective national circumstances, a national plan that contains actions and measures the Party intends to take to implement this instrument, based on the guidelines referred to in paragraph 6. The Financial Mechanism, as referred to in Article 11, shall support developing country Parties in the development of their respective national plans, including regarding the assessment of their costed needs to implement the instrument. The plan shall be transmitted to the Conference of the Parties through the Secretariat within [X] years after the entry into force of the Convention for that Party.]

[1 2alt.Each Party [shall] [may] develop a national action plan that sets out the actions and measures the Party intends to contribute to the objective of the instrument. The national action plan shall be country-driven reflecting the different approaches, and each Party shall determine the activities to be included in its national plan based on its national circumstances.]

2. Each Party **[may]** [shall] update its national **[action]** plan **[every five years]** [, taking into account the effectiveness evaluation referred to in Article 16, among others,] **[including]** to enhance its actions based on the guidelines **[and support]** referred to in paragraph [6] **[and 3]** **[subject to the completion of the first periodic review of the permanent Financial Mechanism referred to in Article 11 on the Financial Mechanism]** [7, taking into account the outcome of effectiveness evaluation referred to in Article 16. Each updated national action plan shall represent a progression beyond its most recent national action plan.]

[3. The extent to which developing country Parties [, **in particular small island developing states and least developed countries,**] will effectively implement **[this Article, including]** their national **[action]** plans will depend on the effective implementation of the provisions related to means of implementation as referred to in Article[s] 11 **[and 12]** of this Convention [, **including of the new and dedicated fund]**. **[Developing country Parties shall provide information on financial, technology transfer and capacity-building support needed and received.]**

4. Each Party **[may]** [shall] **[is encouraged to]**, as appropriate, in undertaking work pursuant to paragraphs 1 and 2 above, consult national stakeholders [, **Indigenous Peoples, as well as local communities,**] to facilitate the development, implementation, and updating of their national **[action]** plans.

5. The Secretariat shall make national **[action]** plans submitted by Parties pursuant to this Article publicly available.

6. The Conference of the Parties shall, at its first meeting, adopt the modalities and guidelines for national **[action]** plans **[as appropriate,]** [and other guidance] regarding implementation of this Article.

ARTICLE 15

REPORTING³⁵

[1. Each Party shall regularly report to the Conference of the Parties **[through the Secretariat]** on its actions and measures to implement this Convention, **[and on the effectiveness of such measures and the possible challenges in meeting the objective of the Convention.]** **[including]** as outlined in the national **[action]** plan referred to in Article 14 **[subject to the completion of the first periodic**

³⁴ Consideration of this Article by the Contact Group has not yet been completed. At the time of the preparation of this document, some textual proposals indicated during the meeting had not yet been made available by Members.

³⁵ Status of work of Contact Group 4 as of its sixth meeting, held on 8 August 2025 from 18:30–19:30. Consideration of this Article by the Contact Group has not yet been completed. At the time of the preparation of this document, some textual proposals indicated during the meeting had not yet been made available by Members.

review of the Financial Mechanism as referred to in Article 11]] [reports shall include the information as called for in relevant articles of this Convention].]

[1 alt. Each Party shall include, in its reporting, data and information relevant to the core measures across the plastic life cycle of this instrument. This should include data and information on:

- production, imports and exports of primary plastic polymers
- consumption
- quantities of waste generated and managed.]

[1 2alt. Each Party shall submit a report setting out the actions and measures it has implemented to contribute to the objective of this Convention, based on its national action plan referred to in Article 14. Reporting shall be country-driven, reflecting the different approaches of Parties, and each Party shall determine the information to be included in its report based on national circumstances, consistent with its national action plan.]

[2. Each Party shall submit the first report referred to in paragraph 1 of this Article within [4][3][X] year[s] [of submission of the national [action] plan referred to in Article 14 [and regularly thereafter]] [after the entry into force of this instrument for that Party].]

[2alt. Developed country Parties shall submit their first report referred to in paragraph 1 of this Article in a full format within 2 years of the submission of the national plan referred to in Article 14, and thereafter every 2 years.

2alt bis. Developing country Parties shall submit their first report referred to in paragraph 1 of this Article in a short format within 4 years of the submission of the national plan referred to in Article 14, and thereafter every 2 years.]

[2bis. Each Party, taking into account respective national circumstances, shall include the following information in the report:

- (a) Data and information, across the full lifecycle of plastics, relevant to the obligations and commitments of the Convention;
- (b) Information necessary to track progress made in implementing and achieving its national action plan under Article 14; and
- (c) Information on the support needed, provided and received under Articles 11 and 12.]

3. The Conference of the Parties shall, at its [first] [X] meeting, adopt the [modalities] [format[s and the comparable content of]] [, harmonized indicators] [, review procedures] and periodicity for] national reporting referred to in paragraph 1 of this Article.

4. The Secretariat shall make national reports submitted by the Parties under this Article publicly available [and regularly communicate to the Conference of the Parties on the status of submission of national reports].

5. The extent to which developing country Parties [, in particular least developed countries and small island developing states] will effectively implement this Article will depend on the effective implementation of the provisions related to means of implementation as referred to in Article[s] 11 [and 12] of this Convention [including of the new and dedicated fund] [Developing country Parties should provide information on financial, technology transfer and capacity-building support needed and received.].

[6. Nothing in this treaty requires State Parties to disclose information they consider confidential or contrary to national security.]

ARTICLE 16

EFFECTIVENESS EVALUATION³⁶

1. The Conference of the Parties shall regularly evaluate the effectiveness [and implementation] [in achieving the objectives] of the Convention. The first evaluation shall be undertaken [no later

³⁶ Status of work of Contact Group 4 as of its 5th meeting, held on 8 August 2025 from 10:00 to 13:00. Consideration of this Article by the Contact Group has not yet been completed. At the time of the preparation of this document, some textual proposals indicated during the meeting had not yet been made available by Members.

than] [six] **[four] [three]** years after the date of entry into force of the Convention and **[every five years]** thereafter [at intervals to be decided by the Conference of the Parties] **], provided that such intervals are not less than 6 years. The evaluation will not be used to impose new obligations or alter the existing objective, obligations and scope of the instrument. The aim of the evaluation process is to support countries, particularly developing countries, as a platform for sharing experiences, promoting mutual learning, identifying areas for capacity building, and promoting collaborative solutions. The evaluation process will be facilitative, nonintrusive, non-punitive, in light of equity and respectful of national sovereignty and different national circumstances].**

2. The evaluation shall be conducted on the basis of available scientific, environmental, technical, financial and socio-economic **[and cultural]** information, which may include:

[(a) National reports referred to in Article 15;

(b) Information and recommendations provided by the Committee referred to in Article 13;

[(b) *bis* Information on the implementation of Articles 11-12;

(b) *ter* Information from the Remediation Mechanism, particularly in relation to the areas beyond national jurisdiction, under Article 9; and]

(c) Other **[relevant]** information **[provided by Parties]** [the Conference of the Parties deems relevant, including the information referred to in Article 17].

[(a) Information on the impact of measures to implement this treaty on loss revenue and trade

(b) Information on the extent to which developed country Parties have provided support pursuant to Articles [11, 12] of this Convention, including financial resources, capacity-building, and technology transfer.]

[2. *bis* Recalling the nationally determined nature of the national action plans, the outcome of the evaluation shall inform Parties in reviewing and updating their national action plans

2. *ter* The Conference of Parties shall consider the outputs of the effectiveness evaluation and take actions to enhance the effectiveness of the Convention, as appropriate.]

3. The Conference of the Parties shall, at its **[first]** [X] meeting, **[adopt the modalities for the evaluation referred to in paragraph 1 of the Article] [decide on a process for the development of the modalities to support the evaluation referred to in paragraph 1, with a view to adopting them no later than at its second meeting] [establish a programme to assess and monitor releases of plastic to the environment, establish a baseline, periodically collect data on the type and levels of plastic in the environment, understand the movement in air, soil, ecosystem and understand the impact on the environment].**

ARTICLE 17

INFORMATION EXCHANGE³⁷

1. All Parties are encouraged to facilitate the exchange of information in support of the [objective of the Convention] **[management of plastic waste pollution]**, including on:

(a) Best practices and policies relating to sustainable consumption and production of plastic [s], and associated relevant research, technologies and innovation;

[(a) *bis* Best practices and policies on combating plastic pollution and handling of plastic waste, including its recycling;]

(b) **[Sources of plastic pollution, human and ecological exposure to plastic pollution, h] [H]ealth and environmental risks of and impacts associated with plastic pollution;]**

[(b) *alt* Environmental, and if applicable health, effects associated with plastic waste pollution]

(c) **[All relevant s][S]cientific and technical knowledge], including traditional knowledge, and the knowledge of Indigenous Peoples and local communities] [related to (a) and (b) above [;]]**

³⁷ Status of work of Contact Group 4 as of its sixth meeting, held on 8 August 2025 from 18:30–19:30. Consideration of this Article by the Contact Group has not yet been completed. At the time of the preparation of this document, some textual proposals indicated during the meeting had not yet been made available by Members.

2. All Parties are encouraged to designate a national focal point for the exchange and communication of information under this Convention.

[2 bis. The access, use and sharing of traditional knowledge, knowledge of Indigenous Peoples and knowledge of local communities referred to in paragraph 1 shall fully respect national legislation protecting collective intellectual rights, including procedures for prior, free and informed consent of knowledge-holding communities.]

3. In exchanging the information referred to in paragraph 1, all Parties are encouraged to utilize, as appropriate, an online clearinghouse to be maintained by the Secretariat. **[The Secretariat shall ensure that the online clearinghouse has the technical and procedural safeguards to prevent unauthorized access to protected traditional knowledge.]**

4. All Parties are encouraged to learn from and build on existing processes, initiatives and networks to share knowledge and highlight successes, including examples of replicating and scaling up sustainable solutions.

[5. Parties exchanging information in accordance with this Convention shall [, as appropriate,] protect any confidential information **[in accordance with national laws, and]** as mutually agreed **[and in accordance with national legislation and applicable international law].]**

[5. alt For the purposes of this Convention, Parties exchanging information pursuant to this Convention shall protect any confidential information as agreed and any relevant traditional knowledge in line with the free, prior and informed consent of the holders of such knowledge. For the purposes of this Convention, information on health and safety of humans and the environment shall not be regarded as confidential.]

ARTICLE 18

PUBLIC INFORMATION, AWARENESS, EDUCATION AND RESEARCH³⁸

1. Parties shall promote and facilitate access to information, public awareness, education, and research **[with particular attention to communities disproportionately affected by plastic pollution, including waste pickers and coastal communities]** related to plastic pollution and its effects relevant to the implementation of this Convention and shall promote, as appropriate, such efforts at the national, regional and international levels and cooperate, as appropriate, with relevant **[local and subnational governments, as well as]** intergovernmental and nongovernmental organizations.

2. Each Party shall promote and facilitate measures to raise awareness, improve understanding, and share information **[on voluntary and mutually agreed terms]** on the effects of plastic pollution such as by promoting public participation and public access to information; and providing training **[at the local, [subnational,] national, regional and international levels].**

[2 bis Parties shall take measures to encourage and enable business to share information and disclose how their activities align with the objectives of this Treaty.]

3. Parties **[are encouraged] [shall] [promote and facilitate]**, **[based on their national circumstances and capabilities][as appropriate]**, to advance scientific and technological research, development, innovation and cooperation, to address plastic pollution including by:

(a) Promoting and improving methods for the monitoring of plastic pollution, including its distribution and abundance in the environment, including in the marine environment, and impacts on human health;

[(b) Promoting the collaborative development and use of standardized methods and approaches for environmental data collection and analyses, to improve its reliability and comparability;] and

[(c) Incorporating traditional knowledge, knowledge[s, sciences and practices] of Indigenous Peoples, [and][as well as] local [community] knowledge [systems] and other cultural and socio-economic factors, as appropriate]

[3 bis Parties shall take measures to encourage and enable business to share information and disclose how their activities align with the objectives of this treaty.]

³⁸ Status of work of Contact Group 4 as of its 5th meeting, held on 8 August 2025 from 10:00 to 13:00. Consideration of this Article by the Contact Group has not yet been completed. At the time of the preparation of this document, some textual proposals indicated during the meeting had not yet been made available by Members.

[3 bis alt Nothing under this Agreement shall be interpreted as requiring the sharing of information that is protected from disclosure under the domestic law of a Party or other applicable law.]

ARTICLE 19

[HEALTH][COOPERATION IN SCIENTIFIC RESEARCH AND TECHNOLOGY DEVELOPMENT ON HEALTH IMPACTS OF PLASTIC [POLLUTION]]

Option 0: No stand-alone article

Option 1:

1. Parties recognize that plastic pollution contributes to climate change; releases harmful chemical additives to the environment that pollute the air, soil and water causing diseases and deaths; destroys natural habitats and accelerates biodiversity loss; and alters the natural ecosystem balance, which poses significant risks to the environment, including human health, and biodiversity.
2. Parties are encouraged to develop and implement strategies, policies and programmes to assess, monitor and, where necessary, mitigate the risks associated with plastic pollution on human health and the environment across the full life cycle of plastics, in the context of the One Health approach, where relevant, and based on the best available science, and where available, relevant traditional knowledge, knowledges, sciences and practices of Indigenous Peoples, and local knowledge systems, while giving particular consideration to persons in vulnerable situations and to workers in both formal and informal sectors, including waste pickers, in accordance with national circumstances and capabilities.
3. Parties shall cooperate to strengthen institutional, scientific and technical capacities, including through regional health networks, as appropriate, particularly in developing countries and countries with economies in transition, to collect, analyse, and disseminate scientific data related to plastic pollution and its potential health implications in alignment with international standards and the best available science. Parties shall address these challenges by mobilizing finance, technologies and innovations, as well as capacity building.
4. Parties shall promote protection of health through advocacy, public health education and awareness and supporting behavioural change interventions.
5. To assist the Conference of the Parties in considering health-related issues or activities, the Secretariat shall facilitate international collaboration, cooperation, and the exchange of information, data, scientific research and expertise with relevant international organizations, research institutions, and other stakeholders, as appropriate.

ARTICLE 20

CONFERENCE OF THE PARTIES³⁹

1. A Conference of the Parties is hereby established.
2. **The first meeting of the Conference of the Parties shall be convened by the [Executive Director of the United Nations Environment Programme [at the UNEP headquarters, the secretariat of the treaty,]] [interim secretariat] no later than one year after the date of entry into force of this Convention. Thereafter, ordinary meetings of the Conference of the Parties shall be held [at regular intervals to be decided by the Conference] [every two years unless the Conference of the Parties decides otherwise].**
3. Extraordinary meetings of the Conference of the Parties shall be held at such other times as may be deemed necessary by the Conference, or at the written request of any Party, provided that, within six months of the request being communicated to the Parties by the Secretariat, it is supported by at least [one] **[two]** third[s] of the Parties.
4. The Conference of the Parties shall by consensus agree upon and adopt at its first meeting rules of procedure and financial rules for itself and any of its subsidiary bodies, as well as financial provisions governing the functioning of the Secretariat.

³⁹ Latest state of work on Article 20 as reported back to the 5th meeting of contact group 4 from the informal meeting held on 7 August. Green highlighted text in this article was added during the informal held on 7 August 2025 to reflect areas of growing convergence.

[4bis. The Conference of the Parties shall make every effort to adopt decisions by consensus. Except as otherwise provided in this Convention, if all efforts to reach consensus have been exhausted, decisions on questions of procedure shall be adopted by a majority of the parties present and voting, and decisions on questions of substance shall be adopted by a [three-fourths] [two-thirds] majority of the Parties present and voting.]

[4ter. The Conference of the Parties shall by consensus adopt decisions and recommendations on questions of substance. Decisions on questions of procedure shall be adopted by majority of the Parties present and voting.]

5. The Conference of the Parties shall keep the implementation of the Convention under continuous review. It shall perform the functions assigned to it by this Convention and, to that end, shall:

- (a) Establish such subsidiary bodies as it considers necessary for the implementation of the Convention;
- (b) Cooperate, where appropriate, with competent international organizations and intergovernmental and non-governmental bodies;
- (c) [Review and] adopt decisions related to the implementation of the Convention;⁴⁰
- (d) Undertake other functions identified in this Convention or as may be required for its implementation.
- (e) [Consider and take any action necessary to achieve the objectives of the Convention, including adopting procedures or requirements in additional annexes].**

6. The United Nations, its specialized agencies [, **the World Trade Organization**] and the International Atomic Energy Agency, as well as any State not a Party to this Convention, may be represented at meetings of the Conference of the Parties as observers **[without any conditions]**. Any body or agency, whether **[local, subnational,]** national or international, **[or]** governmental [or nongovernmental], that is qualified in matters covered by this Convention and has informed the Secretariat of its wish to be represented at a meeting of the Conference of the Parties as an observer may be admitted [unless at least one third of the Parties present at the meeting object]. **Nongovernmental organizations shall have consultative status within the United Nations.** The admission and participation of observers shall be subject to the rules of procedure adopted by the Conference of the Parties.

[ARTICLE 20bis

SUBSIDIARY BODIES⁴¹

The Conference of the Parties, at its first meeting, shall establish a subsidiary body or bodies to provide scientific and technical information and assessments to support informed decision-making by the Conference of the Parties of the Convention.

- i) **[a subsidiary body to provide scientific, technical, economic, cultural and social information and assessments to support informed decision-making by the Conference of the Parties is hereby established;]**
- ii) **[a second subsidiary body to review implementation of the Convention is hereby established;]**
- iii) **[a technical review committee is hereby established as a subsidiary body to the Conference of the Parties:**
 - a) **The Review Committee shall perform the functions assigned to it under Article 3. The Review Committee shall also undertake any additional functions assigned to it by the Conference of the Parties, to support informed decision-making by the Conference of the Parties of the Convention.**
 - b) **The Review Committee may establish committees, panels and sub-groups, as deemed necessary, to support its work.**
 - c) **The Review Committee shall be composed of members serving in their expert capacity that are nominated and appointed by the Conference of the Parties, with**

⁴⁰ One proponent requested sub-paragraph (c) to come first in the list.

⁴¹ Latest state of work on Article 20 *bis* as reported back from the informal meeting held on 7 August.

suitable qualifications, taking into account the need for multidisciplinary expertise, including relevant scientific and technical expertise and expertise in relevant traditional and local knowledge, gender balance and equitable geographical representation.

- d) The Conference of the Parties shall at its first meeting decide on the terms of reference, composition and modalities of operation of the Review Committee;]
- iv) [a social and economic impact assessment subsidiary body is hereby established;
 - a) 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.
 - b) Parties implementing the Instrument shall not place undue hardship on developing country Parties and Parties with economies in transition, in respect to the social and economic implications of proposed measures under this Instrument.
 - c) 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.
 - d) 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: Economic disruption, including loss of employment, revenue, or industrial capacity; Trade distortions or barriers to market access; Impacts on wider national development priorities and materials security.
 - e) 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.
 - f) In conducting its work, the Social and Economic Impact Subsidiary Body shall be guided by:
 - The principles of equity, common but differentiated responsibilities and respective capabilities, and respective national circumstances;
 - The objective of avoiding or minimizing unintended negative impacts on Parties, particularly on developing country Parties and economies highly dependent on income generated from production, processing and export, and/or consumption of plastics;
 - Transparency and inclusivity.]

2. Each subsidiary body may establish committees, panels and sub-groups, as deemed necessary, to support its work.

3. The Conference of the Parties shall decide [**at its first meeting**] on the terms of reference, composition, organization and operation of each subsidiary body established pursuant to paragraph 1.]

A range of views and focus areas around subsidiary bodies to be established in the instrument, expressed during the third meeting of Contact Group 4 include:

- *Subsidiary Body for Implementation*
- *Subsidiary Body for Implementation and Compliance*
- *Subsidiary Body to provide scientific and technical information and assessments to support informed decision-making by the Conference of the Parties*
- *Technical Review Committee*
- *Subsidiary Body to review implementation of the Convention*
- *Social and Economic Impact Assessment Subsidiary Body*
- *A subsidiary body with a focus area to be subsequently determined*

A range of views expressed regarding placement of the provisions on a subsidiary body during the third meeting of Contact Group 4:

- *Inclusion of general provision for establishing a subsidiary body without a standalone Article*
- *In the context of Article 3*
- *In the context of Article 10*
- *In the context of Article 13*
- *In the context of Article 20*
- *Standalone Article*

ARTICLE 21

SECRETARIAT⁴²

1. A Secretariat is hereby established.
2. The functions of the Secretariat shall be to:
 - (a) Prepare and arrange for meetings of the Conference of the Parties, and subsidiary bodies, and to provide them with services as required;
 - (b) Facilitate, upon request, [the provision of] assistance to Parties [, particularly developing country Parties and Parties with economies in transition] to support their implementation of this Convention;
 - (c) [Prepare and make available to the Parties periodic reports based on **[information received pursuant to]** Article 15 [on reporting] and Article 13 [on implementation and compliance] **as appropriate;**]
 - (d) Coordinate its activities, as appropriate, with the Secretariats of other relevant international bodies and instruments, **[subject to approval by the Conference of the Parties];**
 - (e) Enter, under the overall guidance of the Conference of the Parties, into such administrative and contractual arrangements as may be required for the effective discharge of its functions;[and]
 - (f) Perform the other secretariat functions specified in this Convention and such other functions as may be determined by the Conference of the Parties[.]; **and**
 - (g) **Assist Parties, as appropriate, in the exchange of information related to the implementation of the instrument].**
3. The **[interim]** secretariat functions for this instrument shall be performed by [the Executive Director of the United Nations Environment Programme] [unless the Conference of the Parties decides, by a three-fourths majority of the Parties present and voting, to entrust the secretariat functions to **[another international organization]** [one or more other international organizations]]. **[The Conference of the Parties, at its first meeting, shall make arrangements for the functioning of the secretariat, including deciding on its seat.]**

ARTICLE 22

SETTLEMENT OF DISPUTES⁴³

1. Parties shall cooperate in order to prevent disputes and shall seek to settle any dispute between them concerning the interpretation or application of this Convention through negotiation or other peaceful means of their own choice.
2. When ratifying, accepting, approving or acceding to this Convention, or at any time thereafter, a Party that is not a regional economic integration organization may declare in a written instrument submitted to the Depositary that, with regard to any dispute concerning the interpretation or application of this Convention, it recognizes one or both of the following means of dispute settlement as compulsory in relation to any Party accepting the same obligation:
 - (a) Arbitration in accordance with procedures to be adopted by the Conference of the Parties;
 - (b) Submission of the dispute to the International Court of Justice.

⁴² Status of work of Contact Group 4 as of its fourth meeting, held on 7 August 2025 from 15:00 to 17:00.

⁴³ Status of work of Contact Group 4 as of its 2nd meeting, held on 6 August 2025 from 10:00 to 11:50.

3. A Party that is a regional economic integration organization may make a declaration with like effect in relation to arbitration in accordance with the procedure referred to in paragraph 2(a).
4. A declaration made pursuant to paragraph 2 or 3 shall remain in force until it expires in accordance with its terms or until three months after written notice of its revocation has been deposited with the Depositary.
5. The expiry of a declaration, a notice of revocation or a new declaration shall in no way affect proceedings pending before an arbitral tribunal or the International Court of Justice, unless the parties to the dispute otherwise agree.
6. If the parties to a dispute have not accepted the same means of dispute settlement pursuant to paragraph 2 or 3, and if they have not been able to settle their dispute through the means mentioned in paragraph 1 within twelve months following notification by one Party to another that a dispute exists between them, the dispute shall be submitted to a conciliation commission at the request of any party to the dispute. The conciliation commission shall render a report with recommendations. Additional procedures relating to the conciliation commission [shall] **[may]** be included in **[a decision or]** an annex to be adopted by the Conference of the Parties no later than at its second meeting.]

ARTICLE 23

AMENDMENTS TO THE CONVENTION⁴⁴

1. Amendments to this Convention may be proposed by any Party.
2. Amendments to this Convention shall be adopted **[in all official languages of the United Nations]** at a meeting of the Conference of the Parties, **[by consensus]** **[subject to the conclusion of the planned periodic reviews of the effectiveness of the financial mechanism as referred to in Article 11 on the financial mechanism]**. The text of any proposed amendment shall be communicated to the Parties by the Secretariat at least six months before the meeting at which it is proposed for adoption. The Secretariat shall also communicate the proposed amendment to the signatories to this Convention and, for information, to the Depositary.
3. The Parties shall **[make every effort to]** reach agreement on any proposed amendment to this Convention by consensus. **[If all efforts at consensus have been exhausted, and no agreement reached, the amendment shall as a last resort be adopted [by a three-fourths majority vote] of the Parties present and voting at the meeting.]**
4. An adopted amendment shall be communicated by the Depositary to all Parties for ratification, acceptance or approval.
5. Ratification, acceptance or approval of an amendment shall be notified to the Depositary in writing. An amendment adopted in accordance with paragraph 3 shall enter into force for the Parties having **[consented to be bound by]** **[ratified, accepted or approved]** it on the ninetieth day after the date of deposit of instruments of ratification, acceptance or approval by at least three-fourths of the Parties that were Parties at the time at which the amendment was adopted. Thereafter, the amendment shall enter into force for any other Party on the ninetieth day after the date on which that Party deposits its instrument of ratification, acceptance or approval of the amendment.

ARTICLE 23 *bis*

RELATIONSHIP WITH OTHER AGREEMENTS⁴⁵

1. The implementation of the rights and obligations of the Parties under this Convention shall be without prejudice to their rights and obligations under other international agreements, including international trade agreements to which they are Parties.
2. In accordance with paragraph 1, each Party shall ensure that the measures adopted to implement this Convention are not applied in a manner which would constitute a means of arbitrary or unjustifiable discrimination between countries where the same conditions prevail, or a disguised restriction on international trade.
3. Nothing in this Convention shall derogate from the rights and obligations of the Parties to this Convention under the other international instruments in force within the International Maritime Organization system.

⁴⁴ Status of work of Contact Group 4 as of its 3rd meeting, held on 6 August 2025 from 19:30 to 22:00.

⁴⁵ The text is being proposed as an Article 23 bis. The placement of the article is to be considered.

[ARTICLE 24

ADOPTION AND AMENDMENT OF ANNEXES⁴⁶

1. Annexes to this Convention shall form an integral part thereof and, unless expressly provided otherwise, a reference to this Convention constitutes at the same time a reference to any annexes thereto.
2. Any additional annexes adopted after the entry into force of this Convention shall be restricted to procedural, scientific, technical or administrative matters.
3. The following procedure shall apply to the proposal, adoption and entry into force of additional annexes to this Convention:
 - (a) Additional annexes shall be proposed and adopted according to the procedure laid down in paragraphs 1 to 3 of Article 23;
 - (b) Any Party that is unable to accept an additional annex, except for Parties that have made declarations with regard to any additional annex in accordance with paragraph 4 of Article 27 shall so notify the Depositary, in writing, within one year from the date of communication by the Depositary of the adoption of such annex. The Depositary shall without delay notify all Parties of any such notification received. A Party may at any time notify the Depositary, in writing, that it withdraws a previous notification of non-acceptance in respect of an additional annex, and the annex shall thereupon enter into force for that Party subject to subparagraph (c); and
 - (c) On the expiry of one year from the date of the communication by the Depositary of the adoption of an additional annex, the annex shall enter into force for all Parties that have not submitted a notification of non-acceptance in accordance with the provisions of subparagraph (b).
4. The proposal, adoption and entry into force of amendments to annexes to this Convention shall be subject to the same procedures as for the proposal, adoption and entry into force of additional annexes to the Convention except that an amendment to an annex shall not enter into force with regard to any Party that has made a declaration with regard to amendment of annexes in accordance with paragraph 4 of Article 27 in which case any such amendment shall enter into force for such a Party on the ninetieth day after the date it has deposited with the Depositary its instrument of ratification, acceptance, approval or accession with respect to such amendment. If an additional annex or an amendment to an annex is related to an amendment to this Convention the additional annex or amendment shall not enter into force until such time as the amendment to the Convention enters into force.]

ARTICLE 25

RIGHT TO VOTE⁴⁷

1. Each Party to this Convention shall have one vote [, except as provided for in paragraph 2].
2. A regional economic integration organization, on matters within its competence, shall exercise its right to vote with a number of votes equal to the number of its member States [accredited and present at the time of the vote] that are Parties to this Convention [**, except when voting by secret ballot**]. Such an organization shall not exercise its right to vote if any of its member States exercises its right to vote, and vice versa.

ARTICLE 26

SIGNATURE⁴⁸

This Convention shall be opened for signature at [city], [country], by all States [and regional economic integration organizations] on [--], and thereafter at the United Nations Headquarters in New York [from [--] to [--].

⁴⁶ Members deferred the consideration of this article pending the outcome of discussions on cross-cutting articles in other Contact Groups.

⁴⁷ Status of work of Contact Group 4 as of its second meeting, held on 6 August 2025 from 10:00 to 11:50.

⁴⁸ Status of work of Contact Group 4 as of its second meeting, held on 6 August 2025 from 10:00 to 11:50.

ARTICLE 27

RATIFICATION, ACCEPTANCE, APPROVAL OR ACCESSION⁴⁹

1. This Convention shall be subject to ratification, acceptance or approval by States [and by regional economic integration organizations]. It shall be open for accession by States [and by regional economic integration organizations] from the day after the date on which the Convention is closed for signature. Instruments of ratification, acceptance, approval or accession shall be deposited with the Depositary.
 2. Any regional economic integration organization that becomes a Party to this Convention without any of its member States being a Party shall be bound by all the obligations under the Convention. In the case of such organizations, one or more of whose member States is a Party to this Convention, the organization and its member States shall decide on their respective responsibilities for the performance of their obligations under the Convention. In such cases, the organization and the member States shall not be entitled to exercise rights under the Convention concurrently.
 3. In its instrument of ratification, acceptance, approval or accession, a regional economic integration organization shall declare the extent of its competence in respect of the matters governed by this Convention. Any such organization shall also inform the Depositary, who shall in turn inform the Parties, of any relevant modification of the extent of its competence.
- [3bis. In its instrument of ratification, acceptance, approval or accession, any developing country Party may declare that, during a period of [X] years, it is not bound by the obligations provided for under this Convention in order to allow for the enactment of domestic legislation and the adoption of other policy measures needed to comply with it.]**
4. In its instrument of ratification, acceptance, approval or accession, any Party may declare that, with regard to it, any additional annex and amendment to an annex shall enter into force only upon the deposit of its instrument of ratification, acceptance, approval or accession with respect thereto.]

ARTICLE 28

ENTRY INTO FORCE⁵⁰

1. This Convention shall enter into force on the [90th] [120th] day after the date of deposit of the [50th][60th][97th] instrument of ratification, acceptance, approval or accession.
2. For each State or regional economic integration organization that ratifies, accepts or approves this Convention or accedes thereto after the deposit of the [50th][60th][97th] instrument of ratification, acceptance, approval or accession, the Convention shall enter into force on the [90th] [120th] day after the date of deposit by such State or regional economic integration organizations of its instrument of ratification, acceptance, approval or accession.
3. For the purposes of paragraphs 1 and 2, any instrument deposited by a regional economic integration organizations shall not be counted as additional to those deposited by member States of that organization.

ARTICLE 29

RESERVATIONS⁵¹

No reservations may be made to this Convention [except any matter relevant to national security and territorial integrity].

ARTICLE 29 *ALT*⁵²

1. The provisions of the present Convention shall not be subject to general reservations. Specific reservations may be entered in accordance with the provisions of this Article and Article [3].
2. Any Party may present a specific reservation with regard to any plastic product in a possible list of plastic products to be regulated.

⁴⁹ Status of work of Contact Group 4 as of its first meeting on 5 August 2025 from 15:00 to 18:30.

⁵⁰ Text that remained unchanged from the Chair's text of 1 December 2024.

⁵¹ Status of work of Contact Group 4 as of its 5th meeting, held on 8 August 2025 from 10:00 to 13:00.

⁵² Status of work of Contact Group 4 as of its 5th meeting, held on 8 August 2025 from 10:00 to 13:00.

3. Until a Party withdraws its reservation entered under the provisions of this Article, it shall not be considered a Party to the present Convention with respect to any commitment on a particular plastic product specified in such reservation.

ARTICLE 29bis

GENERAL EXCLUSION⁵³

The provisions of this Convention do not preclude a Party from taking actions and measures that the Party considers necessary for the protection of national security.

ARTICLE 30

WITHDRAWAL⁵⁴

1. At any time after [three] **[two]** years from the date on which this Convention has entered into force for a Party, that Party may withdraw from the Convention by giving written notification to the Depositary.
2. Any such withdrawal shall take effect upon expiry of one year from the date of receipt by the Depositary of the notification of withdrawal, or on such later date as may be specified in the notification of withdrawal.

ARTICLE 31

DEPOSITARY⁵⁵

The Secretary-General of the United Nations shall be the Depositary of this Convention.

ARTICLE 32

AUTHENTIC TEXTS⁵⁶

The original of this Convention, of which the Arabic, Chinese, English, French, Russian and Spanish texts are equally authentic, shall be deposited with the Depositary.

IN WITNESS THEREOF the undersigned, being duly authorized to that effect, have signed this Convention.

Done at [--] on this day of [--].]

⁵³ Status of work of Contact Group 4 as of its 5th meeting, held on 8 August 2025 from 10:00 to 13:00. The text is being proposed as an Article 29 *bis*. The placement of the article is to be considered.

⁵⁴ Status of work of Contact Group 4 as of its first meeting on 5 August 2025 from 15:00 to 18:30.

⁵⁵ Text forwarded to plenary for consideration and possible referral to the Legal Drafting Group.

⁵⁶ Text forwarded to plenary for consideration and possible referral to the Legal Drafting Group.