Suggestions of the Russian Federation regarding technical streamlining of Section II.3(a) “Problematic plastic products”

The technically streamlined text on Section II.3(a) prepared by the Secretariat is incorrect. Option 1 of the streamlined text includes texts from Options 1, 2 and 3 of the revised draft text but not in a complete way. Thus, in order for Option 1 to be technically correct it shall include the missing language from Options 2 and 3 of the revised draft text as well as indicate the alternative brackets compiled from different options of the revised draft text in the following way (red color - to add):

3. **Problematic [plastic products] and avoidable plastic products [and groups of such products], [including short-lived and single-use plastic products] and [products containing] intentionally added microplastics**

a. **Problematic [plastic products]** and avoidable plastic products [and groups of such products]**, including short-lived and single-use plastic products**

**Option 0**

No provision on this matter.

**Option 1**

I. [Each Party should identify at the national level a list of problematic and avoidable plastic products.] [Subject to its national action plan and based upon national circumstances and capabilities.] Each Party [must take the necessary measures to regulate and reduce and not allow] [should][shall] [Parties are encouraged to] [take] [the necessary] measures [, consistent with national laws,] [to regulate] [not allow][gradually][reduce][, as appropriate,] [restrict] the [use of problematic and avoidable plastic products[, including short-lived and single-use plastic products in its territory]] [with high risk of environmental leakage], [production, sale, distribution, import or export of] [problematic and avoidable] [the plastic products[, including short-lived and single-use plastic products,] [listed in part II(I) [III] of annex B] [after the dates specified for those products, and] identified based on [relevant parameters] [criteria [and within the timeframe set out in the same]] [[national criteria guided by] the criteria contained in part I of annex B] [science-based criteria] [and listed at the national level] [with an application-based approach] [by the governing body* after enforcement of the instrument*] [taking into consideration technical feasibility and accessibility of alternative plastics and plastic products, and socio-economic impacts] [provided alternatives or substitutes are available, accessible, affordable, and environmental-friendly [sustainable]] [, in particular to developing countries, taking into account their national circumstances and capability] [set out in part I of] annex [B], except where the Party has a registered exemption for the relevant product(s) under part II of annex B pursuant to [Part II.4 on exemptions available to a Party upon request]]. [This provision does not limit Parties’ abilities to enact bans or adopt more ambitious criteria in addition to the criteria in part I of annex B.] [The measures taken to implement this provision[, including the appropriate nationally determined timeframes for reduction and [as appropriate] phase-out,] shall be reflected in the national plan communicated pursuant to [Part IV.1 on national plans]].

**OPI Alt 1. No text.**

2. [The governing body* shall develop guidance on the regulation of problematic and avoidable plastics based on scientific criteria and take into account the availability, accessibility and affordability of sustainable alternatives.]

3. [For implementation the Parties must promote the development of safe and cost-effective alternatives and such knowledge and technologies must be shared freely among all the Parties.]
4. [The cost of compliance of control measures shall be assessed for each country and funding shall be made available through the dedicated fund as per a procedure decided by the governing body* to enable compliance of control measure.]

Explanatory note:
1. Add the paragraph OP1 bis of Option 2 of the revised draft text in current paragraph 1 as the first sentence: [Each Party should identify at the national level a list of problematic and avoidable plastic products.]
2. Put brackets over “including short-lived and single-use plastic products in its territory” in the phrase [use of problematic and avoidable plastic products], including short-lived and single-use plastic products in its territory] because there were no such phrase in Option 3 of the revised draft text.
3. Put brackets over “listed in part II[I] [III] of annex B” in line 7 and “set out in part I of] annex [B], except where the Party has a registered exemption for the relevant product(s) under part II of annex B pursuant to [Part II.4 on exemptions available to a Party upon request]” in line 15 of paragraph 1.
4. Bracket paragraphs 2, 3 and 4 since there is no such paragraphs in Option 3 of the revised draft text.