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## **Third meeting of the intersessional process considering the Strategic Approach and sound management of chemicals and waste beyond 2020**

Bangkok, Thailand, 1-4 October 2019

Item 3(b)i of the provisional agenda<sup>1</sup>

**Reflections on and outcomes of the OEWG3: Co-chairs of the intersessional process to present the papers drafted at the request of the OEWG3**

### **Principles and approaches, prepared by the co-chairs of the intersessional process**

#### **Note by the secretariat**

1. The secretariat has the honour to submit to the intersessional process a paper on addressing issues of concern developed by the co-chairs of the intersessional process on the Strategic Approach and the sound management of chemicals and waste beyond 2020 (see annex). The co-chairs were requested to develop the paper by the third meeting of the Strategic Approach Open-ended Working Group held from 2-4 April 2019 in Montevideo, Uruguay.
2. Participants may wish to review the proposed text and agree to them as an outcome of the fourth meeting of the intersessional process for consideration in the package of recommendations that are forwarded to the fifth session of International Conference.

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<sup>1</sup> SAICM/IP.3/1

## **Annex**

### **Principles and approaches, prepared by the co-chairs of the intersessional process**

#### **Introduction:**

The third meeting of the Strategic Approach Open-ended Working Group requested that the Co-Chairs, with support of the secretariat, and in consultation with the Bureau, undertake further work on principles and approaches.

Section I of this paper sets out the text that was set out in the paper by the Co-Chairs of the intersessional process on the Strategic Approach to International Chemicals Management and the sound management of chemicals and waste beyond 2020 (SAICM/OEWG.3/4). The text was generated from the SAICM Overarching Policy Strategy and includes other proposals by the co-chairs following consultations with stakeholders.

Section II compiles input received from stakeholders following the call for input after the third meeting of the Open-ended Working Group.

In preparing this paper, the co-chairs have taken into account input received at the seventh meeting of the ICCM5 Bureau held from 9-10 July 2019 in St Petersburg, Russia as well as written inputs received from stakeholders since the third meeting of the Open-ended Working Group.

## **Section I: Proposed text for principles and approaches<sup>2</sup>**

- 1) In developing and implementing the sound management of chemicals and waste, stakeholders should be guided by:
  - i. Transforming our world: the 2030 Agenda for Sustainable Development (2015);
  - ii. The Future We Want (2012);
  - iii. Guiding Principles on Business and Human Rights: Implementing the United Nations “Protect, Respect and Remedy” Framework (2011);
  - iv. United Nations Declaration on the Rights of Indigenous Peoples (2007);
  - v. Dubai Declaration on International Chemicals Management (2006)
  - vi. Johannesburg Plan of Implementation (2002)
  - vii. United Nations Millennium Declaration (2000)
  - viii. Bahia Declaration on Chemical Safety (2000)
  - ix. Rio Declaration on Environment and Development (1992)
  - x. Agenda 21 (1992), in particular chapters 6, 8, 19 and 20 thereof
  - xi. Declaration of the United Nations Conference on the Human Environment (Stockholm Declaration on the Human Environment) (1972), in particular principle 22 therein
  - xii. The following agreements, where applicable:
    - a) Minamata Convention on Mercury (2017)
    - b) International Code of Conduct on Pesticide Management (2014)
    - c) International Health Regulations (2005)
    - d) Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade (2004)
    - e) Stockholm Convention on Persistent Organic Pollutants (2004)
    - f) ILO Convention No. 174 concerning the Prevention of Major Industrial Accidents (1993)
    - g) ILO Convention No. 170 concerning Safety in the Use of Chemicals at Work (1990)
    - h) Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal (1992)
    - i) Montreal Protocol on Substances that Deplete the Ozone Layer (1989).
- 2) The list above includes global principles, approaches and agreements. Stakeholders should also be guided by any relevant regional principles, approaches and agreements that are applicable to their specific region or a specific issue.

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<sup>2</sup> The text was set out in SAICM/OEWG.3/4 - Paper by the Co-Chairs of the intersessional process on the Strategic Approach to International Chemicals Management and the sound management of chemicals and waste beyond 2020. The text was generated from the SAICM Overarching Policy Strategy and includes other proposed by the co-chairs following consultations with stakeholders.

**Considerations (as identified in SAICM/OEWG.3/INF/2 - Annotations to the paper by the Co-Chairs of the intersessional process on the Strategic Approach to International Chemicals Management and the sound management of chemicals and waste beyond 2020):**

The starting point for this list was paragraph 20 of the Overarching Policy Strategy (OPS). The entries have been organised by date and updated with more recent agreements and declarations. The list was further developed with the consideration of new agreements coming in to force since the OPS was agreed to in 2006.

A number of views were expressed at the second meeting of the intersessional process ranging from the suggestion to create a new self-contained list of specific policy principles to guide the future approach, to having no principles listed at all and instead being guided by a strong vision with objectives and milestones.

Recognizing the importance of policy principles as well as efficiency and practicality, the co-chairs recommend referring to the principles and approaches already embodied in the above list of relevant declarations and agreements. We also recommend that this list be limited to declarations and agreements that are global in scope, specifically related to the management of chemicals and waste and agreed to at the highest levels. While this section has referenced a limited number of global agreements, principles and approaches, it is recognized that the sound management of chemicals and waste should also be informed by any future principles and approaches that are reflective of on-going innovation beyond our current thinking.

**Section II: Additional Suggestions made in response to the call for input made following OEWG3**

During the call for input made following OEWG3, many stakeholders submitted proposals for additions to the list of referenced treaties. No proposals for deletion were received. The following were suggested additions:

- Guidelines on Highly Hazardous Pesticides (2016)
- Principles of gender equality and the empowerment of women and girls articulated in the 2030 Agenda for Sustainable Development, the Beijing Declaration and Platform for Action (1995) and the Conclusions of the 60th Session of the Commission on the Status of Women (CSW 2016)
- The International Bill of Human Rights, including the Universal Declaration of Human Rights and the International Covenant on Economic, Social and Cultural Rights
- Agenda 21 (1992), in particular chapters 6, 8, 19 and 20 thereof, and all chapters describing the roles and responsibilities of Major Groups
- Convention on the Rights of the Child (1989)
- Convention on the Elimination of all Forms of Discrimination Against Women (CEDAW 1979)
- Universal Declaration of Human Rights (UDHR) (1948)
- United Nations Declaration on the Rights of Peasants
- Escazú Agreement
- Aarhus Convention
- Bamako Convention
- Waigani Convention
- ILO Declaration on Fundamental Principles and Rights at Work (1998)
- ILO Fundamental Conventions  
(Freedom of Association and Protection of the Right to Organize Convention No. 87, Right to Organize and Collective Bargaining Convention No 98, Forced Labour Convention No 29, Abolition of Forced Labour Convention No. 105, Minimum Age Convention No 138, Worst Forms of Child Labour Convention No. 182, Equal Remuneration Convention No 11, Discrimination (Employment and Occupation) Convention No. 111)
- Labour Inspection (Agriculture) Convention, 1969 (No. 129)
- Benzene Convention, 1971 (No. 136)
- Occupational Cancer Convention, 1974 (No. 139)
- Working Environment (Air Pollution, Noise and Vibration) Convention, 1977 (No. 148)
- Promotional Framework for Occupational Safety and Health Convention, 1981 (No.187)
- Asbestos Convention, 1986 (No. 162)
- Safety and Health in Construction Convention, 1988 (No. 167)
- Chemicals Convention, 1990 (No. 170)
- Prevention of Major Industrial Accidents Convention, 1993 (No. 174)
- Safety and Health in Mines Convention, 1995 (No. 176)
- Safety and Health in Agriculture Convention, 2001 (No. 184)
- ILO List of Occupational Diseases, Recommendation, 2010 (No. 194).
- R097 - Protection of Workers' Health Recommendation, 1953 (No. 97), Section I.3-I.6 inclusive, and Section III

These additions have not been inserted into the text proposed in Section I at this stage.