

**Conference of the Parties to the Basel Convention
on the Control of Transboundary Movements of
Hazardous Wastes and Their Disposal
Fifteenth meeting**

Geneva, 26–30 July 2021 and 6–17 June 2022
Agenda item 4 (c) (ii)

**Matters related to the implementation of the Convention:
legal, compliance and governance matters: providing further
legal clarity**

**Draft decision BC-15/[--]: Amendments to Annexes II, VIII and
IX to the Basel Convention**

Submission by the contact group on legal and compliance matters

The Conference of the Parties,

Having considered the proposal by the Governments of Ghana and Switzerland to amend Annexes II, VIII and IX to the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal,¹

1. *Decides* to amend Annex II to the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal by adding the following entry:

Y49^{2,3}	Electrical and electronic waste <ul style="list-style-type: none">• Waste electrical and electronic equipment<ul style="list-style-type: none">(a) not containing and not contaminated with Annex I constituents to an extent that the waste exhibits an Annex III characteristic, and(b) in which none of the components (e.g. certain circuit boards, certain display devices) contain or are contaminated with Annex I constituents to an extent that the component exhibits an Annex III characteristic• Waste components of electrical and electronic equipment (e.g. certain circuit boards, certain display devices) not containing and not contaminated with Annex I constituents to an extent that the waste components exhibit an Annex III characteristic, unless covered by another entry in Annex II or by an entry in Annex IX• Wastes arising from the processing of waste electrical and electronic equipment or waste components of electrical and electronic equipment (e.g. fractions arising from shredding or dismantling), and not containing and not contaminated with Annex I constituents to an extent that the waste exhibits an Annex III characteristic, unless covered by another entry in Annex II or by an entry in Annex IX
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2. *Also decides* to amend Annex VIII to the Basel Convention by inserting a new entry, A1181, as follows:

¹ UNEP/CHW.15/13/Add.2, annex.

² This entry becomes effective as of 1 January 2025.

³ Note the related entry on list A A1181 in Annex VIII.

A1181 ⁴	<p>Electrical and electronic waste (note the related entry Y49 in Annex II)⁵</p> <ul style="list-style-type: none"> • Waste electrical and electronic equipment <ul style="list-style-type: none"> (a) containing or contaminated with cadmium, lead, mercury, organohalogen compounds or other Annex I constituents to an extent that the waste exhibits an Annex III characteristic, or (b) with a component containing or contaminated with Annex I constituents to an extent that the component exhibits an Annex III characteristic, including but not limited to any of the following components: <ul style="list-style-type: none"> – glass from cathode-ray tubes included on list A – a battery included on list A – a switch, lamp, fluorescent tube or a display device backlight which contains mercury – a capacitor containing PCBs – a component containing asbestos – certain circuit boards – certain display devices – certain plastic components containing a brominated flame retardant • Waste components of electrical and electronic equipment containing or contaminated with Annex I constituents to an extent that the waste components exhibit an Annex III characteristic, unless covered by another entry on list A • Wastes arising from the processing of waste electrical and electronic equipment or waste components of electrical and electronic equipment, and containing or contaminated with Annex I constituents to an extent that the waste exhibits an Annex III characteristic (e.g. fractions arising from shredding or dismantling), unless covered by another entry on list A
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3. *Further decides* to add a footnote to the entry A1180 in Annex VIII, as follows: “Entry A1180 is effective until 31 December 2024.”;

4. *Further decides* to delete entries B1110 and B4030 in Annex IX to the Basel Convention;

5. *Requests* the Depositary to communicate the adoption of the amendments set out in the present decision to all Parties on 30 June 2024 so that the amendments will become effective on 1 January 2025 pursuant to subparagraphs (b) and (c) of paragraph 2 of Article 18 of the Convention.

⁴ This entry becomes effective as of 1 January 2025.

⁵ PCBs or PBBs are at a concentration level of 50 mg/kg or more in equipment, in a component, or in wastes arising from the processing of waste electrical and electronic equipment or waste components of electrical and electronic equipment.