Elements not discussed at INC-2

1. Scope

What is the proposed scope for the future instrument?

Which types of substances, materials, products and behaviors should be covered by the future instrument?

Proposed scope:
Flexible packaging should be captured within the scope of the instrument’s provisions on circularity for all plastics, including packaging.

Explanatory Text:
Legally binding measures are needed to drive circularity of all plastic packaging, including flexible packaging. While in some provisions it may be sufficient to address all plastics, or all recyclable plastics, or all plastic packaging, some specific measures may be needed for flexible packaging. For example:

- Globally harmonised design-for-circularity criteria should include specific criteria for flexible packaging.
- If Parties are required to set a recycling target for plastic packaging, they should also be required to set a separate target for flexible packaging.
- If Parties are required to set measures on recycled content, they should be required to include measures for PE and PP flexible films. Recycled content requirements should be set at the level of materials, not products.

2. Principles

What principles could be set out in the future instrument to guide its implementation?

Proposed principles: N / A

Explanatory Text:
3. **Additional considerations**

*Provide any other relevant inputs, proposals or priorities here that have not been discussed at INC-2 (e.g. preamble; institutional arrangements, including governing body, subsidiary bodies, scientific and technical cooperation and coordination, and secretariat; final provisions including dispute settlements; and if appropriate annexes).*

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