

## Annex 19.3

### Environmental Cooperation

1. Recognizing that cooperation on environmental matters provides enhanced opportunities to improve the environment and to advance common commitments on sustainable development, the Parties agree, pursuant to Article 19.5(1)(a) of this Agreement, to pursue, through their relevant ministries or agencies, the following cooperative projects identified during the negotiation of this Agreement:

(a) *Developing a Pollutant Release and Transfer Register (PRTR) in Chile.*

The PRTR is a publicly available database of chemicals that have been released to air, water and land or transferred off-site for further waste management. In developing the register, the Parties will cooperate and draw on lessons learned from other PRTR projects. Industrial facilities will report annually on the amounts of chemicals they have released or transferred and the final destination of those chemicals. Reported data will be made publicly available;

(b) *Reducing Mining Pollution.* The United States will assist Chile in reducing contamination and pollution resulting from past mining practices by working with Chile to identify sources of pollution and explore cost-effective remediation methods;

(c) *Improving Environmental Enforcement and Compliance Assurance.* The Parties will provide training and exchange of information to enhance each Party's capacity to enforce its environmental laws and regulations, and will develop and strengthen their cooperative relationships to promote compliance, enforcement, and environmental performance;

(d) *Sharing Private Sector Expertise.* The Parties will seek to increase environmental stewardship by inviting enterprises of each Party to share their experiences in developing and implementing programs that have reduced pollution, including, where appropriate, demonstrating the financial benefits of these measures;

(e) *Improving Agricultural Practices.* To help reduce pollution from agricultural practices in Chile, the Parties will adapt and implement a training program for Chilean farmers and other workers to promote appropriate handling of chemical pesticides and fertilizers, and to promote sustainable agriculture practices. The Parties will work jointly to modify existing training programs to fit Chilean agricultural practices and customs;

(f) *Reducing Methyl Bromide Emissions.* To mitigate methyl bromide emissions the Parties will seek to develop effective alternatives to that chemical, which Chile and the United States have committed to phase out under the *Montreal Protocol on Substances That Deplete the Ozone Layer*;

(g) *Improving Wildlife Protection and Management.* To protect wildlife in Chile and the Latin American region, the Parties will work together to build capacity to promote the management and protection of biological resources in the region, such as by collaborating with universities and providing programs for wildlife managers, other professionals and local communities in Chile and the region;

(h) *Increasing the use of cleaner fuels.* The Parties will work to improve the environmental quality of fuels, especially diesel fuel and gasoline, used in their territories by providing joint training and technical assistance on a variety of fuels-related environmental issues. The Parties will publicize the benefits of this work.

2. The Parties shall pursue additional cooperative environmental activities under a United States – Chile Environmental Cooperation Agreement, as set out in Article 19.5(1)(b), and in other fora.

(a) In negotiating the Cooperation Agreement, the Parties have agreed to take into account public input regarding priority areas for bilateral cooperation;

(b) The Cooperation Agreement will, *inter alia*:

(i) establish any institutional framework needed to coordinate the various elements of the Cooperation Agreement;

(ii) establish procedures for the development of periodic work programs that set priorities for cooperative activities;

(iii) provide for consultation and review, at regular intervals, of the work program for those cooperative activities;

(iv) create appropriate opportunities for the public to participate in the development of new cooperative activities and the implementation of agreed activities;

(v) encourage the exchange of information on the Parties' environmental policies, laws, and practices;

(vi) promote the understanding and effective implementation of multilateral environmental agreements to which both Parties are party;

(vii) promote the collection and publication of comparable information on the Parties' environmental regulations, indicators, and enforcement activities; and

(viii) provide for regular consultation with the Environment Affairs Council established in Article 19.3 (Environment Affairs Council) regarding the priorities that the Parties identify, as well as future cooperative work.

3. Cooperation under the Cooperation Agreement may include work in the following fields of activity:

(a) improving capacity to achieve environmental compliance assurance, including enforcement and voluntary environmental stewardship;

(b) encouraging small- and medium-size enterprises to adopt sound environmental practices and technologies;

(c) developing public-private partnerships to achieve environmental objectives;

(d) promoting sustainable management of environmental resources, including wild fauna and flora, and protected wild areas;

(e) exploring environmental activities pertinent to trade and investment and the improvement of environmental performance;

(f) developing and implementing economic instruments for environmental management.

4. The Parties may implement cooperative activities under the Cooperation Agreement by:

(a) exchanging professionals, technicians, and specialists, including through study visits, to promote the development of environmental policies and standards;

(b) organizing joint conferences, seminars, workshops, meetings, training sessions, and outreach and education programs;

(c) supporting, developing, and implementing collaborative projects and demonstrations, including joint research projects, studies, and reports;

(d) facilitating linkages among representatives from academia, industry, and government to promote exchange of scientific and technical information and best practices, and the development and implementation of cooperative projects; and

(e) engaging in other activities, that the Parties may undertake pursuant to the Cooperation Agreement.

5. The Parties recognize that the funding, scope, and duration of the projects listed in paragraph 1 and cooperative activities pursued under the Cooperation Agreement will be undertaken in accordance with the Parties' personnel and financial resources.

6. The Parties shall make publicly available information regarding the projects and activities they undertake pursuant to this Annex.