



Council of the
European Union

Brussels, 4 October 2022
(OR. en)

13150/22

LIMITE

ENV 963

NOTE

From:	General Secretariat of the Council
To:	Delegations
Subject:	Draft Council Decision authorising the opening of negotiations for an international agreement on plastic pollution and related negotiating directives
	- Presidency compromise proposal

DOCUMENT PARTIALLY ACCESSIBLE TO THE PUBLIC 10.11.2022

In view of the Working Party on the Environment on 6 October 2022, delegations will find in the Annex a draft Council Decision authorising the opening of negotiations for an international agreement on plastic pollution and the related negotiating directives with new proposals of the Presidency for paragraphs 4 and 7 of the draft negotiating directives. The new proposals became necessary following a break of an informal silence procedure in the WPIEI (Global) on paragraph 7 of the previous version included in WK 13097/22.

New text compared to the previous version (WK 13097/22) is marked in **bold and underlined** and deletions in ~~strikethrough~~.

DRAFT

COUNCIL DECISION

authorising the opening of negotiations on behalf of the European Union for an international agreement on plastic pollution

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 192(1) in conjunction with Article 218(3) and (4) thereof,

Having regard to the recommendation from the European Commission,

Whereas:

- (1) The United Nations Environment Assembly at its Fifth Session from 28 February to 2 March 2022 adopted the Resolution “End plastic pollution: towards an international legally binding instrument” (5/14) establishing an intergovernmental negotiating committee to negotiate a new international agreement to end plastic pollution, including in the marine environments, with a view to address the entire life cycle of plastics.
- (2) The Union, should participate in the negotiations on such convention, agreement or other international instrument,

HAS ADOPTED THIS DECISION:

Article 1

1. The Commission is hereby authorised to negotiate on behalf of the Union, as regards matters falling within the Union’s exclusive competence an international agreement on plastics to end plastic pollution as set out in the UNEA-5.2 Resolution 5/14.

Article 2

1. The negotiations shall be conducted on the basis of the Negotiating Directives set out in the Addendum to this Decision. The Negotiating Directives shall be revised and further developed as appropriate depending on the evolution of the negotiations. They cannot be read as affecting in any way the respective competences of the Union and the Member States.

Article 3

1. The negotiations shall be conducted in close consultation with the Working Party on International Environment Issues, which is hereby designated as the special committee within the meaning of Article 218 (4) TFEU.
2. The Commission shall report to and consult the special committee on a regular basis.
3. The Commission shall report in writing to the Council on the outcome of the negotiations at regular intervals.

Article 4

1. To the extent that the subject matter of the negotiations falls within the competences of both the Union and its Member States, the Commission and the Member States will cooperate closely during the negotiating process, with a view to ensuring unity in the international representation of the Union and its Member States.

Article 5

1. This Decision is addressed to the Commission.

Done at Brussels,

For the Council

The President

DELETED FROM THIS POINT UNTIL THE END OF THE DOCUMENT

