

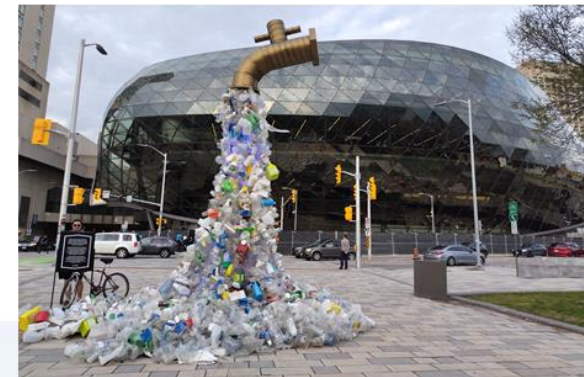
# Reflections from INC1-4 and prospects towards INC5 for effective treaty

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# Intergovernmental Negotiating Committee (INC) on plastic pollution

UNEA5.2 resolution 5/14 March. 2022

- INC-1 Nov.28-Dec. 2, 2022: Health, eco system, Human lights, end/eliminate pollution
- INC-2 May.29-June.2, 2023: Safe and Circular Economy
- INC-3 Nov.13-19, 2023: Social economic impact (zero draft from the chair)
- INC-4 Apr.21-30,2024: negotiation with a draft based on INC3 discussion
- INC-5 Nov.25-Dec 1. 2024: agreement of treaty – end of 2024: finalizing, Busan, ROK
- Adoption mid-2025?





# Overall



plastic products and chemicals of concern in plastic products and product design focusing on recyclability and reusability of plastic products

- **Several options** were proposed based on previous INCs
  - i. The Instrument setting out detailed standards/criteria, and imposing obligations on countries to take measures to meet them (**top-down option**).
  - ii. The Instrument setting out general guiding criteria/elements, and imposing on countries to develop specific standards/criteria and take measures in accordance with these guiding criteria/elements (**hybrid option**).
  - iii. The Instrument encouraging countries to take measures at the discretion of each country (**bottom-up option**).
- For INC 4 discussion, converged options has been tabled by facilitators for discussion start
  - Progress (convergence of discussion) in several provisions
  - New options for provisions (no convergence)
- New draft for INC5 is now available
- **Intersessional work** until INC5
  - Technical matters related to Core obligation
  - Means of implementation, including financial and technical assistance
- Establishment of a Legal Drafting Group

Part I. 1. Preamble/ 2. Objective/ 3. Definitions / [4. Principles [and approaches]] /5. Scope

Part II. (Core obligations)

1. [[**Primary [and secondary] plastic polymers**]

2. [Cooperation and coordination with relevant MEAs on] [[**Chemicals [and polymers] of concern [in [plastics and] plastic products]]]**

[Alt title: Hazardous chemicals [in plastics and plastic products] of concern]

3. [[**Problematic [plastic products] [and avoidable] [Single-use] plastic products**] [[and groups of such products]], [[including] [short-lived] and single-use plastic products] [[and [microplastics on their own and] [products containing] intentionally added] microplastics]] [in plastics and plastic products]] (proposed placement: move to II.5)

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

[3bis Listing a product in Part II of Annex B [Problematic and avoidable plastic products] and Part III of Annex B [Problematic plastic products]

b. [Products containing] [Microplastics on their own and] Intentionally added microplastics [in plastics and plastic products] (proposed placement: merge 3a and 3b)

[3 bis alt. Micro- and [nanoplastics]] (proposed placement: move to Provision 8)

4. [Exemptions available to a Party upon request]

[4bis. Dedicated programmes of work]

5. **Product design, [composition] and performance**

a. [Product [**design and**] performance]

b. [[Reduce,] [reuse], [and] [recycling,] **refill and repair** [repurposing and refurbishment] of [plastics and]] [Circularity approaches for] plastic products

c. **Use of recycled plastic contents**

d. [**Alternative** plastics and plastic products]

6. **Non-plastic substitutes**

7. [[**Extended**] producer responsibility]

8. **Emissions and releases of plastic throughout its life cycle**

9. **Waste management**

a. [[Plastic] Waste management]

XX. **Fishing gear**

10. **Trade** [in listed chemicals[, polymers] and products, and in plastic waste] [related measures]

a. Trade in listed chemicals, polymers and products

b. Transboundary movement of [non-hazardous] plastic waste

11. **Existing plastic pollution, including in the marine environment**

12. **Just transition [pathways]**

13. **Transparency, tracking, monitoring and labelling**

[13bis Overarching provision related to Part II]

## Part III

1. **Financing [mechanism [and resources]]**
2. Capacity-building, technical assistance and technology transfer  
Alt title: Capacity-building, technical and scientific cooperation, technology transfer  
Alt title 2: Capacity-building and technical assistance  
[3.] Technology [transfer]

## Part IV

1. **National [Action] [Implementation] Plans**
2. Implementation [[and][,] compliance] [and cooperation]
3. **Reporting on progress [of implementation]**
4. **Periodic assessment and monitoring of the progress of implementation of the instrument\*** [and effectiveness evaluation]
  - a. [Assessment and monitoring
  - b.] Effectiveness [Effectiveness evaluation] [Progress assessment]  
[b][c.] Review of [hazardous] chemicals [and polymers] of concern, microplastics and problematic and avoidable products[, and non-plastic substitutes]
5. International cooperation
6. Information exchange
7. Awareness-raising, education and research [and development]
8. [Partner and] Stakeholder engagement
- 8 bis. Health aspects

## Part V Governing body /Subsidiary bodies / Secretariat

## Part VI Final provisions

1. Settlement of disputes / 2. Amendments to the instrument\* /3. Adoption and amendment of annexes / 4. Right to vote / 5. Signature / 6. Ratification, acceptance, approval or accession / 7. Entry into force / 8. Reservations / 9. Withdrawal / 10. Depositary / 11. Authentic texts

## Possible annexes to the instrument

1. Indicative list of potential annexes
  - Annex A Primary plastic polymers, and chemicals and polymers of concern**
  - Annex B Problematic and avoidable plastic products, including short-lived and single-use plastic products and intentionally added microplastics**
  - Annex C Product design, composition and performance**
  - Annex D Modalities for the establishment and operation of EPR systems based on common principles**
  - Annex E Emissions and releases of plastic through its life cycle**
  - Annex F Waste management**
  - Annex G Format for national plans**
  - Annex [X] Effective measures at each stage of plastic lifecycle**
    1. Entire stage
    2. Production stage
    3. Distribution/sale/consumption stage
    4. Waste management and disposal stage
    5. Cross-cutting elements
2. [Proposed annexes relating to element II.2
3. Proposed annexes relating to elements II.3 and 3bis
  - a. [Proposed annex B
  - b. [Annex X - Products
  - c. [Annexes B]
4. Proposed annex relating to element II.5

Primary plastic polymer (reduction)

Option 0

Chemicals/polymers of concern

Problematic and avoidable plastic /  
Intentionally added Microplastics

Product design

EU: global common rule

## Start and strengthen

Start: by agreeing on a basic framework and core elements

Strengthen: strengthening measures over time as scientific evidence and capacities of countries enhance.

Trade

Chemicals, polymer, products (conflict)  
Plastic waste (common understanding)

Existing plastic pollution/legacy

remediation, clean up, monitoring

Just transition

Waste picker, informal sector

Transparency, tracking, monitoring, labelling

Implementation

Fishing gear



# Towards INC5 → safe and circular economy

Primary plastic

- Promote S
- Monitor
- of alte

Polymer and chemicals concern/problematic avoidable plastic

- Deve
- Cons
- Esta

Product design

- Most
- Deve
- Consid

Waste management

- Streng
- Enhanc
- nation

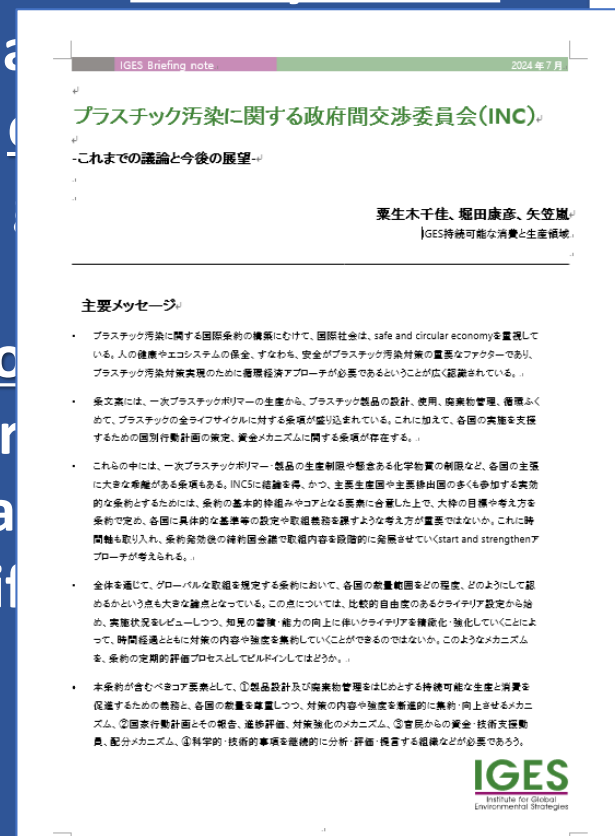
Emission to nature environment

- Most
- Elimin
- Consid

EPR

- Role of
- Diverse

- a set of obligations to promote sustainable production and consumption, including product design and waste management, and mechanisms to progressively converge and strengthen county-driven measures, while respecting national
- national plan and mechanisms for reporting, evaluating national and
- and strengthening measures,
- Mechanisms for mobilizing and pro
- and technical support from all sour
- establishing subsidiary bodies to a
- make recommendations on scientific matters.



**ご清聴ありがとうございました。**  
Thank you very much for your attention.