**Possible mergers for Members proposals**

**Part II**

9. Waste management

   a. [Plastic] Waste management

**Option 1**

1. Each Party shall take effective measures to ensure that [producers manage] plastic waste [is managed] in a [safe and] environmentally sound manner [throughout its [different stages][life-cycle], [including] handling, [collection,] [sorting,] transportation, storage, recycling[treatment], other recovery including energy recovery] and final disposal[][,] [taking into account [recognizing that] the waste hierarchy] [establishes that greater environmental and social benefit occurs when actions at the top of the hierarchy are prioritised.] and the special circumstances of SIDS [Each Party shall take effective measures on safe and environmentally sound waste management at its different stages, including handling, collection, transportation, storage, recycling and final disposal of plastic waste. The measures taken to implement this provision shall be reflected in the national plan communicated pursuant to [part IV.1 on national plans], with an aim to achieving nationally determined targets and [minimum requirements developed based on the harmonized indicators set out in [part II of annex F]].]

2. Each Party shall meet the requirements, including where relevant through a sectoral approach, for [minimum][a safe and] environmentally sound [management of plastic waste, including through] [collection,] recycling and disposal rates[, set out in part I of annex F,] [taking into account][respecting][the waste hierarchy and other relevant provisions][and taking into account] guidance and guidelines in [accordance with relevant arrangements under] other international agreements, [including those developed under][inter alia] the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal[, as appropriate][, the London Convention on the Prevention of Marine Pollution by Dumping of Wastes and Other Matter and its Protocol on the International Convention for the Prevention of Pollution from Ships][the International Convention for the Prevention of Pollution from Ships (MARPOL Annex V) of the International Maritime Organisation and the Bamako Convention on Hazardous Wastes].

3. The governing body* [shall][may][, where necessary,] adopt requirements, [best practice] guidance and guidelines for the implementation of the provisions in paragraph 2, additional or complementary to the relevant guidance and guidelines developed under other international agreements mentioned above.

**Option 2**

1. Each Party shall take [effective] measures [on safe and][to ensure] environmentally sound [waste] management [of plastic waste.] [at] [its different stages[,] including handling, [sorting], collection, transportation, storage, recycling, [recovery,] and final disposal of plastic waste. The measures taken to implement this provision [shall][are encouraged to] be reflected in the national plan communicated pursuant to [part IV.1 on national plans], [with an aim to achieving][to achieve] nationally determined targets [and minimum requirements developed][.] [based on the harmonized [indicators] [elements] set out in part II of annex F.]
1 bis To implement the obligation pursuant to paragraph 1, each Party shall give priority/due consideration to establishing a basic effective social system at local level for handing, sorting, collection, transportation, storage, recycling and treatment of plastic wastes, which is indispensable to a safe and environmentally sound waste management and just transition.

2. The governing body* [shall][may] [, where necessary] adopt [at its first session,] [requirements, best practice guidance and guidelines] [and subsequently update as needed,] guidelines on [safe and] environmentally sound management of plastic waste, taking into account the waste hierarchy and other relevant international guidelines and guidance[,] [developed under the Basel Convention and other international agreements.] [,as appropriate, as well as the need for a just transition, including for waste pickers.]

**Provisions common for Options above**

[[4][3] Each Party shall [not allow waste management practices [listed in part III of annex F] that may lead to the emissions and releases of hazardous substances, [based on strong scientific evidence,] and shall regulate the other allowed waste management practices that may lead to the emissions and releases of the hazardous substances [listed in part IV of annex F.] [take measures to prevent open dumping and open burning of plastic waste.]

[5][4] Each Party shall take [the necessary] measures to prevent [open dumping, ocean dumping,] littering [and open burning][of plastic waste].

[6][5] [It is recommended to] [Each][Parties][Party] [shall][are][is] encouraged [to] [take additional measures[, according to their national capacities,] [to][related to waste management, with developing country parties being supported by international cooperation and, in particular, the cooperation mechanism referred to in [part iii, article number yet to be defined], which could include, inter alia]:][ to adopt comprehensive economic-driven approaches such as establishing and operating Extended Producer Responsibility (EPR) scheme, including, where relevant, on as sectoral basis, to incentivize increased recyclability, promote higher recycling rates, and enhance the accountability of producers and importers for environmentally sound management, of plastics and plastic products throughout their life cycle.][

[a. invest in][ Promote investment and mobilization of resources from all sources for] waste management systems and infrastructure, including through financial and technical support to subnational governments, that enable[s] environmentally sound management of plastic waste[and enhances waste management capacity];]

[b. promote investment and mobilize resources from all sources to cover financing gaps for waste management systems and infrastructure that enable environmentally sound management of plastic waste and enhance waste management capacity, in light of current and expected waste generation levels; and]

[c. incentivize behavioural changes throughout the value chain[,] and [raise [consumer][public] awareness [on sustainable consumption]] about plastic waste prevention and minimization [and production, as well as the critical roles of all stakeholders in reducing plastic litter[waste] and supporting recycling][ taking into account the waste hierarchy].]

**OP 6][5] subparagraph c bis.** Develop, identify, and/or strengthen markets for secondary plastics.

[7][6] The measures taken to implement the provisions of this Article shall be reflected in the national plan [communicated pursuant to [part IV.1 on national plans]].[Where appropriate, Parties are encouraged to cooperate internationally or regionally to implement the provisions of this article.]
**Option 3**

1. Each Party should take effective measures to meet best available practices, for minimum safe and environmentally sound collection, recycling and disposal taking into account relevant guidelines, available waste management infrastructure, and national priorities.

2. The governing body* shall, where necessary, utilize the Technical guidelines on the environmentally sound management of plastic wastes which has been recently updated and adopted by parties in COP16 of Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal, avoiding duplications of works and efforts.

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**Provisions common for Option 3** Each Party is encouraged to adopt environmentally sound waste management practices

1. Each Party shall take the necessary measures to prevent open dumping, ocean dumping, littering and open burning.

2. Parties are encouraged to take additional measures to:

   a. Promote investment in waste management systems and infrastructure that enable environmentally sound management of plastic waste;

   b. Encourage behavioural changes and raise consumer awareness.

3. The measures taken to implement the provisions of this Article may be reflected in the national plan communicated.

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**Option 4**

1. Each Party, as per their national plans and based upon national circumstances and capabilities and relevant national regulations, shall take measures on safe and environmentally sound waste management. The measures taken to implement this provision shall be reflected in the national plan communicated pursuant to [part IV.1 on national plans].

2. The governing body* shall adopt at its first session, and subsequently update as needed, guidelines on safe and environmentally sound management of plastic waste, taking into account the other relevant international guidelines and guidance. A mechanism needs to be established to assess the infrastructural requirements and financial resources required for safe and environmentally sound management of plastic waste.

3. Parties may, as per their national plan and based upon national circumstances and capabilities, take additional measures to:

   a. invest in waste management systems and infrastructure that enable environmentally sound management of plastic waste;
b. promote investment and mobilize resources from all sources to cover financing gaps for waste management systems and infrastructure that enable environmentally sound management of plastic waste and enhance waste management capacity, in light of current and expected waste generation levels; and

c. incentivize behavioural changes throughout the value chain and raise consumer awareness on sustainable consumption.

4. The measures taken to implement the provisions of this Article shall be reflected in the national plan communicated pursuant to [part IV.1 on national plans].

b. [Fishing gear]

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| 1. Each Party [subject to their national plan and based upon national circumstances and capabilities,] [shall [cooperate]] [are encouraged to] [include through the cooperation mechanism referred to in [part iii, article number yet to be defined],] [and] take [any] [effective] [measures] [actions], including [appropriate] [on design,] marking, [tracing] [retrieval] [and] reporting [and recovery] requirements, to [prevent, reduce and eliminate, abandoned, lost or otherwise discarded fishing gear [containing plastic], taking into account internationally agreed rules, standards and recommended practices and procedures.] [promote the collection and environmentally sound disposal or recycling of end-of-life fishing gear, including any recovered gear.] [The measures taken to implement this provision shall be reflected in the national plan [communicated pursuant to [part IV.1 on national plans]].]

| OP1 Bis Alt 1. | Each party shall take effective measures towards collection and environmentally sound waste management of fishing gear. |
| OP1 Bis. | Parties should take actions to promote investment, mobilize resources and facilitate knowledge exchange to enhance the recyclability and recycling rates of end-of-life and recovered fishing gear. |
| OP1 Ter. | Each Party should take actions to: |
| a. | promote education and raise awareness with fishing industries and practitioners on best practices and methods to reduce the risk of losing fishing gear and other plastics during fishing operations, and for the environmentally sound disposal of end-of-life gear; and |
| b. | promote collaboration between Parties and relevant industry sectors and stakeholders, including fisheries, port reception facilities, waste management, and recycling. |
| 2. | Parties [shall] [are encouraged to] promote [synergy and complementarity with relevant initiatives and organizations in their respective actions towards [safe disposal of] the prevention of plastic pollution from fishing gear] [cooperation, coordination, and exchange of information, including the sharing of best practices, as appropriate, on enhancing the environmentally sound collection, disposal, and recycling of fishing gear, including with relevant initiatives and organizations]. |

| OP2 Bis 1. | The measures taken to implement the provisions of this article shall be reflected in the national plan communicated pursuant to [part IV.1 on national plans]. |
**OP2 Bis 2.** There shall be an assessment of the need as well as mobilization of financial resources and technology transfer for each country in order to meet the commitments under this provision.

**Option 2. Alternative placement suggested as Section 8 Bis instead of 9b**

This obligation should have sub-paragraphs/provisions that require parties to take measures to:

1. Enhance the design of fishing and aquaculture gears, with a view to increasing durability, reusability, repairability and refurbishability and their capacity to be repurposed, recycled and disposed of in a safe and environmentally sound manner at end-of-life, and minimising releases and emissions of or from fishing and aquaculture gears, including microplastics, to the environment.

2. Implement effective marking of gears and require reporting of lost gears, in accordance with other relevant regional and international regulations, including MARPOL Annex V.

3. Improve the management of gear at the end of its usable life, including the reuse, repair and recycling of gear, and

4. Promote and facilitate training, education and awareness raising.

5. The measures taken to implement this provision shall be reflected in the national plan communicated pursuant to [part IV.1 on national plans].

6. Monaco supports inclusion of an obligation for parties to promote synergy and complementarity with relevant initiatives, organizations, and regional and international authorities in their respective actions towards the prevention of plastic pollution from fisheries safe disposal of fishing and aquaculture gear.

7. Furthermore remediation of abandoned, lost and discarded fishing gear is important to protect the marine environment, but that Provision 11 on existing plastic pollution, including in the marine environment should provide the obligation on parties to take measures to remediate Abandoned, Lost and Discarded Fishing Gear, in an environmentally sound manner and in accordance with scientific and evidence-based social, economic and environmental impact assessments, using the best available techniques and environmental practices to avoid exacerbating environmental harm.

**Option 3: Alternative placement suggested as new element 4bis instead of 9b**

**Option 4: Alternative placement suggested under element 11 instead of 9b**

**Option 5**

1. Each party on the basis of its national circumstances and capabilities should cooperate in taking effective measures, as appropriate, to tackle fishing gear.
2. Parties shall promote synergy and complementarity with relevant initiatives and organizations in their respective actions towards safe disposal of fishing gear.