

## BC-10/16: Cooperation between the Basel Convention and the International Maritime Organization

### *The Conference of the Parties*

1. *Takes note* of the information provided on cooperation between the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal and the International Maritime Organization and expresses its appreciation to the International Maritime Organization, parties and others that have submitted information and views to the Secretariat on the relationship between the Basel Convention and the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto and as further amended by the Protocol of 1997;<sup>1</sup>
2. *Also takes note* of the revised legal analysis of the application of the Basel Convention to hazardous and other wastes generated on board ships;<sup>2</sup>
3. *Invites* Parties and others to submit further comments on the legal analysis to the Secretariat by 15 March 2012;
4. *Also invites* Parties to consider serving as lead country for further developing the legal analysis by 15 March 2012;
5. *Requests* the lead country, if one is identified, or the Secretariat, subject to the availability of voluntary funding, to prepare a revised version of the legal analysis, taking into account the comments received, by 30 April 2012 for publication on the Basel Convention website and consideration by the Open-ended Working Group at its eighth session;
6. *Acknowledges* the need to improve the sea-land interface to achieve the environmentally sound management of hazardous and other wastes generated on board ships;
7. *Requests* the Secretariat to strengthen its cooperation with the International Maritime Organization, through its secretariat, in relation to the minimization of the generation of hazardous and other wastes on board ships and to the environmentally sound management of such wastes generated on board ships once offloaded from ships;
8. *Acknowledges* the importance of assessing how far the current Basel Convention technical guidelines cover wastes covered by the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto and as further amended by the Protocol of 1997;
9. *Invites* any party willing to do so to undertake the assessment mentioned in the preceding paragraph, or to provide funds to enable the Secretariat to undertake such an assessment, in close consultation with the International Maritime Organization;
10. *Requests* the Secretariat, subject to the availability of resources, to develop a guidance manual, in cooperation with the International Maritime Organization, on how to improve the sea-land interface to ensure that wastes falling within the scope of the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto and as further amended by the Protocol of 1997, once offloaded from a ship, are managed in an environmentally sound manner;
11. *Also requests* the Secretariat to keep the International Maritime Organization informed, as appropriate, of any developments on the subject of the present decision arising in the context of the Basel Convention;

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1 UNEP/CHW.9/INF/22 and UNEP/CHW.10/INF/15.

2 UNEP/CHW.10/INF/16, Annex I.

12. *Further requests* the Secretariat to monitor any consideration by the Marine Environment Protection Committee and Maritime Safety Committee of the International Maritime Organization of issues of relevance to the Basel Convention, such as those related to the generation of hazardous and other wastes on board ships and the relationship between the Basel Convention and relevant conventions of the International Maritime Organization (e.g., the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto and as further amended by the Protocol of 1997, and the International Convention for the Safety of Life at Sea) and to report thereon to the Open-ended Working Group at its eighth session;

13. *Requests* the Secretariat to continue its cooperation with the International Organization for Standardization with the objective of including the Basel Convention requirements of waste minimization and environmentally sound management in the international standard on port reception facilities being developed by the International Organization for Standardization;

14. *Urges* parties to make every effort to ensure cooperation at the national level between the shipping industry, maritime authorities, port authorities and environmental authorities, as well as between their representatives to the International Maritime Organization and the Basel Convention, to ensure the environmentally sound management of hazardous and other wastes generated on board ships;

15. *Requests* the Secretariat to report on the implementation of the present decision to the Conference of the Parties at its eleventh meeting and to prepare a draft decision thereon for consideration at that meeting.