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**Governing Council
of the United Nations
Environment Programme**

Twelfth special session of the Governing Council/
Global Ministerial Environment Forum
Nairobi, 20–22 February 2012

**Draft decisions submitted by the drafting group established by
the Committee of the Whole**

The annex to the present note sets out draft decisions prepared by the drafting group established by the Committee of the Whole. The draft decisions are presented as submitted by the drafting group, without formal editing.

Annex

Draft decisions prepared by the drafting group established by the Committee of the Whole

1. Consultative process on financing options for chemicals and wastes

The Governing Council,

Recalling its decision SS.XI/8 of 26 February 2010 and the need for heightened efforts to increase the political priority accorded to the sound management of chemicals and wastes and the increased need for sustainable, predictable, adequate and accessible financing for the chemicals and wastes agenda,

Recalling also that in decision SS.XI/8 it requested the Executive Director to launch, in collaboration with relevant partners, initiatives to raise awareness of the importance of the sound management of chemicals and wastes through various avenues, including the media and key international opportunities such as intergovernmental meetings and public events at both the national and international levels,

Taking note of General Assembly resolution 65/162 of 20 December 2010, by which the General Assembly welcomed the consultative process on financing options for chemicals and wastes and expressed support for further efforts through the United Nations Environment Programme to continue such discussions,

Recalling its decision 26/7 of 24 February 2011, by which it requested the Executive Director to submit a final report to the Governing Council/Global Ministerial Environment Forum at its twelfth special session on the implementation of decisions SS.XI/8 and 26/7,

Recognizing the importance of an integrated approach to financing the sound management of chemicals and wastes to maximize impact, particularly at the national level,

Recalling the financial provisions of the Basel, Rotterdam and Stockholm Conventions,

Stressing that technology support and capacity-building, along with financial assistance, supports the effective implementation of sound management of chemicals and wastes and obligations under relevant conventions,

Having considered the final report submitted by the Executive Director on the consultative process on financing options for chemicals and wastes¹

1. *Welcomes* the consultative process on financing options for chemicals and wastes and takes note of its outcome and the final report of the Executive Director;

2. *Takes note of* the co-chairs' summary of the discussions of the contact group on finance and technical assistance convened during the first meeting of the Open-ended Working Group of the International Conference on Chemicals Management, which took place in November 2011,² in which the participants considered possible long-term financing options for the Strategic Approach to International Chemicals Management, including elements of the integrated approach pertinent to the Strategic Approach;

3. *Encourages* the participants in other processes related to chemicals and wastes, including the International Conference on Chemicals Management to take into consideration, as appropriate, the integrated approach and the final report of the Executive Director;

4. *Recognizes* that the on-going negotiations on a legally-binding instrument on mercury, including its financing mechanisms, is a parallel process that should not be delayed or prejudged by the process on financing options for the sound management of chemicals and wastes, and invites the Intergovernmental Negotiating Committee to prepare a global legally binding instrument on mercury to consider, as appropriate, the outcome document of the consultative process and the final report of the Executive Director;

1 UNEP/GCSS.XII/8.

2 UNEP/GCSS.XII/INF/8.

5. *Encourages* Governments and other relevant stakeholders to take into possible consideration the integrated approach, the outcome document and the final report of the Executive Director in preparing for the United Nations Conference on Sustainable Development, to take place in June 2012, and other high-level international policy processes;

6. *Requests* the Executive Director to continue to provide support to the consultative process, subject to availability of extrabudgetary resources, with a view to further elaborating a final outcome based on the integrated approach to financing sound management of chemicals and wastes;

7. *Further requests* the Executive Director, taking into consideration the outcome document of the consultative process and the final report of the Executive Director, to prepare a draft proposal and seek advice thereon through a consultative process for consideration and possible decision at the third session of the International Conference on Chemicals Management and to the Governing Council / Global Ministerial Environment Forum at its twenty-seventh session in 2013;

8. *Also requests* the Executive Director, in collaboration with relevant partners, to continue to raise awareness of the importance of the sound management of chemicals and wastes and to report on progress in the implementation of the present decision to the participants in relevant intergovernmental processes and meetings;

9. *Invites* Governments and other interested parties, including members of the private sector, to provide financial and in kind support for the process.

2. **Enhancing cooperation and coordination within the chemicals and wastes clusters**

Recalling its decision 26/12 of 24 February 2011 on enhancing cooperation and coordination within the chemicals and wastes cluster;

Recalling further that the decision requested the Executive Director to provide input to the Preparatory Committee for the United Nations Conference on Sustainable Development and to present a progress report on the consultative process to the Governing Council/Global Ministerial Environment Forum at its twelfth special session and a report on the outcome of the consultative process to the Governing Council/Global Ministerial Environment Forum at its twenty-seventh session;

Having considered the progress report submitted by the Executive Director on the implementation of Governing Council decision 26/12,¹

1. *Notes* the progress made and the activities carried out to date by the Executive Director in the implementation of decision 26/12

2. *Further notes* the adoption of decisions BC-10/29, RC-5/12 and SC-5/27 by the conferences of the parties to the Basel, Rotterdam and Stockholm conventions, respectively, on enhancing cooperation and coordination among those conventions;

3. *Reiterates its request* to the Executive Director to facilitate and support an inclusive, country-driven consultative process on the challenges to and options for further enhancing cooperation and coordination in the chemicals and wastes cluster in the long term.

4. *Urges* Governments and other stakeholders in a position to do so to contribute extrabudgetary resources for the conduct of the process.

5. *Invites* the participants at the United Nations Conference on Sustainable Development to be held in Rio in 2012 to promote the importance of sound management of chemicals and wastes for human health and the environment.