



**COUNCIL**

**C(2005)141  
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**Council**

**Amendment to Appendices 3 and 4 of OECD Decision C(2001)107/FINAL on the Control of Transboundary Movements of Wastes Destined for Recovery Operations**

*This document is submitted to Council for approval under the written procedure.*

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1. The OECD Decision C(2001)107/FINAL on the Control of Transboundary Movements of Wastes Destined for Recovery Operations states that amendments made to Annexes II, VIII and IX of the Basel Convention (i.e. to the lists of wastes) have to be incorporated into Appendices 3 and 4 of the OECD Decision (i.e. Green and Amber lists of wastes) if they have been agreed by OECD Member countries.

2. At the 7<sup>th</sup> Meeting of the Conference of the Parties (COP7) to the Basel Convention, which took place in October 2004, Parties decided to amend the lists of wastes included in Annexes VIII and IX of the Basel Convention by adding a new entry concerning waste metal cables coated with plastics. According to the amendment procedure developed in Decision C(2001)107/FINAL and described in detail in the document ENV/EPOC/WGWPR(2002)9/REV2, OECD countries had until 1 March 2005 to object to this amendment.

3. Since no OECD country has objected to the incorporation of the Basel amendment into the OECD Decision, the OECD amendment entered into force on the same date as the Basel amendment, i.e. on 8 October 2005. The amendment procedure, mentioned above, requires that any amendment of the Basel Convention which is agreed by all OECD countries be submitted for information to the Delegates of WPNEP, EPOC, the Trade Committee and the Council. This is the purpose of this note.

4. It is not necessary to undertake a revision of the text itself of the OECD Decision C(2001)107/FINAL because:

- i) the amendment consists in adding two new entries to Annexes VIII and IX of the Basel Convention. These annexes are already incorporated in Part I of Appendices 3 and 4 of the OECD Decision;
- ii) this amendment does not entail any changes to Part II of Appendices 3 and 4 of OECD Decision.

5. In light of the preceding, the Council is invited to adopt the following draft conclusions:

THE COUNCIL

- a) noted document C(2005)141;
- b) noted the amendment to Appendices 3 and 4 of the OECD Decision C(2001)107/FINAL.