Appendix

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PROVISIONAL GUIDANCE ON THE IMPLEMENTATION OF THE HONG KONG AND BASEL CONVENTIONS WITH RESPECT TO THE TRANSBOUNDARY MOVEMENT OF SHIPS INTENDED FOR RECYCLING

1 The Marine Environment Protection Committee, at its eighty-second session (30 September to 4 October 2024), approved the *Provisional guidance on the implementation of the Hong Kong and Basel Conventions with respect to the transboundary movement of ships intended for recycling*, as set out in the annex.

2 Member States are encouraged to share their experience with the implementation of requirements and recommendations concerning ship recycling and submit information in that regard to future sessions of the Marine Environment Protection Committee and to relevant meetings under the Basel Convention.

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ANNEX

PROVISIONAL GUIDANCE ON THE IMPLEMENTATION OF THE HONG KONG AND BASEL CONVENTIONS WITH RESPECT TO THE TRANSBOUNDARY MOVEMENT OF SHIPS INTENDED FOR RECYCLING

Member States should take into account the following provisional guidance on the implementation of the Hong Kong International Convention for the Safe and Environmentally Sound Recycling of Ships, 2009 (Hong Kong Convention) and the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal (Basel Convention) with respect to the transboundary movement of ships intended for recycling:

.1 States that are Parties to the Hong Kong Convention but are not Parties to the Basel Convention should apply the requirements of the Hong Kong Convention;

.2 States that are Parties to the Basel Convention but are not Parties to the Hong Kong Convention should apply the requirements of the Basel Convention, including its Ban Amendment, if they have expressed their consent to be bound by it; and

.3 States that are Parties to both the Hong Kong Convention and the Basel Convention, including Parties that have expressed their consent to be bound by the Ban Amendment, with an understanding that the provisions of the Basel Convention should not affect the transboundary movements that take place pursuant to the Hong Kong Convention, should consider notifying the Secretariat of the Basel Convention as follows:

"In accordance with Article 11 of the Basel Convention, the Basel Convention Secretariat is hereby notified that [name of the State that is a Party to both the Hong Kong Convention and the Basel Convention] is a Party to the Hong Kong International Convention for the Safe and Environmentally Sound Recycling of Ships, 2009 (Hong Kong Convention) and will apply the Hong Kong Convention's requirements in respect of transboundary movements of ships[1] intended to be recycled at a ship recycling facility that has been authorized in accordance with the Hong Kong Convention and is situated under the jurisdiction of a Party to the Hong Kong Convention.

Relevant arrangements have been made to ensure environmentally sound management of hazardous wastes and other wastes (arising from ship recycling) as required by the Basel Convention. Consequently, the provisions of the Basel Convention shall not affect transboundary movements which take place pursuant to the Hong Kong Convention."

[1] Ships that fall within the scope of Article 3 (Application) of the Hong Kong Convention.