**Update of guidance documents to assist parties in developing, reviewing and updating their national implementation plan**

**Revised guidance (Part B of the annex to decision SC-7/10)**

**Comments and responses to:**

**“Guidance for the control of the import and export of POPs”**

**List of comments to the Guidance for the control of the import and export of POPs [[1]](#footnote-1)**

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| **Origin** | **Issue area** | **Comment** | **Response** |
| Canada | Ensure accuracy of information | In multiple places in this document, it is stated that both the importer and exporter must have claimed the “use” exemption. However, the Convention requires that the importing Party must have claimed the use exemption and that the exporter must be sending the product to the importing country for that claimed use. Therefore, it is not necessary that the exporter also claim that use exemption in order to export in compliance with the treaty text. | Agreed and revised where relevant |
| Canada | Use terminology consistently | There appears to be some confusion on the meaning of certain terms (e.g. specific exemption and acceptable purpose). More accurately incorporating the text of the Convention into its contents could improve the document. For example, the phrase “types of articles” in one section (as opposed to “articles”) implies that the export of PFOS AFFFs would be acceptable today if this substance was to be produced. This is contrary to the interpretation contained in our new regulations, which require that the article itself must have been produced before the chemical was listed. | Agreed. To clarify to clarify this issue, relevant sections of articles of the Convention text have been inserted or referred to using footnotes. |
| Canada | Ensure information is always properly referenced | There are several sections that lack references and/or do not use sufficent scientific studies to support the validity of the findings. | Agreed. Reference have been completed and links made available to sources listed in the document.  **Note:** This guidance provides an overview and recommended tools based on national legislation and on control measures for import and exports of POPs (e.g by implementing MEAs obligations). It does not constitute a scientific publication. However and where technical terminology is used, reference to respective technical/scientific documents is made available. |
| Canada | Suggested models | A number of other guidance documents might serve as models in drafting this one. For example:  http://www.pic.int/Portals/5/ResourceKit/B\_Guidance%20information/a.Guidance%20to%20DNAs/E\_DNA%20Guidance\_040906.pdf | Noted.  **Note:** While the objective of this review was not to redraft the guidance, reference is made to existing guidance (RC, BC) that describes similar processes that may be useful to Parties |
| Romania | General | We propose to be completed with information for the new added POPs. Also, we propose to add reference to the recently developed“*Manual for customs officers on hazardous chemicals and wastes under the Basel, Rotterdam and Stockholm Conventions (2014)”.* | Agreed and updated accordingly.  **Note**: some of the sources of information referenced in the guidance have not yet been updated to include POPs listed in 2013 and 2015 |

***Note***: References and web links have been checked and updated as necessary

1. **Based on Guidance available at** [**http://chm.pops.int/Implementation/NIPs/Guidance/GuidanceforthecontroloftheimexportofPOPs/tabid/3173/Default.aspx**](http://chm.pops.int/Implementation/NIPs/Guidance/GuidanceforthecontroloftheimexportofPOPs/tabid/3173/Default.aspx) [↑](#footnote-ref-1)