

VI. Mechanisms to support implementation

A. Rules of procedure

B. National Implementation

1. To sustain an integrated approach for the sound management of chemicals and waste, each Government should establish arrangements such as national plans of action for implementation on an inter-ministerial or inter-institutional basis, in consultation with stakeholders, so that concerned national department and stakeholder interests are represented and all relevant substantive areas are addressed.

2. Each government should designate a national focal point to facilitate communication and coordination at the national, regional, and international levels with respect to the [sound management of chemicals and wastes] [beyond 2020 instrument]. The national focal point should, among other duties, disseminate information, develop a network or a mechanism to coordinate national views that includes consultations with all relevant sectors and stakeholders, attend meetings, and be representative of the country's inter-ministerial or inter-institutional arrangements, where such arrangements exist.

3. To support effective implementation, stronger efforts are required to ensure that national implementation involves the engagement of the appropriate range of stakeholders and sectors (e.g., the health, environmental, agriculture and labour sectors) to address national priorities.

4. Governments [are encouraged to] [may] develop a national plan of action or program in consultation with other stakeholders to further implementation efforts at the national level. Such plan or program may be used to support its reporting under this Section on the progress made during the reporting period, keeping in mind that such plans or programs are tailored to national actions and measures and should not be duplicative of existing arrangements or other reporting efforts.

5. All stakeholders should undertake actions to promote progress on the implementation of the strategic objectives and targets.

C. [International,] Regional, and Sectoral Cooperation and Coordination

1. Priorities and capacities for implementation vary among regions according to their different economic and other circumstances.

2. International, regional, and sectoral collaboration play integral roles in supporting the sound management of chemicals and waste at all levels, including among trading partners and other regional organizations.

3. International and regional meetings and coordination mechanisms play an important role in enabling stakeholders in each region to exchange experience and identify priority needs in relation to implementation, as well as to develop regional positions on key issues.

4. Regions are encouraged, where appropriate:

- a) To identify common priorities,
- b) To develop regional implementation plans for the sound management of chemicals and waste, and to consider regional or sub-regional approaches and projects, and
- c) To appoint a regional focal point.

5. Regional focal points are to play a facilitative role within their regions, including undertaking activities determined at the regional level, such as chairing regional meetings, disseminating information of interest to focal

points within their region, collecting views from national focal points on matters of interest to the region, identifying opportunities for regional cooperation, assisting in the flow of information and views from the region to its Bureau member, as appropriate, and reporting periodically on the outcomes of their regional meetings and other regional activities.

D. Enhanced Sectoral and Stakeholder Engagement

1. *The involvement and commitment of all relevant sectors and stakeholders at the local, national, regional and international levels is important for the sound management of chemicals throughout their lifecycle and waste.*

2. *At the national level, governments, as appropriate, should undertake, in accordance with their laws, regulations and policies, [taking into account their national circumstances,] actions to build or improve regulatory and non-regulatory frameworks and institutional structures and capacities for multi-sectoral coherence [for the sound management of chemicals and wastes][in the implementation of the beyond 2020 instrument], as well as [urge] complementary action by relevant stakeholders.*

3. *Relevant regional [conventions] programmes, bodies and processes, such as health and environmental ministerial forums, should support and augment such national efforts, fostering coordination and cooperation.*

4. *It is also essential that at the international level, relevant international organizations and bodies, in particular the IOMC organizations [and the chemicals and waste-related conventions,] also support national and regional efforts to enable and enhance the participation of stakeholders and sectors and to promote awareness regarding the crosscutting nature of the sound management of chemicals and waste [as an essential element¹] to achieve the sustainable development goals.*

5. *In addition, mindful of the need to avoid duplication and taking into account their respective mandates [and constituencies], [such][relevant] international organizations and bodies [should be][are] invited to [endorse and adopt][formally recognize] [the beyond 2020 instrument] and strengthen their own engagement on [and ownership of] policies and actions for the sound management of chemicals and waste [through establishing a mechanism to coordinate activities and further include them in their programmes of work and budgets], [including coordinating relevant activities and programmes of work] relating to the implementation of the 2030 Agenda and its sustainable development goals and targets.*

6. *The enhanced efforts of all relevant sectors and stakeholders involved in [the sound management of chemicals throughout their life-cycle and waste][the implementation of the beyond 2020 instrument] should include increased or improved: (1) actions by members of individual sectors and stakeholders, (2) collaboration between and among key sectoral and stakeholder groups, and (3) multi-stakeholder and multi-sector dialogue throughout the implementation of the beyond 2020 instrument.*

7. *All relevant sectors and stakeholders [throughout the value chain of chemicals and waste^{2, 3}] are invited and encouraged to enhance their contributions, as appropriate, to achieve the shared vision, the objectives and targets of the beyond 2020 instrument.*

8. *The involvement of industry and the private sector throughout the value chain needs to be significantly enhanced in the beyond 2020 instrument at all levels. The roles and responsibilities of industry and the private sector throughout the value chain in implementing the sound management of chemicals and waste offer a strong basis for enhanced involvement and action and should be clearly identified and developed.*

9. *Contributions to the implementation of the beyond 2020 instrument are expected to be in the form of workplans, road maps, action items, milestones, pledges, or other appropriate commitments and should contain a clear definition of the roles and responsibilities of the sector and/or stakeholder, and the intended mechanism for implementation that contributes to the achievement of the objectives and targets, as well as opportunities for joint collaboration or actions.*

¹ There was only one stakeholder group (A Group of NGOs) that asked for this bracketed text to remain.

² IP4 may want revisit the phrase “throughout the value chain of chemicals and waste” in this section to determine whether further definition or clarity is needed and to consider whether there is duplication of content with, for example, paragraph 1 or other paragraphs of this Section.

³ There was only one stakeholder group (A Group of NGOs) that asked for this bracketed text to remain.

10. *The secretariat is requested to compile the contributions from the relevant stakeholders and sectors and, taking into account the objectives and targets of the beyond 2020 instrument, identify any potential engagement gaps, in consultation with other stakeholders. The secretariat is also requested to prepare an analysis using input from stakeholders and others to identify any additional coordination and collaboration necessary to enhance the multi-sectoral and multi-stakeholder engagement within the framework of the beyond 2020 instrument.*

11. *The international conference may decide to request periodic updates on the implementation of the contributions from the relevant sectors and stakeholders to consider and assess whether enhanced levels of sectoral and stakeholder engagement have resulted in progress toward the achievement of the common objectives and targets or whether particular actions within the beyond 2020 instrument require additional enhancement or engagement.⁴*

12. *All efforts to enhance sectoral and stakeholder engagement should be expected to lead to strengthened cooperation and coordination with respect to the [sound management of chemicals and waste][implementation of the beyond 2020 instrument], following a common and shared [and timeless] vision to be adopted by ICCM5 [, [taking into account any engagement] [and endorsed] [and formally recognized] by the UN General Assembly (UNGA), other relevant international bodies such as the governing bodies of the IOMC members, and relevant MEAs [to secure the necessary ownership⁵].*

[13. *To improve the multi-sectoral cooperation and coordinating structure focused on chemicals and waste, the IOMC should promote broad membership and participation of relevant intergovernmental bodies, including international organizations and secretariats of chemicals and waste related conventions, and seek guidance from governmental representation from their respective governing bodies to strengthen their sound management of chemicals and waste prioritization, coordination, engagement and support for national implementation, within their respective mandates.]*

E. Subsidiary and Ad hoc Expert Bodies

Based on its review, the VWG does not see a need for the Beyond 2020 instrument to contain a Section E on subsidiary and/or ad hoc bodies that provides for any procedural mechanisms. The VWG recommends that this section, as presented in [SAICM/IP.4/2](#), be deleted. This view takes into account a number of factors, including:

- *Section A already identifies the international conference as the body that would establish the subsidiary bodies, and the VWG supports that text;*
- *the rules of procedure ([here](#), p. 106-115) provide for the arrangements for how the international conference establishes any subsidiary bodies (Rule 23) and call for the international conference to keep things under review (Rule 23, paragraph 3), and are expected to do so going forward;*
- *the rules of procedure outline the participation in such subsidiary bodies (Rule 3), and are expected to do so going forward;*
- *the range of options outside of Section E to formalize, if so desired, the continuation of the OEWG; and*
- *the precedent already in place for the international conference to assess the need for and to form bodies when deemed necessary, as was done for the OEWG through Resolution II/6 ([here](#), p. 41).*

Further review and substantive consideration do need to be given to Section A, Rules 3 and 23, and the options related to the OEWG to ensure that the goals and priorities of the stakeholders are able to be met. In addition, further consideration should be given to any potential substantive functions that the stakeholders may want to formalize in the text and, should such functions be agreed to during the Intersessional Process, their form (i.e. subsidiary body, ad hoc expert groups, , etc.) would also need to be considered (the list of potential functions discussed, but not finalized, can be found [here in Annex A](#)).

Therefore, Section E in the compilation text would be deleted, with the following footnote (x) inserted after the Section header:

Section E^X:

X = The Virtual Working Group on Governance and Mechanisms to Support Implementation (VWG2) recommends that the Intersessional Process take note of the need for further review and substantive consideration of Section A, Rule 3, and Rule 23 to ensure their sufficiency to establish any desired subsidiary or ad hoc bodies, as well as the need to further consider options related to the continuation of the Open-ended Working Group (OEWG). In addition,

⁴ IP4 may want to consider whether this paragraph is duplicative of content in Sections A and/or G.

⁵ There was only one stakeholder group (A Group of NGOs) that asked for this bracketed text to remain.

the VWG identified a number of potential functions (see [here](#), Annex A) that warrant further discussion and consideration. These functions are substantive in nature and their form (i.e. subsidiary body, ad hoc expert bodies, etc.) could be considered if their function is agreed to during the intersessional process.

F. Mechanisms to support Capacity Building

G. Taking Stock of Progress

1. All stakeholders are [encouraged][invited] to contribute to the assessment of the progress of the beyond 2020 instrument⁶ in meeting the vision statement by providing information on their implementation efforts to meet the strategic objectives and their associated targets, taking into account the indicators, milestones, and contributions of all relevant sectors. By doing so, stakeholders can identify successful outcomes, as well as any gaps or challenges, drive opportunities for scaling up and improvement, share information, and assess the need for enhanced implementation efforts, and, if necessary, further prioritize their engagement and activities.

2.⁷ Reporting processes should occur regularly and sufficiently often to provide for the effective assessment of the progress of the beyond 2020 instrument in meeting the vision statement.

3. All stakeholders should provide information related to their implementation efforts to⁸ the Secretariat for its compilation, [analysis], and presentation of the report to the international conference for its review. Stakeholders should provide such information in an organized and transparent manner, consistent with any guidance or template provided by the international conference. Such information may also include reporting on voluntary commitments as well as pledges or similar activities.

4. The information provided by stakeholders should focus on efforts to implement the agreed strategic objectives and targets, taking into account the indicators, milestones, and contributions from all relevant sectors to allow the international conference⁹ to assess the progress in implementing the beyond 2020 instrument¹⁰ and in fulfilling the vision in a comprehensive manner.

5. Stakeholder data and information should be made available and be able to be shared publicly to allow for a comprehensive and cooperative review¹¹ by the international conference of the overall progress in achieving the vision, strategic objectives, and targets, as well as to propose recommendations to address any identified gaps.

6. The beyond 2020 instrument invites the sharing of data and information from complementary reporting processes of relevant agreements, initiatives, and the IOMC and other organizations in order to take into

⁶ Brazil notes that for all the recommendations of the VWG, there is not yet agreement nor a final decision on the name or form of the Strategic Approach. Therefore, it will be important to ensure that once such a decision is made, the terminology currently noted as “the beyond 2020 instrument” will need to be revised.

⁷ As this Section is considered, it is important to note that the timeframes for the reporting and the assessment of information and data provided in Section G and updating process in Section H will need to be harmonized and, therefore, should be discussed together.

⁸ The VWG requests that both the task of receiving reporting from stakeholders and the task of reporting to the international conference on the progress of the instrument in attaining the strategic objectives and targets be referred to the next stage of the process for consideration under Part V on Institutional Arrangement and, in particular, Section C on the role of the Secretariat. Text similar to “Receive reports from all relevant stakeholders on progress of implementation efforts and to disseminate such information as appropriate” and “Reporting to the international conference on the progress of the instrument in attaining the strategic objectives and targets” (this task would include the compilation, [analysis,] and presentation of a report for the international conference) could be placed in brackets in Part V, Section C, and identified as an issue flagged for consideration by VWG2.

⁹ The VWG notes the need to ensure in Section A (Part V) that the international conference is tasked with evaluating and reporting on the implementation of programmes that are fulfilling the vision with a view to reviewing progress on the strategic objectives and targets, and updating the programme of work as necessary. The VWG refers this task to the next stage of the process for consideration.

¹⁰ The VWG notes the importance of the comment in the Parking Lot from a number of stakeholders on Section G, paragraphs 1 and 2, related to the need for future consideration of a template or guidance to ensure that all aspects of the instrument are included in the reporting.

¹¹ Should the VWG recommend that there be an ad hoc or periodic review group, then the text of this section should be further considered to take into account the functions of that periodic review group and the potential linkages to Sections A and H should be further considered.

consideration, as appropriate, any linkages with such agreements, initiatives, or organizations and to minimize the reporting burden for all stakeholders.

¹²[7. Institutional arrangements for taking stock of progress on the sound management of chemicals and waste should include a multi-stakeholder periodic review process, facilitated by the secretariat, to review progress and, in cooperation with the Secretariat, prepare the report for the international conference that summarizes implementation progress and outlines recommendations.]

¹³[7_{bis}. These reports should facilitate discussion among stakeholders and allow for adaptation and response to any issues of concern.]

[ALT 7,7_{bis}. To improve implementation efforts and strengthen the monitoring, evaluation, and reporting, the Secretariat may facilitate, upon request by a government, voluntary peer reviews.]

8. The overall effectiveness of the beyond 2020 instrument should also be independently evaluated, taking into account the stakeholder reported data and information presented by the Secretariat and evaluated by the international conference. This overall evaluation should take place [after sufficient time has elapsed] [as decided by the international conference] [[possibly [in conjunction with] [at the same time as] the review of the 2030 Agenda for Sustainable Development.]

H. Mechanism for Updating and Revising the Framework¹⁴

1. The international conference [may update] [may consider initiating a process to update] or revise the beyond 2020 instrument after taking into account: the assessment of the information and data called for from all stakeholders under Section G (Mechanisms for Taking Stock of Progress) and the results of the periodic evaluations called for by the international conference to review the overall effectiveness of the beyond 2020 instrument.

2. Such updates or revisions may be proposed by any [government] [stakeholder] and will require formal adoption by the international conference. The text of any proposed update or revision shall be communicated to all stakeholders and focal points by the Secretariat at least six months in advance of the international conference. The budget for the process to update or revise the instrument will be provided for via the operational budget adopted by the international conference.

¹² Only one stakeholder group (A Group of NGOs) asked for this paragraph to be retained (please see the summary from the 7th virtual meeting of the VWG held on 14 January 2021).

¹³ Only one stakeholder group (A Group of NGOs) requested this paragraph be included, with support from SDPI.

¹⁴ If this section impacts the work and mandates of the international conference under Section V. Institutional arrangements and its rule of procedures, those should be updated accordingly. One member of the VWG also called attention in general under this section to the need to ensure consideration of, and potentially consistency with, the rules of procedure.