

**Liability and compensation**

The Conference,

Recalling decision I/5 of the First Meeting of the Conference of the Parties to the Basel Convention establishing an ad hoc working group of legal and technical experts to consider and develop a draft protocol on liability and compensation, possibly including the establishment of an International Fund for compensation for damage resulting from the transboundary movements of hazardous wastes and their disposal,

Having considered the report of the Ad Hoc Working Group, attached to the note of the Secretariat contained in document UNEP/CHW.2/3,

1. Decides to extend the mandate of the Ad Hoc Working Group;
2. Notes with appreciation the progress report presented to it by the Ad Hoc Working Group of Legal and Technical Experts to consider and develop a draft protocol on liability and compensation for damage resulting from transboundary movements of hazardous wastes and their disposal;
3. Requests the Secretariat of the Basel Convention to address the questionnaire requiring information on the factual basis concerning liability and compensation to States Parties and non-Parties to the Basel Convention and to present a report on this subject to the next meeting of the Ad Hoc Working Group;
4. Requests States to respond to the Secretariat questionnaire as soon as possible;
5. Requests the Ad Hoc Working Group to make all efforts to finalize the proposed draft Articles of the Protocol in order to present it for consideration and possible adoption by the Third Meeting of the Conference of the Parties to the Basel Convention.