

CoP6 has just closed. Please find below the final update on our priority issues.

Today's plenary:

On ENDS, the decision on the **Costa Rican** proposal (regulatory options and establishment of an expert group) described in yesterday's report was adopted by the full plenary. Of note, the title of the text has been amended to remove the wording "Prevention and Control of", such that it now reads "*Electronic nicotine and electronic non-nicotine delivery systems*". The final text strikes a balance between those Parties expressing opposing views by recognizing the full range of regulatory options available. In doing so, the decision asks Parties "to consider prohibiting or regulating ENDS/ENNDS, including as tobacco products, medicinal products, consumer products, or other categories, as appropriate, taking into account a high level of protection of human health". The decision also invites the WHO to prepare a report "with independent scientists and concerned regulators" assessing, among other things, health impacts and policy options. The final text meets the campaign objectives set out for this topic: avoiding a recommendation to ban ENDS or regulate as cigarettes (with all FCTC provisions applying); avoiding a recommendation to adopt extreme regulatory measures; and avoiding the establishment of a working group to develop guidelines. Congratulations and thanks to [REDACTED], [REDACTED], [REDACTED] and all of our colleagues in the CoP6 team, the OC, regions and markets who worked so hard on this issue.

On trade, the decision on the **Uruguayan** proposal (dispute mechanism) described in yesterday's report was adopted by the full plenary. Additionally, the **Malaysian** proposal described in yesterday's report was adopted by the full plenary. Of significance, the original **Malaysian** proposal requesting Parties to "exclude tobacco from trade and investment agreements...in the course of negotiations" has been replaced by a provision reminding Parties of "the possibility to take into account their public health objectives in their negotiations of trade and investment agreements". This is a tremendous outcome and meets all of our trade related campaign objectives: avoiding a declaration of health over trade; avoiding a recommendation to exclude tobacco from trade and investment agreements; avoiding a recommendation to use FCTC dispute settlement mechanisms in place of other international dispute settlement mechanisms; and avoiding the recognition of the FCTC as an international standard. Congratulations to [REDACTED], [REDACTED] and all of our colleagues in the CoP6 team, the OC, regions and markets who have achieved this outcome.

The Article 9 & 10 decision described in yesterday's report was adopted by the full plenary. This is a great outcome and achieves the two objectives for Article 9 & 10 that have been the focus of our campaign over the last two years: avoiding the adoption of guidelines on testing and reporting; and ensuring that the mandate for future work on product design features is limited in scope and based on an "evidence based" approach. Congratulations and thanks to [REDACTED], [REDACTED] and all of our colleagues in the CoP6 team, the OC, regions and markets who worked on this issue.

With respect to the Article 17 & 18, the decision described in yesterday's report (draft policy options and recommendations) was adopted by the full plenary. In line with our objectives, suggestions in an initial draft that Parties should restrict technical and financial support for tobacco farmers were significantly watered down and recommendations that governments should seek to shift tobacco farmers to alternative livelihoods have been removed. This is

a very positive result. Congratulations and thanks to [REDACTED], [REDACTED] and all of our colleagues in the CoP6 team, the OC, regions and markets who worked on this issue.

In regard to Article 19, the decision (extension of the mandate of the working group) described in yesterday's report was adopted by the full plenary. This is also a very positive outcome and meets the two objectives for Article 19 that have been the emphasis of our efforts over the last year: avoiding the establishment of a working group to develop guidelines (proposed by **Swaziland** on Wednesday); and avoiding the recommendation of model laws and/or a compensation mechanism. Congratulations and thanks to our colleagues in CA and the Law Department who worked on this issue.

The respective OC teams will develop detailed analyses and summaries of all final documents in the coming days for distribution to the broader CA community.

It was also decided today that CoP7 will be held in India in late 2016.

On a final note, I would like to express my heartfelt thanks to the PMI team (listed below) that traveled to Moscow to this week to execute the final phase of our CoP6 campaign. With the public and media excluded from the meetings and with so many issues simultaneously in play, just keeping track of developments on our key issues over the course of the week was an enormous task. In an exhibition of great flexibility, dedication and resolve, the team here managed to overcome those challenges and to achieve nearly all of our objectives. I would also like to acknowledge the excellent guidance and support provided by our colleagues around the world during the week. I am proud to have been part of what was a remarkable team effort.

Thanks also to the Russian CA team here in Moscow, who have worked over the past several months to provide exceptional on the ground support over the course of the week.

Finally, thanks again to all of those in the OC, regions and markets who have worked so hard on these various FCTC issues over the last couple of years.

PMI CoP6 Delegation:

[REDACTED]