

ANNEX 9

RESOLUTION LDC.43(13)

PHASING OUT SEA DISPOSAL OF INDUSTRIAL WASTE

THE THIRTEENTH CONSULTATIVE MEETING,

ACKNOWLEDGING that States shall conserve and use the environment and natural resources for the benefit of present and future generations,

CONSCIOUS of the vital importance of the marine environment and the commitments made by the Contracting Parties for its protection under the terms of the London Dumping Convention,

RECOGNIZING that a high level of protection of the marine environment should be achieved, based on what is technically and economically feasible through the application of best available technology, including clean production,

ACCEPTING that the greater protection of the marine environment by cessation of dumping of industrial wastes should not result in unacceptable environmental effects elsewhere,

BEING AWARE of the limitations in determining consequences of waste disposal in a scientifically sound manner,

AGREES:

- 1 That the dumping of industrial wastes<sup>1/</sup> shall cease by 31 December 1995 at the latest;
- 2 That Contracting Parties should endeavour to adopt individual or regional commitments to cease dumping of industrial wastes before 31 December 1995;
- 3 That, in addition to paragraph 1, Contracting Parties shall continue to respect regional agreements covering the dumping of wastes;

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<sup>1/</sup> For the purpose of this resolution, "industrial wastes" means waste materials generated by manufacturing or processing operations. It does not include inert materials and uncontaminated organic materials of natural origin. These inert materials or materials of natural origin may be dumped in such a way that they do not interfere with other legitimate uses of the sea, in accordance with Annex III to the Convention. The inclusion of radioactive matter in this definition will be considered when the current London Dumping Convention review of issues relating to radioactive waste dumping has been completed.

- 4 To conduct an evaluation<sup>2/</sup> of the consequences of this decision by 1992 to determine any technical and social difficulties in the adoption of alternative methods of waste management, including waste avoidance, reduction, treatment and disposal options, and accordingly;
- 5 To commit themselves to take all necessary steps to enable all Contracting Parties to comply with paragraph 1, including the promotion of technical assistance to this end;
- 6 To facilitate access to, and transfer of, environmentally sound technologies particularly to developing countries to promote:
  - a. the modification of industrial processes in such a way as to reduce and eliminate the amount of waste generated;
  - b. the recycling of wastes or the reuse of them in other industries;
  - c. the treatment of wastes on land;
  - d. the further development of alternative and environmentally sound means of disposal (e.g., by promoting appropriate scientific and technical research; by economic incentives);
- 7 To apply the above measures in a manner that prevents any additional pollution of other parts of the environment. Furthermore, wastes currently being dumped must not be discharged into the sea via a pipeline, or from the shore, or via rivers and estuaries; and
- 8 To report details of the industrial wastes dumped at sea to the Secretariat immediately upon issuance of the permit for review by the Scientific Group on Dumping.

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<sup>2/</sup> The evaluation will be conducted in conjunction with that being carried out on incineration at sea in accordance with resolution LDC.39(13). The terms of reference should be broadened to include industrial wastes as defined above.