

CONVENTION ON BIOLOGICAL DIVERSITY

Distr.
GENERAL

UNEP/CBD/COP/8/16/Add.2
22 December 2005

ORIGINAL: ENGLISH

CONFERENCE OF THE PARTIES TO THE CONVENTION ON BIOLOGICAL DIVERSITY

Eighth meeting

Curitiba, Brazil, 20-31 March 2006

Item 22.1 of the provisional agenda*

CONSOLIDATION OF THE DECISIONS OF THE CONFERENCE OF THE PARTIES

Proposals by the Executive Secretary pursuant to decision VII/33 on the operations of the Convention and recommendation 1/2 of the Working Group on Review of Implementation of the Convention

I. INTRODUCTION

1. At its seventh meeting, the Conference of the Parties, by paragraph 2 of decision VII/33, decided to adopt a phased process of consolidation of its decisions, to be undertaken under the guidance of the Bureau, with a view to completing the process of consolidating all its decisions by the year 2010. In this regard, the Conference of the Parties, in paragraph 4 of the same decision, requested the Executive Secretary, under the guidance of the Bureau, to propose draft consolidated decisions in the areas of forest biological diversity; access to genetic resources and benefit-sharing; and guidance to the financial mechanism for the consideration of the Conference of the Parties at its eighth meeting and to communicate the proposed draft consolidated decisions to Parties, Governments and relevant international organizations for their review and comments at least six months prior to its eighth meeting. Further, in paragraph 5 of the decision, the Conference of the Parties invited Parties, Governments and international organizations to submit to the Executive Secretary written comments on the proposals referred to in paragraph 4 of the decision at least three months prior to its eighth meeting. By a notification dated 30 May 2005 the Executive Secretary submitted draft proposals regarding the consolidation of the relevant decisions of the Conference of the Parties to members of the Bureau and to Parties, Governments and international organizations and requested them to submit written comments thereon.

2. At its meeting in September 2005, the Ad Hoc Open-ended Working Group on Review of Implementation of the Convention, by paragraph 2 of its recommendation 1/2, noted the need to align the process for consolidating the decisions of the Conference of the Parties with the schedule for in-depth review of issues outlined in the multi-year programme of work of the Conference of the Parties up to 2010. In this regard, the Working Group requested the Executive Secretary, under the guidance of the Bureau, to propose draft consolidated decisions for issues proposed for in-depth consideration at the eighth meeting of the Conference of the Parties, namely dry and sub-humid lands biodiversity, Article 8(j), the Global Taxonomy Initiative, education and public awareness, national reports, cooperation with other bodies, and operations of the Convention. By a notification dated 24 October 2005

* UNEP/CBD/COP/8/1.

the Executive Secretary submitted draft proposals regarding the consolidation of the relevant decisions of the Conference of the Parties to members of the Bureau and to Parties, Governments and international organizations and requested them to submit written comments thereon.

3. Comments on both sets of draft proposals were received from Australia, Canada, Colombia, India, Poland, Thailand, the Secretariat of the Global Environment Facility (GEF), and the World Conservation Monitoring Centre of the United Nations Environment Programme (UNEP-WCMC). The comments from India focused on the retirement of decisions of the Conference of the Parties and were taken into consideration in the finalization of the documents relating to the review and retirement of decisions (UNEP/CBD/COP/8/INF/2 and UNEP/CBD/COP/8/16/Add.1). In its comments, Canada doubted the wisdom and utility of the process of consolidation of decisions. In its view, even though the process may not lead to the re-negotiation of past decisions, both the Secretariat and Parties will be investing significant time in preparing the consolidated texts and reviewing the results for no apparent gain. The second major problem with the process, according to Canada, is its cyclical nature. In its view, “it will set up a cycle of Parties agreeing to decisions, the Secretariat consolidating past decisions, the Parties endorsing a consolidated version and starting all over again”. On the other hand, UNEP-WCMC welcomed the process of retirement and consolidation of decisions. It pointed out that its project on issue-based modules for the coherent implementation of biodiversity-related conventions “has again highlighted the burden that Parties are confronted with through the overwhelmingly high number of—often related but not harmonized—obligations from decisions of the governing bodies of conventions”. In this respect, it was of the view that the process of consolidation will make it easier for Parties to get an overview of the range of their obligations. In its comments, Australia noted that a number of decisions relating to Article 8(j) did not conform to the language of the Article. In particular, it noted the use of the term “protect” and “protection of traditional knowledge”, which in its view is inappropriate and inconsistent with the language of Article 8(j). The more specific comments by Parties, Governments and international organizations on the draft consolidated decisions were taken into consideration in the finalization of this document.

4. The Executive Secretary has prepared the present document pursuant to paragraph 4 of decision VII/33 and recommendation 1/2 of the Ad Hoc Open-ended Working Group on Review of Implementation of the Convention (WGRI). The document is divided into three sections and contains several annexes. Section II describes the procedure followed in preparing the draft consolidated texts. Section III provides recommendations for the consideration of the Conference of the Parties at its eighth meeting.

III. THE PROCEDURE OF CONSOLIDATION

5. Pursuant to paragraph 4 of decision VII/33 and recommendation 1/2 of the Working Group on Review of Implementation, the Executive Secretary has prepared draft consolidated decisions on forest biological diversity (Annex A); access to genetic resources and benefit-sharing (Annex B); guidance to the financial mechanism (Annex C), dry and sub-humid lands biodiversity (Annex D); Article 8j and related provisions of the Convention (Annex E); the Global Taxonomy Initiative (Annex F); education and public awareness (Annex G); national reports (Annex H); cooperation with other bodies (Annex I); and operations of the Convention (Annex J). In line with the guidance provided at the seventh meeting of the Conference of the Parties, the draft consolidated texts incorporate elements of all existing decisions without making any changes to the actual text of such decisions. There is, however, some re-organization of paragraphs and sub-titles, where appropriate. The origin of each paragraph of the draft consolidated decision is indicated in the second column of the annexes. The second column also provides, where appropriate, comments by the Executive Secretary.

6. It should be noted that elements of decisions taken at the fifth and sixth meetings of the Conference of the Parties which have been recommended for retirement in accordance with paragraph 3 of decision VII/33 are not included in the draft consolidated texts. This document should therefore be read in conjunction with documents relating to the review and retirement of the decisions of the Conference of

the Parties taken at its fifth and sixth meetings (UNEP/CBD/COP/8/INF/2 and UNEP/CBD/COP/8/16/Add.1).

7. The process of consolidation necessarily entails the consequential retirement of all previous decisions on a specific subject matter. Thus, upon the adoption, at its eighth meeting, of consolidated decisions in the areas specified in decision VII/33 and recommendation 1/2 of the Working Group on Review of Implementation, the Conference of the Parties should concurrently retire all existing previous decisions on these issues.

III. RECOMMENDATIONS

8. The Conference of the Parties at its eighth meeting may wish to:

(a) Adopt the draft consolidated decisions on forest biological diversity (Annex A); access to genetic resources and benefit-sharing (Annex B); guidance to the financial mechanism (Annex C); dry and sub-humid lands biodiversity (Annex D); Article 8j and related provisions of the Convention (Annex E); the Global Taxonomy Initiative (Annex F); education and public awareness (Annex G); national reports (Annex H); cooperation with other bodies (Annex I); and operations of the Convention (Annex J);

(b) Consequential upon (a) above, retire the following decisions and elements of decisions: (i) decisions II/9, V/4 and VII/22 relating to forest biological diversity; (ii) decisions II/11, III/15, IV/8, V/26, VI/24 and VII/19 relating to access to genetic resources and benefit-sharing; (iii) decision I/2, paragraph 11 of decision II/6, decision III/5, decision IV/13, decision V/13, paragraph 10 of decision VI/17, and decision VII/20 relating to guidance to the financial mechanism; (iv) decisions V/23 and VII/2 on biological diversity of dry and sub-humid lands; (v) decisions III/14, IV/9, V/16, VI/10 and VII/16 relating to Article 8j and related provisions of the Convention; (vi) decisions IV/1D, V/9, VI/8 and VII/9 on the Global Taxonomy Initiative; (vii) decisions IV/10B, V/17, VI/19 and VII/24 on education and public awareness; (viii) decision II/17, paragraphs 3 and 4 of decision III/9, and decisions IV/14, V/19, VI/25 and VII/25 relating to national reports; (ix) decisions II/13, III/21, IV/15, V/21, VI/20 and VII/26 on cooperation with other bodies; and (x) decisions I/1, IV/16, V/20, VI/27B, and VII/33 on operations of the Convention;

(c) Request the Executive Secretary, under the guidance of the Bureau, to propose draft consolidated decisions in the areas of agricultural biological diversity; the Global Strategy for Plant Conservation; invasive alien species; incentive measures; ecosystem approach; island biodiversity; national biodiversity strategies and action plans; additional financial resources; and identification and monitoring, and to communicate the draft consolidated decisions to Parties, Governments and relevant international organizations for their review and comments at least six months prior to its ninth meeting;

(d) Invite Parties, Governments and relevant international organizations to submit to the Executive Secretary written comments on the proposals referred to above at least three months prior to its ninth meeting.

ANNEX A

*Draft consolidated decision in accordance with decision VII/33***FOREST BIOLOGICAL DIVERSITY**

Text from existing decisions	Secretariat's comments
The Conference of the Parties, <i>Stressing</i> that, in the implementation of the programme of work for forest biological diversity, due consideration should be given to the role of all types of forests, including planted forests, and the restoration of forest ecosystems,	Preamble, decision V/4
<i>Noting</i> the importance of supporting work on taxonomic, ecological and socio-economic issues for the restoration of forest ecosystems and conservation and sustainable use of forest biological diversity,	Preamble, decision V/4
<i>Noting</i> the importance of forest ecosystems and forest resources (including wood and non-wood forest products and services) to indigenous and local communities and the need to ensure their participation in the assessment of status and trends of forest biodiversity for the conservation and sustainable use of forest biological diversity,	Preamble, decision V/4
<i>Noting</i> the proposed establishment and coordinating role of the United Nations Forum on Forests,	Preamble, decision V/4. The UNFF is already established. If this paragraph is to be retained then reference should be restricted to the coordinating role of the UNFF.
<i>Noting</i> the potential impact of afforestation, reforestation, forest degradation and deforestation on forest biological diversity and on other ecosystems,	Preamble, decision V/4
<i>Noting</i> that the elements for an expanded programme of work on forest biological diversity developed by the Subsidiary Body on Scientific, Technical and Technological Advice, as annexed to its recommendation VII/6, constitute a comprehensive set of goals, objectives and activities required for the conservation of forest biodiversity, the sustainable use of its components and the fair and equitable sharing of the benefits arising from the utilization of forest genetic resources,	Preamble, decision VI/22 The reference to SBSTTA recommendation may no-longer be necessary and could be deleted.
<i>Underlining</i> the sovereign rights and responsibilities of countries over their forests and the biodiversity within them;	Preamble, decision VI/22.
<i>Noting</i> that both the Convention on Biological Diversity and the United Nations Forum on Forests have important and complementary roles in addressing the problem of forest biological diversity loss, that collaboration between	Preamble, decision VI/22

the United Nations Forum on Forests and the Convention on Biological Diversity can strengthen their ability to support and guide immediate and effective action by governments and other bodies, and that such collaboration will also facilitate the integration of forest biodiversity considerations in national development programmes, which will be vital for effective implementation of the Convention on Biological Diversity,	
<i>Recognizing</i> that there are many other bodies addressing issues of relevance to forest biodiversity (for example, other members of the Collaborative Partnership on Forests including in particular the United Nations Framework Convention on Climate Change and the United Nations Convention to Combat Desertification), and collaboration with these bodies is also important,	Preamble, decision VI/22
1. <i>Requests</i> the Executive Secretary: (a) To provide advice and information pertaining to the relationship between indigenous and local communities and forests, as invited by the Inter-Agency Task Force of the Intergovernmental Panel on Forests; (b) To invite all Parties, relevant intergovernmental agencies and bodies to contribute to the preparation of the documents on forests and biological diversity to be prepared by the Executive Secretary, and to welcome the input of other Governments, non-governmental organizations and indigenous and local communities;	Paragraph 2(a), decision II/9. This paragraph is no longer relevant and could be deleted. Paragraph 2(c), decision II/9. Relevant organizations and Parties contribute to the preparation of documents through liaison groups and ad hoc technical expert groups established pursuant to decision IV/16. This paragraph is therefore redundant and could be deleted.
2. <i>Invites</i> all Parties to include expertise on forest biological diversity in their delegations to the Intergovernmental Panel on Forests.	Paragraph 3, decision II/9. The United Nations Forum on Forests (UNFF) has replaced the Intergovernmental Panel on Forests. Reference should therefore be to the UNFF.
3. <i>Urges</i> the United Nations Framework Convention on Climate Change, including its Kyoto Protocol, to ensure that future activities of the United Nations Framework Convention on Climate Change, including forest and carbon. sequestration, are consistent with and supportive of the conservation and sustainable use of biological diversity.	Paragraph 16, decision V/4.
4. <i>Welcomes</i> the establishment of the liaison group of the secretariats of the Convention on Biological Diversity, the United Nations Convention to Combat Desertification	Paragraph 9, decision VI/22.

and the United Nations Framework Convention on Climate Change and encourages the activities of the group in promoting complementarity and synergies in their activities on forests and forest ecosystems.	
Expanded Programme of Work	
5. <i>Adopts</i> the expanded programme of work on forest biological diversity as contained in the annex to the present decision.	Paragraph 10, decision VI/22.
6. <i>Recognizes</i> that Parties should implement the expanded programme of work on forest biological diversity in the context of their national priorities and needs. Activities implemented domestically by Parties will be prioritized based on country and regionally specific needs, national determination, legislation, circumstances and priorities concerning forest-related issues, and their national forest and biodiversity strategies. Inclusion of an activity in the work programme does not mean relevance of that activity to all Parties.	Paragraph 11, decision VI/22.
7. <i>Invites</i> Parties, other Governments and relevant organizations to take note of the information pertaining to potential actors, timeframes, performance measures and indicators of progress contained in the note by the Executive Secretary on the subject.	Paragraph 12, decision VI/22.
8. <i>Expresses</i> the need for action to ensure conservation of biological diversity, the sustainable use of its components, and fair and equitable sharing of the benefits arising out of utilization of genetic resources, and arising from the utilization of traditional knowledge, innovations and practices from indigenous and local communities, in accordance with Article 8(j) and related provisions, of all types of forests, considering the need for urgent action for forests that are ecologically significant and/or most important for biological diversity on national and regional scales and according to national priorities, where forest biodiversity loss or threats of loss are significant or of great concern, and in areas with greatest potential for conservation, sustainable use and benefit-sharing;	Paragraph 13, decision VI/22.
9. <i>Recognizes</i> that all the activities in the work programme are important, though not equally for all Parties and as a package of mainly nationally prioritized activities, will contribute significantly to advancing the Convention's objectives as stated in Article 1 of the Convention;	Paragraph 14, decision VI/22.
10. <i>Recognizes</i> the important role of international and regional organizations and processes in supporting Parties in their implementation of the work programme, agrees that these organizations and processes are important in	Paragraph 15, decision VI/22.

the implementation of the programme of work, and invites their participation in its implementation;	
11. <i>Urges</i> donors and the international community to contribute through financing and technology transfer to country-identified or regionally-identified priorities for forest biodiversity, with an understanding of the impact of scarce resources on the effective implementation of the objectives of the Convention;	Paragraph 16, decision VI/22.
12. <i>Agrees</i> that the availability of new and additional financial resources from public, private, domestic or international sources, with the transfer of technology and capacity-building is necessary to facilitate the effective implementation of the expanded work programme by developing countries, in particular the least developed and small island developing States among them, and in countries with economies in transition;	Paragraph 17, decision VI/22.
13. <i>Recognizes</i> that the work programme contains a number of activities that call for regional and international actions and collaboration and encourages Parties, other Governments and international and regional organizations and processes to collaborate on the implementation of regional and international activities;	Paragraph 18, decision VI/22.
14. <i>Requests</i> the Executive Secretary to initiate the following actions addressing some initial focus areas which are identified as important first steps towards the implementation of regional and international activities of the expanded programme of work, which should facilitate or complement national implementation. The initiation of these actions should not delay implementation of other activities within the expanded work programme at international, regional or national level:	Paragraph 19, decision VI/22.
(a) Cross-sectoral integration. To compile best practices available to promote and support integrated approaches to reduce negative impacts and enhance positive impacts of other sectoral policies on forest biological diversity with a view to developing a tool kit for building capacity in integrated approaches and planning. The best practices and proposed components of the tool kit should be made available to Parties;	Paragraph 19(c), decision VI/22.
(b) Forest law enforcement and related trade. In collaboration with Collaborative Partnership on Forests members and relevant bodies, to develop at least two case-studies from each region, with voluntary participation by countries, on the effects on forest biological diversity of insufficient forest law enforcement. The studies and resulting report would address, inter alia the following issues: Assessment of the unauthorized harvesting of forest biodiversity on Fauna (including bushmeat) and flora; Indigenous and local communities; Revenue loss, at the national and local	Paragraph 19 (e), decision VI/22.

<p>level; Identify the relationship between consumption in consumer countries and unauthorized harvesting activities, including through international trade, noting the decisions and pending work of International Tropical Timber Organization, and identifying and analyzing how market access measures can be used to support conservation of forest biodiversity, sustainable use of its components, and the fair and equitable sharing of the benefits arising out of the utilization of genetic resources, and also identifying and analysing market access obstacles for legally-obtained forest biodiversity products; The resulting report should be submitted to the seventh meeting of the Conference of the Parties for its consideration. The report should include recommendations for further implementation of the relevant areas of the work programme (element 1, goal 4, objective 2 and element 2, goal 1, objective 4), and should be provided for use by the liaison group on non-timber forest resources agreed in paragraph 42 of the present decision;</p>	
<p>(c) Servicing capacity-building. The Executive Secretary shall provide through the clearing-house mechanism a service for Parties, including through an Internet portal, to seek and provide support and partnerships in order to facilitate implementation of the expanded work programme on forest biodiversity. To this end, the Executive Secretary shall encourage Parties to communicate their national priorities and shall invite other Governments, regional and international organizations, and non-governmental organizations to support the programme of work through capacity-building, technology transfer and provision of financial resources.</p>	<p>Paragraph 19(g), decision VI/22.</p>
<p>15. <i>Invites</i> Parties, other Governments and funding organizations to provide adequate and timely financial support to facilitate the international and regional actions. These actions should not prejudice the financing and support for other international and regional actions in the work programme including projects by Parties and other Governments in the context of their national priorities;</p>	<p>Paragraph 20, decision VI/22.</p>
<p>16. <i>Requests</i> Parties to report on progress in implementing relevant objectives and related activities of the expanded programme of work on forest biological diversity, through their national reports, starting with the third national report, bearing in mind the national reporting cycles of Parties;</p>	<p>Paragraph 21, decision VI/22.</p>
<p>17. <i>Requests</i> the Executive Secretary, in collaboration with Collaborative Partnership on Forests members, to develop a format for the section on implementation of the expanded work programme on forest biological diversity in the third and subsequent national reports, and to consider the need to minimize the reporting burden on</p>	<p>Paragraph 22, decision VI/22.</p>

Parties by taking into account reporting under the United Nations Forum on Forests and other international mechanisms;	
18. <i>Requests</i> the Executive Secretary in consultation with the Subsidiary Body on Scientific, Technical and Technological Advice and the clearing-house mechanism focal points and using appropriate mechanisms, to identify and/or foster partners, partnerships, and regional and international cooperative initiatives to undertake or support implementation activities under the programme of work;	Paragraph 23, decision VI/22.
19. <i>Requests</i> the Executive Secretary to compile information on the implementation of the programme of work, including information on the actors involved in the implementation, disseminate this through the clearing-house mechanism, and provide progress reports on implementation to the Subsidiary Body on Scientific, Technical and Technological Advice at each meeting;	Paragraph 24, decision VI/22.
20. <i>Requests</i> the Subsidiary Body on Scientific, Technical and Technological Advice to review implementation of the programme of work, with a view to identifying appropriate amendments that will further implementation of the Convention in relation to forest biological diversity, and to report thereon to Conference of the Parties at its eighth meeting;	Paragraph 25, decision VI/22. This paragraph will become redundant after COP 8.
21. <i>Agrees</i> to establish an ad hoc technical expert group to provide advice to the Executive Secretary and to the Subsidiary Body on Scientific, Technical and Technological Advice in the review of the implementation of the programme of work, with the following terms of reference:	Paragraph 26, decision VI/22. Since the review is to be undertaken for COP 8, this paragraph will become redundant after that meeting.
<p>a. Tasks:</p> <ul style="list-style-type: none"> i. To provide advice on the way in which the review of the implementation of the programme of work would be undertaken; ii. To provide technical input to the review of the implementation of the programme of work; iii. To provide scientific and technical information on successes, challenges and obstacles to implementation of the programme of work; iv. To provide information on the effects of the types of scientific and technical measures taken and tools used in implementing the programme of work; <p>b. Duration. The work of the group will be completed before the eighth meeting of the Conference of the Parties, and its duration should not exceed two years;</p> <p>c. Membership. In appointing members in accordance with the <i>modus operandi</i>, the Executive Secretary is requested to ensure geographical balance</p>	

and representation of indigenous peoples	
National Level	
22. <i>Urges</i> Parties and other Governments to incorporate relevant objectives and related activities of the programme of work into their national biodiversity strategies and action plans and national forest programmes and promote compatibility and complementarity between these plans/programmes and other related initiatives;	Paragraph 28, decision VI/22
23. <i>Invites</i> Parties to undertake national-level implementation and to coordinate their work relating to forest biological diversity at an international level, particularly in respect of work relating to the Convention on Biological Diversity, the United Nations Forum on Forests, as well as other relevant bodies, and to achieve greater integration and collaboration between their implementing agencies at the national level through, for example, joint strategies or policies, and coordinating committees at political and/or technical levels;	Paragraph 29, decision VI/22.
24. <i>Urges</i> Parties and other governments to address the effectiveness of forest and forest-related laws and their enforcement and implementation of policies and related trade as a matter of urgency, recognizing the negative impacts on biodiversity in the absence of these actions;	Paragraph 30, decision VI/22
25. <i>Recognizes</i> the important role that indigenous and local communities can play in the implementation of the programme of work and, in addition, encourages the development of community-based approaches for the conservation and sustainable use of forest biodiversity, integrating traditional forest-related knowledge and benefit-sharing considerations, in accordance with Article 8(j) and related provisions of the Convention on Biological Diversity	Paragraph 31, decision VI/22
26. <i>Urges</i> Parties to recognize in particular the vital role that women in indigenous and local communities play in the sustainable use and conservation of forest biological diversity, especially but not limited to the sustainable use and conservation of non-timber resources, and values;	Paragraph 32, decision VI/22
27. <i>Encourages</i> Parties and other Governments to develop closer collaboration for the conservation and sustainable use of transboundary forest ecosystems and populations of species;	Paragraph 33, decision VI/22
28. <i>Recognizes</i> existing criteria and indicators for sustainable forest management including forest biological diversity at the national and regional levels, and agrees that these should be applied where criteria and indicators are needed for the purposes of the expanded work programme, and recognizes the need for further development and selection of criteria and indicators for	Paragraph 34, decision VI/22

the assessment of the status and trends of forest biological diversity at the national and regional levels;	
Collaboration on Specific Issues	
29. <i>Invites</i> Parties to foster cooperation and synergies between the expanded work programme on forest biological diversity under the Convention on Biological Diversity and the Multi-Year Programme of Work and Plan of Action of the United Nations Forum on Forests;	Paragraph 35, decision VI/22
30. <i>Requests</i> the Secretariat of the Convention on Biological Diversity, as a member of the Collaborative Partnership on Forests, to continue its active support for and participation in the work of the United Nations Forum on Forests and the Collaborative Partnership on Forests in their promotion of the management, conservation and sustainable development of all types of forests and in the strengthening of the political commitment to this end;	Paragraph 36, decision VI/22.
31. <i>Requests</i> the Executive Secretary to implement collaborative actions for selected items in the expanded programme of work on forest biological diversity, in collaboration with the Coordinator and Head of the Secretariat of the United Nations Forum on Forests, and taking into account the need for effective collaboration on forests and biological diversity among the Convention on Biological Diversity, the United Nations Forum on Forests, and their partners, recognizing the work done by the Workshop on Forests and Biological Diversity held in Accra from 28 to 30 January 2002;	Paragraph 37, decision VI/22.
32. <i>Invites</i> the members of the Collaborative Partnership on Forests to support the implementation of the expanded programme of work on forest biological diversity, recognizing that the Collaborative Partnership on Forests provides a mechanism for enhancing collaboration on activities addressing common goals of the Convention on Biological Diversity and the United Nations Forum on Forests;	Paragraph 38, decision VI/22.
33. <i>Urges</i> the Collaborative Partnership on Forests to consider the Secretariat of the Convention on Biological Diversity to be the focal point for forest biological diversity within the Collaborative Partnership on Forests, in addition to its role as the focal point for traditional forest-related knowledge, and requests the Secretariat of the Convention on Biological Diversity, in collaboration with the Collaborative Partnership on Forests members, inter alia: To identify the proposals for action of the Intergovernmental Panel on Forests/Intergovernmental Forum on Forests directly related to the conservation of forest biological diversity, sustainable use of its components, and fair and equitable sharing of the benefits arising from genetic resources; to identify the relationship between these proposals for action and the expanded work programme; and to facilitate coordination and	Paragraph 39, decision VI/22.

cooperation of Collaborative Partnership on Forests members in the implementation;	
34. <i>Also invites</i> the United Nations Framework Convention on Climate Change, the Intergovernmental Panel on Climate Change, the International Geosphere-Biosphere Programme, in the context of its global change and terrestrial ecosystems global transect programme, and the Millennium Ecosystem Assessment to enhance collaboration in research and monitoring activities on forest biological diversity and climate change, and explore possibilities of establishing an international network to monitor and assess the impact of climate change on forest biological diversity;	Paragraph 40, decision VI/22.
35. <i>Requests</i> the Executive Secretary, on the basis of goal 4, objective 2, of programme element 1 for an expanded work programme on forest biological diversity, to establish a liaison group on non-timber forest resources, including members of the Collaborative Partnership on Forests, the Secretariat of the Convention on International Trade in Endangered Species of Wild Fauna and Flora, IUCN, and other relevant organizations. On the basis of the work of the liaison group, the Subsidiary Body on Scientific, Technical and Technological Advice will prepare recommendations on this matter for consideration by the Conference of the Parties at its seventh meeting.	Paragraph 42, decision VI/22.
36. <i>Invites</i> the Food and Agriculture Organization of the United Nations, the International Tropical Timber Organization and the Global Fire Monitoring Center, as well as other relevant organizations, to include forest biodiversity in their assessments of fire impacts; to explore possibilities for a joint work programme with the Convention on Biological Diversity, including, inter alia, fire impact assessments, development of guidelines on fire management, and community-based approaches to fire prevention and management; and to report on progress to the Subsidiary Body on Scientific, Technical and Technological Advice prior to the seventh meeting of the Conference of the Parties;	Paragraph 44, decision VI/22.
37. <i>Welcomes</i> the progress made on the implementation of the expanded programme of work on forest biological diversity as a significant contribution to achieving the 2010 target and achieving sustainable forest management at national, regional and global levels.	Paragraph 1, decision VII/1. This paragraph may not be necessary in the consolidated text.
38. <i>Urges</i> the Executive Secretary to continue and further strengthen its work in this field including the report on the effects on forest biological diversity of insufficient forest law enforcement as requested in paragraph 19 (e) of decision VI/22;	Paragraph 2, decision VII/1. Reference could be made to paragraph 14(b) above rather than paragraph 19(e) of decision VI/22.
39. <i>Invites</i> the Coordinator and Head of the Secretariat of the United Nations Forum on Forests, the Collaborative Partnership on Forests members and other relevant partners and organizations as specified in paragraph 19 (b) of decision VI/22, as well as Parties and other	Paragraph 3, decision VII/1. The Executive Secretary has recommended the retirement of paragraph 19(b) of decision VI/22. Consequently, instead of

<p>Governments, to provide any further views on the preliminary assessment undertaken by the Executive Secretary on the relationship between the proposals for action of the Intergovernmental Panel on Forests/InterGovernmental Forum on Forests (IPF/IFF) and the activities of the expanded programme of work on forest biological diversity (UNEP/CBD/SBSTTA/9/INF/31), with the objective of facilitating the implementation of related activities under these two instruments, and avoiding duplication of effort and noting that there has been work done by the Program on Forests (PROFOR) and the World Bank to link the expanded programme of work on forest biological diversity with the IPF/IFF proposals for action;</p>	<p>reference to paragraph 19(b) this paragraph could specify the relevant partners and organizations.</p>
<p>40. <i>Takes note</i> of the report of the first meeting of the Ad Hoc Technical Expert Group on the Review of Implementation of the Programme of Work on Forest Biological Diversity, held in Montpellier, France, from 24 to 27 November 2003 (UNEP/CBD/COP/7/INF/20) and requests that the Executive Secretary organizes another meeting of the Ad Hoc Technical Expert Group prior to the eleventh meeting of the Subsidiary Body on Scientific, Technical and Technological Advice;</p>	<p>Paragraph 4, decision VII/1 This paragraph will be redundant after SBSTTA 11.</p>
<p>41. <i>Recognizes</i> that the expanded programme of work on forest biological diversity benefits from regional cooperation and initiatives and encourages Parties and other Governments to take part in, and further develop, cooperation at the regional level in their efforts at implementing the activities contained in the work programme;</p>	<p>Paragraph 5, decision VII/1.</p>
<p>42. <i>Recommends</i> the incorporation of relevant indicators and actors into the expanded programme of work on forest biological diversity in order to assess its effectiveness and degree of implementation;</p>	<p>Paragraph 6, decision VII/1</p>
<p>43. <i>Requests</i> the Executive Secretary, in collaboration with the Ad Hoc Technical Expert Group on the Review of Implementation of the Programme of Work on Forest Biological Diversity to propose outcome-oriented targets to be integrated into the work programme for consideration by the Subsidiary Body on Scientific, Technical and Technological Advice prior to the eighth meeting of the Conference of the Parties, taking into account decision VII/30 on the future evaluation of the Strategic Plan of the Convention as well as regionally and internationally agreed criteria and indicators for sustainable forest management through inter Governmental processes. The targets should be viewed as a flexible framework within which national and/or regional targets may be developed, according to national priorities and capacities, and taking into account differences in diversity between countries;</p>	<p>Paragraph 7, decision VII/1. This paragraph will become redundant after COP 8.</p>
<p>44. <i>Recommends</i> that the Executive Secretary continues collaboration with other members of the Collaborative</p>	<p>Paragraph 8, decision VII/1.</p>

Partnership on Forests in their efforts, inter alia, at harmonizing and streamlining forest-related reporting;	
45. <i>Invites</i> Parties and other Governments to enhance cross-sectoral integration and inter-sectoral collaboration on the implementation of the expanded programme of work on forest biological diversity at all levels, in particular at national and subnational levels;	Paragraph 9, decision VII/1.
46. <i>Urges</i> Parties and other Governments, and international and regional groups further to enhance their efforts in implementing the programme of work on forest biological diversity as an essential contribution towards advancing the 2010 target;	Paragraph 10, decision VII/1
47. <i>Urges</i> the Executive Secretary to facilitate the full and effective participation of indigenous and local communities and other relevant stakeholders in implementing the expanded programme of work on forest biological diversity by developing local capacities and participatory mechanisms, including women, in assembling, disseminating, and synthesizing information on relevant scientific and traditional knowledge on forest biological diversity.	Paragraph 11, decision VII/1

Annex

(From decision VI/22)

EXPANDED PROGRAMME OF WORK ON FOREST BIOLOGICAL DIVERSITY

(To be inserted)

ANNEX B

Draft consolidated decision in accordance with decision VII/33

ACCESS TO GENETIC RESOURCES AND BENEFIT-SHARING

Text from existing decisions	Secretariat's comments
A. Legal, Administrative and Policy measures on Access and Benefit-sharing	
The Conference of the Parties,	
<i>Recognizing</i> the importance of the implementation of Article 15 with all of its provisions,	Preamble, decision III/15
<i>Noting</i> that the implementation of Article 15 is closely linked to that of other Articles, such as 8 (j), 11, 16.2, 16.5, 17.2, 19.1 and 19.2;	Preamble, decision III/15
<i>Noting</i> that regional efforts, based in part on the similarity of the genetic resources found in the region, are important to common strategies and therefore should be encouraged;	Preamble, decision II/11
<i>Taking note</i> of the importance of national and regional efforts, as set out in its decision II/11,	Preamble, decision III/15 This is redundant and should be deleted.
<i>Recognizing</i> that there is a variety of approaches to managing access to genetic resources based on their diversity and other considerations,	Preamble, decision III/15
<i>Recalling</i> decision II/18, that placed the distribution of the benefits from technology, including biotechnology, on the agenda of the fourth meeting of the Conference of the Parties,	Preamble, decision III/15. This paragraph could be deleted. COP 4 did not address the issue. Decision VII/29 adopted a programme of work on transfer of technology and technology cooperation.
1. <i>Urges</i> Governments, regional economic integration organizations, the interim financial mechanism, and competent international, regional and national organizations to support and implement human and institutional capacity-building programmes for Governments, non-governmental organizations and local and indigenous communities, as appropriate, to promote the successful development and implementation of legislative, administrative and policy measures and guidelines on access, including scientific, technical, business, legal and management skills and capacities;	Paragraph 3, decision III/15
2. <i>Invites</i> Governments, regional economic integration	Paragraph 4, decision III/15

organizations and competent international, regional and national organizations to conduct analyses of ongoing experiences of legislative, administrative and policy measures and guidelines on access, including regional efforts and initiatives, and to disseminate these widely to assist Parties and stakeholders involved in developing and implementing measures and guidelines on access;	
3. <i>Encourages</i> Governments and regional economic integration organizations to explore and develop, in collaboration with relevant stakeholders, guidelines and practices to ensure mutual benefits to providers and users of access measures and to implement them effectively at the national, regional or international level, as appropriate;	Paragraph 5, decision III/15
4. <i>Invites</i> all relevant organizations and the private sector to support efforts by Parties and Governments to develop and promote legislative or administrative measures, policies and programmes which facilitate the distribution of benefits arising from the use of genetic resources on mutually agreed terms and to update the Executive Secretary on a regular basis regarding their activities and experiences;	Paragraph 5, decision IV/8
5. <i>Urges</i> Parties to ensure that national biodiversity strategies as well as legislative, administrative or policy measures on access and benefit-sharing contribute to conservation and sustainable-use objectives;	Paragraph 3, decision V/26
6. <i>Recognizing</i> the importance for Parties to promote trust-building and transparency in order to facilitate the exchange of genetic resources, particularly with regard to the implementation of Article 15 of the Convention: (a) Urges Parties to pay particular attention to their obligations under Articles 15, 16 and 19 of the Convention, and requests them to report to the Conference of the Parties on the measures they have taken to this effect; (b) Notes that legislative, administrative or policy measures for access and benefit-sharing need to promote flexibility, while recognizing the need for sufficient regulation of access to genetic resources to promote the objectives of the Convention; (c) Notes that all countries are providers and recipients of genetic resources, and urges recipient countries to adopt, appropriate to national circumstances, legislative, administrative or policy measures consistent with the objectives of the Convention that are supportive of efforts made by provider countries to ensure that access to their genetic resources for scientific, commercial and other uses, and associated knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity,	Paragraph 4, decision V/26

<p>as appropriate, is subject to Articles 15, 16 and 19 of the Convention, unless otherwise determined by that provider country;</p> <p>(d) Recognizing the complexity of this issue, with particular consideration of the multiplicity of prior informed consent considerations, invites Parties to cooperate further to find practical and equitable solutions to this issue;</p> <p>7. <i>Notes</i> that the promotion of a comprehensive legal and administrative system may facilitate access to and use of genetic resources and contribute to mutually agreed terms in line with the aims of the Convention;</p> <p>8. <i>Notes</i> that, in the absence of comprehensive legislation and national strategies for access and benefit-sharing, voluntary measures, including guidelines, may help ensure realization of the objectives of the Convention, and to that end invites the Parties to consider promotion of their use;</p>	<p>Paragraph 5, decision V/26</p> <p>Paragraph 6, decision V/26</p>
<p>B. Competent National Authorities and National Focal Points</p> <p>The Conference of the Parties,</p> <p>1. <i>Encourages</i> Governments and regional economic integration organizations to identify and communicate to the Secretariat competent national authorities responsible for granting access to genetic resources and/or competent national authorities to provide information on the granting of access to genetic resources;</p> <p>2. <i>Requests</i> Parties to designate a national focal point and one or more competent national authorities, as appropriate, to be responsible for access and benefit-sharing arrangements or to provide information on such arrangements within its jurisdiction;</p> <p>3. <i>Requests</i> Parties to notify the Executive Secretary of the names and addresses of its focal points and competent authorities;</p>	<p>Paragraph 6, decision III/15</p> <p>Paragraph 1, decision V/26A</p> <p>Paragraph 2, decision V/26A.</p>
<p>C. Information Dissemination and the Clearing House Mechanism</p> <p>The Conference of the Parties,</p> <p><i>Recalling</i> that the charge from its second meeting is to prepare for agenda item 6.6.1 of the programme of work for its third meeting where the Secretariat is asked to compile the views of Parties on possible options for developing national legislative, administrative or policy measures, as appropriate to implement Article 15;</p> <p><i>Recognizing</i> that access to information is an essential instrument</p>	<p>Preamble, decision II/11</p> <p>This preambular paragraph could be deleted. Views of Parties were compiled and submitted to COP 3.</p> <p>Preamble, decision VI/24D</p>

<p>in the development of national capacity for dealing with access and benefit-sharing arrangements and important in enhancing the necessary bargaining power of stakeholders in access and benefit-sharing arrangements,</p>	
<p><i>Noting that</i>, since the adoption of the Convention, an increasing number of Parties have developed national/regional regimes on access and benefit-sharing and that Parties and stakeholders could learn from sharing their respective experiences relating to the development and implementation of access and benefit-sharing regimes,</p>	<p>Preamble, decision VI/24D</p>
<p><i>Recognizing</i> that the Secretariat of the Convention could assist in disseminating this information among Parties and stakeholders, <i>inter alia</i>, through strengthening of the clearing-house mechanism,</p>	<p>Preamble, decision VI/24D</p>
<p>1. <i>Requests</i> the Executive Secretary to compile an annotated list of studies and other relevant information on the social and economic valuation of genetic resources, including the demand by industry for genetic resources;</p>	<p>Paragraph 1(b), decision II/11</p>
<p>2. <i>Reaffirms</i> that human genetic resources are not included within the framework of the Convention;</p>	<p>Paragraph 2, decision II/11</p>
<p>3. <i>Urges</i> Governments to send information on national measures to the Secretariat at their earliest convenience;</p>	<p>Paragraph 3, decision II/11. This paragraph could be deleted since it has been superseded by paragraph 6(a) of decision VI/24D.</p>
<p>4. <i>Recommends</i> that the Secretariat not duplicate work underway in other forums.</p>	<p>Paragraph 4, decision II/11.</p>
<p>5. <i>Requests</i> the Executive Secretary: (a) To explore the possibility of linking the clearing-house mechanism with relevant international and other organizations to access publicly available information on intellectual property rights which are based on biological resources and to report on the progress made on this matter to the Conference of the Parties at its fifth meeting; (b) To compile information on access and benefit-sharing arrangements and to disseminate such information in a standardized format through the clearing-house mechanism; (c) To facilitate the exchange of information related to access and benefit-sharing through appropriate means such as the clearing-house mechanism;</p>	<p>Paragraph 6(a)-(c), decision IV/8</p>
<p>6. <i>Notes</i> that information is a critical aspect of providing the necessary parity of bargaining power for stakeholders in access and benefit-sharing arrangements, and that, in this respect, there</p>	<p>Paragraph 12, decision V/26</p>

<p>is a particular need for more information regarding: (a) User institutions; (b) The market for genetic resources; (c) Non-monetary benefits; (d) New and emerging mechanisms for benefit-sharing; (e) Incentive measures; (f) Clarification of definitions; (g) Sui generis systems; and (h) "Intermediaries";</p> <p>7. <i>Requests</i> the Executive Secretary to compile the information referred to in paragraph 6 above (initially paragraph 12 of decision V/26) and disseminate it through the clearing-house mechanism and relevant meetings, and requests Parties and organizations to provide such information to assist the Executive Secretary;</p> <p>8. <i>Requests</i> Parties and relevant organizations, as appropriate, to make available to the Executive Secretary:</p> <ol style="list-style-type: none"> Detailed information on the measures adopted to implement access and benefit-sharing, including the text of any legislation or other measures developed to regulate access and benefit-sharing Case-studies on the implementation of access and benefit-sharing arrangements; Other information, such as that listed in decision V/26, paragraph 12; <p>9. <i>Requests</i> the Executive Secretary to compile the information received and to make it available, through, <i>inter alia</i>, the clearing-house mechanism, including in hard copy and CD-ROM and relevant meetings under the Convention on Biological Diversity in order to facilitate access to this information by Parties and relevant stakeholders;</p>	<p>Paragraph 13, decision V/26.</p> <p>Paragraph 6, decision VI/24D</p> <p>Paragraph 7, decision VI/24D</p>
<p><i>D. Cooperation with relevant organizations</i></p> <p><i>Recalling</i> the support expressed in decision II/15 for the harmonization of the International Undertaking on Plant Genetic Resources for Food and Agriculture with the Convention on Biological Diversity, and noting the linkages of Article 15 with the further development and implementation of the work by the Food and Agriculture Organization of the United Nations on the Global System,</p> <p>1. <i>Requests</i> the Executive Secretary to cooperate closely with the World Trade Organization through the Committee on Trade and Environment to explore the extent to which there may be linkages between Article 15 and relevant articles of the Agreement on Trade-related Aspects of Intellectual Property Rights;</p> <p>2. <i>Urges</i> the Executive Secretary to coordinate closely with the Food and Agriculture Organization of the United Nations, United</p>	<p>Preamble, decision III/15. This paragraph should be deleted since it has been superseded by the adoption of the ITPGRFA in 2001 and by COP decision VI/6 on the ITPGRFA.</p> <p>Paragraph 8, decision III/15</p> <p>Paragraph 9, decision III/15</p>

<p>Nations Conference on Trade and Development and other relevant organizations working on access to genetic resources to ensure complementary efforts.</p> <p>3. <i>Acknowledges</i> relevant work being carried out by other intergovernmental organizations, such as the World Intellectual Property Organization, the World Trade Organization, the Union for the Protection of New Varieties of Plants, the United Nations Conference on Trade and Development, and the Food and Agriculture Organization of the United Nations, on issues related to access to genetic resources and benefit-sharing;</p> <p>4. <i>Requests</i> the Executive Secretary to further collaborate with the above relevant organisations to ensure mutual supportiveness and avoid duplication of work;</p> <p>5. <i>Recognizes</i> the important role that the International Treaty on Plant Genetic Resources for Food and Agriculture will have, in harmony, with the Convention, for facilitated access to plant genetic resources for food and agriculture and for the fair and equitable sharing of benefits arising out of their utilization and refers to decision VI/6, on the International Treaty on Plant Genetic Resources for Food and Agriculture;</p>	<p>Paragraph 3, decision VI/24D</p> <p>Paragraph 4, decision VI/24D</p> <p>Paragraph 5, decision VI/24D</p>
<p><i>E. Financial Resources and the Financial Mechanism</i></p> <p>The Conference of the Parties</p> <p>1. <i>Requests</i> the financial mechanism to give special emphasis to the following programme priorities to fund initiatives by eligible Parties:</p> <p>(a) Stock-taking activities, such as, for example, assessments of current legislative, administrative, and policy measures on access to genetic resources and benefit-sharing, evaluation of the strengths and weaknesses of a country's institutional and human capacity, and promotion of consensus-building among its different stakeholders; and, for those developing country Parties that have identified arrangements for benefit-sharing as a national priority;</p> <p>(b) Formulation of access and benefit-sharing mechanisms at the national, subregional and regional level including monitoring and incentive measures;</p> <p>(c) Capacity-building for measures on access to genetic resources and sharing of benefits, including capacity-building for economic valuation of genetic resources;</p> <p>(d) Within biodiversity projects, other specific benefit-sharing initiatives, such as support for entrepreneurial developments by local and indigenous communities, facilitation of financial sustainability of projects promoting the sustainable use of genetic resources, and appropriate targeted research components;</p>	<p>Paragraph 4(a)-(d), decision IV/8</p>
<p>F. The Ad Hoc Open-ended Working Group on Access and</p>	

<p>Benefit-sharing</p> <p>1. <i>Decides</i> to establish an Ad Hoc Open-ended Working Group, composed of representatives, including experts, nominated by Governments and regional economic integration organizations, with the mandate to develop guidelines and other approaches for submission to the Conference of the Parties and to assist Parties and stakeholders in addressing the following elements as relevant to access to genetic resources and benefit-sharing, inter alia: terms for prior informed consent and mutually agreed terms; roles, responsibilities and participation of stakeholders; relevant aspects relating to in situ and ex situ conservation and sustainable use; mechanisms for benefit-sharing, for example through technology transfer and joint research and development; and means to ensure the respect, preservation and maintenance of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity, taking into account, inter alia, work by the World Intellectual Property Organization on intellectual property rights issues. The above-mentioned elements should, in particular, serve as inputs when developing and drafting:</p> <p>(a) Legislative, administrative or policy measures on access and benefit-sharing; and (b) Contracts or other arrangements under mutually agreed terms for access and benefit-sharing.</p> <p>The results of the deliberations of the Working Group, including draft guidelines and other approaches, shall be submitted for consideration by the Conference of the Parties at its sixth meeting. The work of the Working Group shall take into account the reports of the Panel of Experts on Access and Benefit-sharing and other relevant information. The Working Group will be open to the participation of indigenous and local communities, non-governmental organizations, industry and scientific and academic institutions, as well as intergovernmental organizations. The Working Group shall maintain communication and exchange of information with the Working Group on Article 8(j) and Related Provisions of the Convention on Biological Diversity. In order to build capacity for access and benefit-sharing, the Open-ended Working Group shall consider issues of capacity-building, including those needs identified in paragraphs [1(a), (b), (c) and (d) of section G below];</p>	<p>Paragraph 11, decision V/26</p> <p>The Working Group discharged the mandate contained in this paragraph. Both COP 6 and 7 provided new mandates for the Working Group.</p> <p>The elements of this paragraph relating to the development of guidelines and capacity building could be deleted since COP 6 adopted the Bonn Guidelines (decision VI/24A) and COP 7 adopted an Action Plan for Capacity Building (decision VII/19F).</p> <p>Originally cross-reference was to paragraph 14 (a) to (d) of decision V/26.</p>
<p>G. Capacity-building for access and benefit-sharing</p> <p>The Conference of the Parties</p> <p><i>Recalling</i> decision VI/24 A, paragraph 8, in which the Conference of the Parties requested, the Ad Hoc Open-ended Working Group on Access and Benefit-Sharing to advise the Conference of the Parties on needs for capacity-building identified by countries to implement the Bonn Guidelines on</p>	<p>Preamble, decision VII/19F.</p>

<p>Access to Genetic Resources and Fair and Equitable Sharing of Benefits Arising out of their Utilization,</p> <p><i>Mindful</i> that capacity-building activities related to access and benefit-sharing are a crucial element in achieving the fair and equitable sharing of the benefits arising out of the utilization of genetic resources, as well as the other two objectives of the Convention and the target to significantly reduce the rate of biodiversity loss by 2010,</p> <p><i>Having considered</i> the Action Plan on Capacity-building for Access to Genetic Resources and Benefit-sharing developed by the Open-ended Expert Workshop on Capacity-building for Access to Genetic Resources and Benefit-sharing further to decision VI/24 B, paragraph 1,</p> <p><i>Having considered</i> the work done during the ninth meeting of the Subsidiary Body on Scientific, Technical and Technological Advice, held in Montreal from 10 to 14 November 2003, in preparing a programme of work on technology transfer and cooperation for consideration by the Conference of the Parties at its seventh meeting,</p> <p><i>Recognizing</i> that the Action Plan represents an important framework for the identification of capacity needs, priority areas requiring capacity-building, sources of funding and implementation of the identified needs and priorities,</p> <p><i>Underlining</i> that capacity-building should be a flexible, demand- and country-driven process requiring international and regional cooperation, as appropriate, involving indigenous and local communities as well as all relevant stakeholders,</p> <p><i>Underlining also</i> that the implementation of an international regime on access and benefit sharing and of national legislation on access and benefit-sharing could require additional activities to build capacity,</p> <p><i>Taking note with appreciation</i> of the report of the Open-ended Expert Workshop on Capacity-building for Access to Genetic Resources and Benefit-sharing and its work;</p> <p>1. <i>Notes</i> that further development of capacities regarding all aspects of access and benefit-sharing arrangements is required for all stakeholders, including local governments, academic institutions, and indigenous and local communities, and that key capacity-building needs include:</p> <ul style="list-style-type: none"> (a) Assessment and inventory of biological resources as well as information management; (b) Contract negotiation skills; (c) Legal drafting skills for development of access and benefit-sharing measures; (d) Means for the protection of traditional knowledge 	<p>Preamble, decision VII/19F.</p> <p>Preamble, decision VII/19F.</p> <p>Preamble, decision VII/19F.</p> <p>Preamble, decision VII/19F.</p> <p>Preamble, decision VII/19F.</p> <p>Preamble, decision VII/19F.</p> <p>Preamble, decision VII/19F. This preambular paragraph should be deleted.</p> <p>Paragraph 14, decision V/26</p>
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<p>associated with genetic resources;</p> <p>2. <i>Welcomes</i> the complementary initiative of the United Nations Environment Programme to provide capacity-building to developing countries on access to genetic resources and benefit-sharing, and invites the United Nations Environment Programme to provide information to the Executive Secretary on its activities;</p> <p>3. <i>Invites</i> the financial mechanism and other relevant intergovernmental organizations to participate in the Workshop and to support the implementation of the Action Plan on Capacity-building for Access and Benefit-sharing;</p> <p>4. <i>Requests</i> the Executive Secretary to establish a roster of experts on access to genetic resources and benefit-sharing;</p> <p>5. <i>Urges</i> Parties, other Governments and relevant bodies when nominating their experts for inclusion in the roster to consider gender balance, involvement of representatives of indigenous and local communities, and a range of relevant disciplines and expertise;</p> <p>6. <i>Adopts</i> the Action Plan on Capacity-building for Access to Genetic Resources and Benefit-sharing annexed to this decision;</p> <p>7. <i>Invites</i> Parties and Governments and relevant organizations to use the Action Plan when designing and implementing national, regional and subregional plans and strategies to build capacities for access and benefit-sharing of genetic resources and related traditional knowledge;</p> <p>8. <i>Urges</i> Parties and relevant organizations to provide financial and technical assistance to support developing countries, in particular, least developed countries, small island developing States, as well as countries with economies in transition, in implementing the Action Plan and the resulting national, regional and subregional plans and strategies;</p> <p>9. <i>Encourages</i> Parties and Governments to provide for the full and effective involvement and participation of indigenous and local communities and all relevant stakeholders in the development and implementation of national capacity-building plans and strategies;</p> <p>10. <i>Requests</i> Parties and Governments to make information available through the clearing-house mechanism and to include information in national reports regarding their implementation of capacity-building measures on access to genetic resources and related traditional knowledge, and benefit-sharing;</p> <p>11. <i>Requests</i> the Executive Secretary to facilitate, including through the clearing-house mechanism, the sharing of relevant</p>	<p>Paragraph 5, decision VI/24B</p> <p>Paragraph 7, decision VI/24B. Reference to participation in the Workshop should be deleted since it has already taken place.</p> <p>Paragraph 8, decision VI/24B</p> <p>Paragraph 9, decision VI/24B</p> <p>Paragraph 1, decision VII/19F</p> <p>Paragraph 2, decision VII/19F</p> <p>Paragraph 3, decision VII/19F Paragraph 4, decision VII/19F</p> <p>Paragraph 5, decision VII/19F</p> <p>Paragraph 6, decision VII/19F</p>
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<p>information among donor Parties and organizations to assist coordination, reduce duplication and identify gaps relevant to the implementation of the Action Plan.</p>	
<p>H. Intellectual Property Rights and Access and Benefit-sharing</p> <p>The Conference of the Parties,</p> <p><i>Noting</i> recommendation 3 of the Inter-Sessional Meeting on the Operations of the Convention, concerning the relationship between intellectual property rights and the relevant provisions of the Agreement on Trade-related Aspects of Intellectual Property Rights and the Convention,</p> <p><i>Noting</i> that the provisions of the Agreement on Trade-related Aspects of Intellectual Property Rights of the World Trade Organization and the Convention on Biological Diversity are interrelated,</p> <p><i>Noting</i> also that the relationship between the Agreement on Trade-related Aspects of Intellectual Property Rights and the Convention on Biological Diversity is being examined by the Council for Trade-related Aspects of Intellectual Property Rights, in conformity with Article 19 of the Doha WTO Ministerial Declaration, adopted in November 2001,</p> <p><i>Noting</i> further that the Convention Secretariat has still not been granted observer status on the Council for Trade-related Aspects of Intellectual Property Rights, notwithstanding the official request of the Executive Secretary to the Director-General of the World Trade Organization in a letter dated 4 July 2000,</p> <p>1. <i>Reaffirms</i> the importance of systems such as <i>sui generis</i> and others for the protection of traditional knowledge of indigenous and local communities and the equitable sharing of benefits arising from its use to meet the provisions of the Convention, taking into account the ongoing work on Article 8(j) and related provisions;</p> <p>2. <i>Invites</i> the World Trade Organization to acknowledge relevant provisions of the Convention and to take into account the fact that the provisions of the Agreement on Trade-related Aspects of Intellectual Property Rights and the Convention on Biological Diversity are interrelated and to further explore this interrelationship;</p> <p>3. <i>Requests</i> the Executive Secretary to follow discussions and developments in the Committee on Trade and Environment of the</p>	<p>Preamble, decision V/26B. This paragraph should be deleted since it has been superseded by the preamble to decision VI/24D.</p> <p>Preamble, decision VI/24D</p> <p>Preamble, decision VI/24D</p> <p>Preamble, decision VI/24D</p> <p>Paragraph 1, decision V/26B.</p> <p>Paragraph 2, decision V/26B</p> <p>Paragraph 2, decision VI/24D</p>

<p>World Trade Organization and the Council for Trade-related Aspects of Intellectual Property Rights regarding the relationship between the Agreement on Trade-related Aspects of Intellectual Property Rights and the Convention;</p>	
<p>4. <i>Invites</i> Parties and Governments to encourage the disclosure of the country of origin of genetic resources in applications for intellectual property rights, where the subject matter of the application concerns or makes use of genetic resources in its development, as a possible contribution to tracking compliance with prior informed consent and the mutually agreed terms on which access to those resources was granted;</p>	<p>Paragraph 1, decision VI/24C</p>
<p>5. <i>Also invites</i> Parties and Governments to encourage the disclosure of the origin of relevant traditional knowledge, innovations and practices of indigenous and local communities relevant for the conservation and sustainable use of biological diversity in applications for intellectual property rights, where the subject matter of the application concerns or makes use of such knowledge in its development;</p>	<p>Paragraph 2, decision VI/24C</p>
<p>6. <i>Encourages</i> the World Intellectual Property Organization to make rapid progress in the development of model intellectual property clauses which may be considered for inclusion in contractual agreements when mutually agreed terms are under negotiation;</p>	<p>Paragraph 9, decision VI/24C.</p>
<p>7. <i>Recognizes</i> the importance of the work being undertaken by the World Intellectual Property Organization on international models and encourage the World Intellectual Property Organization to also consider means by which Parties could collaborate to protect traditional knowledge for further consideration by the Conference of the Parties;</p>	<p>Paragraph 10, decision VI/24C.</p>
<p>8. <i>Urges</i> the World Intellectual Property Organization to provide to the Conference of the Parties with the results of its deliberations of relevance to access to genetic resources and benefit-sharing related to traditional knowledge;</p>	<p>Paragraph 11, decision VI/24C.</p>
<p>9. <i>Encourages</i> Parties to facilitate the participation of indigenous and local communities and other relevant stakeholders in the various forums, in particular the World Intellectual Property Organization, the Convention on Biological Diversity, the World Trade Organization, the United Nations Conference on Trade and Development and regional forums, as well as in the preparation of national strategies, policies, regulatory frameworks and legislation related to access to genetic resources and benefit-sharing, from a very early stage;</p>	<p>Paragraph 12, decision VI/24C.</p>
<p>10. <i>Requests</i> the Executive Secretary to compile information, and to make it available through the clearing-house mechanism of the Convention and other means, on the principles, legal mechanisms</p>	<p>Paragraph 13, decision VI/24C.</p>

and procedures for obtaining prior informed consent of indigenous and local communities under national access regimes for genetic resources, and also on assessments of the effectiveness of such mechanisms and procedures, and requests Parties to provide such information to assist the Executive Secretary.	
<p>I. <i>Ex Situ Collections</i></p> <p>18. <i>Invites</i> Parties, Governments and other organizations to provide capacity-building and technology development and transfer for the maintenance and utilization of <i>ex situ</i> collections.</p>	Paragraph 4, decision V/26C.
<p>J. The Bonn Guidelines on Access and Benefit-sharing</p> <p>The Conference of the Parties,</p> <p><i>Recalling</i> the evolutionary character of the Bonn Guidelines on Access to Genetic Resources and Fair and Equitable Sharing of Benefits Arising out of their Utilization and the need to keep their implementation under review,</p> <p><i>Recognizing</i> that the Guidelines are making a useful contribution to the development of national regimes and contractual arrangements for access and benefit-sharing and to the implementation of the objectives of the Convention,</p> <p><i>Recognizing</i> further that some developing countries have encountered some constraints due to inadequate capacity to fully utilize the guidelines in the formulation of their national legislation of access and benefit sharing and related arrangements,</p> <p>1. <i>Decides</i> to adopt the Bonn Guidelines on Access to Genetic Resources and Fair and Equitable Sharing of the Benefit Arising out of their Utilization as annexed to the present decision;</p> <p>2. <i>Invites</i> Parties and Governments to use the Guidelines when developing and drafting legislative, administrative or policy measures on access and benefit-sharing, and contracts and other arrangements under mutually agreed terms for access and benefit-sharing;</p> <p>3. <i>Invites</i> Parties and relevant organizations to provide financial and technical assistance to support developing countries, in particular least developed countries, small islands developing states, as well as countries with economies in transition, in implementing the Bonn Guidelines on Access to Genetic Resources and Fair and Equitable Sharing of the Benefit Arising out of their Utilization;</p> <p>4. <i>Recognizes</i> that the Guidelines are a useful first step of an</p>	<p>Preamble, decision VII/19A.</p> <p>Preamble, decision VII/19A</p> <p>Preamble, decision VII/19A</p> <p>Paragraph 3, decision VI/24A</p> <p>Paragraph 4, decision VI/24A</p> <p>Paragraph 5, decision VI/24A</p>

<p>evolutionary process in the implementation of relevant provisions of the Convention related to access to genetic resources and benefit-sharing;</p> <p>5. <i>Decides</i> to keep under review the implementation of the guidelines and consider the need for their further refinement on the basis of, <i>inter alia</i>, relevant work under the Convention, including work on Article 8(j) and related provisions;</p> <p>6. <i>Requests</i> the Ad Hoc Open-Ended Working Group on Article 8(j) and Related Provisions to consider the Guidelines as relevant to its ongoing work.</p> <p>7. <i>Notes</i> the progress already accomplished and the need for further experience in the implementation of the Guidelines;</p> <p>8. <i>Invites</i> Parties, Governments, indigenous and local communities and all relevant stakeholders to continue to promote the wide implementation of the voluntary Bonn Guidelines;</p> <p>9. <i>Encourages</i> Parties, Governments, indigenous and local communities and all relevant stakeholders to further submit information on relevant experience and lessons learned, including successes and constraints, in the implementation of the Guidelines;</p> <p>10. <i>Requests</i> the Executive Secretary to make this information available through appropriate means, including the clearing-house mechanism of the Convention.</p>	<p>Paragraph 6, decision VI/24A</p> <p>Paragraph 7, decision VI/24A</p> <p>Paragraph 10, decision VI/24A</p> <p>Paragraph 1, decision VII/19A</p> <p>Paragraph 2, decision VII/19A</p> <p>Paragraph 3, decision VII/19A</p> <p>Paragraph 4, decision VII/19A</p>
<p><i>K. Use of Terms</i></p> <p>The Conference of the Parties</p> <p><i>Recalling</i> the voluntary nature of the Bonn Guidelines,</p> <p><i>Noting</i> that the terms as defined in Article 2 of the Convention shall apply to the Bonn Guidelines on Access and Benefit Sharing in accordance with paragraph 8 of the Bonn Guidelines,</p> <p><i>Noting</i> further that a number of other relevant terms not defined in the Convention may need to be examined,</p> <p><i>Bearing</i> in mind the difficulties faced by some developing countries with respect to information technology and related</p>	<p>Preamble, decision VII/19B.</p> <p>Preamble, decision VII/19B.</p> <p>Preamble, decision VII/19B</p> <p>Preamble, decision VII/19B.</p>

<p>infrastructure,</p> <p>1. <i>Invites</i> Parties, Governments, relevant organizations, indigenous and local communities, and all relevant stakeholders, according to a format provided by the Secretariat, to submit to the Executive Secretary:</p> <p>(a) Information on existing national definitions or other relevant definitions of the following terms: access to genetic resources, benefit sharing, commercialization, derivatives, provider, user, stakeholder, <i>ex situ</i> collection, and voluntary nature (as contained in annex II of document UNEP/CBD/COP/6/INF/4);</p> <p>(b) Views on whether additional terms need to be considered, such as arbitrary restrictions;</p> <p>2. <i>Requests</i> access and benefit-sharing national focal points within Governments to facilitate the process of gathering and submitting relevant information to the Secretariat, taking into account the need to consult widely, including with indigenous and local communities;</p> <p>3. <i>Requests</i> the Executive Secretary to gather and compile the information referred to above and distribute this information through available means, including through the clearing-house mechanism of the Convention;</p> <p>4. <i>Requests</i> the Executive Secretary to submit this compilation to the next meeting of the Ad Hoc Open Ended Working Group on Access and Benefit-sharing for its consideration and <i>requests</i> the Working Group to further examine the issue of use of terms not defined in the Convention including the possible establishment of an expert group to determine the need for definitions or a glossary, and to report back to the Conference of the Parties.</p>	<p>Paragraph 1, decision VII/19B.</p> <p>Paragraph 2, decision VII/19B.</p> <p>Paragraph 3, decision VII/19B.</p> <p>Paragraph 4, decision VII/19B.</p>
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<p><i>L. Other Approaches</i></p> <p><i>Recognizing</i> that a package of measures may be necessary to address the different needs of Parties, Governments, relevant organizations, indigenous and local communities and all relevant stakeholders in the implementation of access and benefit-sharing arrangements,</p> <p><i>Acknowledging</i> that existing other approaches could be considered to complement the Bonn Guidelines and are useful tools in assisting implementation of access and benefit-sharing provisions of the Convention,</p> <p><i>Stressing</i> the need to further examine other approaches set out in decision VI/24 B, and additional approaches such as interregional and bilateral arrangements as well as an international certificate of legal provenance/origin/source, in particular the operational functionality and cost effectiveness of such an international certificate,</p> <p>1. <i>Invites</i> Parties, Governments, relevant organizations, indigenous and local communities and all relevant stakeholders, to submit to the Secretariat their views and relevant information on additional approaches as well as regional, national and local experiences on existing approaches, including on codes of ethics;</p> <p>2. <i>Requests</i> the Executive Secretary to further compile information on existing complementary measures and approaches, and experiences with their implementation, and to disseminate such information to Parties, Governments, relevant organizations, indigenous and local communities and all relevant stakeholders through, <i>inter alia</i>, the clearing-house mechanisms of the Convention;</p> <p>3. <i>Requests</i> the Open-ended Working Group on Access and Benefit-sharing to further consider the issue of additional approaches, in a cost effective way at an appropriate time, and, to this end, <i>requests</i> the Executive Secretary to prepare a report on the basis of the submissions received.</p>	<p>Preamble, decision VII/19C.</p> <p>Preamble, decision VII/19C.</p> <p>Preamble, decision VII/19C. Reference to decision VI/24B could be eliminated by specifying the “other approaches” referred to in that decision, viz.: model contractual agreements, existing regional agreements and model laws on ABS.</p> <p>Paragraph 1, decision VII/19C. Information was submitted and synthesized for the third meeting of the Working Group on ABS. This paragraph could be deleted.</p> <p>Paragraph 2, decision VII/19C. Same as above. Paragraph could be deleted.</p> <p>Paragraph 3, decision VII/19C. A report was prepared by the Executive Secretary for the third meeting of the Working Group on ABS, based on information received. This paragraph could be deleted.</p>
<p><i>M. Measures to ensure compliance with prior informed consent of the Contracting Party providing genetic resources and mutually agreed terms on which access was granted.</i></p>	

<p>The Conference of the Parties,</p> <p><i>Recalling</i> paragraph 8 of its decision VI/24 A,</p> <p><i>Recalling also</i> Article 8(j), Article 15, paragraphs 1, 3 and 7, Article 16, paragraph 3, and Article 19, paragraphs 1 and 2, of the Convention,</p> <p><i>Recalling further</i> paragraph 16 (d) of the Bonn Guidelines on Access to Genetic Resources and Equitable Sharing of Benefits Arising out of their Utilization, which identifies a number of measures that could be taken by Contracting Parties with users of genetic resources under their jurisdiction, to support compliance with prior informed consent of the Contracting Party providing such resources and with mutually agreed terms on which access was granted,</p> <p><i>Noting</i> that a number of Governments have taken initiatives at the national and regional levels to establish measures to support compliance with prior informed consent of the Contracting Parties providing such resources, including countries of origin, in accordance with Article 2 and Article 15, paragraph 3, of the Convention, and of the indigenous and local communities providing associated traditional knowledge, and with mutually agreed terms on which access was granted,</p> <p><i>Noting further</i> the ongoing activities and processes in relevant international forums such as the World Intellectual Property Organization, the TRIPs Council of the World Trade Organization, and the Commission on Plant Genetic Resources for Food and Agriculture of the Food and Agriculture Organization of the United Nations acting as the Interim Committee for the International Treaty on Plant and Genetic Resources for Food and Agriculture, regarding measures to support compliance with prior informed consent,</p> <p><i>Aware</i> that further work is required on a number of issues, including analysis of: (i) specific measures to support compliance, in accordance with the sovereign rights of the country of origin of genetic resources, with the prior informed consent of the Contracting Parties providing such resources, including countries of origin, in accordance with Article 2 and Article 15, paragraph 3, of the Convention, and of the indigenous and local communities providing associated traditional knowledge; (ii) compliance measures existing in national laws; (iii) the extent and level of unauthorized access and misappropriation of genetic resources and traditional knowledge; and (iv) availability of remedies in user countries relating to non-compliance,</p> <p><i>Recognizing</i> that a number of critical issues, such as an</p>	<p>Preamble, decision VII/19E. This paragraph could be deleted.</p> <p>Preamble, decision VII/19E.</p> <p>Preamble, decision VII/19E.</p> <p>Preamble, decision VII/19E.</p> <p>Preamble, decision VII/19E.</p> <p>Preamble, decision VII/19E.</p>
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<p>international certificate of origin/source/legal provenance, and disclosure of origin of genetic resources and associated traditional knowledge, need to be addressed to support compliance with national legislation of countries of origin and prior informed consent of the Contracting Parties providing such resources, including countries of origin, in accordance with Article 2 and Article 15, paragraph 3, of the Convention, and of the indigenous and local communities providing associated traditional knowledge, and with mutually agreed terms on which access was granted,</p>	
<p><i>Recognizing further</i> the need to ensure transparency in the international exchange of genetic resources and associated traditional knowledge,</p>	<p>Preamble, decision VII/19E.</p>
<p><i>Recalling</i> paragraph 35 of decision VI/20 in which the Conference of the Parties recognized the leading role of the Convention on Biological Diversity in international biological diversity issues,</p>	<p>Preamble, decision VII/19E.</p>
<p><i>Noting with appreciation</i> the Technical Study on Disclosure Requirements Concerning Genetic Resources and Traditional Knowledge prepared by World Intellectual Property Organization at the request of the Conference of the Parties in decision VI/24 C and considering the contents of the Technical Study to be helpful in the consideration of intellectual property-related aspects of user measures,</p>	<p>Preamble, decision VII/19E.</p>
<p>1. <i>Takes note</i> of ongoing initiatives at national, regional and international levels regarding measures to support compliance with national legislation, including prior informed consent of the Contracting Parties providing such resources, including countries of origin, in accordance with Article 2 and Article 15, paragraph 3, of the Convention, and of the indigenous and local communities providing associated traditional knowledge, and with mutually agreed terms on which access was granted;</p>	<p>Paragraph 1, decision VII/19E.</p>
<p>2. <i>Invites</i> Parties and Governments to continue taking appropriate and practical measures to support compliance with prior informed consent of the Contracting Parties providing such resources, including countries of origin, in accordance with Article 2 and Article 15, paragraph 3, of the Convention, and of the indigenous and local communities providing associated traditional knowledge, and with mutually agreed terms on which access was granted. Such measures may include:</p>	<p>Paragraph 2, decision VII/19E.</p>
<p>(a) Exchange of information between users and providers regarding legislative, administrative and policy measures existing in their jurisdiction relating to access and benefit-sharing;</p>	
<p>(b) Incentive measures, as referred to in paragraph 51 of the Bonn Guidelines, to encourage users to comply with national legislation, including prior informed consent and mutually agreed</p>	

<p>terms, such as publicly sponsored research grants and voluntary certification schemes;</p> <p>(c) Development of model/standard contractual agreements for different user groups and different genetic resources;</p> <p>(d) Aspects related to the import and export of genetic resources, including regulations when feasible and as appropriate;</p> <p>(e) Easy access to justice in cases of violation of legal provisions in provider and user countries;</p> <p>(f) Administrative and judicial remedies, including penalties and compensation as provided by national laws;</p> <p>(g) Monitoring;</p>	
<p>3. <i>Invites</i> Parties to recognize that traditional knowledge, whether written or oral, may constitute prior art;</p>	<p>Paragraph 3, decision VII/19E.</p>
<p>4. <i>Invites</i> Parties to establish national mechanisms to ensure compliance, when required by domestic law, with the obtaining of prior informed consent of indigenous and local communities regarding access to genetic resources and associated traditional knowledge;</p>	<p>Paragraph 4, decision VII/19E.</p>
<p>5. <i>Invites</i> Parties to put in place mechanisms to ensure fair and equitable benefit-sharing at the national level with relevant stakeholders and indigenous and local communities;</p>	<p>Paragraph 5, decision VII/19E.</p>
<p>6. <i>Requests</i> the Ad Hoc Open-ended Working Group on Access and Benefit-Sharing to address issues related to an international certificate of origin/source/legal provenance, taking into account multilateral approaches to access to genetic resources and benefit-sharing, including issues such as feasibility, practicality and costs;</p>	<p>Paragraph 6, decision VII/19E.</p>
<p>7. <i>Requests</i> the Ad hoc Open-ended Working Group on Access and Benefit-Sharing to identify issues related to the disclosure of origin of genetic resources and associated traditional knowledge in applications for intellectual property rights, including those raised by a proposed international certificate of origin/source/legal provenance, and transmit the results of this examination to the World Intellectual Property Organization and other relevant forums;</p>	<p>Paragraph 7, decision VII/19E.</p>
<p>8. <i>Invites</i> the World Intellectual Property Organization to examine, and where appropriate address, taking into account the need to ensure that this work is supportive of and does not run counter to the objectives of the Convention on Biological Diversity, issues regarding the interrelation of access to genetic resources and disclosure requirements in intellectual property rights applications, including, <i>inter alia</i>:</p> <p>(a) Options for model provisions on proposed disclosure requirements;</p> <p>(b) Practical options for intellectual property rights application procedures with regard to the triggers of disclosure requirements;</p>	<p>Paragraph 8, decision VII/19E.</p>

<p>(c) Options for incentive measures for applicants;</p> <p>(d) Identification of the implications for the functioning of disclosure requirements in various World Intellectual Property Organization-administered treaties;</p> <p>(e) Intellectual property-related issues raised by proposed international certificate of origin/source/legal provenance;</p> <p>and regularly provide reports to the Convention on Biological Diversity on its work, in particular on actions or steps proposed to address the above issues, in order for the Convention on Biological Diversity to provide additional information to the World Intellectual Property Organization for its consideration in the spirit of mutual supportiveness;</p> <p>9. <i>Invites</i> the United Nations Conference on Trade and Development and other relevant international organizations to examine the issues in, and related to, the matters specified in paragraphs 7 and 8 in a manner supportive of the objectives of the Convention on Biological Diversity and prepare a report for submission to the on-going process of the work of the Convention on Biological Diversity on access and benefit sharing;</p> <p>10. <i>Requests</i> the Executive Secretary to gather information, with the assistance of Parties, Governments and relevant international organizations, and undertake further analysis relating to:</p> <p>(a) Specific measures to support and ensure compliance with national legislation, prior informed consent of the Contracting Parties providing such resources, including countries of origin, in accordance with Article 2 and Article 15, paragraph 3, of the Convention, and of the indigenous and local communities providing associated traditional knowledge, and with mutually agreed terms on which access was granted;</p> <p>(b) Existing measures to support compliance with national, regional, and international legal instruments;</p> <p>(c) The extent and level of unauthorized access and misappropriation of genetic resources and associated traditional knowledge;</p> <p>(d) Access and benefit-sharing arrangements existing in specific sectors;</p> <p>(e) Administrative and judicial remedies available in countries with users under their jurisdiction and in international agreements regarding non-compliance with the prior informed consent requirements and mutually agreed terms;</p> <p>(f) Existing practices and trends with regard to commercial and other utilization of genetic resources and the generation of</p>	<p>Paragraph 9, decision VII/19E.</p> <p>Paragraph 10, decision VII/19E.</p> <p>This paragraph should be deleted since the Executive Secretary gathered the information and undertook the analysis requested and made it available to the third and fourth meetings of the Working Group.</p>
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<p>benefits;</p> <p>(g) Measures that preserve and promote legal certainty for users over the terms and conditions of access and use; and prepare a compilation of the information received and make this compilation available for the consideration of the Ad Hoc Open-ended Working Group on Access and Benefit-sharing at its third meeting;</p> <p>11. <i>Requests</i> the Ad Hoc Open-ended Working Group on Access and Benefit-sharing to analyze the compilation prepared by the Executive Secretary in accordance with the preceding paragraph, and recommend to the Conference of the Parties at its eighth meeting further measures to support and ensure compliance with prior informed consent of the Contracting Parties providing such resources, including countries of origin, in accordance with Article 2 and Article 15, paragraph 3, of the Convention, and of the indigenous and local communities providing associated traditional knowledge, and with mutually agreed terms on which access was granted.</p>	<p>Paragraph 11, decision VII/19E.</p> <p>This paragraph will be rendered redundant after COP 8.</p>
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<p><i>N. International Regime on Access and Benefit-sharing</i></p> <p>The Conference of the Parties,</p> <p><i>Reaffirming</i> that the fair and equitable sharing of the benefits arising out of the utilization of genetic resources is one of the objectives of the Convention on Biological Diversity, in accordance with Article 1 of the Convention,</p> <p><i>Reaffirming</i> the sovereign rights of States over their natural resources and that the authority to determine access to genetic resources rests with the national Governments and is subject to national legislation, in accordance with Article 3 and Article 15, paragraph 1, of the Convention,</p> <p><i>Reaffirming</i> the commitment of Parties in Article 15, paragraph 2 of the Convention to "endeavour to create conditions to facilitate access to genetic resources for environmentally sound uses by other Contracting Parties and not to impose restrictions that run counter to the objectives of this Convention",</p> <p><i>Recalling</i> paragraph 44 (o) of the Plan of Implementation of the World Summit on Sustainable Development, which calls for action to "negotiate within the framework of the Convention on Biological Diversity, bearing in mind the Bonn Guidelines, an international regime to promote and safeguard the fair and equitable sharing of benefits arising out of the utilization of genetic resources",</p>	<p>Preamble, decision VII/19D</p> <p>Preamble, decision VII/19D</p> <p>Preamble, decision VII/19D</p> <p>Preamble, decision VII/19D</p>
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<p><i>Further recalling</i> resolution 57/260 of 20 December 2002, adopted by the United Nations General Assembly at its fifty-seventh session, inviting the Conference of the Parties to take appropriate steps with regard to the commitment made at the World Summit on Sustainable Development "to negotiate within the framework of the Convention on Biological Diversity, bearing in mind the Bonn Guidelines, an international regime to promote and safeguard the fair and equitable sharing of benefits arising out of the utilization of genetic resources",</p>	Preamble, decision VII/19D
<p><i>Recalling</i> the recommendation of the Inter-Sessional Meeting on the Multi-Year Programme of Work of the Conference of the Parties up to 2010 inviting the Ad Hoc Open-ended Working Group on Access and Benefit-sharing "to consider the process, nature, scope, elements and modalities of an international regime on access to genetic resources and benefit-sharing and to provide advice to the Conference of the Parties at its seventh meeting on this issue",</p>	Preamble, decision VII/19D
<p><i>Noting</i> the Bonn Guidelines on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization, adopted at the sixth meeting of the Conference of the Parties, "as a useful first step of an evolutionary process in the implementation of relevant provisions of the Convention related to access to genetic resources and benefit-sharing",</p>	Preamble, decision VII/19D
<p><i>Recalling also</i> paragraph 44 (n) of the Plan of Implementation of the World Summit on Sustainable Development which calls for action to promote the wide implementation of and continued work on the Bonn Guidelines on Access to Genetic Resources and Fair and Equitable Sharing of Benefits arising out of their Utilization, as an input to assist the Parties when developing and drafting legislative, administrative or policy measures on access and benefit-sharing as well as contract and other arrangements under mutually agreed terms for access and benefit-sharing",</p>	Preamble, decision VII/19D
<p><i>Recalling further</i> the Millennium Development Goals and the potential role of access and benefit-sharing in poverty eradication and environmental sustainability,</p>	Preamble, decision VII/19D
<p><i>Taking into account</i> Articles 8(j), 15, 16, 17, 18, 19, paragraphs 1 and 2, 20, 21 and 22 of the Convention on Biological Diversity,</p>	Preamble, decision VII/19D
<p><i>Reaffirming</i> the commitment by Parties, subject to national legislation, to respect, preserve and maintain knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for conservation and sustainable use of biological diversity and promote their wider application with the approval and involvement of the holders of such knowledge, innovations and practices and encourage the equitable sharing of the benefits arising from their utilization,</p>	Preamble, decision VII/19D

<p><i>Noting</i> the work being carried out under the framework of the Convention by the Working Group on Article 8(j) and Related Provisions of the Convention,</p>	Preamble, decision VII/19D
<p><i>Recognizing</i> that the Convention is the key instrument for the conservation, sustainable use and fair and equitable sharing of benefits arising out of the utilization of genetic resources and bearing in mind the work related to access to genetic resources and benefit-sharing carried out in other relevant international interGovernmental organizations,</p>	Preamble, decision VII/19D
<p><i>Recognizing</i> also the important contribution of the FAO International Treaty for Plant Genetic Resources for Food and Agriculture that was negotiated in harmony with the Convention on Biological Diversity,</p>	Preamble, decision VII/19D
<p><i>Recognizing</i> that Parties that are countries of origin of genetic resources may be both users and providers and that Parties that have acquired these genetic resources in accordance with the Convention on Biological Diversity may also be both users and providers,</p>	Preamble, decision VII/19D
<p><i>Recalling</i> that the Bonn Guidelines indicate that Parties and stakeholders may be both users and providers, noting that these terms may still need to be examined and clarified,</p>	Preamble, decision VII/19D
<p><i>Recognizing</i> that the regime should be practicable, transparent, and efficient and avoid arbitrary treatment, consistent with the provisions of the Convention,</p>	Preamble, decision VII/19D
<p><i>Recalling</i> that the international regime should recognize and shall respect the rights of indigenous and local communities,</p>	Preamble, decision VII/19D
<p><i>Noting</i> that there is a need for further analysis of existing national, regional and international legal instruments and regimes relating to access and benefit-sharing and experience gained in their implementation, including gaps and their consequences,</p>	Preamble, decision VII/19D
<p><i>Noting</i> that the Ad Hoc Open-ended Working Group on Access and Benefit-sharing has identified possible components of an international regime, without prejudging the outcome,</p>	Preamble, decision VII/19D
<p>1. <i>Decides</i> to mandate the Ad Hoc Open-ended Working Group on Access and Benefit-sharing with the collaboration of the Ad Hoc Open ended Inter-Sessional Working Group on Article 8(j) and Related Provisions, ensuring the participation of indigenous and local communities, non-Governmental organizations, industry and scientific and academic institutions, as well as intergovernmental organizations, to elaborate and negotiate an international regime on access to genetic resources and benefit-sharing with the aim of adopting an instrument\instruments to effectively implement the provisions in Article 15 and Article 8(j)</p>	Paragraph 1, decision VII/19D.

<p>of the Convention and the three objectives of the Convention;</p> <p>2. <i>Recommends</i> that the Ad Hoc Open-ended Working Group on Access and Benefit-sharing should operate in accordance with the terms of reference contained in the annex to this decision;</p> <p>3. <i>Requests</i> the Executive Secretary to make the necessary arrangements for the Ad Hoc Open-ended Working Group on Access and Benefit-sharing to be convened twice before the eighth meeting of the Conference of the Parties with one meeting from the core budget back to back with the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions and the other from voluntary contributions;</p> <p>4. <i>Requests</i> the Ad Hoc Open-ended Working Group on ABS to report on progress to the Conference of the Parties at its eighth meeting;</p> <p>5. <i>Invites</i> the United Nations Environment Programme, the Food and Agriculture Organization of the United Nations, the World Trade Organization, the World Intellectual Property Organization, the International Union for the Protection of New Varieties of Plants, to cooperate with the Ad Hoc Open-ended Working Group on Access and Benefit-sharing in elaborating the international regime;</p> <p>6. <i>Encourages</i> Parties, Governments, international organizations and all relevant stakeholders to provide the ways and means to allow for sufficient preparation and to facilitate effective participation of indigenous and local communities in the process of the negotiation and elaboration of an international regime;</p> <p>7. <i>Recommends</i> the promotion of the participation of all relevant stakeholders, including non-Governmental organizations and the private sector, and indigenous and local communities;</p> <p>8. <i>Invites</i> Parties, Governments, international organizations, indigenous and local communities and all relevant stakeholders, to submit to the Executive Secretary their views, information and analysis on the elements of the international regime as soon as possible;</p>	<p>Paragraph 2, decision VII/19D.</p> <p>Paragraph 3, decision VII/19D. This paragraph will be redundant after the fourth meeting of the Working Group and could be deleted.</p> <p>Paragraph 4, decision VII/19D. This paragraph will be redundant after the report to COP 8 and could be deleted.</p> <p>Paragraph 5, decision VII/19D</p> <p>Paragraph 6, decision VII/19D</p> <p>Paragraph 7, decision VII/19D</p> <p>Paragraph 8, decision VII/19D. This paragraph as well as paragraph 9 below could be deleted. Views were submitted to the Executive Secretary and a synthesis report prepared for the third meeting of the Working Group.</p>
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<p>9. <i>Requests</i> the Executive Secretary to compile the submissions received and to make them available through the clearing-house mechanism and other means for the Ad Hoc Open-ended Working Group on Access and Benefit-sharing.</p>	<p>Paragraph 9, decision VII/19D</p>
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ANNEX I

Annex I to decision VII/19

**ACTION PLAN ON CAPACITY-BUILDING FOR ACCESS TO GENETIC RESOURCES AND
BENEFIT-SHARING**

(To be inserted)

ANNEX II

Decision VI/14A, Annex

**BONN GUIDELINES ON ACCESS TO GENETIC RESOURCES AND FAIR AND EQUITABLE
SHARING OF THE BENEFITS ARISING OUT OF THEIR UTILIZATION**

(To be inserted)

ANNEX III

Decision VII/19D, Annex

**TERMS OF REFERENCE FOR THE AD HOC OPEN-ENDED WORKING GROUP ON
ACCESS AND BENEFIT-SHARING**

(To be inserted)

ANNEX C

Draft consolidated decision in accordance with decision VII/33

**GUIDANCE TO THE FINANCIAL MECHANISM:
POLICY, STRATEGY, PROGRAMME PRIORITIES AND ELIGIBILITY CRITERIA FOR
ACCESS TO AND UTILIZATION OF THE FINANCIAL RESOURCES**

Note: This draft consolidated text contains only the provisions of decisions that constitute policy, strategy, programme priorities and eligibility criteria for access to and utilization of the financial resources. It does not cover decisions taken by the Conference of the Parties to improve the effectiveness of the financial mechanism and other aspects of the relationship between the Convention on Biological Diversity and its financial mechanism. In this respect, it incorporates decision I/2, paragraph 11 of decision II/6, decision III/5 (Additional guidance to the financial mechanism), decision IV/13 (Additional guidance to the financial mechanism), decision V/13 (Further guidance to the financial mechanism), paragraph 10 of decision VI/17, and decision VII/20 (Further guidance to the financial mechanism).

Text from existing decisions	Executive Secretary's comment
<i>Taking note</i> of the information provided by the reports contained in documents UNEP/CBD/COP/2/9 and UNEP/CBD/COP/2/8 and the collaboration between the Secretariat of the Convention and the Secretariat of the restructured Global Environment Facility	Preamble, decision II/6. This is out of date and should be deleted.
<i>Bearing in mind</i> Articles 20 and 21 of the Convention,	Preamble, decisions III/5 and IV/13.
<i>Underlining</i> the importance of paragraphs 1 and 4 of Article 20 of the Convention	Preamble, decision III/5.
<i>Taking into account</i> , in particular, paragraph 6 of decision II/6,	Preamble, decision III/5. This could be deleted.
<i>Recalling</i> paragraph 6 of decision II/7, which emphasizes the importance of capacity/building and requests the interim financial mechanism under the convention to facilitate the urgent implementation of Articles 6 and 8 of the Convention by making available to developing country Parties financial resources for projects in a flexible and expeditious manner	Preamble, decision III/5. Reference to decision II/7 could be deleted.
<i>Recognizing</i> that the Global Environment Facility, as stated in its Operational Principles for Development and Implementation of its Work Programme will maintain sufficient flexibility to respond to changing circumstances, including evolving guidance of the Conference of the Parties and experience gained from monitoring and evaluation activities,	Preamble, decision III/5.

Text from existing decisions	Executive Secretary's comment
<i>Recognizing further</i> that the Global Environment Facility, in its operational criteria for enabling activities for biodiversity, anticipates that these criteria will need to be reviewed and revised on the basis of early implementation experience, as necessary,	Preamble, decision III/5.
<i>Recognizing</i> progress made by the Global Environment Facility, in particular, concerning the Global Environment Facility decisions on medium-sized projects and enabling activities	Preamble, decision III/5.
<i>Recognizing also</i> difficulties encountered with the application of the Operational Strategy of the Global Environment Facility, the project appraisal process, the application of the criteria for determining incremental costs and the procedures applied by the Implementing Agencies	Preamble, decision III/5.
<i>Recognizing further</i> the need for a balanced implementation of the provisions of the Convention	Preamble, decision III/5.
<i>Taking note</i> of the report of the Global Environment Facility to the third meeting of the Conference of the Parties, in which information was provided on the efforts to ensure that funding of its activities is in conformity with the policy, strategy, eligibility criteria and programme priorities of the Conference of the Parties, and in particular, the expedited procedures adopted for enabling activities in the biodiversity focal area	Preamble, decision III/5. This is out of date and should be deleted.
<i>Taking into account</i> the guidance provided by the Conference of the Parties at its first, second and third meetings to the Global Environment Facility	Preamble, decision IV/13. This is redundant.
<i>Taking note</i> with appreciation of the efforts of the Global Environment Facility to provide additional funding for biodiversity enabling activities under expedited procedures, and urging it to continue to improve access to funding by developing country Parties and increase flexibility in its operational criteria	Preamble, decision V/13.
<i>Having examined</i> the report of the Global Environment Facility (UNEP/CBD/COP/5/7),	Preamble, decision V/13. This is out of date and should be deleted.

Text from existing decisions	Executive Secretary's comment
<i>Taking note</i> of the note by the Executive Secretary (UNEP/CBD/COP/5/13/Add.1) with respect to previous guidance in relation to agenda items of the fifth meeting, in response to paragraph 4 of decision IV/11	Preamble, decision V/13. This is redundant.
<i>Recalling</i> the relevant provisions of the Convention on Biological Diversity and its decisions I/2, II/6, III/5, III/8, IV/11, IV/13, V/12, V/13, VI/16 and VI/17,	Preamble, decision VII/20. The adoption of a consolidated decision will render this redundant.
<i>Taking note of</i> the report of the Global Environment Facility (UNEP/CBD/COP/7/9), as well as the compilation of past guidance to the financial mechanism (UNEP/CBD/COP/7/INF/1)	Preamble, decision VII/20. This is out of date and should be deleted.
<i>Welcoming</i> the biosafety capacity-building initiatives of the Global Environment Facility and its implementing agencies	Preamble, decision VII/20.
<i>Recognizing</i> the need to ensure that guidance to the financial mechanism will support in a balanced manner the objectives of the Convention and its Protocol	Preamble, decision VII/20.
<i>Stressing</i> the need for mutual information, coordinated action and regular monitoring in order to avoid duplication and to identify gaps and possible synergies because of the multitude of different actors undertaking various capacity-building initiatives, and for an active role the Executive Secretary should play in promoting this process	Preamble, decision VII/20.
<i>Confirming</i> that the arrangements between the Conference of the Parties and the Council of the Global Environment Facility provided for in the Memorandum of Understanding adopted by the Conference of the Parties at its third meeting will apply, <i>mutatis mutandis</i> , for purposes of the Cartagena Protocol	Preamble, decision VII/20.

Text from existing decisions	Executive Secretary's comment
<p><i>Decides</i> to provide the following additional guidance to the Global Environment Facility in the provision of financial resources, in conformity with decisions I/2, II/6 and III/5 of the Conference of the Parties. In this regard, the Global Environment Facility shall provide financial resources to developing countries for country-driven activities and programmes, consistent with national priorities and objectives, recognizing that economic and social development and poverty eradication are the first and overriding priorities of developing countries.</p>	<p>Decision IV/13. The content of this paragraph is repeated in all decisions relating to guidance to the financial mechanism. One paragraph would be adequate in the consolidated text but without reference to previous decisions.</p>
<p><i>Decides</i> to adopt the policy, strategy, programme priorities and eligibility criteria for access to and utilization of financial resources contained in annex I to this decision, and the list of developed country Parties and other Parties which voluntarily assume the obligations of developed country Parties contained in annex II to this decision</p>	<p>Paragraph 1, decision I/2.</p>
<p><i>Decides</i> also that the restructured Global Environment Facility (GEF) shall continue to serve as the institutional structure to operate the financial mechanism under the Convention on an interim basis, in accordance with Article 39 of the Convention;</p>	<p>Paragraph 2, decision I/2</p>
<p><i>Decides</i> to instruct the restructured Global Environment Facility to take prompt measures to support programmes, projects and activities consistent with the policy, strategy, programme priorities and eligibility criteria for access to and utilization of financial resources contained in annex I to this decision;</p>	<p>Paragraph 3, decision I/2</p>
<p><i>Decides</i> to provide the following additional guidance to the Global Environment Facility in the provision of financial resources in conformity with decisions I/2 and II/6 of the first and second meetings of the Conference of the Parties. In this regard, the Global Environment Facility shall provide financial resources to developing countries for country-driven activities and programmes, consistent with national priorities and objectives, recognizing that economic and social development and poverty eradication are the first and overriding priorities of developing countries</p>	<p>Paragraph 2, decision III/5. Repetitive.</p>

Text from existing decisions	Executive Secretary's comment
<p><i>Decides</i> to provide the following additional guidance to the Global Environment Facility in the provision of financial resources, in conformity with decisions I/1, II/6, III/5 and IV/13 of the Conference of the Parties. In this regard, the Global Environment Facility shall provide financial resources to developing country Parties for country-driven activities and programmes, consistent with national priorities and objectives, recognizing that economic and social development and poverty eradication are the first and overriding priorities of developing countries. The Global Environment Facility, as the institutional structure operating the financial mechanism, should provide support:</p>	<p>Paragraph 2, decision V/13.</p> <p>Repetitive.</p>
<p><i>Decides</i> to provide the following additional guidance to the Global Environment Facility in the provision of financial resources, in accordance with Article 20 and Article 21, paragraph 1 of the Convention and in conformity with decisions I/2, II/6, III/5, IV/13 and V/13 of the Conference of the Parties. In this regard, the Global Environment Facility shall provide financial resources to developing countries Parties, taking into account the special needs of the least developed countries and the small island developing States amongst them, for country-driven activities and programmes, consistent with national priorities and objectives, recognizing that economic and social development and poverty eradication are the first and overriding priorities of developing countries, and taking fully into consideration all relevant decisions from the Conference of the Parties. The Global Environment Facility as the institutional structure operating the financial mechanism should provide financial resources</p>	<p>Paragraph 10, decision VI/17.</p> <p>Repetitive.</p>
<p><i>Decides</i> to provide the following additional guidance to the Global Environment Facility in the provision of financial resources, in accordance with Article 20 and Article 21, paragraph 1 of the Convention and in conformity with decisions I/2, II/6, III/5, IV/13, V/13 and VI/17 of the Conference of the Parties. In this regard, the Global Environment Facility shall provide financial resources to developing country Parties, taking into account the special needs of the least developed countries and the small island developing States amongst them, for country-driven activities and programmes, consistent with national priorities and objectives and in accordance with the mandate of the Global Environment Facility, recognizing that economic and social development and poverty eradication are the first and overriding priorities of developing countries, and taking fully into consideration all relevant decisions from the Conference of the Parties</p>	<p>Paragraph 2, decision VII/20.</p> <p>Repetitive.</p>

Text from existing decisions	Executive Secretary's comment
<p><i>Urges</i> the Implementing Agencies of the Global Environment Facility to enhance cooperation to increase efforts to improve the processing and delivery systems of the Global Environment Facility</p>	<p>Paragraph 1, decision III/5.</p> <p>This relates more to the effectiveness of the financial mechanism.</p>
<p><i>Decides</i> that the report from the Council of the Global Environment Facility to the Conference of the Parties should be made available three months prior to an ordinary meeting of the Conference of the Parties as well as with updates as appropriate, and in accordance with rules 28 and 54 of the Rules of Procedure for meetings of the Conference of the Parties, the Executive Secretary should make it available in all six United Nations languages</p>	<p>Paragraph 1, decision VII/20.</p> <p>This relates more to the relationship between the Conference of the Parties and the financial mechanism</p>
Marine and coastal biological diversity	
<p>For capacity-building at the national, subregional and regional level to address the issue of coral bleaching within the context of implementation of the programme of work on marine and coastal biological diversity, in accordance with decision V/3</p>	<p>Paragraph 2(d), decision V/13.</p> <p>Decision V/3 has been superseded by decision VII/5.</p> <p>Reference should therefore be made to decision VII/5.</p>
<p>For country-driven activities aimed at enhancing capabilities to address the impacts of mortality related to coral bleaching and physical degradation and destruction of coral reefs, including developing rapid response capabilities to implement measures to address coral-reef degradation, mortality and subsequent recovery</p>	<p>Decision VI/17, paragraph 10(e)</p>
<p><i>Invites</i> the Global Environment Facility, other funding institutions, and development agencies to provide financial support for the implementation of the elaborated programme of work on marine and coastal biodiversity</p>	<p>Paragraph 3, decision VII/20.</p>
Monitoring and indicators	

Text from existing decisions	Executive Secretary's comment
<i>Recognizes</i> that the development and use of indicators, particularly in the development phase, requires a financial and technical commitment from Parties, and therefore requests the financial mechanism and encourages bilateral and multilateral funding agencies to assist developing countries, in particular the least developed and small island developing States among them, and countries with economies in transition through the provision of financial assistance and training, as required and as appropriate, to develop and implement effective biodiversity indicators	Paragraph 4, decision VII/20.
For capacity-building, including taxonomy, to enable developing countries to develop and carry out an initial assessment for designing, implementing and monitoring programmes in accordance with Article 7, taking into account the special need of small island States (Note: The Conference of the Parties endorsed recommendation II/2 of the Subsidiary Body on Scientific, Technical and Technological Advice, concerning capacity-building for taxonomy)	Paragraph 2(b), decision III/5. The note in brackets could be deleted.
To strengthen capabilities to develop monitoring programmes and suitable indicators for biological diversity, in accordance with decision V/7	Paragraph 2(j), decision V/13. Decision V/7 has been superseded by decision VII/8. reference should therefore be to the latter.
Ecosystem approach	
<i>Requests</i> the interim institutional structure to implement the relevant provisions of the following decisions: II/3 on clearing-house mechanism, II/7 on consideration of Articles 6 and 8 of the Convention, II/8 on preliminary consideration of components of biological diversity particularly under threat and action which could be taken under the Convention, and II/17 on form and intervals of national reports by Parties;	Paragraph 11, decision II/6.

Text from existing decisions	Executive Secretary's comment
<p>For projects utilizing the ecosystem approach, without prejudice to differing national needs and priorities which may require the application of approaches such as single-species conservation programmes, in accordance with decision V/6</p>	<p>Paragraph 2(a), decision V/13.</p> <p>The relevant element of decision V/6 (capacity-building to implement the ecosystem approach) has been superseded by paragraphs 13 and 14 of decision VII/11. Reference should therefore be to decision VII/11.</p>
<p><i>Invites</i> the Global Environment Facility, in accordance with its mandate, and other funding institutions and development agencies to provide financial support for the implementation of the ecosystem approach, in accordance with decision VII/11</p>	<p>Paragraph 5, decision VII/20.</p>
<p>Biological diversity and climate change</p>	
<p><i>Requests</i> the financial mechanism, in accordance with its mandate, and invites other sources to provide financial support to developing country Parties, in particular the least developed and small island developing States among them, and countries with economies in transition, where appropriate, for:</p> <ul style="list-style-type: none"> (a) Country-driven activities, including pilot projects, aimed at projects related to ecosystem conservation, restoration of degraded lands and marine environments and overall ecosystem integrity that take into account impacts of climate change; (b) Assistance in capacity-building with the aim of increasing the effectiveness in addressing environmental issues through their commitments under the Convention on Biological Diversity, the United Nations Framework Convention on Climate Change, and the United Nations Convention to Combat Desertification, inter alia, by applying the ecosystem approach; (c) Assistance in developing synergy-oriented programmes to conserve and sustainably manage all ecosystems, such as forests, wetlands and marine environments, that also contribute to poverty eradication 	<p>Paragraph 6, decision VII/20.</p>

Text from existing decisions	Executive Secretary's comment
Global Taxonomy Initiative	
<p>Provide financial resources for country-driven activities within the context of its operation programmes to participate in the Global Taxonomy Initiative which take into account as appropriate, elements of the Suggestions for Action contained in the annex to decision IV/1 D</p>	<p>Paragraph 2, decision IV/13.</p> <p>Paragraph 3 of decision IV/1D which endorsed the Suggestions for Action was retired by decision VII/33. This guidance has been superseded by decision VI/17 and VII/20. For these reasons it could be deleted.</p>
<p>To continue promoting awareness of the Global Taxonomy Initiative in the relevant activities of the Global Environment Facility, such as the Country Dialogue Workshops, and to facilitate capacity-building in taxonomy, including in its Capacity Development Initiative</p>	<p>Paragraph 2(k), decision V/13.</p>
<p>For national and regional taxonomic capacity-building, as a basis for implementing the programme of work for the Global Taxonomy Initiative, with particular attention to funding country-driven pilot projects identified under the Global Taxonomy Initiative, taking into consideration the special needs of least developed countries and small island developing States</p>	<p>Paragraph 10(f), decision VI/17.</p>
<p><i>Invites</i> Parties, other Governments, regional and international organizations to take full account of the importance of taxonomic capacities in achieving the goals of the Convention, to support taxonomic activities to attain the 2010 target, and to provide all necessary support to national, and where appropriate regional taxonomic centres of research and expertise; and urges the Parties, other Governments and the Global Environment Facility, in accordance with its mandate, and other relevant funding organizations to provide adequate and timely support to developing countries to assist in the implementation of the Global Taxonomy Initiative, and for integrating taxonomic capacity-building activities into thematic and cross-cutting programmes, including supporting activities and projects, such as, where appropriate, stand-alone capacity-building projects</p>	<p>Paragraph 7, decision VII/20.</p>

Text from existing decisions	Executive Secretary's comment
Sustainable use	
<i>Invites</i> Parties and Governments, in collaboration with the Global Environment Facility and other relevant organizations, including the private sector, to develop and transfer technologies and provide financial support to assist in the implementation of the Addis Ababa Principles and Guidelines at the national level to ensure that the use of biological diversity is sustainable	Paragraph 8, decision VII/20.
Invasive alien species	
Provide adequate and timely support for country-driven projects at national, regional and sub-regional levels addressing the issue of alien species in accordance with decision IV/1 C	Paragraph 1, decision IV/13. The essence of this guidance has been captured in decisions VI/17 and VII/20 below. The paragraph is therefore redundant.
For activities to implement the Global Invasive Species Programme, in accordance with decision V/8	Paragraph 2(m), decision V/13. Decision V/8 has been superseded by decision VI/23. Reference should therefore be made to decision VI/23.
As a priority, for projects that assist with the development and implementation, at national and regional levels, of the invasive alien species strategies and action plans called for in paragraph 6 of decision V/8, in particular those strategies and actions related to geographically and evolutionarily isolated ecosystems, paying particular attention to the needs of least developed countries and small island developing States, including needs related to capacity-building	Paragraph 10(k), decision VI/17.

Text from existing decisions	Executive Secretary's comment
<p><i>Invites</i> the Global Environment Facility, in accordance with its mandate, other funding institutions and development agencies to provide financial support to developing countries, in particular the least develop countries and small island developing States among them, and countries with economies in transition, to assist in the improved prevention, rapid response and management measures to address threats of alien invasive species</p>	<p>Paragraph 9, decision VII/20.</p>
<p>Protected areas</p>	
<p><i>Requests</i> the interim institutional structure to implement the relevant provisions of the following decisions: II/3 on clearing-house mechanism, II/7 on consideration of Articles 6 and 8 of the Convention, II/8 on preliminary consideration of components of biological diversity particularly under threat and action which could be taken under the Convention, and II/17 on form and intervals of national reports by Parties;</p>	<p>Paragraph 11, decision II/6. Repetitive (see previous paragraph under “ecosystem approach”). Reference here should be limited to decision II/7 and II/8.</p>
<p><i>Requests</i> the Global Environment Facility, respecting national targets and priorities, to support the implementation of the programme of work, and in particular to:</p> <p>(a) In collaboration with other donors, encourage increased support to address the long-term financial sustainability of protected areas, including through different mechanisms and instruments, to help achieve the target of securing, by 2008, sufficient resources to meet the costs to effectively implement and manage national and regional systems of protected areas;</p> <p>(b) Further develop its portfolio on protected areas towards comprehensive, representative and effectively managed protected area systems addressing system wide needs; and</p> <p>(c) Support country driven early action by continuing to streamline its procedures and the provision of fast disbursing resources through expedited means.</p>	<p>Paragraph 10, decision VII/20.</p>
<p>Strategic plan</p>	

Text from existing decisions	Executive Secretary's comment
<p><i>Invites</i> the Global Environment Facility, in accordance with its mandate, to provide adequate and timely support to developing country Parties, in particular the least developed countries and small island developing States among them, and Parties with economies in transition, as appropriate for the implementation of activities to achieve and monitor progress towards the goals and targets identified in the framework for evaluation of progress towards implementation of the Strategic Plan of the Convention, in accordance with decision VII/30</p>	<p>Paragraph 11, decision VII/20.</p>
<p>Technology transfer and cooperation</p>	
<p><i>Decides</i> that based on needs and priorities identified by developing country Parties and countries with economies in transition, the Global Environment Facility, in accordance with its mandate and in collaboration with other interested funding agencies, shall, as appropriate, provide adequate and timely financial support for the implementation of the programme of work on technology transfer and technological and scientific cooperation, consistent with Articles 16 to 20 of the Convention, and in particular for:</p> <ul style="list-style-type: none"> (a) Building policy, legal, judicial and administrative capacity; (b) Facilitating access to relevant proprietary technologies; (c) Providing other financial and non-financial incentives for the diffusion of relevant technologies; (d) Building capacities of, and empowering, indigenous and local communities and all relevant stakeholders with respect to access to and use of relevant technologies; (e) Improving the capacity of national research institutions in developing countries and countries with economies in transition for the development of technologies, as well as for adaptation, diffusion and the further development of imported technologies consistent with their transfer agreement and international law including through fellowships and international exchange programmes; (f) Supporting the development and operation of regional or international initiatives to assist technology transfer and cooperation as well as scientific and technical cooperation, including those initiatives designed to facilitate South-South cooperation and South-South joint development of new technologies and also such cooperation among countries with economies in transition 	<p>Paragraph 12, decision VII/20.</p>
<p>Millennium Development Goals</p>	

Text from existing decisions	Executive Secretary's comment
<p><i>Urges</i> Parties, Governments, international financial institutions, donors, and relevant intergovernmental organizations, as a contribution towards the Millennium Development Goals, to implement development activities in ways that are consistent with, and do not compromise, the achievement of the objectives of the Convention on Biological Diversity and the 2010 target, including by improving environmental policies in relevant development agencies and sectors such as through integrating concerns relating to biodiversity and the Millennium Development Goals more directly into environmental impact assessments, strategic environmental assessments and other such tools, including at the national level through the national strategies for sustainable development and the poverty reduction strategies and programmes, and invites the Global Environment Facility to support capacity-building activities in developing countries for this purpose</p>	<p>Paragraph 13, decision VII/20.</p>
<p>National reporting</p>	
<p><i>Requests</i> the interim institutional structure to implement the relevant provisions of the following decisions: II/3 on clearing-house mechanism, II/7 on consideration of Articles 6 and 8 of the Convention, II/8 on preliminary consideration of components of biological diversity particularly under threat and action which could be taken under the Convention, and II/17 on form and intervals of national reports by Parties;</p>	<p>Paragraph 11, decision II/6.</p> <p>Repetitive. Reference here should be limited to decision II/17.</p>
<p>Continue to provide financial assistance for the preparation of national reports, having regard to the constraints and needs identified by Parties in their first national reports, in accordance with decision IV/14</p>	<p>Paragraph 6, decision IV/13.</p> <p>This has been superseded by subsequent guidance. In addition, the relevant paragraphs of decision IV/14 have been retired. This could therefore be deleted.</p>
<p>For the consultative processes referred to in paragraph 6 of decision V/19, which are aimed at assisting with the preparation of second national reports, taking into account the fact that the Conference of the Parties may develop guidelines for subsequent national reports</p>	<p>Paragraph 2(e), decision V/13.</p>

Text from existing decisions	Executive Secretary's comment
In a timely manner, to eligible Parties for the preparation of national reports	Paragraph 10(l), decision VI/17.
<i>Encourages</i> Parties, Governments, relevant bilateral, regional and multilateral organizations, and the Global Environment Facility to collaborate to strengthen the various capacities of Parties, particularly developing country Parties and countries with economies in transition, to prepare their future national and thematic reports	Paragraph 14, decision VII/20.
<i>Further encourages</i> Parties, Governments, relevant bilateral, regional and multilateral organizations, and the Global Environment Facility, to analyse the progress of Parties, particularly developing country Parties and countries with economies in transition, in implementing the Convention, in relation to those areas identified as a priority by those countries, in order to inter alia assist them in the preparation of their future national reports	Paragraph 15, decision VII/20.
<i>Requests</i> the Global Environment Facility to explore ways to expedite and simplify its procedures for allocating funds to the eligible countries to prepare their national reports to fulfil their reporting obligations under the Convention	Paragraph 16, decision VII/20.
<i>Invites</i> the Global Environment Facility to provide the necessary financial support to facilitate the preparation of the third national reports by the Parties	Paragraph 17, decision VII/20.
Education and public awareness	Decision VII/20
<i>Requests</i> the Global Environment Facility, in preparing projects in conformity with the Conference of the Parties guidance on policy, strategy, programme priorities and eligibility criteria, to include in such projects, when relevant to the project's objectives and consistent with national priorities, project components addressing: (b) Promotion of the understanding of the importance of, and measures required for the conservation and sustainable use of biological diversity;	Paragraph 6(b), decision III/5.
For capacity development for education, public awareness and communication in biological diversity at the national and regional levels, in accordance with decision V/17	Paragraph 2(l), decision V/13.
For capacity development and country-driven projects prioritized in the Global Initiative on Communication, Education and Public Awareness	Paragraph 10(o), decision VI/17.

Text from existing decisions	Executive Secretary's comment
<i>Invites</i> the Global Environment Facility, in accordance with its mandate, and other donor organizations to provide funding to developing countries, particularly the least developed and small island developing States among them, and countries with economies in transition for the implementation of their national communication, education and public-awareness programmes and activities	Paragraph 18, decision VII/20.
Access to genetic resources and fair and equitable sharing of benefits	
<i>Urges</i> the Global Environment Facility, along with Governments, regional economic integration organizations, and competent international, regional and national organizations, to support human and institutional capacity-building programmes for Governments, non-governmental organizations and local and indigenous communities, as appropriate, to promote the successful development and implementation of legislative, administrative and policy measures and guidances on access to genetic resources, including scientific, technical, business, legal and management skills and capacities	Paragraph 4, decision III/5.
<i>Requests</i> the Secretariat of the Convention and the Global Environment Facility to collaborate in preparing, for consideration by the Conference of the Parties at its fourth meeting, a proposal on the means to address the fair and equitable sharing of the benefits arising out of genetic resources including assistance to developing country Parties.	Paragraph 7, decision III/5. This was implemented. The paragraph could be deleted.
In accordance with decision IV/8, provide support for: (a) Stocktaking activities, such as, for example, assessments of current legislative, administrative and policy measures on access to genetic resources and benefit-sharing, evaluation of the strengths and weaknesses of a country's institutional and human capacity, and promotion of consensus building among its different stakeholders; (b) Formulation of access and benefit-sharing mechanisms at the national, subregional and regional levels, including monitoring, assessment, and incentive measures; (c) Capacity-building on measures on access to genetic resources and sharing of benefits, including capacity-building on economic valuation of genetic resources; (d) Within biodiversity projects, other specific benefit-sharing initiatives such as support for entrepreneurial developments by local and indigenous communities, facilitation of financial sustainability of projects promoting the sustainable use of genetic resources, and appropriate targeted research components	Paragraph 8, decision IV/13.

Text from existing decisions	Executive Secretary's comment
For projects that will address the issue of access and benefit-sharing, in accordance with decision V/26	Paragraph 2(g), decision V/13. This paragraph is redundant given decisions VI/17 and VII/20. It could be deleted.
For projects that assist with the implementation of the Action Plan on Capacity-building for Access and Benefit-sharing in support of the implementation of the Bonn Guidelines on Access to Genetic Resources and Fair and Equitable Sharing of the Benefit Arising out of their Utilization	Paragraph 10(m), decision VI/17. This paragraph is redundant in view of the succeeding paragraph.
<i>Reiterates</i> its guidance to the Global Environment Facility, as the institutional structure operating the financial mechanism of the Convention, to provide financial resources for country-driven projects based on national priorities that assist with the implementation of the Action Plan in support of the implementation of the Bonn Guidelines on Access to Genetic Resources and Fair and Equitable Sharing of Benefits Arising out of their Utilization, and further requests the Global Environment Facility, in accordance with its mandate, to support capacity-building regarding the transfer of technologies which enables providers to fully appreciate and actively participate in benefit-sharing arrangements at the stage of granting access permits	Paragraph 19, decision VII/20.
Biosafety	
For capacity-building in biosafety, including for the implementation by developing countries of the UNEP International Technical Guidelines on Safety in Biotechnology	Paragraph 2(a), decision III/5.
<i>Welcomes</i> the decision of the Council of the Global Environment Facility requesting its secretariat, in consultation with the Implementing Agencies and the Secretariat of the Convention on Biological Diversity, to develop an initial strategy for assisting countries to prepare for the entry into force of the Cartagena Protocol on Biosafety	Paragraph 1, decision V/13.

Text from existing decisions	Executive Secretary's comment
<p>For national capacity-building in biosafety, in particular for enabling effective participation in the Biosafety Clearing-House and in the implementation of the Action Plan for Building Capacities for the Effective Implementation of the Cartagena Protocol on Biosafety proposed by the Intergovernmental Committee on Cartagena Protocol at its second meeting, and for other needs identified in the recommendations of the Intergovernmental Committee at its second meeting for assisting developing countries to prepare for the entry into force of the Protocol</p>	<p>Paragraph 10(b), decision VI/17.</p> <p>Reference should be made to the implementation of the Action Plan for Building Capacities for the Effective Implementation of the Cartagena Protocol on Biosafety adopted by decision BS-I/5. Reference to the ICCP process should consequently be deleted.</p>
<p><i>Decides</i> to provide the following guidance to the Global Environment Facility to be implemented in a timely manner</p>	<p>Paragraph 20, decision VII/20.</p> <p>Redundant.</p>
<p><i>Decides</i> also upon the following eligibility criteria for funding by the Global Environment Facility:</p> <p>(a) All developing countries, in particular the least developed and small island developing States among them, and countries with economies in transition, including countries amongst these that are centres of origin and centres of genetic diversity, which are Parties to the Protocol, are eligible for funding by the Global Environment Facility in accordance with its mandate;</p> <p>(b) All developing countries, in particular the least developed and small island developing States among them, and countries with economies in transition, including countries amongst these that are centres of origin and centres of genetic diversity, which are Parties to the Convention and provide a clear political commitment towards becoming Parties to the Protocol, shall also be eligible for funding by the Global Environment Facility for the development of national biosafety frameworks and the development of national biosafety clearing-houses and other necessary institutional capabilities to enable a non-Party to become a Party. Evidence of such political commitment shall take the form of a written assurance to the Executive Secretary that the country intends to become a Party to the Protocol on completion of the activities to be funded</p>	<p>Paragraph 21, decision VII/20.</p>

Text from existing decisions	Executive Secretary's comment
<i>Stresses</i> that the provision of financial resources by the Global Environment Facility shall be for country-driven activities and programmes consistent with their national priorities and objectives	Paragraph 22, decision VII/20.
<i>Invites</i> developed country Parties, Governments, the Global Environment Facility, other donor agencies and relevant organizations to provide financial support and other assistance to developing country Parties, in particular the least developed and the small island developing States among them, and Parties with economies in transition, including countries amongst these that are centres of origin and centres of genetic diversity, to develop and implement capacity-building activities, including organization of national, regional and inter-regional capacity building workshops and preparatory meetings	Paragraph 23, decision VII/20.
<i>Invites</i> the Global Environment Facility to extend support for demonstration projects on implementation of the national biosafety frameworks to other eligible countries	Paragraph 24, decision VII/20.
<i>Urges</i> the Global Environment Facility to ensure a rapid implementation of its initial strategy for assisting countries to prepare for the ratification and implementation of the Protocol, and to support capacity-building for the establishment of national components of the Biosafety Clearing-House in a flexible manner, and to provide additional support for the development and/or strengthening of existing national and regional centres for training; regulatory institutions; risk assessment and risk management; infrastructure for the detection, testing, identification and long-term monitoring of living modified organisms; legal advice; decision-making; handling of socio-economic considerations; awareness-raising and technology transfer for biosafety	Paragraph 25, decision VII/20.

Text from existing decisions	Executive Secretary's comment
<p><i>Notes</i> that the role of the Global Environment Facility, in accordance with its mandate, in the Action Plan for Building Capacities for the Effective Implementation of the Protocol, adopted by the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety at its first meeting, includes:</p> <p>(a) Providing funding and other assistance to build necessary legislative and administrative frameworks, and for training in risk assessment and risk management;</p> <p>(b) Deciding on further areas for financial support for capacity-building in accordance with the identified priority needs of developing countries and countries with economies in transition, responses to the questionnaires, the outcomes of inter-sessional workshops, and its previous pilot project on biosafety;</p> <p>(c) Implementing the GEF Strategy to Assist Countries to Ratify and Implement the Protocol on Biosafety;</p> <p>(d) Facilitating the provision of technical support; and</p> <p>(e) Facilitating the use of existing and developing regional networks</p>	<p>Paragraph 26, decision VII/20.</p>
<p>National strategies, plans or programmes</p>	
<p><i>Requests</i> the interim institutional structure to implement the relevant provisions of the following decisions: II/3 on clearing-house mechanism, II/7 on consideration of Articles 6 and 8 of the Convention, II/8 on preliminary consideration of components of biological diversity particularly under threat and action which could be taken under the Convention, and II/17 on form and intervals of national reports by Parties</p>	<p>Paragraph 11, decision II/6.</p> <p>Reference should be made only to decision II/7.</p>
<p><i>Recalling</i> paragraph 6 of decision II/7, which emphasizes the importance of capacity/building and requests the interim financial mechanism under the convention to facilitate the urgent implementation of Articles 6 and 8 of the Convention by making available to developing country Parties financial resources for projects in a flexible and expeditious manner,</p>	<p>Preamble, decision III/6.</p> <p>This is redundant given subsequent COP decisions.</p>
<p>As a priority, for the elaboration, development, and revision as necessary, of national biodiversity strategies and action plans, and for activities which assist their implementation consistent with guidance to the Global Environment Facility from the Conference of the Parties</p>	<p>Paragraph 10(a), decision VI/17,</p>
<p>The knowledge, innovations and practices of indigenous and local communities</p>	

Text from existing decisions	Executive Secretary's comment
<i>Requests</i> the Global Environment Facility to examine the support of capacity-building projects for indigenous and local communities embodying traditional lifestyles related to the preservation and maintenance of their knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity with their prior informed consent and their participation	Paragraph 5, decision III/5.
For the implementation of the priority activities identified in the programme of work on Article 8(j) and related provisions, in accordance with decision V/16	Paragraph 2(i), decision V/13.
For the enhancement of national capacities for the establishment and maintenance of mechanisms to protect traditional knowledge at national and subnational levels, and for building the capacity of indigenous and local communities to develop strategies and systems for the protection of traditional knowledge	Paragraph 10(n), decision VI/17.
Incentive measures	
<i>Reconfirms</i> the importance of the Global Environment Facility's support for incentive measures, guidance for which was contained in Annex I to decision I/2, paragraph 4(i), taking note of decision III/18	Paragraph 3, decision III/5. Superseded by decision VI/17 (see below). The paragraph could be deleted.
Provide adequate and timely support for the design and approaches relevant to the implementation of incentive measures, including, where necessary, assessment of biological diversity of the relevant ecosystems, capacity--building necessary for the design and implementation of incentive measures and the development of appropriate legal and policy frameworks, and projects with components that provide for these incentives, in accordance with decision IV/10	Paragraph 7, decision IV/13.
For projects that incorporate incentive measures that promote the development and implementation of social, economic and legal incentive measures for the conservation and sustainable use of biological diversity, in accordance with decision V/15	Paragraph 2(h), decision V/13.

Text from existing decisions	Executive Secretary's comment
For projects that assist with the implementation of the programme of work on incentive measures, taking into consideration the specific circumstances of countries, in particular, least developed countries and small island developing States	Paragraph 10(j), decision VI/17.
Research	
<p><i>Requests</i> the Global Environment Facility, in preparing projects in conformity with the Conference of the Parties guidance on policy, strategy, programme priorities and eligibility criteria, to include in such projects, when relevant to the project's objectives and consistent with national priorities, project components addressing:</p> <p>(a) Targeted research which contributes to conservation of biological diversity and the sustainable use of its components including research for reversing current trends of biodiversity loss and species extinction;</p>	Paragraph 6(a), decision III/5.
Clearing-house mechanism	
<p><i>Requests</i> the interim institutional structure to implement the relevant provisions of the following decisions: II/3 on clearing-house mechanism, II/7 on consideration of Articles 6 and 8 of the Convention, II/8 on preliminary consideration of components of biological diversity particularly under threat and action which could be taken under the Convention, and II/17 on form and intervals of national reports by Parties;</p>	Paragraph 11, decision II/6. Reference should be made only to decision II/3
<p>For supporting the following activities as critical components in the implementation of the clearing-house mechanism at the national, subregional and regional levels, including in the pilot phase, to which critical components the Global Environment Facility shall give effect by implementing its revised operational criteria for enabling activities in relation to the clearing-house mechanism as quickly as possible:</p> <p>(i) capacity-building for the purpose of the clearing-house mechanism, including training in information systems technologies that will allow developing countries to take advantage of the recent developments in electronic communication, including the Internet;</p> <p>(ii) country-driven pilot projects, focused on priority areas identified by the Conference of the Parties which would enable developing countries to begin to implement the main features of the pilot-phase of the clearing-house mechanism</p>	Paragraph 2(d), decision III/5.

Text from existing decisions	Executive Secretary's comment
<p>In accordance with decision IV/2:</p> <p>(a) Support capacity-building activities and country-driven pilot projects focused on priority areas, as critical components in the implementation of the clearinghouse mechanism at the national, subregional, biogeographic, and regional levels, both during and after the pilot phase;</p> <p>(b) Provide, as appropriate, increased support, in the framework of country-driven projects to promote the objectives of the Convention, to establish and strengthen biodiversity information systems such as, inter alia, training, technology and processes related to the collection, organization, maintenance and updating of data and information and its communication to users through the clearinghouse mechanism;</p> <p>(c) Evaluate at the end of the clearinghouse mechanism pilot phase the experience of the Global Environment Facility's support for developing countries' activities, to consider additional efforts to meet the increasing interest in taking part in and having access to the clearinghouse mechanism, including in regional networking, and to report to the Conference of the Parties prior to the next meeting of the Subsidiary Body on Scientific, Technical and Technological Advice;</p>	<p>Paragraph 5, decision IV/13.</p> <p>Reference to decision IV/2 should be deleted.</p>
For participation in the clearing-house mechanism of the Convention, in accordance with decision V/14	Paragraph 2(f), decision V/13.
Biological diversity of dry and sub-humid lands	
As a priority, for projects which implement the Conventions programme of work on biodiversity of dry and sub-humid lands, in accordance with decision V/23, through the development, review and implementation of its operational programmes, in particular, the operational programme on arid and semi-arid ecosystems;	Paragraph 2(b.ii), decision V/13.
Agricultural biological diversity	
For supporting, as a priority, efforts for the conservation and sustainable use of biological diversity important to agriculture, in accordance with decision III/11	Paragraph 2(c), decision III/5.

Text from existing decisions	Executive Secretary's comment
As a priority, for projects which implement the Convention's programme of work on agricultural biodiversity, in accordance with decision V/5, through the timely finalization and implementation of its operational programme on agricultural biodiversity, and through the development and implementation of other relevant operational programmes	Paragraph 2(b.i), decision V/13.
For projects which assist with the development and implementation of the International Initiative for the Conservation and Sustainable Use of Pollinators in Agriculture, in accordance with decision V/5	Paragraph 2(c), decision V/13.
For country-driven capacity-building activities by developing country Parties, in particular, least developed countries and small island developing States among them, for the implementation of the Global Strategy for Plant Conservation	Paragraph 10(d), decision VI/17.
For projects that assist with the implementation of the Plan of Action for the International Initiative for the Conservation and Sustainable Use of Pollinators by developing country Parties, in particular, least developed countries and small island developing States	Paragraph 10(g), decision VI/17.
To build capacity of developing country Parties, in particular least developed countries and small island developing States, to participate effectively in the preparatory process for the first Report on the State of World's Animal Genetic Resources	Paragraph 10(h), decision VI/17.
Biological diversity of inland water ecosystems	
Within the context of implementing national biological diversity strategies and action plans, provide adequate and timely support to eligible projects which help Parties to develop and implement national, sectoral and cross-sectoral plans for the conservation and sustainable use of biological diversity of inland water ecosystems in accordance with decision IV/4	Paragraph 3, decision IV/13,

Text from existing decisions	Executive Secretary's comment
For the implementation of capacity-building measures for developing and implementing national and sectoral plans for the conservation and sustainable use of inland water ecosystems, including comprehensive assessments of the biological diversity of inland waters, and capacity-building programmes for monitoring the implementation of the programme of work and the trends in inland water biological diversity and for information gathering and dissemination among riparian communities	Paragraph 2(n), decision V/13.
For projects that assist with the implementation of the programme of work on biological diversity of inland water ecosystems	Paragraph 10(i), decision VI/17.
Forest biological diversity	
The Global Environment Facility should, in accordance with decision IV/7 and with Article 7 of the Convention and also within the context of implementing national biological diversity strategies and plans, provide adequate and timely financial support to Parties for projects and capacity-building activities for implementing the programme of work of forest biological diversity at the national, regional and subregional levels and the use of the clearing-house mechanism to include activities that contribute to halting and addressing deforestation, basic assessments and monitoring of forest biological diversity, including taxonomic studies and inventories, focusing on forest species, other important components of forest biological diversity and ecosystems under threat	Paragraph 4, decision IV/13. Reference to decision IV/7 should be deleted. The decision was retired by decision VII/33. Reference could be made to decision VI/22 which adopted an expanded programme of work on forest biological diversity.
As a priority, for projects which assist in the implementation of the programme of work on forest biodiversity at the national, subregional and regional levels, and consider the operational objectives of the aforementioned programme of work as guidance for funding, in accordance with decision V/4	Paragraph 2(b.iii), decision V/13. Decision V/4 has been superseded by decision VI/22. Reference should therefore be to the latter.

Text from existing decisions	Executive Secretary's comment
For country-driven projects focusing on the identified national priorities, as well as regional and international actions that assist the implementation of the expanded work programme considering conservation of biological diversity, sustainable use of its components and fair and equitable sharing of the benefits from genetic resources in a balanced way, underscoring the importance of ensuring long-term conservation, sustainable use, and benefit-sharing of native forests	Paragraph 10(c), decision VI/17.

Annex I:

Policy, Strategy, Programme Priorities and Eligibility Criteria for Access to and Utilization of Financial Resources

(From annex I to decision I/2)

I. Policy and Strategy

Financial resources should be allocated to projects that fulfil the eligibility criteria and are endorsed and promoted by the Parties concerned. Projects should contribute to the extent possible to build cooperation at the sub-regional, regional and international levels in the implementation of the Convention. Projects should promote utilization of local and regional expertise. The institutional structure should over time assist all eligible countries to fulfil their obligations under the Convention. Policy and strategy may be revised, as necessary, by the Conference of the Parties.

II. Eligibility Criteria

Only developing countries that are Parties to the Convention are eligible to receive funding upon the entry into force of the Convention for them. In accordance with the provisions of the Convention, projects that seek to meet the objectives of conservation of biological diversity and sustainable use of its components are eligible for financial support from the institutional structure.

III. Programme Priorities

1. The conservation of biological diversity and sustainable use of its components is one of the key elements in achieving sustainable development and therefore contribute to combating poverty.
2. All the actions contemplated in the Convention will have to be carried out at the national and international level, as appropriate. However, for the purpose of giving direction to the interim structure operating the financial mechanism, a list of programme priorities is given in paragraph 4 below. The list may be revised by the Conference of the Parties, as necessary.
3. Programme priorities should promote utilization of regional and local expertise and be flexible to accommodate national priorities and regional needs within the aims of the Convention.

4. The programme priorities are as follows:

- (a) Projects and programmes that have national priority status and that fulfil the obligations of the Convention
- (b) Development of integrated national strategies, plans or programmes for the conservation of biological diversity and sustainable use of its components in accordance with article 6 of the Convention
- (c) Strengthening conservation, management and sustainable use of ecosystems and habitats identified by national Governments in accordance with article 7 of the Convention
- (d) Identification and monitoring of wild and domesticated biodiversity components, in particular those under threat, and implementation of measures for their conservation and sustainable use
- (e) Capacity-building, including human resources development and institutional development and/or strengthening, to facilitate the preparation and/or implementation of national strategies, plans for priority programmes and activities for conservation of biological diversity and sustainable use of its components
- (f) In accordance with Article 16 of the Convention, and to meet the objectives of conservation of biological diversity and sustainable use of its components, projects which promote access to, transfer of and cooperation for joint development of technology
- (g) Projects that promote the sustainability of project benefits; that offer a potential contribution to experience in the conservation of biological diversity and sustainable use of its components which may have application elsewhere; and that encourage scientific excellence
- (h) Activities that provide access to other international, national and/or private sector funds and scientific and technical cooperation
- (i) Innovative measures, including in the field of economic incentives, aiming at conservation of biological diversity and/or sustainable use of its components, including those which assist developing countries to address situations where opportunity costs are incurred by local communities and to identify ways and means by which these can be compensated, in accordance with article 11 of the Convention
- (j) Projects that strengthen the involvement of local and indigenous people in the conservation of biological diversity and sustainable use of its components
- (l) Projects that promote the conservation and sustainable use of biological diversity of coastal and marine resources under threat. Also, projects which promote the conservation of biological diversity and sustainable use of its components in other environmentally vulnerable areas such as arid and semi-arid and mountainous areas;
- (l) Projects that promote the conservation and/or sustainable use of endemic species

(m) Projects aimed at the conservation of biological diversity and sustainable use of its components which integrate social dimensions including those related to poverty

Annex II:

**LIST OF DEVELOPED COUNTRY PARTIES AND OTHER PARTIES WHICH
VOLUNTARILY ASSUME THE OBLIGATIONS OF DEVELOPED COUNTRY PARTIES**

(From annex II to decision I/2)

A. List of developed country Parties

Australia	Luxembourg
Austria	Monaco
Canada	Netherlands
Denmark	New Zealand
Finland	Norway
France	Spain
Germany	Sweden
Greece	Switzerland
Iceland	United Kingdom of Great Britain and Northern Ireland
Italy	
Japan	

B. List of Parties which voluntarily assume the obligations of developed country Parties

ANNEX D

Draft Consolidated Text in accordance with the recommendation of the Ad Hoc Open-ended Working on Review of Implementation

DRY AND SUB-HUMID LANDS BIODIVERSITY

Text from existing decisions	Secretariat's comments
<p><i>The Conference of the Parties,</i></p> <p>1. <i>Establishes</i> a programme of work on the biological diversity of dryland, Mediterranean, arid, semi-arid, grassland, and savannah ecosystems, which may also be known as the programme on "dry and sub-humid lands", bearing in mind the close linkages between poverty and loss of biological diversity in these areas;</p>	<p>Paragraph 1, decision V/23</p>
<p>2. <i>Endorses</i> the programme of work contained in annex I to the present decision;</p>	<p>Paragraph 2, decision V/23</p>
<p>3. <i>Urges</i> Parties, countries, international and regional organizations, major groups and other relevant bodies to implement it, to support scientifically, technically and financially its activities at the national and regional levels and to foster cooperation among countries within regions and subregions sharing similar biomes;</p>	<p>Paragraph 3, decision V/23</p>
<p>4. <i>Endorses</i> the indicative list of levels of implementation and coordination for the various activities which are proposed in annex II, and the process described in the paragraphs 5, 6 and 7 below, and illustrated in annex III;</p>	<p>Paragraph 4, decision V/23.</p> <p>Paragraphs 6 and 7 of decision V/23 have been recommended for retirement pursuant to decision VII/33. Reference should therefore be made only to paragraph 5 and annexes II and III.</p>
<p>5. <i>Requests</i> the Subsidiary Body on Scientific, Technical and Technological Advice to review and assess periodically the status and trends of the biological diversity of dry and sub-humid lands on the basis of the outputs of the activities of the programme of work, and make recommendations for the further prioritization, refinement and scheduling of the programme of work based on the review by the Executive Secretary referred to in paragraph 8 below;</p>	<p>Paragraph 5, decision V/23.</p> <p>Paragraph 8 of decision V/23 has been recommended for retirement pursuant to decision VII/33. The words "<i>based on the review by the Executive Secretary referred to in paragraph 8 below</i>" should therefore be deleted.</p>
<p>6. <i>Requests</i> the Executive Secretary to establish a roster of experts on the biological diversity of dry and sub-humid lands. This should be carried out in close collaboration with the Executive Secretary of the</p>	<p>Paragraph 9, decision V/23</p>

Convention to Combat Desertification and other relevant bodies to provide synergy and avoid duplication;	
7. <i>Requests</i> the Executive Secretary to make available relevant information on the biological diversity of dry and sub-humid lands through various means, including the development in the clearing-house mechanism of a database on dry and sub-humid lands;	Paragraph 10, decision V/23
8. <i>Invites</i> bilateral and international funding agencies to provide support for the implementation of the activities of the programme of work on the biodiversity of dry and sub-humid lands, in particular for capacity-building in developing countries and countries with economies in transition.	Paragraph 11, decision V/23
9. <i>Adopts</i> the proposed process for the periodic assessment of the status and trends of biological diversity, in dry and sub-humid lands, as described in table 1 below, taking into account national laws, policies and programmes and recognizing the urgency for action in those countries severely affected by land degradation, focusing on strengthening the capacities of developing countries and countries with economies in transition to conduct assessments at the national level and build on the knowledge and structures of ongoing global assessments, as well as national assessments;	Paragraph 1, decision VII/2
10. <i>Adopts</i> the proposal prepared by the Executive Secretary for the further refinement of the programme of work and suggesting collaborating partners as indicated in the annex to the present decision;	Paragraph 2, decision VII/2. Reference should be to Annex IV of this Consolidated Text
11. <i>Requests</i> the Executive Secretary to ensure that the parts of the programme of work relating to other thematic programmes of work of the Convention are taken into account when developing and reviewing these programmes of work;	Paragraph 3, decision VII/2
12. <i>Requests</i> the Executive Secretary, in consultation with Parties, to develop targets for the implementation of the programme of work, taking into account especially national action programmes to combat desertification, the Global Strategy for Plant Conservation, the Global Taxonomy Initiative, the Strategic Plan of the Convention, as well as the Plan of Implementation of the World Summit on Sustainable Development, for consideration by the Subsidiary Body on Scientific, Technical and Technological Advice. Such a process could follow the approach taken in the development of the Global Strategy for	Paragraph 4, decision VII/2

Plant Conservation (decision VI/9, annex) and be in line with decision VII/8, on monitoring and indicators;	
<p><i>13. Requests</i> the Executive Secretary, in collaboration with the secretariats of the other Rio conventions and other biodiversity related conventions, to further develop mechanisms for facilitating the synergistic implementation of these conventions, especially at the national level, as described in sections III and IV of the note by the Executive Secretary on dry and sub-humid lands prepared for the eighth meeting of the Subsidiary Body on Scientific, Technical and Technological Advice (UNEP/CBD/SBSTTA/8/10). Such mechanisms could include:</p> <p>(a) Joint work programmes at the national level as appropriate;</p>	Paragraph 5, decision VII/2
(b) The activities of the joint liaison group of the three Rio conventions and potential additional members, and	
<p>(c) Joint activities with a focus on several elements:</p> <p>(i) Integration of activities related to national biodiversity strategies and action plans with national action programmes for the Convention to Combat Desertification, national adaptation programmes of action under the United Nations Framework Convention on Climate Change, Ramsar wetland policies and other relevant programmes, including national strategies for sustainable development and poverty reduction;</p> <p>(ii) Capacity-building, information systems, institutional arrangements and joint planning activities between the coordinating bodies and focal points of the conventions;</p> <p>(iii) Development of criteria for synergy projects and development and application of "good practice" synergy projects at the national level;</p> <p>(iv) Sound preparation, formulation of objectives, organization and follow-up of national and regional synergy workshops;</p> <p>(v) Training courses and awareness-raising among relevant stakeholders;</p> <p>(vi) Consultation, decision-making and implementation processes with the full participation of relevant stakeholders, including indigenous peoples and local communities, non-Governmental organizations and the private sector.</p> <p>These mechanisms should take into account existing experience, as documented by, inter alia, the Committee for the Review of the Implementation of the Convention to Combat Desertification (CRIC), and</p>	

the "Operational Guidelines for Expedited Funding of National Self Assessment of Capacity-building Needs" of the Global Environment Facility, and the role and responsibilities of the Global Environment Facility and the Global Mechanism of the Convention to Combat Desertification in promoting synergy;	
<i>14. Further</i> requests the Executive Secretary, in collaboration with the other Rio and other biodiversity related conventions, to facilitate at the national level the review of the national biodiversity strategies and action plans under the Convention on Biological Diversity, in order to harmonize them with the national action programmes under the Convention to Combat Desertification and the national adaptation plans of action under the United Nations Framework Convention on Climate Change, with a focus on poverty alleviation and inter-sectoral integration;	Paragraph 6, decision VII/2
<i>15. Recognizes</i> that the effective implementation of this programme of work is subject to the availability of financial, technological and human resources, and urges Parties, other Governments countries, international organizations, and relevant stakeholders that are in a position to do so to develop partnerships and other means to provide the necessary support;	Paragraph 7, decision VII/2
<i>16. Takes note</i> of the reports of the Millennium Ecosystem Assessment and the land degradation assessment in drylands project (LADA) of the Food and Agriculture Organization of the United Nations on how they address the assessment needs of the programme of work on biological diversity of dry and sub-humid lands, and especially on ways to strengthen national efforts to conduct assessments;	Paragraph 8, decision VII/2
<i>17. Welcomes</i> the joint work programme between the United Nations Convention to Combat Desertification and the Convention on Biological Diversity (UNEP/CBD/COP/7/INF/28) and Parties and relevant stakeholders to contribute to the implementation of its components.	Paragraph 9, decision VII/2

Table 1*(From decision VII/2)**Proposed process for the periodic assessment of status and trends of biological diversity in dry and sub-humid lands (Phases II-IV will depend on the recommendations made after completion of phase I)*

Phase I: 2002-2004 (COP7)	<p>1. Invite LADA and the Millennium Ecosystem Assessment to investigate how the needs of the dry and sub-humid lands could be integrated into the ongoing assessments, emphasizing proposals and ways to strengthen national efforts to conduct assessments.</p> <p>2. Develop proposals for mechanisms(s) linking national assessment to regional/global assessment/report processes.</p> <p>3. Participatory development of draft guidelines for national assessments, including indicators initiated.</p>
Phase II: 2004-2006 (COP8)	<p>4. Agree to final guidelines for national assessments and adoption for implementation.</p> <p>5. Implementation mechanism agreed upon and functional.</p>
Phase III: 2006-2012	<p>6. Data collection, processing and communication according to agreed guidelines and mechanisms.</p> <p>7. In 2010, Parties report on WSSD biodiversity-related targets, as appropriate.</p> <p>8. Global assessment report on status and trends of biological diversity, including information from national assessments.</p>
Phase IV: 10-year periodic assessment reports	<p>9. Periodic ten-year report based on continuous assessments at national level and up-scaling.</p>

Annex I

(From decision V/23)

PROGRAMME OF WORK ON DRY AND SUB-HUMID LANDS

(To be inserted)

Annex II

(From decision V/23)

**INDICATIVE LIST OF LEVELS OF IMPLEMENTATION OF THE PROGRAMME OF WORK
ON DRY AND SUB-HUMID LANDS**

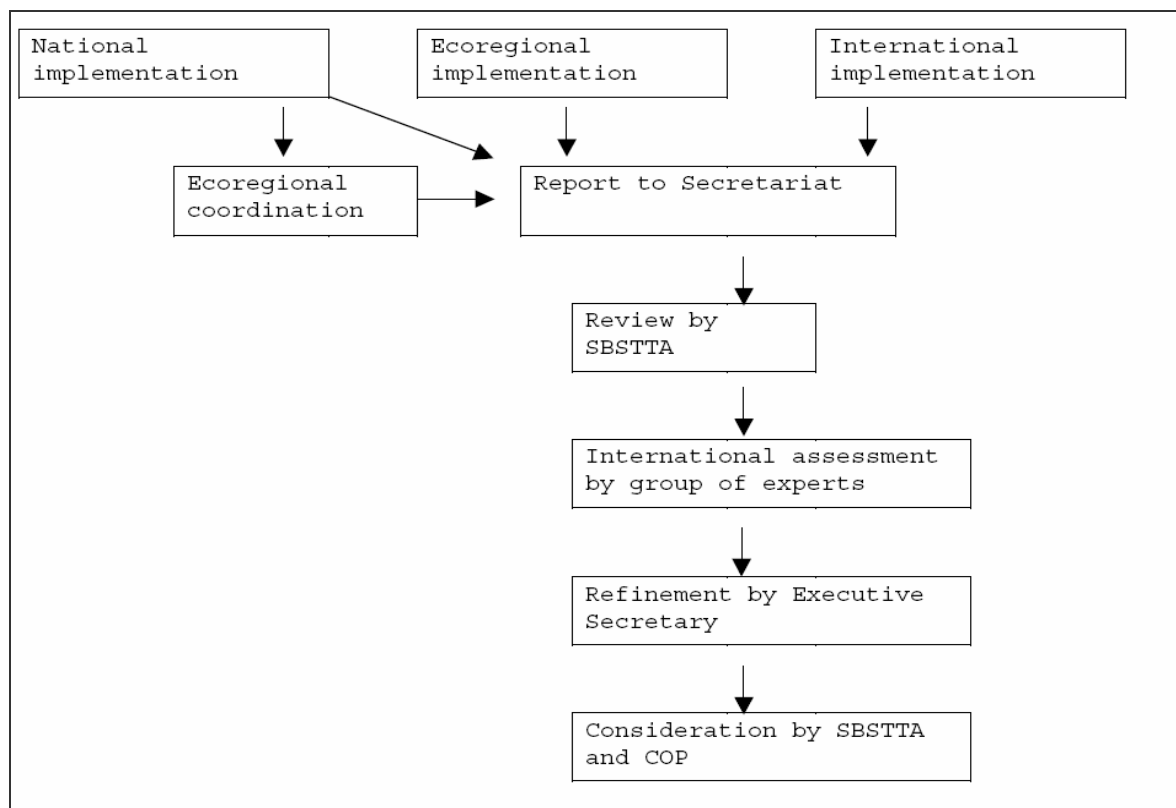
(To be inserted)

Annex III

(From decision V/23)

ILLUSTRATION OF THE PROCESS OUTLINED IN PARAGRAPHS 5, 6 and 7 OF DECISION V/23

[*Secretariat Comment:* The title could be changed to the following: “ILLUSTRATION OF THE PROCESS FOR THE PERIODIC REVIEW AND ASSESSMENT OF STATUS AND TRENDS” – so as to remove reference to paragraphs 6 and 7 of decision V/23 which have been recommended for retirement]



Annex IV

(From decision VII/2)

SYNTHESIS TABLE OF EXPECTED OUTCOMES AND TIMEFRAMES, POTENTIAL ACTORS,
AND INDICATORS OF PROGRESS IN THE IMPLEMENTATION OF THE PROGRAMME OF
WORK ON BIOLOGICAL DIVERSITY OF DRY AND SUB-HUMID LANDS

(To be inserted)

ANNEX E.

Draft Consolidated Text in accordance with the recommendations of the Ad Hoc Open-ended Working Group on Review of Implementation

ARTICLE 8(J) AND RELATED PROVISIONS

Text from existing decisions	Secretariat's comments
<i>The Conference of the Parties,</i>	
<i>Reaffirming</i> the spirit and the intent of the Convention as expressed in Article 8(j),	Preamble, decision III/14
<i>Recognizing</i> that Article 8(j) is closely linked with other Articles of the Convention, in particular Articles 10 (c), 17.2 and 18.4,	Preamble, decision III/14
<i>Taking note</i> of relevant activities within the United Nations system, in particular under the Commission on Human Rights, and of relevant international instruments, such as Convention 169 of the International Labour Organization,	Preamble, decision III/14
<i>Stressing</i> the need for Contracting Parties to implement Article 8 (j) and related articles and to initiate a process toward this end,	Preamble, decision III/14 The process was initiated by COP 4 through the establishment of the Working Group on Article 8(j).
<i>Realizing</i> the importance of biological diversity for indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity,	Preamble, decision III/14
<i>Emphasizing</i> the need for dialogue with representatives of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity within the framework of the Convention,	Preamble, decision III/14
<i>Recognizing</i> rights under national legislation of indigenous and local communities to control access to their knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity,	Preamble, decision III/14
<i>Reaffirming</i> the dynamic nature of traditional knowledge, innovations and practices,	Preamble, decision III/14
<i>Recognizing</i> that traditional knowledge should be given the same respect as any other form of knowledge in the implementation of the Convention,	Preamble, decision III/14
<i>Emphasizing</i> the need for Parties to initiate projects on capacity-building with indigenous and local communities to address concerns in the conservation and sustainable use of biological diversity and of equitable sharing of the benefits arising from the utilization of their knowledge, innovations and practices,	Preamble, decision III/14

<i>Recognizing</i> that issues related to traditional knowledge, innovations and practices go beyond the scope of the Convention,	Preamble, decision III/14
<i>Expressing</i> its sincere appreciation for the valuable contribution made by the participating representatives of the indigenous and local communities at the third meeting of the Conference of the Parties,	Preamble, decision III/14 Outdated. It should be deleted.
<i>Recalling</i> its decision III/14,	Preamble, decision IV/9. Should be deleted.
<i>Realizing</i> the importance for biological diversity of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity,	Preamble, decision IV/9 This paragraph is identical to the one contained in the preamble of decision III/14 (see the fifth preambular paragraph above). The paragraph should be deleted.
<i>Emphasizing</i> the need for dialogue with representatives of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity within the framework of the Convention,	Preamble, decision IV/9 This paragraph is identical to the one contained in the preamble of decision III/14 (see the sixth preambular paragraph above). This paragraph should be deleted.
<i>Welcoming</i> the report of the inter-sessional workshop on Article 8(j), held in Madrid from 24 to 28 November 1997,	Preamble, decision IV/9 This paragraph is outdated and should be deleted
<i>Expressing</i> its sincere appreciation to the Government of Spain for hosting the inter-sessional workshop,	Preamble, decision IV/9 Outdated and should be deleted
<i>Reaffirming</i> the dynamic nature of traditional knowledge, innovations and practices,	Preamble, decision IV/9 This paragraph is identical to the preamble of decision III/14 (see eighth preambular paragraph above). This paragraph should be deleted.
<i>Recognizing</i> that traditional knowledge should be given the same respect as any other form of knowledge in the implementation of the Convention,	Preamble, decision IV/9. This paragraph is identical to the preamble of decision III/14 (see ninth preambular paragraph above). This paragraph should be deleted.
<i>Recognizing also</i> that intellectual property rights may have implications for the implementation of the Convention and achievement of its objectives under Article 8(j),	Preamble, decision IV/9.
<i>Acknowledging</i> the importance of starting work as soon as possible on priority work programme elements,	Preamble, decision IV/9.
<i>Expressing</i> its sincere appreciation for the valuable	Preamble, decision IV/9.

contribution made by the participating representatives of the indigenous and local communities at the fourth meeting of the Conference of the Parties,	Outdated. It should be deleted.
<i>Recalling</i> its decision IV/9	Preamble, decision V/16.
<i>Recognizing</i> the need to respect, preserve and maintain knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity and promote their wider application,	Preamble, decision V/16.
<i>Emphasizing</i> the fundamental importance of ensuring the full and effective participation of indigenous and local communities in the implementation of Article 8(j) and related provisions,	Preamble, decision V/16
<i>Noting</i> the importance of integrating with the full and effective participation of indigenous and local communities the work on Article 8(j) and related provisions into national, regional and international strategies, policies and action plans,	Preamble, decision V/16
<i>Recognizing</i> the vital role that women play in the conservation and sustainable use of biodiversity, and emphasizing that greater attention should be given to strengthening this role and the participation of women of indigenous and local communities in the programme of work,	Preamble, decision V/16
<i>Further noting</i> the linguistic and cultural diversity among indigenous and local communities as well as differences in their capacities,	Preamble, decision V/16
<i>Noting</i> existing declarations by indigenous and local communities to the extent they relate to the conservation and sustainable use of biodiversity, including, in ter alia, the Kari Oca Declaration, the Mataatua Declaration, the Santa Cruz Declaration, the Leticia Declaration and Plan of Action, the Treaty for Life Forms Patent Free Pacific, the Ukupseni Kuna Yala Declaration, the Heart of the Peoples Declaration on Biodiversity and Biological Ethics, the Jovel Declaration on Indigenous Communities, Indigenous Knowledge and Biodiversity, the Chiapas Declaration, other relevant declarations and statements of Indigenous Forums, as well as Convention 169 of the International Labour Organization, Agenda 21 and other relevant international conventions,	Preamble, decision V/16
<i>Reaffirming</i> the importance of making Article 8(j) and related provisions of the Convention and provisions of international agreements related to intellectual property rights mutually supportive,	Preamble, decision V/16

<i>Further noting</i> that there are existing international agreements, intellectual property rights, current laws and policies that may have influence on the implementation of Article 8(j) and its related provisions,	Preamble, decision V/16
<i>Noting also</i> that the methods of implementation of Article 8(j) and related provisions differ among regions and countries in approach and capacity,	Preamble, decision V/16
<i>Recalling</i> decision V/16,	Preamble, decision VI/10. Should be deleted.
<i>Emphasizing</i> the need for dialogue with representatives of indigenous and local communities, particularly women for the conservation and sustainable use of biological diversity within the framework of the Convention,	Preamble, decision VI/10 Repeats what is contained in decision III/14 and IV/9. Should be deleted. The reference to women could be integrated into the sixth preambular paragraph above.
<i>Recalling</i> principle 10 of the Rio Declaration on Environment and Development,	Preamble, decision VI/10
<i>Recognizing</i> that the Convention on Biological Diversity is the primary international instrument with the mandate to address issues regarding the respect, preservation and maintenance of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity,	Preamble, decision VI/10
<i>Also recognizing</i> that indigenous and local communities have their own systems for the protection and transmission of traditional knowledge as part of their customary law,	Preamble, decision VI/10
<i>Further recognizing</i> the need to strengthen national laws, policies and other measures, where necessary, and the need for synergies with measures at the international level for the protection of traditional knowledge, innovations and practices of indigenous and local communities,	Preamble, decision VI/10

<i>Noting also</i> the work on the role of intellectual property rights in the implementation of access and benefit-sharing arrangements within the framework of the Ad Hoc Open-ended Working Group on Access and Benefit-Sharing,	Preamble, decision VI/10
<i>Aware of</i> the need for further work by the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention, on a number of issues relating to the protection of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity,	Preamble, decision VII/16H
A. Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions	
1. <i>Decides</i> that an inter-sessional process should be established to advance further work on the implementation of Article 8 (j) and related provisions with a view to producing a report for consideration at the fourth meeting of the Conference of the Parties;	Paragraph 7, decision III/14 The inter-sessional process was established at COP 4. The paragraph could be deleted.
2. <i>Decides</i> that an ad hoc open-ended inter-sessional working group be established to address the implementation of Article 8(j) and related provisions of the Convention. The mandate of this working group shall be: (a) To provide advice as a priority on the application and development of legal and other appropriate forms of protection for the knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity; (b) To provide the Conference of the Parties with advice relating to the implementation of Article 8(j) and related provisions, in particular on the development and implementation of a programme of work at national and international levels; (c) To develop a programme of work, based on the structure of the elements in the Madrid report (UNEP/CBD/COP/4/10/Add.1) as set out in the annex to the present decision; (d) To identify those objectives and activities falling within the scope of the Convention; to recommend priorities	Paragraph 1, decision IV/9 The wording of the chapeau could be reformulated to read: “Decides to establish....” Sub-paragraph (c) and the corresponding annex should be

<p>taking into account the programme of work of the Conference of the Parties, such as the equitable sharing of benefits; to identify for which work-plan objectives and activities advice should be directed to the Conference of the Parties and which should be directed to the Subsidiary Body on Scientific, Technical and Technological Advice; to recommend which of the work-plan objectives and activities should be referred to other international bodies or processes; to identify opportunities for collaboration and coordination with other international bodies or processes with the aim of fostering synergy and avoiding duplication of work;</p> <p>(e) To provide advice to the Conference of the Parties on measures to strengthen cooperation at the international level among indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity and make proposals for the strengthening of mechanisms that support such cooperation;</p>	<p>deleted since a POW was developed and adopted by COP 5 (decision V/16).</p>
<p>3. <i>Decides</i> that the working group shall be composed of Parties and observers, including, in particular, representation from indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity with participation to the widest possible extent in its deliberations in accordance with the rules of procedure;</p>	<p>Paragraph 2, decision IV/9</p>
<p>4. <i>Encourages</i> Parties to include representatives of indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity in their delegations;</p>	<p>Paragraph 3, decision IV/9</p>
<p>5. <i>Encourages</i> Parties to promote consultations among indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity concerning the issues to be dealt with in the working group;</p>	<p>Paragraph 4, decision IV/9</p>
<p>6. <i>Decides</i> that the working group shall report directly to the Conference of the Parties and that the working group may provide advice to the Subsidiary Body on Scientific, Technical and Technological Advice on issues relevant to its agenda;</p>	<p>Paragraph 7, decision IV/9</p>
<p>7. <i>Requests</i> Parties according to their capabilities to facilitate the representation, and financially and logistically support the active participation in the working group of the</p>	<p>Paragraph 12, decision IV/9</p>

indigenous and local communities from their territories;	
<p>8. <i>Encourages</i> Parties, when making applications to the interim financial mechanism for funding in respect of activities under Article 8(j) and related provisions, to consider: (a) priorities as set out in paragraph 10 and (b) projects in support of the development of national legislation and corresponding strategies on the implementation of Article 8(j), as well as (c) projects in support of preparations by indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity for their active participation in and contribution to the working group;</p>	<p>Paragraph 13, decision IV/9</p> <p>Paragraph 10 was retired by decision VII/33 since it focused on submission of case-studies by parties as short-term preparation activity for the work of the working group.</p> <p>Sub-paragraph (a) of this paragraph could therefore be deleted.</p>
<p>9. <i>Requests</i> the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention, with the collaboration of relevant international organizations and bodies such as the United Nations Permanent Forum on Indigenous Issues to:</p> <p>(a) Consider non-intellectual-property-based sui generis forms of protection of traditional knowledge, innovations and practices relevant for the conservation and sustainable use of biodiversity;</p> <p>(b) Further develop, as a priority issue, elements for sui generis systems, listed in the annex to the present decision, for protection of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity and ensure benefit-sharing arrangements for these communities when their traditional knowledge and associated genetic resources are accessed;</p> <p>(c) Review the relevance and applicability of the Bonn Guidelines to the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention in accordance with decision VI/24 A of the Conference of the Parties;</p> <p>(d) Review and, if appropriate, make recommendations regarding the international regime on access and benefit-sharing with a view to including sui generis systems and measures for the protection of knowledge, innovations, and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity;</p> <p>(e) Assess the role of databases and registers in the protection of traditional knowledge, innovations and</p>	<p>Paragraph 6, decision VII/16H</p>

practices embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity;	
(f) Explore, taking into account the work of the World Intellectual Property Organization and the United Nations Permanent Forum on Indigenous Issues, the potential of and conditions under which the use of existing as well as new forms of intellectual property rights can contribute to achieving the objectives of Article 8(j) and related provisions of the Convention;	
B. Programme of Work	
<i>The Conference of the Parties,</i> <i>Noting</i> the need for a long-term approach to the programme of work on implementation of Article 8(j) and related provisions of the Convention on Biological Diversity, within a vision to be elaborated progressively, in line with the overall objectives set out in Article 8(j) and related provisions,	Preamble, decision V/16
<i>Also recalling</i> the second phase of the programme of work and the general principles on the implementation of Article 8(j) and related provisions,	Preamble, decision VI/10. Delete the word “ also ”.
<i>Further recalling</i> paragraph 2 of decision V/16 to complete task 7 relating to the fair and equitable sharing of benefits and task 12 concerning the safeguard and full guarantee of the rights of indigenous and local communities over their traditional knowledge, innovations and practices (which could include sui generis systems) within the context of the Convention of the first phase of the programme of work, and that tasks 5 and 11 have not been completed,	Preamble, decision VI/10.
<i>Noting</i> the progress made in the integration of relevant tasks of the programme of work in the thematic programmes of the Convention, and in the implementation of the priority tasks of the programme of work on Article 8(j) and related provisions,	Preamble, decision VI/10
1. <i>Endorses</i> the programme of work as contained in the annex to the present decision, which shall be subject to periodic review during its implementation;	Paragraph 1, decision V/16.
2. <i>Decides</i> to implement the programme of work giving priority to tasks 1, 2, 4, 5, 8, 9 and 11, as well as 7 and 12, which shall be initiated following completion of tasks 5, 9 and 11;	Paragraph 2, decision V/16.
3. <i>Urges</i> Parties and Governments in collaboration with relevant organizations, subject to their national legislation, to promote and implement this programme of work, and to integrate the tasks identified into their ongoing programmes as appropriate to national circumstances, taking into account the identified collaboration opportunities;	Paragraph 3, decision V/16.

4. <i>Requests</i> Parties, Governments and relevant organizations to take full account of existing instruments, guidelines, codes and other relevant activities in the implementation of the programme of work;	Paragraph 4, decision V/16.
5. <i>Encourages</i> the participation of indigenous and local communities in the work of the Ad Hoc Open-ended Working Group on Access and Benefit-sharing on the development of guidelines and other approaches to ensure the respect, preservation and maintenance of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity;	Paragraph 5, decision V/16
6. <i>Requests</i> Parties, Governments, and international, regional and national organizations to provide appropriate financial support for the implementation of the programme of work;	Paragraph 7, decision V/16
7. <i>Requests</i> Parties, Governments, subsidiary bodies of the Convention, the Executive Secretary and relevant organizations, including indigenous and local communities, when implementing the programme of work contained in the annex to the present decision and other relevant activities under the Convention, to fully incorporate women and women's organizations in the activities;	Paragraph 10, decision V/16
8. <i>Invites</i> Parties and Governments to support the participation of the International Indigenous Forum on Biodiversity, as well as relevant organizations representing indigenous and local communities, in advising the Conference of the Parties on the implementation of Article 8(j) and related provisions;	Paragraph 11, decision V/16
9. <i>Emphasizes</i> once again the need for case-studies developed in conjunction with indigenous and local communities requested in paragraphs 10 (b) and 15 of its decision IV/9, to enable a meaningful assessment of the effectiveness of existing legal and other appropriate forms of protection for the knowledge, innovations and practices of indigenous and local communities;	Paragraph 13, decision V/16. Delete the words "once again" and "requested in paragraphs 10(b) and 15 of its decision IV/9". Insert after the word "communities" the following wording: "on: (a) the influence of international instruments, intellectual property rights, current laws and policies on knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity; and (b) Article 8(j) and intellectual property rights, including existing sui generis systems and/or adapted forms of protection to the knowledge, innovations and practices of indigenous and local

	communities relevant to the conservation and sustainable use of biological diversity,....” The suggested wording is from paragraphs 10(b) and 15 of decision IV/9.
10. <i>Invites</i> Parties and Governments to exchange information and share experiences regarding national legislation and other measures for the protection of the knowledge, innovations and practices of indigenous and local communities;	Paragraph 15, decision V/16.
11. <i>Recognizes</i> that the maintenance of knowledge, innovations, and practices of indigenous and local communities is dependent on the maintenance of cultural identities and the material base that sustains them and invites Parties and Governments to take measures to promote the conservation and maintenance of such identities;	Paragraph 16, decision V/16
12. <i>Requests</i> Parties to support the development of registers of traditional knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity through participatory programmes and consultations with indigenous and local communities, taking into account strengthening legislation, customary practices and traditional systems of resource management, such as the protection of traditional knowledge against unauthorized use;	Paragraph 17, decision V/16
13. <i>Emphasizes</i> the need for arrangements controlled and determined by indigenous and local communities, to facilitate cooperation and information exchange among indigenous and local communities, for the purposes of, inter alia, helping to ensure that such communities are in a position to make informed decisions on whether or not to consent to the release of their knowledge, and, in this respect: a) Requests the Executive Secretary, to fully utilize the clearing-house mechanism, to cooperate closely with indigenous and local communities to explore ways in which such needs may best be addressed; b) Invites Parties to consider ways and means of providing the necessary resources to enable the Secretariat to undertake the above-mentioned tasks;	Paragraph 19, decision V/16.
14. <i>Further requests</i> Parties and international financial institutions to explore ways of providing the necessary funding for these activities	Paragraph 20, decision V/16

C. Report on progress in the integration of relevant tasks of the programme of work on Article 8(j) and related provisions into the thematic programmes of the Convention on Biological Diversity	
<p><i>The Conference of the Parties,</i></p> <p>1. <i>Notes</i> the progress made in the integration of the relevant tasks of the programme of work in the thematic programmes of the Convention and emphasizes to Parties the need for further action on:</p> <ul style="list-style-type: none"> a. With regard to forest biological diversity, the development of methodologies to advance the integration of traditional forest-related knowledge into sustainable forest management, promotion of activities to assemble management experiences and scientific, indigenous and local information at the national and local levels, and dissemination of research results and syntheses of reports on relevant scientific and traditional knowledge on key forest biological issues; b. With regard to marine and coastal biological diversity, the provision of information regarding approaches to the management of marine and coastal living resources in relation to those used by indigenous and local communities; c. With regard to inland water ecosystems, the implementation of the guidelines for establishing and strengthening local communities' and indigenous peoples' participation in the management of wetlands, adopted by the Conference of the Parties to the Ramsar Convention, through its resolution VII.8; d. With regard to agricultural biological diversity, the need to support local dryland and sub-humid ecosystems, and capacity-building to promote farming practices and information exchange to assist farmers and indigenous and local communities to transform unsustainable agricultural practices to sustainable ones and to increase productivity; 	<p>Paragraph 2, decision VI/10</p>
<p>2. <i>Urges</i> Parties, where they have not already done so, to include information in their national reports on each of the thematic programmes dealt with under the Convention on Biological Diversity, on:</p>	<p>Paragraph 3, decision VI/10</p>

<ul style="list-style-type: none"> a. The status and trends in relation to traditional knowledge, innovations and practices of indigenous and local communities; b. Measures taken to enhance the participation of indigenous and local communities, particularly that of women from such communities, and their relevant organizations in the implementation of national work programmes in each of the thematic areas; and c. Capacity-building measures taken to facilitate the involvement of indigenous and local communities and the application of the knowledge they hold, with their prior informed consent, in the management, conservation and sustainable use of biological diversity in each of the thematic areas at national, subnational and local levels; 	
<p>3. <i>Notes</i> the progress made in the integration of the relevant tasks of the programme of work in the thematic programmes of the Convention;</p>	<p>Paragraph 1, decision VII/16B. Repeats what is contained in paragraph 2 of decision VI/10 (see paragraph 1 above). Could be deleted.</p>
<p>4. <i>Requests</i> the Executive Secretary to prepare a progress report on the integration of the relevant tasks of the programme of work on Article 8(j) into each of the thematic areas for the consideration of the Ad Hoc Working Group on Article 8(j) and Related Provisions at its fourth meeting.</p>	<p>Paragraph 2, decision VII/16B</p>
<p>D. Review of progress in the implementation of the priority tasks of the programme of work on Article 8(j) and related provisions</p>	
<p><i>The Conference of the Parties,</i></p> <p>1. <i>Notes</i> the progress made in the implementation of the priority tasks of the programme of work on Article 8(j) and related provisions;</p>	<p>Paragraph 1, decision VII/16C</p>
<p>2. <i>Urges</i> Parties, where they have not already done so, to include information in their national reports on the status and trends in relation to knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity and on progress made in the implementation of the priority tasks of the programme of work at the international, national, subnational and local levels;</p>	<p>Paragraph 2, decision VII/16C</p>

3. <i>Requests</i> the Executive Secretary to prepare a report on progress on the implementation of the programme of work on Article 8(j) and related provisions based on information submitted in national reports, and other relevant information, for the next meeting of the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions.	Paragraph 3, decision VII/16C This task will have been completed by COP 8. The paragraph could be deleted.
E. Development of elements of <i>sui generis</i> systems for the protection of traditional knowledge, innovations and practices	
<i>The Conference of the Parties,</i> <i>Recalling</i> decision VI/10 in which the Conference of the Parties recognized that the Convention on Biological Diversity is the primary international instrument with the mandate to address issues regarding the respect, preservation and maintenance of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity,	Preamble, decision VII/16 H.
<i>Recalling</i> paragraph 34 of decision VI/10,	Preamble, decision VII/16 H.
<i>Recalling also</i> paragraph 11 of decision V/26 A, by which the Conference of the Parties decided that the Ad Hoc Open-ended Working Group on Access and Benefit-sharing shall maintain communication and exchange of information with the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention,	Preamble, decision VII/16 H.
<i>Recognizing</i> that the preservation and maintenance of knowledge, innovations and practices of indigenous communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity are linked to the continued stewardship by indigenous and local communities of biological resources on lands and waters traditionally occupied or used by them,	Preamble, decision VII/16 H
<i>Also recognizing</i> that indigenous and local communities have their own systems, as part of their customary laws, for preserving and maintaining traditional knowledge, innovations and practices as well as for the protection and transmission of traditional knowledge,	Preamble, decision VII/16 H
<i>Recognizing</i> the transboundary distribution of some biological and genetic resources and associated traditional knowledge,	Preamble, decision VII/16 H
<i>Recognizing also</i> the collective and inter-generational nature of traditional knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity,	Preamble, decision VII/16 H

<i>Recognizing also</i> the need to halt the misuse and misappropriation of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity and related genetic resources through effective mechanisms that will protect the rights of indigenous and local communities,	Preamble, decision VII/16 H
<i>Recognizing</i> the importance of access and benefit-sharing arrangements in the conservation of genetic resources and the preservation and maintenance of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity,	Preamble, decision VII/16 H
<i>Noting</i> that a mix of defensive and positive measures, taking into account both proprietary and non-proprietary aspects, may be necessary for the protection of traditional knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity,	Preamble, decision VII/16 H
<i>Recognizing</i> that a <i>sui generis</i> system for the protection of traditional knowledge at the international level may enable indigenous and local communities to effectively protect their knowledge against misuse and misappropriation and that such a system should be flexible and respect the interests and rights of indigenous and local communities,	Preamble, decision VII/16 H
<i>Recognizing</i> that while in some cases databases and registers may play a role in the protection of traditional knowledge, innovations and practices, such databases and registers are only one approach in the effective protection of traditional knowledge, innovations and practices and their establishment should be voluntary, not a requirement for protection, and established with the prior informed consent of indigenous and local communities, and further recognizing, if indigenous and local communities decide to use such databases and registers, the need for funding and capacity-building for indigenous and local communities regarding the establishment and maintenance of such databases and registers,	Preamble, decision VII/16H
<i>Emphasizing</i> that any <i>sui generis</i> system for the protection of traditional knowledge, innovations and practices needs to be developed taking into consideration customary law and practices with the full and effective involvement and participation of concerned indigenous and local communities,	Preamble, decision VII/16H
<i>Recognizing</i> that traditional knowledge, innovations and practices are sometimes accessed without the consent of indigenous and local communities and that these communities have a right to grant or refuse such access as well as to determine the level of such access, subject to Article 8(j),	Preamble, decision VII/16H
<i>Concerned</i> that some traditional knowledge, innovations	Preamble, decision VII/16H

and practices have been accessed without the prior informed consent of indigenous and local communities and recognizing that necessary steps should be taken to ensure the respect of prior informed consent for any future use of traditional knowledge, subject to Article 8(j),	
1. <i>Encourages</i> Governments, relevant international and regional organizations and representatives of indigenous and local communities embodying traditional lifestyles relevant to the conservation and sustainable use of biological diversity to conduct and communicate to the Executive Secretary, case studies for dissemination through means such as the clearing-house mechanism and <i>requests</i> the Executive Secretary to compile case-studies submitted under decisions of the Conference of the Parties at its third and fourth meetings relating to Article 8(j) and intellectual property rights, including existing <i>sui generis</i> systems and/or adapted forms of protection to the knowledge, innovations and practices of indigenous and local communities relevant to the conservation and sustainable use of biological diversity for transmittal to the World Intellectual Property Organization and for use in initiatives on legislating on the implementation of Article 8(j) and related provisions;	Paragraph 15, decision IV/9 Delete the words “under decisions of the Conference of the Parties at its third and fourth meetings.”
2. <i>Requests</i> the Executive Secretary to continue gathering and analysing information on the issues set out in paragraphs 34 (b) to (e) of decision VI/10 and disseminate this information through the clearing house mechanism;	Paragraph 1, decision VII/16H Paragraph 34 has been recommended for retirement, consequently this paragraph could be deleted as well.
3. <i>Invites</i> Parties, Governments, indigenous and local communities, and relevant international organizations to communicate to the Executive Secretary any relevant information on existing indigenous, local, national and regional <i>sui generis</i> systems for the protection of the knowledge, innovations and practices of indigenous communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity and any relevant information on innovative policy, administrative and legislative measures that are supportive of customary law and practices;	Paragraph 2, decision VII/16H
4. <i>Requests</i> the Executive Secretary to compile information on issues identified in paragraph 2 above, and on the nature of customary laws and traditional protocols of indigenous and local communities relating to customary uses and the conservation and sustainable use of biological diversity, in cooperation with indigenous and local communities, for consideration by the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention;	Paragraph 3, decision VII/16H. Reference should be to paragraph 3 above .
5. <i>Requests</i> the Executive Secretary, based on submissions by Parties, Governments, indigenous and local communities	Paragraph 4, decision VII/16H

and relevant international organizations, to develop, in cooperation with the ongoing work on the use of terms in the Ad Hoc Open-ended Working Group on Access and Benefit-Sharing and in consultation with Parties, indigenous and local communities and relevant international organizations, a glossary of terms relevant to Article 8(j) and related provisions for the consideration by the fourth meeting of the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention;	
6. <i>Decides</i> on appropriate mechanisms for better cooperation between the Ad Hoc Open-ended Working Group on Access and Benefit-Sharing and the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention in order to ensure the participation and involvement of indigenous and local communities in the Ad Hoc Open-ended Working Group on Access and Benefit-Sharing;	Paragraph 5, decision VII/16H
7. <i>Invites</i> Parties and Governments to consider appropriate measures, with the full and effective participation of indigenous and local communities, to implement at local, national, subregional, regional and international levels <i>sui generis</i> systems and other new innovative mechanisms that ensure the protection of traditional knowledge, innovations and practices taking into consideration customary law and traditional practices;	Paragraph 7, decision VII/16H
8. <i>Requests</i> the Executive Secretary, with the cooperation of Parties, indigenous and local communities and relevant international organizations, to collect information on the role of databases and registers in the protection of traditional knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity;	Paragraph 8, decision VII/16H
9. <i>Invites</i> Parties, Governments and international organizations to strengthen the capacity of indigenous and local communities to protect, use, preserve, maintain and promote their traditional knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity;	Paragraph 9, decision VII/16H
10. <i>Invites</i> both Parties and indigenous and local communities to share national experiences amongst themselves on local and national approaches, as well as international approaches, for the protection of traditional knowledge and to consider the harmonization of approaches at the regional level;	Paragraph 10, decision VII/16H
11. <i>Requests</i> the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions to develop elements of an ethical code of conduct to ensure respect for the cultural and intellectual heritage of indigenous and local communities relevant for the	Paragraph 5, decision VII/16I

conservation and sustainable use of biological diversity, taking into account task 16 of the programme of work on Article 8(j) and related provisions.	
F. Assessment of the effectiveness of existing sub-national, national and international instruments, particularly intellectual property rights instruments, that may have implications for the protection of the knowledge, innovations and practices of indigenous and local communities	
<i>The Conference of the Parties,</i> 1. <i>Requests</i> those Parties that have not yet done so to develop national legislation and corresponding strategies for the implementation of Article 8 (j) in consultation particularly with representatives of their indigenous and local communities;	Paragraph 1, decision III/14
2. <i>Urges</i> Parties to supply information about the implementation of Article 8 (j) and related articles, for example, national legislation and administrative and incentive measures, and to include such information in national reports;	Paragraph 2, decision III/14
3. <i>Requests</i> the interim financial mechanism to examine the support of capacity-building projects for indigenous and local communities embodying traditional lifestyles related to the preservation and maintenance of their knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity with their prior informed consent and their participation;	Paragraph 5, decision III/14. Outdated. Should be deleted.
4. <i>Invites</i> the Intergovernmental Committee on Intellectual Property and Genetic Resources, Traditional Knowledge and Folklore of the World Intellectual Property Organization to continue its efforts to promote the more effective participation of indigenous and local communities in its work and invites the Intergovernmental Committee to examine and consider mechanisms to protect traditional knowledge, such as the disclosure of the origin of relevant traditional knowledge in applications for intellectual property rights;	Paragraph 31, decision VI/10
5. <i>Invites</i> the Scientific, Technical, and Research Commission of the Organization of African Unity to continue its work and requests the Executive Secretary to encourage and assist the African Union to facilitate implementation of, in a manner consistent with the Convention on Biological Diversity, the African Model Law for the Protection of the Rights of Local Communities, Farmers and Breeders and for the Regulation of Access to Biological Resources;	Paragraph 32, decision VI/10
6. <i>Also invites</i> Parties and Governments, with the approval and involvement of indigenous and local communities representatives, to develop and implement strategies to protect traditional knowledge, innovations and practices based on a combination of appropriate approaches, respecting customary laws and practices, including the use	Paragraph 33, decision VI/10

of existing intellectual property mechanisms, <i>sui generis</i> systems, customary law, the use of contractual arrangements, registers of traditional knowledge, and guidelines and codes of practice, with the support of relevant intergovernmental organizations such as the Working Group on Indigenous Populations of the United Nations Commission on Human Rights, the Permanent Forum on Indigenous Issues established by the Economic and Social Council, the World Health Organization, the World Intellectual Property Organization, the United Nations Educational, Scientific and Cultural Organization, and the United Nations Conference on Trade and Development;	
7. <i>Also requests</i> the Executive Secretary to continue to compile information provided by Parties and Governments relating to existing national legislation and other measures for the protection of traditional knowledge, innovations and practices;	Paragraph 35, decision VI/10
8. <i>Invites</i> the World Trade Organization and the World Intellectual Property Organization to make available to the Executive Secretary information referred to in paragraph 35 above provided through their respective notification systems;	Paragraph 36, decision VI/10. Reference should be to “paragraph 7 above.”
9. <i>Requests</i> the Executive Secretary to make the information referred to in paragraphs 35 and 36 above available through, inter alia, the clearing-house mechanism, with a view to enabling Parties and Governments to monitor the implementation of Article 8(j) and to identify best practices;	Paragraph 37, decision VI/10. Reference should be to “paragraphs 7 and 8 above”
10. <i>Encourages</i> Parties and Governments, where they have not already done so, to take measures to establish or improve operational links between their national governmental intellectual-property bodies, national focal points of the Convention on Biological Diversity, and indigenous and local communities and their organizations in order to better coordinate and institute measures to protect their traditional knowledge, innovations and practices relevant to the conservation and sustainable use of biological diversity, particularly with regard to traditional-knowledge documentation initiatives and community-based registries of traditional knowledge;	Paragraph 39, decision VI/10
11. <i>Invites</i> Parties and Governments, with the approval and involvement of indigenous and local communities to examine the feasibility of establishing mechanisms to protect the traditional knowledge, innovations and practices of these communities relevant to the conservation and sustainable use of biological diversity, taking into consideration customary laws and practices, and subject to national legislation:	Paragraph 41, decision VI/10
12. <i>Further invites</i> Parties and Governments, indigenous	Paragraph 43, decision VI/10

and local communities and relevant organizations to exchange national experiences among countries where progress has been made in incorporating elements of customary law relevant for the protection of traditional knowledge, innovations and practices of indigenous and local communities in national legislation;	
<p>13. <i>Also invites</i> Parties and Governments, indigenous and local community organizations and other relevant organizations to submit case-studies and other relevant information for the Executive Secretary to compile and disseminate through the clearing-house mechanism concerning:</p> <ul style="list-style-type: none"> a. Information regarding the nature, diversity and status under national laws of customary laws of indigenous and local communities, collected with their full and effective participation; b. The development of strategies by indigenous and local communities to protect their traditional knowledge, innovations and practices, emphasizing the approaches used, the method of implementation and problems encountered; c. The establishment of operational links between national intellectual-property authorities and indigenous and local communities to facilitate the protection of their traditional knowledge, innovations and practices relevant to the conservation and sustainable use of biological diversity; d. Experiences in the implementation of regionally harmonized sui generis systems; and e. The activities and conduct of researchers and academic institutions pertinent to the protection and promotion of traditional knowledge, innovations and practices; 	Paragraph 44, decision VI/10
14. <i>Requests</i> the Executive Secretary to disseminate the case-studies and information referred to in paragraph 44 above through the clearing-house mechanism and other relevant means;	Paragraph 45, decision VI/10 Reference should be made to "paragraph 13 above."
15. <i>Invites</i> Parties and Governments to encourage the disclosure of the origin of relevant traditional knowledge, innovations and practices of indigenous and local communities relevant to the conservation and sustainable use of biological diversity in applications for intellectual property rights, where the subject matter of the application concerns or makes use of such knowledge in its development;	Paragraph 46, decision VI/10

16. Urges Parties and Governments to examine, as appropriate, relevant provisions of the Convention on Biological Diversity with respect to prior informed consent and mutually agreed terms where traditional knowledge is used in its original form or in the development of new products and/or new applications;	Paragraph 47, decision VI/10
G. Participatory Mechanisms for Indigenous and Local Communities	
<i>The Conference of the Parties,</i> <i>Recognizing</i> the need to further explore ways and means to enhance the full and effective participation of indigenous and local communities in the Convention process,	Preamble, decision VI/10
<i>Recalling</i> decisions VI/10 and VI/18 of the Conference of the Parties,	Preamble, decision VII/16G. Should be deleted.
<i>Recognizing</i> the importance of the full and effective participation of indigenous and local communities in the Convention process and in decision-making processes and the implementation of the Convention at the national level,	Preamble, decision VII/16G.
<i>Recognizing also</i> the need to strengthen and develop mechanisms to further promote the full and effective participation of indigenous and local communities in the Convention process, particularly in matters related to the objectives of Article 8(j) and related provisions,	Preamble, decision VII/16G. This paragraph could be merged with the preambular paragraph from decision VI/10 that recognizes “the need to explore ways and means to enhance full and effective participation....” (i.e. the first preambular paragraph above).
<i>Recognizing further</i> the vital role that women play in the conservation and sustainable use of biological diversity and affirming the need for the full participation of women at all levels of policy-making and implementation for biological diversity conservation, as recognized in the preamble of the Convention,	Preamble, decision VII/16G
<i>Noting</i> the work of the Ad Hoc Technical Expert Group on Traditional Knowledge and the Clearing-House Mechanism at its meeting in Santa Cruz de la Sierra, Bolivia, from 24 to 26 February 2003,	Preamble, decision VII/16G. This should be deleted.
<i>Noting</i> the need to ensure adequate financial support for the participation of indigenous and local communities in meetings organized under the Convention,	Preamble, decision VII/16G
<i>Noting further</i> that a number of Parties have put in place measures to facilitate the involvement and participation of indigenous and local communities in decision-making processes and the implementation of the Convention at the national level,	Preamble, decision VII/16G
<i>Emphasizing</i> the need to strengthen the capacity of	Preamble, decision VII/16G

indigenous and local communities, in particular at the local level, in order to ensure full and effective involvement and participation in Convention-related matters.	
<p>1. <i>Urges</i> Parties and Governments and, as appropriate, international organizations, and organizations representing indigenous and local communities, to facilitate the full and effective participation of indigenous and local communities in the implementation of the Convention and, to this end:</p> <p>(a) Provide opportunities for indigenous and local communities to identify their capacity needs, with the assistance of Governments and others, if they so require;</p> <p>(b) Include, in proposals and plans for projects carried out in indigenous and local communities, funding requirements to build the communications capacity of indigenous and local communities to facilitate dissemination and exchange of information on issues related to traditional knowledge, innovations and practices;</p> <p>(c) Provide for sufficient capacity in national institutions to respond to the needs of indigenous and local communities related to Article 8(j) and related provisions;</p> <p>(d) Strengthen and build capacity for communication among indigenous and local communities, and between indigenous and local communities and Governments, at local, national, regional and international levels, including with the Secretariat of the Convention on Biological Diversity, with direct participation and responsibility of indigenous and local communities through their appropriate focal points;</p> <p>(e) Use other means of communication in addition to the Internet, such as newspapers, bulletins, and radio, and increasing the use of local languages;</p> <p>(f) Provide case-studies on methods and approaches that contribute to the preservation of traditional knowledge, innovations and practices, including through their recording where appropriate, and that support control and decision-making by indigenous and local communities over the sharing of such knowledge, innovation and practices;</p>	Paragraph 12, decision V/16
2. <i>Invites</i> Parties and Governments to increase the participation of representatives of indigenous and local community organizations in official delegations to meetings held under the Convention on Biological Diversity;	Paragraph 18, decision V/16.
3. <i>Invites</i> Parties, Governments and relevant international,	Paragraph 20, decision VI/10

non-governmental and indigenous and local community organizations, to submit to the Executive Secretary information on their national experiences, case-studies, best practices, and lessons learned concerning participatory mechanisms for indigenous and local communities in matters related to the objectives of Article 8(j) and related provisions of the Convention;	
4. <i>Urges</i> Parties and Governments to strengthen their efforts to support capacity-building aimed at the full and effective participation of indigenous and local communities, particularly women, in decision-making processes regarding the preservation, maintenance and utilization of traditional knowledge relevant for the conservation and sustainable use of biological diversity at all levels (local, national, regional and international); and, where indigenous and local communities and Parties and Governments deem appropriate, promote their participation in the management of biological diversity; and encourage the capacity-building efforts of indigenous and local communities in getting access to existing protections in national and international laws regarding the preservation, maintenance and utilization of their traditional knowledge;	Paragraph 23, decision VI/10
5. <i>Also urges</i> Parties and Governments and, as appropriate, international organizations to encourage and support the development of communication mechanisms, such as the Indigenous Biodiversity Information Network, among indigenous and local communities in response to their need for better understanding of the objectives and provisions of the Convention on Biological Diversity and for supporting discussions on guidelines, priorities, time-lines and the implementation of the thematic programmes of the Convention;	Paragraph 24, decision VI/10
6. <i>Urges</i> Parties and Governments to develop, implement and evaluate, in cooperation with indigenous and local communities, strategies aimed at promoting awareness and enhancing access by indigenous and local communities to information on issues relating to Article 8(j) and related provisions of the Convention;	Paragraph 27, decision VI/10
7. <i>Reiterates</i> its invitation, contained in paragraph 18 of decision V/16, to Parties and Governments to increase the participation of representatives of indigenous and local communities in official delegations to meetings held under	Paragraph 1, decision VII/16G. Paragraph 18 of decision V/16 has been incorporated in paragraph 2

the Convention and urges them to further enhance such participation;	above. This paragraph could be deleted.
8. <i>Requests</i> the Executive Secretary to compile information on the participation of indigenous and local communities in the Convention process, and in decision-making processes and the implementation of the Convention at the national level, making it available through the clearing-house mechanism;	Paragraph 2, decision VII/16G
9. <i>Requests</i> the Executive Secretary to incorporate practical measures to enhance the participation of indigenous and local communities, where appropriate, in the working groups of the Convention on Biological Diversity, Subsidiary Body on Scientific, Technical and Technological Advice and the Conference of the Parties, in accordance with the rules of procedure, where appropriate;	Paragraph 3, decision VII/16G
10. <i>Requests</i> Executive Secretary, in consultation with the Bureau of the Conference of the Parties, with regard to meetings held under the Convention, to consider the spacing of such meetings, particularly with regard to those of the Ad Hoc Working Group on Article 8(j) and Related Provisions, vis-à-vis meetings of the Open-ended Ad Hoc Working Group on Access and Benefit-sharing and of the Conference of the Parties, in order to allow sufficient time and opportunity for indigenous and local community representatives to contribute to and analyse documents prepared for such meetings, and to secure financial support for attendance;	Paragraph 4, decision VII/16G
11. <i>Invites</i> Parties and Governments, in consultation with indigenous and local communities, where they have not already done so, to: (a) Promote the effective participation of indigenous and local communities in the development of national mechanisms for participation in decision-making and implementation; (b) Establish national, subregional and/or regional indigenous and local community biodiversity advisory committees, taking into account gender equity at all levels; (c) Enhance the capacity of national institutions, Governmental and civil organizations and organizations of	Paragraph 6, decision VII/16G

<p>indigenous and local communities to take into account the requirements of Article 8(j) and related provisions and to facilitate its implementation; and</p> <p>(d) Build sufficient capacity to ensure that the national biodiversity focal point, in accordance with domestic law, is able to make information available to indigenous and local communities with regard to the circulation of documents and outcomes of meetings held under the Convention, with particular emphasis on providing the documents in appropriate and accessible languages of indigenous and local communities;</p> <p>(e) Enhance the capacity of indigenous and local communities to collaborate with national research organizations and universities in order to identify research and training needs in relation to the conservation and sustainable use of biological diversity;</p>	
<p>12. <i>Mindful</i> of the particular constraints of developing countries, in particular small island developing States amongst them, urges Parties, Governments and international organizations, when providing financial or other support for in situ conservation, in accordance with Article 8(m) and Article 20, paragraphs 2 and 3, of the Convention, to pay particular attention to the establishment and implementation of participatory mechanisms;</p>	<p>Paragraph 7, decision VII/16G</p>
<p>13. <i>Encourages</i> Parties and Governments to assist indigenous and local community organizations in their regions to hold regional meetings to discuss the outcomes of the decisions of the Conference of the Parties and to prepare for meetings under the Convention, in particular the meetings of the Ad Hoc Open-ended Working Group on Article 8(j) and Related Provisions and the Ad Hoc Open-ended Working Group on Access and Benefit-sharing;</p>	<p>Paragraph 8, decision VII/16G</p>
<p>14. <i>Invites</i> Parties to include information regarding the level of participation of indigenous and local communities in their national reports, as well as the measures and approaches used to encourage the participation of indigenous and local communities;</p>	<p>Paragraph 9, decision VII/16G</p>
<p>15. <i>Decides</i> to establish a voluntary funding mechanism under the Convention to facilitate the participation of</p>	<p>Paragraph 10, decision VII/16G</p>

<p>indigenous and local communities, giving special priority to those from developing countries and countries with economies in transition and small island developing States in meetings under the Convention, including meetings of the indigenous and local community liaison group and relevant meetings of ad hoc technical expert groups. The funding mechanism for the participation of indigenous and local communities established herein shall operate according to criteria to be developed by the Conference of the Parties in consultation with indigenous and local communities and taking into account any United Nations practice in this field;</p>	
<p>16. <i>Requests</i> the Executive Secretary to further develop the role of the thematic focal point on Article 8(j) and related provisions of the Convention under the clearing-house mechanism with a view to:</p> <p>(a) Assisting national focal points, as appropriate and subject to available resources, to more effectively disseminate and make accessible Convention-related information to indigenous and local communities with particular emphasis on providing information in appropriate and accessible languages of indigenous and local communities;</p> <p>(b) Assisting indigenous and local communities, as appropriate and subject to available resources, in the use of information and communication technologies through the organization of capacity-building and training workshops at the local, national, and subregional levels;</p> <p>(c) Compiling information on existing networks, experts, tools, and resources relevant to meeting the needs of indigenous and local communities;</p>	<p>Paragraph 11, decision VII/16G</p>
<p>17. <i>Requests</i> the Executive Secretary, in consultation with indigenous and local communities, through the national focal points, to further assist in the development of communication networks and tools for use by indigenous and local communities, inter alia, by:</p> <p>(a) Publishing information through the clearing-house mechanism toolkit on formats, protocols, and standards for use by indigenous and local communities and assist in the further development of communication networks;</p> <p>(b) Publishing information through the clearing-house</p>	<p>Paragraph 12, decision VII/16G</p>

<p>mechanism toolkit on electronic communication tools appropriate for use by indigenous and local communities;</p> <p>(c) Making available through the thematic focal point electronic forums and other communication tools to promote the further development of communications networks by indigenous and local communities;</p> <p>(d) Publishing information on network architecture and custodianship of data through the clearing-house mechanism toolkit to assist indigenous and local communities in the further development of communication networks by indigenous and local communities;</p> <p>(e) Identifying other traditional, alternative and non-electronic communication tools to ensure full and effective participation in the communication network by indigenous and local communities.</p>	
<p>H. Akwé: Kon/ Voluntary Guidelines for the Conduct of Cultural, Environmental and Social Impact Assessment regarding Developments Proposed to Take Place on, or which are Likely to Impact on, Sacred Sites and on Lands and Waters Traditionally Occupied or Used by Indigenous and Local Communities</p>	
<p><i>The Conference of the Parties,</i></p> <p><i>Recalling</i> that, in decision VI/10, the Conference of the Parties requested the Ad Hoc Open-Ended Inter-Sessional Working Group on Article 8(j) and Related Provisions to carry out further work on guidelines for the conduct of cultural, environmental and social impact assessment regarding developments proposed to take place on, or which are likely to impact on, sacred sites and on lands and waters traditionally occupied or used by indigenous and local communities, and that such work should complement and be in conjunction with the guidelines for incorporating biodiversity related issues into environmental assessment legislation and/or processes and in strategic environmental assessment endorsed by the Conference of the Parties in decision VI/7 A,</p>	<p>Preamble, decision VII/16F</p> <p>References to decision VI/10 should be deleted.</p>
<p><i>Recognizing</i> that the long-term negative impacts of many developments proposed to take place on, or which are likely to impact on, sacred sites and lands and waters traditionally occupied or used by indigenous and local communities, and</p>	<p>Preamble, decision VII/16F</p>

¹ Pronounced {agway-goo}. A holistic Mohawk term meaning “everything in creation” provided by the Kahnawake community located near Montreal, where the guidelines were negotiated.

in particular the loss of these communities' traditional knowledge, innovations and practices ² , continue to be a source of great concern,	
<i>Further recognizing</i> that adequate impact assessment procedures and methodologies play a key role in providing information on the cultural, environmental and social impacts of proposed developments,	Preamble, decision VII/16F
<i>Recognizing also</i> that developments should not include incentives and mitigation measures that adversely affect biodiversity and the livelihoods of other communities, and that they should be implemented in a manner that is consistent with international law and with other international obligations,	Preamble, decision VII/16F
<i>Recognizing also</i> the importance of giving appropriate recognition to species considered to be sacred,	Preamble, decision VII/16F
<i>Bearing in mind</i> that cultural, social and environmental impact assessment processes should enable assessment of the alternative of not proceeding with the proposed development, and that the wishes of indigenous and local communities to live in isolation should be respected,	Preamble, decision VII/16F
<i>Emphasizing</i> that the conduct of impact assessments within an integrated process will increase the effectiveness of the involvement of indigenous and local communities,	Preamble, decision VII/16F
<i>Emphasizing also</i> that the effective participation, involvement and approval of indigenous and local communities will require close cooperation among these communities, as well as between all relevant actors, and the design of appropriate mechanisms,	Preamble, decision VII/16F
1. <i>Endorses</i> the Akwé: Kon Voluntary Guidelines for the Conduct of Cultural, Environmental and Social Impact	Paragraph 1, decision VII/16F

² Throughout the recommendation the expression “traditional knowledge, innovations and practices” shall be understood to mean the knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity, as contained in Article 8(j) of the Convention on Biological Diversity.

Assessments regarding Developments Proposed to Take Place on, or which are likely to Impact on, Sacred Sites and on Lands and Waters Traditionally Occupied or Used by Indigenous and Local Communities, as contained in the annex to the present decision;	
2. <i>Encourages</i> Parties and Governments to initiate a legal and institutional review of matters related to cultural, environmental and social impact assessment, with a view to exploring options for incorporation of these guidelines into national legislation, policies, and procedures, bearing in mind that nothing in these guidelines should adversely affect biodiversity and the livelihoods of other communities, and that they should be implemented in a manner that is consistent with international law and with other international obligations;	Paragraph 2, decision VII/16F
3. Request Parties and Governments to use these guidelines, as appropriate, in conjunction with the guidelines for incorporating biodiversity related issues into environmental impact assessment legislation and/or process and in strategic environmental assessment endorsed by the Conference of the Parties at its sixth meeting bearing in mind that nothing in these guidelines should adversely affect biodiversity and the livelihoods of other communities, and that they should be implemented in a manner that is consistent with international law and with other international obligations;	Paragraph 3, decision VII/16F
4. <i>Requests</i> the Executive Secretary to publish these guidelines as a booklet in the official languages of the United Nations, and <i>further invites</i> Parties and Governments, in collaboration with indigenous and local communities, to also make the guidelines available in local languages in relevant circumstances;	Paragraph 4, decision VII/16F
5. <i>Also requests</i> Parties and Governments to conduct public education and awareness campaigns and develop strategies to ensure that relevant Government departments and agencies, indigenous and local communities and their organizations, private sector developers, civil society organizations and potential stakeholders in developments, and the public at large, are made aware of the existence of these guidelines and the need for their application when developments are proposed to take place on sacred sites and on lands and waters traditionally occupied or used by	Paragraph 5, decision VII/16F

indigenous and local communities;	
6. <i>Invites</i> intergovernmental organizations, Parties to intergovernmental agreements and civil society organizations active in development and biodiversity conservation, to take into consideration the guidelines for cultural, environmental and social impact assessment regarding developments proposed to take place on sacred sites and on lands and waters traditionally occupied or used by indigenous and local communities;	Paragraph 6, decision VII/16F
7. <i>Requests</i> the Executive Secretary to continue to liaise with relevant international organizations, multilateral environmental agreements and processes on impact assessment with a view to developing or enhancing synergies between, and ensuring coherence of, assessment methodologies and guidelines;	Paragraph 7, decision VII/16F
8. <i>Invites</i> international funding and development agencies that provide funding and other forms of assistance to Governments to undertake developments, within the framework of bilateral and multilateral cooperation efforts, or to assist in the formulation of development policies, as well as policies, plans and guidelines for strategic environmental assessment, to take into consideration the need to incorporate and implement the guidelines within such developments and policies, and plans, guidelines and policies for strategic environmental assessment, and to provide funds, as appropriate, for the prevention and mitigation of negative impacts and risk factors of proposed projects and policies, such as, for example, the implementation of waste-management policies;	Paragraph 8, decision VII/16F
9. <i>Encourages</i> Parties and Governments, regarding developments proposed to take place on, or which are likely to impact on, sacred sites and land and waters traditionally occupied or used by indigenous and local communities, to: (a) Promote the participation of indigenous and local communities in any bodies established by Governments at national, subnational and local levels, and in consultation with indigenous and local communities, in the assessment of proposed developments in which such communities have an interest; (b) Take appropriate steps to ensure full transparency of	Paragraph 9, decision VII/16F

<p>the assessment process, including, but not limited to, the allocation of a sufficient amount of time to conduct a complete assessment of proposed developments prior to their implementation;</p> <p>(c) Facilitate the exchange of information among relevant national agencies, developers, indigenous and local communities and all stakeholders on matters of relevance to the conduct of impact assessments of proposed developments;</p> <p>(d) Provide, the necessary capacity and funding to ensure these measures can be put into effect, taking into account the views of indigenous and local communities as to their needs;</p>	
<p>10. <i>Calls upon</i> Parties and Governments to support, financially and otherwise, indigenous and local communities, where they have not already done so, in formulating their own community development and biodiversity conservation plans that will enable such communities to adopt a culturally appropriate strategic, integrated and phased approach to their development needs in line with community goals and objectives. These plans should include a strategic environmental assessment policy or plan to provide a systematic process with the participation of indigenous and/or local communities for integrating cultural, environmental, and social considerations in planning and decision-making;</p>	<p>Paragraph 10, decision VII/16F</p>
<p>11. <i>Also calls upon</i> the international community to provide the necessary means to Parties to assist in the formulation and development of strategic plans for the building or enhancement of the capacity of indigenous and local communities to conduct of cultural, environmental and social impact assessments, giving full recognition to community development and biodiversity conservation plans;</p>	<p>Paragraph 11, decision VII/16F</p>
<p>12. <i>Invites</i> indigenous and local communities to take note of the guidelines and to request their application in the case of developments proposed to take place on, or which are likely to impact on, sacred sites and on lands and waters traditionally occupied or used by indigenous and local communities;</p>	<p>Paragraph 12, decision VII/16F</p>

13. <i>Calls upon</i> Parties for full transparency when developments are proposed to take place on, or which are likely to impact on, sacred sites and on lands and waters traditionally occupied or used by indigenous and local communities;	Paragraph 13, decision VII/16F
14. <i>Requests</i> Parties to include in their national reports information on practices, systems, mechanisms and experiences in the area of strategic environment assessment and cultural, environmental and social impact assessment and any measures adopted to formalize these guidelines in any policies, plans or programmes.	Paragraph 14, decision VII/16F
I. Collaboration with other bodies on specific issues	
<i>The Conference of the Parties,</i> <i>Further recognizing</i> the importance of making intellectual-property-related provisions of Article 8(j) and related provisions of the Convention on Biological Diversity and provisions of international agreements relating to intellectual property mutually supportive, and the desirability of undertaking further cooperation and consultation with the World Intellectual Property Organization,	Preamble, decision IV/9 Delete the word "Further".
<i>Welcoming</i> the decision of the World Intellectual Property Organization to incorporate biodiversity-related issues under its 1998-1999 main programme item 11 ("Global intellectual property issues"),	Preamble, decision IV/9 Outdated and should be deleted
<i>Recognizing</i> the role that the International Indigenous Forum on Biodiversity has played since the third meeting of the Conference of the Parties in addressing the Conference of the Parties on the implementation of Article 8(j) and related provisions,	Preamble, decision V/16
<i>Noting</i> with appreciation the work of the Intergovernmental Committee on Intellectual Property, Genetic Resources, Traditional Knowledge and Folklore of the World Intellectual Property Organization, and that of the Permanent Forum on Indigenous Issues established by the Economic and Social Council, the Working Group on Indigenous Populations of the United Nations Commission on Human Rights, the United Nations Development Programme, the United Nations Environment Programme,	Preamble, decision VI/10

the United Nations Educational, Scientific and Cultural Organization, the United Nations Conference on Trade and Development, and the World Health Organization, the International Labour Organization and encourages further collaboration among them and with the Convention on Biological Diversity,	
<i>Noting</i> that other relevant international and intergovernmental bodies such as the United Nations Conference on Trade and Development, the United Nations Environment Programme, the Food and Agriculture Organization of the United Nations, the United Nations Educational, Scientific and Cultural Organization, the World Trade Organization, the Working Group on Indigenous Populations of the Commission on Human Rights, and the World Health Organization are also discussing related matters in their work programmes,	Preamble, decision VI/10
<i>Noting</i> the ongoing review process of the World Trade Organization Agreement on Trade-related Aspects of Intellectual Property Rights, particularly with respect to Article 27.3 (b) and Article 71 of the Agreement,	Preamble, decision VI/10
<i>Further noting</i> paragraph 19 of the Declaration of the World Trade Organization Doha Ministerial Meeting related to the examination by World Trade Organization Council on Trade-related Aspects of Intellectual Property Rights of the relationship between the Agreement on Trade-related Aspects of Intellectual Property Rights and the Convention on Biological Diversity as well as the protection of traditional knowledge,	Preamble, decision VI/10
<i>Recognizing</i> the need for continued collaboration with other relevant organizations working on issues related to the protection of traditional knowledge, innovations and practices, such as the World Intellectual Property Organization (WIPO), the Permanent Forum on Indigenous Issues (PFII), the World Health Organization (WHO) and the Food and Agriculture Organization of the United Nations (FAO), the United Nations Educational, Scientific and Cultural Organization (UNESCO), the United Nations Conference on Trade and Development (UNCTAD) and the World Trade Organization (WTO) to ensure mutual supportiveness and avoid duplication of efforts,	Preamble, decision VII/16H

<i>Stressing</i> the need for a better understanding among United Nations agencies on issues pertaining to indigenous and local communities and their traditional knowledge,	Preamble, decision VII/16I
<i>Noting</i> recommendations 1, 8 and 9 of the Permanent Forum on Indigenous Issues contained in the report of the second session of the Forum, which are addressed to the Convention on Biological Diversity (UNEP/CBD/WG8J/3/8),	Preamble, decision VII/16I
1. <i>Requests</i> the Executive Secretary to remain informed as to relevant international processes and bodies, including, inter alia, those under the auspices of the Commission on Human Rights and the Commission on Sustainable Development, Convention 169 of the International Labour Organization, the World Intellectual Property Organization, the World Bank, the Food and Agriculture Organization of the United Nations, the United Nations Educational, Social and Cultural Organization, and the World Trade Organization, and to provide periodic reports related to Article 8 (j) and related articles to the Conference of Parties;	Paragraph 4, decision III/14
2. <i>Requests</i> the Executive Secretary to seek ways, including the possibility of negotiating a memorandum of understanding with the World Intellectual Property Organisation, to enhance cooperation between the Convention on Biological Diversity and the World Intellectual Property Organization on issues arising from Article 8(j) and related provisions and encourages Parties to forward information to the Executive Secretary to support such cooperation.	Paragraph 17, decision IV/9 Legislative authority for the MOU with WIPO. The MOU was negotiated and signed in 2003.
3. <i>Also requests</i> the Executive Secretary to communicate with the Permanent Forum on Indigenous Issues, established as a subsidiary organ of the United Nations Economic and Social Council, and other relevant bodies such as the World Intellectual Property Organization, the United Nations Conference on Trade and Development and the United Nations Educational, Scientific and Cultural Organization, in order to explore possibilities of coordination and collaboration on matters of mutual concern;	Paragraph 26, decision VI/10
4. <i>Also requests</i> funding agencies, in particular the Global	Paragraph 29, decision VI/10

Environment Facility, to provide information on activities and processes, including information on the criteria for eligibility and access to project funding, and make such information easily accessible to Parties, Governments and indigenous and local communities (for example, through electronic, print/broadcast, popular publications, and other means);	
5. <i>Invites</i> the Global Environment Facility to give special consideration in funding to projects that clearly contain elements of participation of indigenous and local communities, where appropriate, and to continue to apply the Global Environment Facility's policy on public involvement to support the full and effective participation of indigenous and local communities;	Paragraph 30, decision VI/10
6. <i>Invites</i> the World Intellectual Property Organization to forward to the Executive Secretary all documents considered to be relevant with respect to advances made by the Intergovernmental Committee so that they be included in documentation for meetings of the Working Group on Article 8(j);	Paragraph 38, decision VI/10
7. <i>Also encourages</i> Parties and Governments, with the assistance of international development agencies and other relevant organizations, as appropriate, and with the participation, involvement and consent of the concerned indigenous and local communities, to undertake pilot projects in order to evaluate the effectiveness of existing intellectual property rights regimes, contractual methods and new systems being developed as a means of protection of traditional knowledge;	Paragraph 40, decision VI/10
8. <i>Also invites</i> Parties, Governments, international development agencies, and other relevant international organizations and institutions to provide technical and financial assistance to developing country Parties, in particular the least developed and small island developing States among them, and countries with economies in transition, and to indigenous and local communities, in consultation with the national focal points, where appropriate, for the enhancement of national capacities for the establishment and maintenance of mechanisms to protect traditional knowledge at national and sub-national levels, and for building the capacity of indigenous and local communities to develop strategies and systems for the	Paragraph 42, decision VI/10

protection of traditional knowledge;	
9. <i>Invites</i> Parties and Governments, with the assistance of the World Intellectual Property Organization, to take into account traditional knowledge in the examination of novelty and inventive step in patent applications;	Paragraph 48, decision VI/10
10. <i>Also invites</i> Parties, Governments and relevant international organizations to submit information on the feasibility of establishing appropriate dispute-settlement or arbitration procedures and mechanisms, including the possible application of Article 27 of the Convention on Biological Diversity, to address cases of disputes between contracting Parties concerning the interpretation or application of the Convention relating to traditional knowledge, innovations and practices.	Paragraph 49, decision VI/10
11. <i>Requests</i> the Executive Secretary to continue to promote synergies between international environmental instruments, in particular through the joint liaison group of the secretariats of the Convention on Biological Diversity, the United Nations Convention to Combat Desertification and the United Nations Framework Convention on Climate Change on issues of relevance to Article 8(j) and related provisions of the Convention;	Paragraph 5, decision VII/16G
12. <i>Invites</i> the World Intellectual Property Organization to make available to the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention, the results of its work on issues relevant to the implementation of Article 8(j) and related provisions of the Convention, in particular in relation to the protection of traditional knowledge and its recognition as prior art.	Paragraph 11, decision VII/16H
13. <i>Welcomes</i> the increasing collaboration between the Convention process and the Permanent Forum on Indigenous Issues on matters pertaining to indigenous and local communities and their knowledge, innovations and practices relevant for the conservation and sustainable use of biological diversity;	Paragraph 1, decision VII/16I
14. <i>Requests</i> the Executive Secretary to contribute as appropriate to the preparation of the report of the Secretary	Paragraph 2, decision VII/16I

General to the Forum on Indigenous Issues on the implementation of chapter 26 of Agenda 21 and other relevant chapters, such as chapters 36 and 15;	
15. <i>Requests</i> the Executive Secretary to transmit to the Permanent Forum on Indigenous Issues at its third session the Akwé: Kon Voluntary Guidelines for the Conduct of Cultural, Environmental and Social Impact Assessments regarding Developments Proposed to Take Place on or which are Likely to Impact on, Sacred Sites and on Lands and Waters Traditionally Occupied or Used by Indigenous and Local Communities;	Paragraph 3, decision VII/16I
16. <i>Further requests</i> the Executive Secretary to consult and coordinate with the Secretariat of the Forum and to collaborate with United Nations agencies and relevant international organizations with a view to organizing a workshop on cultural, environmental and social impact assessments based on the Akwé: Kon Voluntary Guidelines and aimed at the further strengthening of the understanding of the link between environment and cultural diversity, with the participation of representatives of indigenous and local communities, and urges Parties and Governments to provide financial resources in support of the organization of the workshop;	Paragraph 4, decision VII/16I
J. Genetic use restriction technologies (GURTS)	
<i>The Conference of the Parties,</i> <i>Recalling</i> decisions V/5, paragraph 23, and VI/5, paragraph 21, of the Conference of the Parties;	Preamble, decision VII/16D.
<i>Noting</i> the report of the Ad Hoc Technical Expert Group on Genetic Use Restriction Technologies (UNEP/CBD/WG8J/3/INF/2),	Preamble, decision VII/16D
<i>Noting also</i> the potential socio-economic impacts of genetic use restriction technologies on small holder farmers and indigenous and local communities,	Preamble, decision VII/16D
<i>Noting further</i> recommendation IX/2 of the Subsidiary Body on Scientific, Technical and Technological Advice	Preamble, decision VII/16D

adopted at its ninth meeting,	
<i>Aware of the need</i> , expressed by a number of Parties and representatives of indigenous and local communities, to address this issue as a matter of urgency and priority,	Preamble, decision VII/16D. The paragraph should be more specific, e.g.: “to address the issue of the impact of genetic use restriction technologies on small holder farmers and indigenous and local communities.”
1. <i>Reminds</i> Parties of the need for further action in relation to the potential impacts of genetic use restriction technologies on the indigenous and local communities and on Farmer's Rights, according to the studies and reports elaborated by different relevant organizations, the consultations held by the Executive Secretary, and other appropriate analysis and information sources;	Paragraph 5, decision VI/10
2. <i>Invites</i> Parties and Governments, in collaboration with relevant organizations, to urgently create and develop, in accordance with identified needs and priorities, capacity-building programmes including the promotion of information and awareness campaigns, to involve and enable smallholder farmers, indigenous and local communities, and other relevant stakeholders to effectively participate in decision-making processes related to genetic use restriction technologies;	Paragraph 1, decision VII/16D
3. <i>Urges</i> the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention, to consider the potential socio-economic impacts of genetic use restriction technologies on indigenous and local communities, at its next meeting, on the basis of the report of the Ad Hoc Technical Expert Group on Genetic Use Restriction Technologies, the outcome of the deliberations of the tenth meeting of the Subsidiary Body on Scientific Technical and Technological Advice on this issue, and the study undertaken by the Food and Agriculture Organization of the United Nations, pursuant to decision V/5, on potential impacts of genetic use restriction technologies on agricultural biodiversity and agricultural production systems;	Paragraph 2, decision VII/16D
4. <i>Invites</i> Parties and indigenous and local communities to	Paragraph 3, decision VII/16D

review the recommendations of the Ad Hoc Technical Expert Group on Genetic Use Restriction Technologies, as they relate to Article 8(j) and related provisions of the Convention, and provide comments thereon to the Executive Secretary, for consideration at the fourth meeting of the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention. The Parties as well as the indigenous communities may consult with other stakeholders for this purpose;	
5. <i>Requests</i> the Executive Secretary to compile information provided by Parties and indigenous and local communities pursuant to paragraph 3 above and submit the compilation to the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention at its fourth meeting.	Paragraph 4, decision VII/16D
K. Composite report on the status and trends regarding the knowledge, innovations and practices of indigenous and local communities relevant to the conservation and sustainable use of biodiversity	
<p><i>The Conference of the Parties,</i></p> <p><i>Mindful</i> that any information-gathering exercise pertaining to knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity should be conducted with the prior informed consent of the holders of such knowledge, innovations and practices,</p>	Preamble, decision VII/16E
<i>Taking note</i> of the report of the Ad Hoc Technical Expert Group on Biodiversity and Climate Change, which stresses the special impact of climate change on Arctic biodiversity and indigenous and local communities depending on such biodiversity,	Preamble, decision VII/16E
<i>Recalling that</i> , by decision VI/10, the Conference of the Parties decided to adopt the outline of the composite report on the status and trends regarding the knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity, and to request the Executive Secretary to undertake the first phase of the composite report based on elements 1 and 2 of the outline,	<p>Preamble, decision VII/16E</p> <p>Reference to decision VI/10 should be deleted.</p>

<i>Having considered</i> the report on the first phase of the composite report on the status and trends of knowledge, innovations and practices, of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity,	Preamble, decision VII/16E
<i>Recalling</i> that phase I of the composite report is intended to provide an accurate and comprehensive assessment of the state of retention of traditional knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity and identify and assess measures and initiatives to protect and promote the use of traditional knowledge, innovations and practices,	Preamble, decision VII/16E
<i>Recognizing</i> the conceptual and methodological challenges and financial and time constraints faced in preparing the composite report as foreseen in decision VI/10,	Preamble, decision VII/16E. Delete the words “as foreseen in decision VI/10”
<i>Acknowledging</i> that further activities are necessary in phase one of the preparation of the composite report in order to address gaps and deficiencies,	Preamble, decision VII/16E
<i>Also acknowledging</i> the desirability of ongoing information-gathering and sharing of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity, particularly for the purpose of judging the collective success at reversing the decline of such knowledge, innovations and practices,	Preamble, decision VII/16E
<i>Emphasizing</i> that any further activity needed under the first phase of the composite report should not prevent immediate initiation of activities under a second phase of the composite report, based upon sections 3 to 7 of the outline of the composite report (decision VI/10, annex I),	Preamble, decision VII/16E. Delete reference to decision VI/10. Simply refer to “annex 3 to this decision”.
1. <i>Adopts</i> the outline of the composite report on the status and trends regarding the knowledge, innovations and practices of indigenous and local communities embodying	Paragraph 8, decision VI/10. Substitute with the following: “As

traditional lifestyles relevant to the conservation and sustainable use of biological diversity as a basis for proceeding with the first phase of information-gathering and reporting, as contained in annex I to the present decision;	contained in annex 3 to this decision”
2. <i>Also requests</i> the Executive Secretary to use the information contained in the report to support further advancement of the programme of work on Article 8(j) and related provisions of the Convention on Biological Diversity;	Paragraph 10, decision VI/10
3. <i>Further requests</i> the Executive Secretary to ensure the full and effective participation of indigenous and local communities, particularly women, in the completion of the report, through, inter alia, the organization of regional workshops, and encourages Parties and Governments to hold national workshops. In that regard, appropriate financing should be provided. The outcome of the workshops will be submitted to the Secretariat as a contribution to the composite report;	Paragraph 11, decision VI/10
<i>Phase one</i> 4. <i>Takes note</i> with appreciation of the information prepared for the third meeting of the Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions of the Convention on Biological Diversity (UNEP/CBD/WG8J/3/INF/1);	Paragraph 1, decision VII/16E Could be deleted.
5. <i>Decides</i> to undertake further activities to complete phase one of the composite report by the next meeting of the Ad Hoc Open-ended Inter-Sessional Working Group on Article 8(j) and Related Provisions,	Paragraph 2, decision VII/16E. Phase one will be completed by the time of COP 8.
6. <i>Urges</i> Parties, Governments, relevant organizations, indigenous and local communities and all relevant stakeholders to provide information, through the clearing-house mechanism of the Convention and other feasible means/media, to the Executive Secretary to support the completion of phase one of the composite report,	Paragraph 3, decision VII/16E
7. <i>Requests</i> the Executive Secretary to continue work on phase one of the composite report in order to produce a	Paragraph 4, decision VII/16E.

<p>revised version of it, in consultation with and with input from Parties, Governments, relevant organizations, all relevant stakeholders as appropriate, and from indigenous and local communities through the national focal points in consultation with and after approval of indigenous and local communities, taking into account the following elements, inter alia:</p> <p>(a) Organization of regional workshops;</p> <p>(b) Gathering at national level and inclusion in phase I of the report of additional information in particular on:</p> <p>(i) Assessment, particularly by indigenous and local communities, of the success of measures and initiatives to support the retention and use of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity, including the advantages and limitations of registers as a measure to protect traditional knowledge, innovations and practices, as well as approaches used for the implementation of registers, and of incentives and disincentives for the retention and use of traditional knowledge, innovations and practices relevant to the conservation and sustainable use of biological diversity;</p> <p>(ii) Examples of measures to protect traditional knowledge, innovations and practices;</p> <p>(iii) Recent field studies undertaken with the full involvement of indigenous and local communities which demonstrate the state of knowledge, innovations and practices;</p> <p>(c) Preparation of a regional report focusing on the Arctic region;</p> <p>(d) Action on decision VI/10, annex I, paragraph 28 (b), to create an advisory group/steering committee in which indigenous and local communities will be represented to assist in the completion of the report and undertake a peer review of the revised version, in consultation with indigenous peoples and local community organizations that have participated in the work on the Convention.</p>	<p>Phase one will be completed by the time of COP 8.</p>
<p>Phase Two</p> <p>8. <i>Requests</i> the Executive Secretary, through the national</p>	<p>Paragraph 5, decision VII/16E</p>

<p>focal points in consultation with and after approval of indigenous and local communities and in consultation with and with input from Parties, Governments, relevant organizations, indigenous and local communities and all relevant stakeholders as appropriate, to immediately start work on a second phase of the composite report, laying emphasis on sections 4 and 5 of the outline of the composite report, foreseeing respectively the identification of national processes that may threaten the maintenance, preservation and application of traditional knowledge, innovations and practices and the identification of processes at the local community level that may threaten the maintenance, preservation and application of traditional knowledge, innovations and practices (decision VI/10, annex I);</p>	<p>Delete reference to decision VI/10.</p>
<p>9. <i>Encourages</i> Parties, Governments and competent organizations to support the efforts of indigenous and local communities to undertake field studies to determine the status, trends and threats related to the knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity, with the full involvement and approval of these communities. In undertaking these studies, the general principles of the programme of work on Article 8(j) and related provisions should be respected and followed, as should paragraph 28 (d) of annex I to decision VI/10, which states that codes of ethics/guidelines which entail permission and/or consent of indigenous and local communities to enter the communities and conduct the research, will be respected and followed;</p>	<p>Paragraph 6, decision VII/16E.</p> <p>Delete reference to decision VI/10. Annex I of that decision is incorporated in this consolidated text as annex 3.</p>
<p>Financial support</p> <p>10. <i>Urges</i> Parties, Governments and relevant organizations to provide financial assistance for the completion of phase one and activities under phase two of the preparation of the composite report, in particular in order to support the full involvement and participation of indigenous and local communities in this work;</p>	<p>Paragraph 7, decision VII/16E</p>
<p>Development of a plan of action</p> <p>11. <i>Requests</i> the Executive Secretary, through the national focal points in consultation with and after approval of indigenous and local communities, to further develop the</p>	<p>Paragraph 8, decision VII/16E.</p> <p>Instead of “present recommendation” insert “present decision”.</p>

<p>draft elements for an action plan contained in the annex to the present recommendation, in particular with a view to identifying actors and timeframes, taking fully into account ongoing work under the Convention and relevant international organizations. The action plan would aim to:</p> <p>(a) Facilitate synergy between existing initiatives aimed at halting the loss of and encouraging the retention and use of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity;</p> <p>(b) Provide further practical guidance, respectful of indigenous and local communities' perspectives, for the implementation of the programme of work on the implementation of Article 8(j) and related provisions as it relates to the retention of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity.</p>	
<p>12. <i>Invites</i> Parties, Governments and relevant organizations to take the elements identified in the annex into consideration when deciding upon activities to protect traditional knowledge, innovations and practices.</p>	<p>Paragraph 9, decision VII/16E</p>

ANNEX 1

(From decision IV/9)

STRUCTURE OF WORK PROGRAMME OPTIONS FROM THE MADRID REPORT (UNEP/CBD/COP/4/10/Add.1)

(To be inserted)

ANNEX 2

(FROM DECISION V/16)

PROGRAMME OF WORK ON THE IMPLEMENTATION OF ARTICLE 8(j) AND RELATED PROVISIONS OF THE CONVENTION ON BIOLOGICAL DIVERSITY

(To be inserted)

ANNEX 3

(FROM DECISION VI/10)

OUTLINE OF THE COMPOSITE REPORT ON THE STATUS AND TRENDS REGARDING THE KNOWLEDGE, INNOVATIONS AND PRACTICES OF INDIGENOUS AND LOCAL COMMUNITIES RELEVANT TO THE CONSERVATION AND SUSTAINABLE USE OF BIODIVERSITY, AND THE PLAN AND TIMETABLE FOR ITS PREPARATION

(To be inserted)

ANNEX 4

(FROM DECISION VII/16E)

ELEMENTS OF A PLAN OF ACTION FOR THE RETENTION OF TRADITIONAL KNOWLEDGE, INNOVATIONS AND PRACTICES OF INDIGENOUS AND LOCAL COMMUNITIES EMBODYING TRADITIONAL LIFESTYLES RELEVANT FOR THE CONSERVATION AND SUSTAINABLE USE OF BIOLOGICAL DIVERSITY

(To be inserted)

ANNEX 5

(FROM DECISION VII/16F)

AKWÉ: KON VOLUNTARY GUIDELINES FOR THE CONDUCT OF CULTURAL, ENVIRONMENTAL AND SOCIAL IMPACT ASSESSMENTS REGARDING DEVELOPMENTS PROPOSED TO TAKE PLACE ON, OR WHICH ARE LIKELY TO IMPACT ON, SACRED SITES AND ON LANDS AND WATERS TRADITIONALLY OCCUPIED OR USED BY INDIGENOUS AND LOCAL COMMUNITIES

(To be inserted)

ANNEX 6

(FROM DECISION VII/16H)

SOME POTENTIAL ELEMENTS TO BE CONSIDERED IN THE DEVELOPMENT OF *SUI GENERIS* SYSTEMS FOR THE PROTECTION OF TRADITIONAL KNOWLEDGE, INNOVATIONS AND PRACTICES OF INDIGENOUS AND LOCAL COMMUNITIES

(To be inserted)

ANNEX F.

Draft Consolidated Text in accordance with the recommendations of the Ad Hoc Open-ended Working Group on Review of Implementation

GLOBAL TAXONOMY INITIATIVE

Text from existing decisions	Secretariat's comments
<i>The Conference of the Parties,</i> <i>Understanding</i> taxonomy to be a priority in implementing the Convention on Biological Diversity,	Preamble, decision VI/8.
<i>Noting</i> that some groups of organisms provide particular taxonomic difficulties in national and regional monitoring and assessment work, particularly organisms at the micro level,	Preamble, decision VI/8.
<i>Recognizing</i> the need for a programme of work at the national, regional and global levels, and the particular value of regional activities,	Preamble, decision VI/8.
<i>1. Stresses</i> the urgent need for the further implementation of recommendation II/2 of the Subsidiary Body on Scientific, Technical and Technological Advice concerning capacity-building in all fields of taxonomy to assist in the implementation of the Convention, through the incorporation of targeted actions in its workplan, including promoting regional activities to set regional agendas;	Paragraph 2, decision IV/1D. This paragraph has been superseded by VI/8 that established a programme of work on the GTI with clear provisions on capacity building. The paragraph could be deleted.
<i>2. Recognizes</i> that the implementation of a Global Taxonomy Initiative should occur on the basis of countrydriven projects at the national, regional and subregional levels;	Paragraph 4, decision IV/1D This paragraph has been superseded by VI/8 that established a programme of work on the GTI with clear provisions on national, regional and sub-regional activities. The paragraph could be deleted.
<i>3. Invites</i> the United Nations Environment Programme to assist in the global implementation of a Global Taxonomy Initiative, as offered by the Executive Director in his address to the Conference of the Parties at its fourth meeting;	Paragraph 5, decision IV/1D. This paragraph has been superseded by decision VI/8, which established a programme of work on the GTI and defines the role of various actors including UNEP. The paragraph could be deleted.
<i>4. Encourages</i> Governments to make available appropriate resources to enhance the availability of taxonomic information	Paragraph 6, decision IV/1D Superseded by decision VI/8. Could be deleted.
<i>5. Encourages</i> Governments to develop bilateral and	Paragraph 7, decision IV/1D

multilateral training and employment opportunities for taxonomists, particularly for those dealing with poorly known organisms;	Superseded by decision VI/8. Could be deleted.
6. <i>Stresses</i> the need to consider indigenous and traditional knowledge as an important existing information source that should be taken into account, and made available through appropriate mechanisms;	Paragraph 8, decision IV/1D. This paragraph has been superseded by VI/8 that established a programme of work on the GTI. The programme of work clearly spells out the role of traditional knowledge in taxonomy. The paragraph could be deleted.
7. <i>Stresses</i> the urgent need for adequate financial resources to implement a Global Taxonomy Initiative and <i>requests</i> the institutional structure of the financial mechanism of the Convention to provide financial resources, particularly to assist in implementing, through country-driven activities within the context of the operational programmes of the Global Environment Facility, the Suggestions for Action annexed to the present decision;	Paragraph 9, decision IV/1D Superseded by paragraph 10 of decision VI/17 that provides guidance to the financial mechanism regarding the provision of financial resources for the implementation of activities under the GTI programme of work. The paragraph could be deleted.
8. <i>Establishes</i> a Global Taxonomy Initiative coordination mechanism to assist the Executive Secretary to facilitate international cooperation and coordinate activities under the Global Taxonomy Initiative in accordance with the terms of reference contained in the annex to this decision;	Paragraph 1, decision V/9. Reference should be to annex I to the present decision.
9. <i>Invites</i> all interested international and regional conventions, initiatives and programmes to indicate their support for the Global Taxonomy Initiative and its coordination mechanism, through the Executive Secretary, and in so doing to specify their particular areas of interest and any support for the implementation of the Global Taxonomy Initiative that could be forthcoming;	Paragraph 5, decision V/9.
10. <i>Invites</i> developed country Parties to provide technical and financial support for the operations of the Coordination Mechanism of the Global Taxonomy Initiative;	Paragraph 5, decision VII/9.
11. Endorses the programme of work for the Global Taxonomy Initiative, as annexed to the present decision, and the further submission and elaboration of potential pilot projects, including those listed in the progress report by the Executive Secretary on the Global Taxonomy Initiative(16) and the report on progress and status of the Global Taxonomy Initiative(17);	Paragraph 1, decision VI/8. Reference should be to annex II to the present decision. The footnotes in brackets to be changed to (1) and (2).
12. <i>Notes</i> the progress and commitment being made in	Paragraph 1, decision VII/9.

implementing the programme of work for the Global Taxonomy Initiative;	
13. <i>Urges</i> Parties, Governments, international and regional organizations, and other relevant organizations to promote, and, as appropriate, carry out, the programme of work;	Paragraph 2, decision VI/8.
14. <i>Recognizing</i> the value of supporting and building on existing national, regional, sub-regional and global initiatives, partnerships and institutions, <i>invites</i> the Executive Secretary to encourage the involvement of such entities to support Parties, Governments and relevant organizations in carrying out the programme of work, and <i>recommends</i> the continuation of the regional workshops on the Global Taxonomy Initiative to facilitate this process;	Paragraph 3, decision VI/8.
15. <i>Emphasizes</i> the need to coordinate activities with other existing initiatives, such as the Global Biodiversity Information Facility and the clearing-house mechanism of the Convention on Biological Diversity;	Paragraph 4, decision VI/8.
16. <i>Requests</i> the Executive Secretary to complete the guide to the Global Taxonomy Initiative, and provide information and clarification to Parties and Governments concerning the Global Taxonomy Initiative, in particular on the process for developing projects aimed at implementing the programme of work, including existing guidance from the financial mechanism;	Paragraph 5, decision VI/8.
17. Requests all Parties and other Governments to: (a) Designate a national focal point for the Global Taxonomy Initiative, linked to other national focal points, as requested in decision V/9, paragraph 4; (b) Provide updated information, through the clearing-house mechanism, about legal requirements for exchange of biological specimens and about current legislation and rules for access and benefit-sharing in terms of the needs of the Global Taxonomy Initiative; (c) Initiate the setting up of national and regional networks to aid the Parties in their taxonomic needs in implementing the Convention on Biological Diversity;	Paragraph 6, decision VI/8. Subparagraph (a) could be deleted from the consolidated decision because it repeats part of paragraph 3 of decision VII/9.
18. <i>Invites</i> Parties to appoint national focal points for the Global Taxonomy Initiative as called for in	Paragraph 3, decision VII/9.

decision V/9, and <i>urges</i> all Parties to ensure that those focal points work with their taxonomic communities taking into account the programme of work for the Global Taxonomy Initiative;	Delete the words “ as called for in decision V/9 ”.
19. <i>Requests</i> Parties to appropriately include and give full support to the taxonomic work needed to accomplish the thematic and cross-cutting programmes of work and activities under the Convention;	Paragraph 4, decision VII/9.
20. <i>Requests</i> Parties to report on the status of implementation of the programme of work for the Global Taxonomy Initiative and further <i>invites</i> national and international, taxonomic institutions, funding organizations, financial agencies, and the financial mechanism of the Convention to contribute information on their relevant activities to the review of the Global Taxonomy Initiative for consideration by the Conference of the Parties at its eighth meeting;	Paragraph 6, decision VII/9. This paragraph could be deleted in the consolidated decision because it is an input to the in-depth review at COP-8.
21. Requests the Executive Secretary, in collaboration with the Coordination Mechanism for the Global Taxonomy Initiative to: (a) Ensure that appropriate taxonomic expertise with balanced regional representation is included in inter-sessional meetings and expert groups convened by the Secretariat as appropriate;	Paragraph 7, decision VII/9.
(b) Develop the process and guidelines for the in-depth review, including mechanisms for monitoring progress in the implementation of the programme of work for the Global Taxonomy Initiative, to be finalized during the tenth meeting of the Subsidiary Body on Scientific, Technical and Technological Advice for consideration at the eleventh meeting of the Subsidiary Body; and	Subparagraph (b) could be deleted because it is an input to the in-depth review at COP-8.
(c) Undertake an analysis of the existing thematic programmes of work and cross-cutting issues with respect to taxonomic components, in order to more effectively build taxonomy into the work programmes and to develop an understanding of the taxonomic capacity necessary to accomplish the targets of these programmes of work.	Subparagraph (c) may not be necessary in the consolidated decision because this analysis was part of the SBSTTA-11 pre-sessional documentation.

<p>(d) Undertake a gap analysis of missing elements of the existing programme of work for the Global Taxonomy Initiative in the light of the decisions at the sixth and seventh meetings of the Conference of the Parties, considering also the result of the regional workshops held after the adoption of the programme of work.</p>	<p>Subparagraph (d) may not be necessary in the consolidated decision because this analysis is an input to the in-depth review at COP-8.</p>
<p>(e) Further facilitate the synergistic collaboration between existing initiatives, including the clearing-house mechanism, the Global Biodiversity Information Facility, and regional and sub-regional taxonomic networks in order to develop more accessible information sources for countries on their biodiversity;</p>	
<p>(f) Ensure that there are linkages between Articles 15 and 8(j) of the Convention, decisions VII/19 A-F of the Conference of the Parties, on access and benefit-sharing, and taxonomy;</p>	<p>Reference should be made to Articles 15 and 8j of the Convention and “relevant decisions of the Conference of the Parties”. Reference to decision VII/19 should be deleted.</p>
<p>22. <i>Considers</i> capacity development at the national and regional levels as a driving force in implementing the programme of work;</p>	<p>Paragraph 7, decision VI/8.</p>
<p>23. <i>Invites</i> Parties, other Governments, regional and international organizations to take full account of the importance of taxonomic capacities in achieving the goals of the Convention, to support taxonomic activities to attain the 2010 target, and to provide all necessary support to national, and where appropriate regional, taxonomic centres of research and expertise; and <i>urges</i> Parties, other Governments and relevant funding organizations to provide adequate and timely support to developing countries to assist in the implementation of the Global Taxonomy Initiative, and for integrating taxonomic capacity-building activities into thematic and cross-cutting programmes, including supporting activities and projects, such as, where appropriate, stand alone capacity-building projects;</p>	<p>Paragraph 2, decision VII/9.</p>
<p>24. <i>Welcomes</i> the contribution offered by the Government of Belgium through the Directorate-General for Development Cooperation for training in taxonomy and collection management for developing countries.</p>	<p>Paragraph 8, decision VII/9.</p>

Annex I

(From decision V/9)

Terms of Reference for the Coordination Mechanism of the Global Taxonomy Initiative

(To be inserted)

Annex II**(From decision VI/8)****PROGRAMME OF WORK FOR THE GLOBAL TAXONOMY INITIATIVE****(To be inserted)****ANNEX G.**

Draft Consolidated Text in accordance with the recommendations of the Ad Hoc Open-ended Working Group on Review of Implementation

COMMUNICATION, EDUCATION AND PUBLIC AWARENESS

Text from existing decisions	Secretariat's comments
<i>The Conference of the Parties,</i> <i>Recalling</i> Article 13 of the Convention, on public education and awareness,	Preamble, decision IV/10B
<i>Recognizing</i> the importance of public education and awareness as central instruments to achieve the Convention's goals and to ensure effective implementation of the Convention at the national level, and <i>also recognizing</i> the need for capacity-building in this area,	Preamble, decision IV/10B
<i>Having taken note</i> of the decision of the Commission on Sustainable Development at its sixth session on transfer of environmentally sound technology, capacity-building, education and public awareness, and science for sustainable development,	Preamble, decision IV/10B
<i>Recognizing</i> that the conservation and sustainable use of biological diversity includes social issues which require cultural understanding and sensitivity, and that efforts to promote the goals of Article 13 entail recognition of the diverse needs of people and their differing perceptions, knowledge, attitudes, interests, values and understanding in respect of the goals of the Convention, and that public education and awareness on biological diversity is most effective when it occurs in a social context that is meaningful to a specific audience,	Preamble, decision IV/10B

<i>Noting</i> the opportunities for synergy on this particular issue within the Convention, the activities of the Commission on Sustainable Development, the mandate and activities of the United Nations Educational Scientific and Cultural Organization, the World Conservation Union (IUCN) and relevant activities of other bodies on public education, training and awareness on matters related to biological diversity,	Preamble, decision IV/10B
<i>Stressing</i> that modern technologies and expanding access to electronic communication means bring new possibilities for promoting and encouraging understanding of the importance of, and measures required for, the conservation of biological diversity; but <i>also recognizing</i> the importance of traditional communication systems among local communities, with emphasis on maintaining their integrity and dynamism,	Preamble, decision IV/10B
<i>Further recognizing</i> the role of the public media and non-traditional means of communication in information dissemination and awareness-raising,	Preamble, decision IV/10B.
<i>Recognizing</i> that non-governmental organizations have an important role in developing and disseminating information on biological diversity, especially in reaching out to marginalized groups who have a significant role to play in the conservation and sustainable use of biological diversity,	Preamble, decision IV/10B.
<i>Recalling</i> the provisions of Article 13 of the Convention on Biological Diversity and its decisions IV/10 B, paragraph 6, and V/17,	Preamble, decision VI/19. Repeats what is already contained in the first preambular paragraph above. Could be deleted.
<i>Taking note</i> of the information provided by the Executive Secretary with regard to biodiversity education and public awareness, ³ /	Preamble, decision VI/19.
<i>Noting</i> with appreciation the work done by the Consultative Working Group of Experts convened according to decision V/17,	Preamble, decision VI/19. This paragraph could be deleted since the preamble to decision VII/24 below takes note of the report of the Working Group.
<i>Recognizing</i> that communication, education and public awareness are essential elements for the	Preamble, decision VI/19. This paragraph could be merged with

³ UNEP/CBD/COP/6/13, section V, and UNEP/CBD/COP/6/13/Add.2.

successful and effective implementation of the Convention,	the paragraph immediately following by adding at the end “ and the Strategic Plan ”.
<i>Further recognizing</i> the central role of communication, education and public awareness in the implementation of the Strategic Plan,	Preamble, decision VI/19.
<i>Emphasizing</i> that communication and education are two distinct yet complementary disciplines,	Preamble, decision VI/19.
<i>Noting</i> that key actors in the implementation of the Convention need effective instruments on communication, education and public awareness to engage major stakeholders and to convey the appropriate messages to mainstream biodiversity,	Preamble, decision VI/19.
<i>Recognizing</i> the complementary nature of a global initiative on education and public awareness and the corporate communication of the Secretariat of the Convention on Biological Diversity,	Preamble, decision VI/19.
<i>Taking note</i> of the report of the meeting of the Consultative Working Group of Experts on Communication, Education and Public Awareness (UNEP/CBD/COP/7/17/INF/10) and, in particular, the matrix in the report, which summarizes suggestions and proposals to enhance the implementation of the Global Initiative on Communication, Education and Public Awareness, including, <i>inter alia</i> , key elements required to develop an operational strategy to guide the implementation of the three programme elements in a coherent and consistent manner (including prioritization, clarification of intended audience, activities, means and resources to undertake the identified activities, institutional arrangements, results to be generated, as well as the reporting mechanisms on implementation and impacts of outputs).	Preamble, decision VII/24.
<i>Noting further</i> that communication, education and public awareness are essential elements for the successful and effective implementation of the programmes of work of the Convention on Biological Diversity and also for facilitating the process of mainstreaming biodiversity into national sectoral policies and programmes,	Preamble, decision VII/24.
1. <i>Urges Parties:</i> (a) To place special emphasis on the requirements of Article 13 of the Convention in the development of their national strategies and action plans; (b) To promote education on biological diversity through relevant institutions, including non-	Paragraph 1, decision IV/10B.

<p>governmental organizations;</p> <p>(c) To allocate appropriate resources for the strategic use of education and communication instruments at each phase of policy formulation, planning, implementation and evaluation, including the identification of relevant target groups seeking to provide these with relevant, timely, reliable and understandable information;</p> <p>(d) To integrate biological diversity concerns into education strategies, recognizing the particular needs of indigenous and local communities; and</p> <p>(e) To support initiatives by major groups that foster stakeholder participation in biological diversity conservation and sustainable use and that integrate biological diversity conservation matters into their practices and educational programmes;</p>	
<p>2. <i>Also urges</i> Parties to share experiences on initiatives on public education and awareness and public participation relevant to the Convention, particularly on a sectoral and thematic basis, and to make relevant case studies as well as lessons learned in the preparation of national biological diversity policies, strategies and plans available to the Executive Secretary and for the exchange of information among Parties through the clearing-house mechanism and to consider how to organize assistance for Parties who may be keen to develop public awareness and education strategies, but lack the ability to do so;</p>	<p>Paragraph 2, decision IV/10B.</p>
<p>3. <i>Encourages</i> Parties to make use of the media, including print and electronic media, to promote public education and awareness about the importance and appropriate methods for the conservation and sustainable use of biological diversity;</p>	<p>Paragraph 3, decision IV/10B.</p>
<p>4. <i>Calls upon</i> Parties, where necessary, to illustrate and translate the provisions of the Convention into the respective local languages to promote public education and awareness-raising of relevant sectors, including local communities;</p>	<p>Paragraph 4, decision IV/10B.</p>
<p>5. <i>Decides</i> that public education and awareness issues shall be integrated into and become an integral component of all sectoral and thematic items under the programme of work of the Conference of the Parties;</p>	<p>Paragraph 5, decision IV/10B.</p>
<p>6. <i>Invites</i> the United Nations Environment Programme (UNEP), in cooperation with other United Nations bodies and other relevant international and regional organizations, agreements, processes and institutions,</p>	<p>Paragraph 7, decision IV/10B.</p>

to continue and make use of existing initiatives and to further develop its information dissemination and public-awareness activities in support of the work of the Convention;	
7. <i>Urges</i> Parties, relevant organizations and donor agencies to support local, national, subregional and regional public education and awareness initiatives;	Paragraph 8, decision IV/10B.
8. <i>Urges</i> Parties, when requesting for assistance through the financial mechanism of the Convention, to propose projects which promote measures for implementing the provisions of the Convention on public education and awareness;	Paragraph 9, decision IV/10B.
9. <i>Decides</i> to review progress in the implementation of the above activities, at the latest at its seventh meeting;	Paragraph 10, decision IV/10B. This paragraph is outdated. The review is scheduled to take place at COP 8. The paragraph should be deleted.
10. <i>Invites</i> the United Nations Educational, Scientific and Cultural Organization, through its education programmes, to actively integrate biological diversity into all levels of formal education systems as a component of the development of the global initiative;	Paragraph 4, decision V/17.
11- <i>Endorses</i> paragraph 7 of recommendation IV/1 A of the Subsidiary Body on Scientific, Technical and Technological Advice, which states that education and public awareness be included in the discussions on the work programmes on thematic issues	Paragraph 5, decision V/17
12. <i>Invites</i> Parties, Governments, organizations and institutions to support capacity-building for education and communication in biological diversity as part of their national biodiversity strategies and action plans, taking into account the global initiative;	Paragraph 6, decision V/17
13. <i>Requests</i> the Executive Secretary to: a. Further develop the public information and outreach activities of the Secretariat, including through the use of the clearing-house mechanism to raise awareness of biological diversity issues amongst all sectors of society, including indigenous and local communities;	Paragraph 7(a), decision V/17
b. Designate a theme each year for the International Day for Biological Diversity and prepare background information to be placed on the clearing-house mechanism;	Paragraph 7(b), decision V/17

Global Initiative on Communication, Education and Public Awareness	
14. <i>Decides</i> to adopt the programme of work for a Global Initiative on Communication, Education and Public Awareness, as contained in the annex to the present decision;	Paragraph 1, decision VI/19
15. <i>Invites</i> Parties to strongly and effectively promote biodiversity-related issues through the press, the various media, and public relations and communications networks at national levels;	Paragraph 2, decision VI/19
16. <i>Requests</i> the Parties to the Convention and other Governments:	Paragraph 3, decision VI/19
a. To support the national, regional and international activities prioritized by the Global Initiative on Education and Public Awareness;	
b. To develop adequate capacity to deliver initiatives on communication, education and public awareness, taking into account special needs of developing countries, in particular, the least developed countries and small island developing States;	
17. <i>Requests</i> the Executive Secretary, in consultation with the United Nations Educational, Scientific and Cultural Organization, the United Nations Environment Programme, the IUCN Commission for Education and Communication, and other members of the Consultative Working Group of Experts established by decision V/17, as well as any relevant institutions, to:	Paragraph 4, decision VI/19. Reference to decision V/17 should be deleted since the relevant paragraph has been proposed for retirement at COP 8. This paragraph could be reformulated to refer simply to “the Consultative Working Group of Experts on Communication, Education and Public Awareness”.
a. Monitor and evaluate the implementation of the Global Initiative according to the conditions established in the annex to the present decision for its start-up phase and report regularly on its implementation to the meetings of the Conference of the Parties;	
b. Review the communication, education and public-awareness dimensions of existing and new cross-cutting issues and thematic areas, and specifically those priorities and action plans established in the Strategic Plan for the Convention	
c. Promote, in collaboration with the relevant agencies, the development and implementation of	

demonstration projects that can serve as models to initiate similar projects that can be adopted by Parties, and to report thereon to the Conference of the Parties at its seventh meeting	
d. Seek the submission of relevant case-studies on biodiversity communication, education and public awareness from relevant sources	
e. Develop and implement a corporate communication strategy for the Secretariat.	
18. <i>Invites</i> the Global Environment Facility to include expertise relating to communication, education and public awareness when evaluating projects for funding approval and to strengthen its involvement in and support of the national implementation of the Global Initiative;	Paragraph 5, decision VI/19
19. <i>Invites</i> the private sector to become an active player in the Global Initiative and encourages the private sector to mobilize resources for this Initiative	Paragraph 6, decision VI/19
20. <i>Invites</i> the United Nations Environment Programme: a. To promote biodiversity-related communication, education and public-awareness activities across multilateral environmental agreements and programmes;	Paragraph 7, decision VI/19
b. To promote capacity-building for communication, education and public awareness at the regional level in cooperation with IUCN and others;	
c. To develop international mechanisms that facilitate access to environmental information, environmental justice and public participation;	
21. <i>Urges</i> the United Nations Educational, Scientific and Cultural Organization to develop a plan to integrate biodiversity into all levels of formal education	Paragraph 8, decision VI/19
22. <i>Invites</i> other agencies such as the United Nations Development Programme, the World Bank, and development banks: a. To reflect in their funding policies the Global Initiative on Communication, Education and Public Awareness according to the conditions established in the annex to the present decision;	Paragraph 9, decision VI/19

b. To include expertise on communication, education and public awareness when evaluating projects for funding approval;	
23. <i>Invites</i> indigenous people's organizations, community-based organizations and non-governmental organizations to include communication, education and public awareness in their relevant activities and to support the global initiative on education and public awareness according to the conditions established in the annex to the present decision;	Paragraph 10, decision VI/19
Library and Publications	
<i>Welcoming</i> the significant increase in the number and variety of publications prepared by the Secretariat, in particular the <i>Global Biodiversity Outlook</i> , the Handbook of the Convention, the Technical Series and the various brochures,	Preamble, decision VI/19
24. <i>Invites</i> Parties to facilitate the increase in the number of biodiversity-related publications in their national libraries in order to facilitate further dissemination of knowledge on biodiversity issues among the general public;	Paragraph 11, decision VI/19
25. <i>Requests</i> the Executive Secretary to:	Paragraph 12, decision VI/19
a. Develop appropriate partnerships with public and private research and academic institutions for the exchange of publications related to biodiversity;	
b. Examine the possibility of establishing formal liaison with schools of environmental education to further disseminate decisions of the Conference of the Parties to future specialists;	
c. Make available all publications in the area of biodiversity communication, education and public awareness that have been produced by the Secretariat in the six official United Nations languages, subject to the availability of funding, and promote the translation of those publications in the languages of indigenous and local communities;	
26. <i>Invites</i> United Nations bodies and other international and regional organizations to send copies of their biodiversity-related publications to the library	Paragraph 13, decision VI/19

of the Secretariat.	
27. <i>Welcomes</i> the efforts of the Executive Secretary and progress achieved in the implementation of the Global Initiative on Communication, Education and Public Awareness, taking into consideration the limited financial resources available for these efforts;	Paragraph 1, decision VII/24
28. <i>Welcomes</i> the report of the fourth meeting of the Consultative Working Group of Experts on Biological Diversity Education and Public Awareness and the proposals contained therein for further implementation of communication, education and public awareness which are attached as an annex to the report of the meeting;	Paragraph 2, decision VII/24
29. <i>Invites</i> Parties to take into consideration the need to communicate the various elements of the 2010 biodiversity target and to establish appropriate linkages to the Decade on Education for Sustainable Development in the implementation of their respective national CEPA programmes and activities	Paragraph 3, decision VII/24
30. <i>Requests</i> the Executive Secretary to:	Paragraph 4, decision VII/24
(a) (i) Allocate a specific post to facilitate the implementation and further development of Article 13 on education and public awareness;	Subparagraph (a) (i) should be deleted since this activity has been implemented.
(ii) Convene an informal advisory committee on communication, education and public awareness, which would meet at the next meeting of SBSTTA to further develop the CEPA work programme for in-depth consideration by the Conference of the Parties at its eighth meeting. This informal advisory committee would meet at subsequent meetings of SBSTTA and the Conference of the Parties, as is the current practice for the informal advisory committee for the clearing-house mechanism;	Subparagraph (a) (ii) should be reformulated to remove reference to “the next meeting of SBSTTA” and the eighth meeting of the Conference of the Parties.”
(iii) Invite Parties to assist the Executive Secretary in the implementation of this action through voluntary contributions to secure the implementation of the work programme	
(b) Continue the collaborative efforts with the CEPA programmes of other relevant	

organizations including the Rio Conventions to enhance coordination and maximize synergies;	
(c) Report to the Conference of the Parties at its eighth meeting on progress in the implementation of the identified priority activities in the CEPA programme of work;	This paragraph will be irrelevant after COP 8. To be deleted at COP 8.
31. <i>Invites</i> donor organizations to make available the required financial support for the implementation of the identified priority activities in the CEPA programme of work;	Paragraph 5, decision VII/24
32. <i>Invites</i> donor organizations to provide funding to developing countries, particularly the least developed and small island developing States among them, and countries with economies in transition for the implementation of their national CEPA programmes and activities;	Paragraph 6, decision VII/24
33. <i>Requests</i> Parties to contribute and make available financial support towards the cost of the production of the second edition of the Global Biodiversity Outlook report for release in May 2005;	Paragraph 7, decision VII/24
34. <i>Requests</i> the Executive Secretary, subject to availability of funding, to publish the third edition of the Handbook on the Convention on Biological Diversity, including the decisions of the Conference of the Parties up to its seventh meeting, in the United Nations languages.	Paragraph 8, decision VII/24. The Handbook has not yet been published in all the UN languages because of lack of funds.

Annex

(From decision VI/19)

**PROGRAMME OF WORK FOR THE GLOBAL INITIATIVE ON COMMUNICATION,
EDUCATION AND PUBLIC AWARENESS (CEPA)**

(To be inserted)

ANNEX H.

Draft consolidated text in accordance with the recommendations of the Ad Hoc Open Ended Working Group on Review of Implementation

NATIONAL REPORTS

Text from existing decisions	Secretariat's comments
<i>Recalling</i> Article 26 and Article 23, paragraph 4 (a) of the Convention,	Preamble, decision IV/14.
<i>Recalling</i> further decision II/17 on the form and intervals of national reports,	Preamble, decision IV/14. This paragraph could be deleted since the form and intervals of national reports have been adopted in decision V/19.
<i>Noting</i> the difficulty experienced by Parties in preparing their national reports and that the first national reports varied in length and scope and that further guidelines are needed to simplify and streamline the national reporting process,	Preamble, decision IV/14. This paragraph could be deleted because standardized guidelines and format for national reports were adopted by decision V/19.
<i>Welcoming</i> the number of first national reports received by the Executive Secretary,	Preamble, decision IV/14. This paragraph is no longer necessary and should be deleted.
GENERAL	
1. <i>Takes note</i> of the note prepared by the Secretariat on form and intervals of national reports by Parties, document UNEP/CBD/COP/2/14;	Paragraph 1, decision II/17. This paragraph has been superseded by paragraph 1 of decision V/19 and should be deleted.
2. <i>Endorses</i> recommendation I/5 on "Scientific and Technical Information to be contained in the national reports", adopted by the first meeting of the Subsidiary Body on Scientific, Technical and Technological Advice;	Paragraph 2, decision II/17. This paragraph has been superseded by the guidance provided in decisions VI/25 and VII/25. It should be deleted.
3. <i>Decides</i> that the first national reports by Parties will focus in so far as possible on the measures taken for the implementation of Article 6 of the Convention, "General Measures for Conservation and Sustainable Use", as well as the information available in national country studies on biological	Paragraph 3, decision II/17. There are some Parties that have not yet submitted their first national reports although the COP has adopted formats for the second and third national reports and requested Parties to submit the

diversity, using as a guide the annex to this decision;	second and third national reports. In view of this, the COP may wish to consider whether it still makes sense to require the submission of the first national reports on the basis of this paragraph. If not, this paragraph and the corresponding annex should be deleted (see Annex to decision II/17).
4. <i>Decides</i> that Parties shall submit their national reports in one of the working languages of the Conference of the Parties and, for the benefit of others, encourages Parties to also make available their reports electronically and, where possible, on the Internet;	Paragraph 6, decision II/17
5. <i>Decides</i> that national reports submitted by Parties will not be distributed as official documents of the Conference of the Parties, but will be made available to Parties, upon request, and in the language of submission;	Paragraph 7, decision II/17
6. <i>Takes note</i> of recommendation V/13 of the Subsidiary Body for Scientific, Technical and Technological Advice on guidelines for national reports;	Paragraph 1, decision V/19 The guidelines were adopted by decision V/19. This paragraph could be deleted.
7. <i>Endorses</i> the format contained in annex I of the note by the Executive Secretary on national reporting (UNEP/CBD/COP/5/13/Add.2) as the recommended format for future national reports to be submitted by Parties in accordance with Article 26 of the Convention;	Paragraph 2, decision V/19
8. <i>Is</i> of the view that national reports developed in this format will help Parties to measure the state of national implementation of the Convention and to review national priorities and actions;	Paragraph 4, decision V/19
9. <i>Takes note</i> of the difficulty experienced by some developing countries and countries with economies in transition in accessing funding for preparing their second national reports, and <i>requests</i> the Secretariat of the Convention and the Global Environmental Facility to explore innovative funding modalities for facilitating the preparation of future national reports and	Paragraph 9, decision VI/25

thematic reports;	
10. <i>Takes note</i> of the analysis of the information contained in the second national reports as contained in <i>the</i> relevant documents prepared by the Executive Secretary for the consideration of the seventh meeting of the Conference of the Parties (UNEP/CBD/COP/7/17/Add.3 and UNEP/CBD/COP/7/INF/2);	Paragraph 1, decision VII/25 A. This paragraph could be deleted since it is specific to the 2 nd national reports and to COP 7.
11. <i>Expresses concern</i> over the delay in the submission of national reports by some Parties, and <i>takes note of</i> the difficulty that this delay may pose to the assessment of the implementation of the Convention in the absence of an adequate number of national reports;	Paragraph 2, decision VII/25 A
12. <i>Endorses</i> the format for the third national report, as contained in the annex to the note by the Executive Secretary on guidelines for the third national report (UNEP/CBD/COP/7/17/Add.2), as amended, with respect to the questionnaire on forest biological diversity, by annexes I and II of the note by the Executive Secretary on proposals for the review of the expanded programme of work on forest biological diversity (UNEP/CBD/COP/7/17/Add.7);	Paragraph 1, decision VII/25 B
13. <i>Decides</i> to further reduce the reporting burden on Parties by, wherever possible, using other means to gather information to allow evaluation of implementation of the Convention and the Strategic Plan;	Paragraph 7, decision VII/25 B
Requests and Guidance to Parties	
14. <i>Further urges</i> Parties to submit their first national reports on time;	Paragraph 3, decision III/9. This paragraph is out of date and should be deleted.
15. <i>Urges</i> developed country Parties to include in their national reports information, in a standardized form, on their financial support for the objectives of the Convention;	Paragraph 4, decision IV/14
16. <i>Requests</i> Parties to submit their next	Paragraph 5, decision V/19.

<p>national report:</p> <p>(a) By 15 May 2001;</p> <p>(b) In an official language of the Conference of the Parties;</p> <p>(c) In both hard copy and electronic format; and thereafter for consideration at alternate ordinary meetings of the Conference of the Parties, and include them in their clearing-house mechanism national focal point where feasible;</p>	<p>There are some Parties that have not yet submitted their second national reports although the COP has adopted formats for the third national reports and is going to adopt formats for the fourth national reports at COP 8. In view of this, the COP may wish to consider whether it still makes sense to require the submission of the second national reports on the basis of this paragraph. If not, this paragraph should be deleted.</p>
<p>17. <i>Recommends</i> that Parties prepare their national reports through a consultative process involving all relevant stakeholders, as appropriate, or by drawing upon information developed through other consultative processes;</p>	<p>Paragraph 6, decision V/19.</p> <p>This paragraph duplicates the more recent paragraph 4 of decision VII/25 B and could be deleted.</p>
<p>18. <i>Also invites</i> Parties to prepare detailed thematic reports on one or more of the items for in-depth consideration at its ordinary meetings, thereby providing national contributions to the work of the Conference of Parties and its subsidiary bodies;</p>	<p>Paragraph 7, decision V/19</p> <p>Delete the word “also”.</p>
<p>19. <i>Invites</i> Parties to submit thematic reports on mountain ecosystems, protected areas or areas where special measures need to be taken to conserve biological diversity, and transfer of technology and technology cooperation in accordance with the formats prepared by the Executive Secretary, which should identify priorities in national biodiversity strategies and action plans, impediments to implementation, and existing and potential areas of cooperation and capacity-building, and aim to support the work of the Subsidiary Body on Scientific, Technical and Technological Advice;</p>	<p>Paragraph 4, decision VI/25</p> <p>This was a time-bound activity and has been completed. The paragraph could be deleted.</p>
<p>20. <i>Requests</i> Parties to facilitate the preparation of the third and future national reports and endeavour to submit national reports in time;</p>	<p>Paragraph 3, decision VII/25 A</p>
<p>21. <i>Encourages</i> Parties, Governments, relevant bilateral, regional and multilateral organizations to collaborate to strengthen the</p>	<p>Paragraph 4, decision VII/25 A</p>

various capacities of Parties, particularly developing country Parties and countries with economies in transition, to prepare their future national and thematic reports;	
22. <i>Further encourages</i> Parties, Governments, relevant bilateral, regional and multilateral organizations, to analyse the progress of Parties, particularly developing country Parties and countries with economies in transition, in implementing the Convention, in relation to those areas identified as a priority by those countries, in order to <i>inter alia</i> assist them in the preparation of their future national reports;	Paragraph 5, decision VII/25 A
23. <i>Requests</i> Parties to submit as much information and data as available to improve the adequacy of <i>information</i> for the evaluation of the implementation of the Convention, the Strategic Plan of the Convention and the progress towards the 2010 target, particularly focusing on: (a) Status and trends of biodiversity and its various components; (b) Impacts of national actions on the achievement of the objectives of the Convention, the goals and objectives identified in the Strategic Plan of the Convention and the 2010 target; (c) Implementation of priority actions in national biodiversity strategies and action plans; and (d) Constraints or impediments encountered in the implementation of the Convention;	Paragraph 6, decision VII/25 A
24. <i>Invites</i> Parties to promote wide stakeholder involvement, as well as that of indigenous and local communities, in the preparation of national reports, or in related <i>processes</i> that will inform national report preparation, to ensure a more accurate and comprehensive reflection of the views and priorities of national stakeholders;	Paragraph 4, decision VII/25 B
25. <i>Invites</i> developed country Parties to continue to provide support in the form of technical capacity development and financial resources to developing country Parties, Parties with economies in transition and small island developing States, as appropriate, to facilitate these Parties to meet their reporting obligations;	Paragraph 5, decision VII/25 B
26. <i>Requests</i> Parties to submit their third	Paragraph 8, decision VII/25 B

<p>national reports:</p> <p>(a) By 15 May 2005;</p> <p>(b) In an official language of the United Nations;</p> <p>(c) In both hard copy and electronic format;</p>	
<p>Requests and Guidance to the Executive Secretary</p>	
<p>27. <i>Requests also</i> the Executive Secretary to make available to Parties, through the clearing-house mechanism for technical and scientific cooperation, relevant information contained in national reports submitted by Parties in accordance with Article 26 of the Convention;</p>	<p>Paragraph 10, decision II/17.</p> <p>This paragraph has been superseded by paragraph 9 of decision VII/25 B. It could be deleted.</p>
<p>28. <i>Requests</i> the Executive Secretary to:</p> <p>(a) Prepare reports based on information contained in national reports for consideration by the Conference of the Parties at its meetings, and make them available through the clearing-house mechanism;</p> <p>(b) Keep the format of national reports under review, and provide further advice to the Conference of Parties on its revision;</p> <p>(c) Proceed with the further development and implementation of the proposals for streamlining national reporting contained in section 5.2 of the "Feasibility study for a harmonized information management infrastructure for biodiversity-related treaties", in collaboration with the secretariats of the other biodiversity-related conventions, with a view to simplifying reporting procedures and reducing the burden of reporting on Parties, and report on progress to the Conference of the Parties at its sixth meeting;</p>	<p>Paragraph 9, decision V/19.</p> <p>The work requested in sub-paragraph (c) has been completed. Sub-paragraph (c) could therefore be deleted.</p>
<p>29. <i>Requests</i> the Executive Secretary to further develop this format to incorporate the views expressed by <i>Parties</i> and further questions arising from the decisions of its seventh meeting and to make the revised format available to Parties no later than July 2004;</p>	<p>Paragraph 2, decision VII/25 B.</p> <p>This was a time-bound activity that has been completed. The paragraph could be deleted.</p> <p>If it is to be retained then replace the words "this format" with the words</p>

	“format for the third national report”.
<p>30. <i>Further requests</i> the Executive Secretary to revise the existing national reporting formats to make them more concise and better targeted to reduce the reporting burden placed on Parties, and to better contribute to the assessment of progress towards achieving the mission of the Strategic Plan and the 2010 target, and the identification of obstacles to implementation. The revision of the reporting formats should address the matters in decision VI/25, paragraph 3, and:</p> <p>(a) The need to include reporting on all the four goals of the Strategic Plan;</p> <p>(b) The need to allow Parties to incorporate the results of indicators (where available) to enable Parties to provide a more comprehensive assessment of progress;</p> <p>(c) The need to include available factual data on the outcomes and impacts of measures taken to achieve the objectives of the Convention (including status and trends of biodiversity);</p>	<p>Paragraph 3, decision VII/25 B.</p> <p>The work as requested has been completed, however, the guidance contained in this paragraph regarding the development of the reporting format remains of continuing relevance. The paragraph could be retained in the consolidated text.</p>
<p>31. <i>Encourages</i> the Executive Secretary to continue to participate in the ongoing efforts to harmonize and <i>streamline</i> the national reporting processes of the Convention with those of other biodiversity related conventions and processes with a view to reduce reporting burdens on Parties and increase synergies among biodiversity related conventions, without impeding progress on improvements to the national reporting process to meet the needs of Parties to the Convention, and to strengthen the inter-sessional efforts to promote the submission of national reports;</p>	<p>Paragraph 6, decision VII/25 B</p>
<p>32. <i>Further requests</i> the Executive Secretary to prepare an analysis of <i>the</i> information contained in the third national reports for consideration by the Conference of the Parties at its eighth meeting, and make it available through the clearing-house mechanism.</p>	<p>Paragraph 9, decision VII/25 B.</p> <p>This paragraph may be irrelevant after COP 8. To be deleted at COP 8.</p>
Guidance to SBSTTA	
<p>33. <i>Requests</i> that the Subsidiary Body on Scientific, Technical and Technological Advice instruct any technical panels that it</p>	<p>Paragraph 8, decision II/17.</p> <p>The work as requested has been</p>

may establish on topical issues to comment on the feasibility and practicalities of developing technical guidelines for national reporting on the subject matter being considered by the panels, and report to the meeting of the Conference of the Parties in 1997;	completed. The paragraph could be deleted.
34. <i>Requests</i> the Subsidiary Body for Scientific, Technical and Technological Advice and other bodies established under the Convention to take into account, where appropriate, the conclusions drawn from the analysis of the second national reports when addressing relevant programmes of work, cross-cutting and other issues under the Convention.	Paragraph 7, decision VII/25 A
Guidance to the financial mechanism	
35. <i>Urges</i> the financial mechanism under the Convention to make available financial resources to developing country Parties to assist in the preparation of their national reports;	Paragraph 12, decision II/17. It is suggested that this paragraph be consolidated with the decisions relating to guidance to the financial mechanism.
36. <i>Requests</i> the interim financial mechanism under the Convention to make available to developing country Parties resources to enable them to facilitate urgent implementation of paragraphs 2 and 3 above;	Paragraph 4, decision III/9. Paragraphs 2 and 3 of decision III/9 relate to the inclusion in national plans or strategies and legislation of <i>in situ</i> and <i>ex situ</i> conservation, integration of biodiversity objectives in sectoral policies, and equitable benefit-sharing issues. These themes have been taken up by subsequent COP decisions and appropriate guidance provided to the financial mechanism. The paragraph is outdated and could be deleted.
37. Requests the Global Environment Facility, as the operating entity of the financial mechanism, to continue to provide financial assistance for the preparation of national reports, having regard to the constraints and needs identified by Parties in their first national reports.	Paragraph 5, decision IV/14. It is suggested that this paragraph be consolidated with the decisions relating to guidance to the financial mechanism.
38. Requests the Global Environment Facility, as the institutional structure operating the financial mechanism, to	Paragraph 5, decision VI/25. It is suggested that this paragraph be

continue to provide, in a timely manner, support to eligible countries for the preparation of national reports;	consolidated with the decisions relating to guidance to the financial mechanism.
Guidance related to the Global Biodiversity Outlook	
39. <i>Welcomes</i> the publication of the Global Biodiversity Outlook and decides that the Global Biodiversity Outlook should continue to be prepared as a periodic report on biological diversity and implementation of the Convention, and be made available in all official United Nations languages;	Paragraph 6, decision VI/25.
40. <i>Decides</i> that the second edition of the Global Biodiversity Outlook should be prepared for publication in 2004, drawing upon information contained in the second national reports, the thematic reports on the items for in-depth consideration at its sixth and seventh meetings, and on the review of progress in the implementation of the Strategic Plan to be undertaken in 2003;	Paragraph 7, decision VI/25 This paragraph will become redundant after the preparation of the second edition of the GBO. It could be deleted.
Other Issues	
41. <i>Commends</i> the guidance provided in the document "Guidelines for Preparation of Biodiversity Country Studies", prepared by the United Nations Environment Programme, and the document "National Biodiversity Planning: Guidelines Based on Early Country Experiences", prepared by the World Resources Institute, the United Nations Environment Programme and the World Conservation Union (IUCN), and its relevance in assisting Parties to implement Article 6 of the Convention and in the preparation of national reports;	Paragraph 13, decision II/17
42. <i>Invites</i> organizations, such as the United Nations Development Programme and the United Nations Environment Programme, undertaking regional or global programmes providing support to Parties in biodiversity planning, including capacity development, to provide the Executive Secretary with information on programme activities and lessons learned;	Paragraph 10, decision V/19

<p>43. Welcomes the work of the United Nations Environment Programme on the harmonization of environmental reporting and encourages its continuation, whilst recognizing the need to ensure that this does not affect the ability of the Conference of the Parties to adjust national reporting procedures under the Convention in order to better meet the needs of Parties.</p>	<p>Paragraph 8, decision VI/25</p>
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Annex

(From decision II/17)

**SUGGESTED GUIDELINES FOR NATIONAL REPORTING ON THE IMPLEMENTATION OF
ARTICLE 6**

(To be inserted)

ANNEX I.

Draft Consolidated Text in accordance with the recommendations of the Ad Hoc Open Ended Working Group on Review of Implementation

COOPERATION WITH OTHER BODIES

Text from existing decisions	Secretariat's comments
<p><i>The Conference of the Parties,</i></p> <p><i>Recalling</i> decisions II/13 and II/14 adopted at its second meeting,</p>	<p>Preamble, decision III/21</p> <p>Decision II/14 was retired in full. The mention here of decision II/13 is superseded by the preamble to decision IV/15</p> <p>Could be deleted</p>
<p><i>Reaffirming</i> the need to make mutually supportive activities under the Convention on Biological Diversity and activities under other conventions, processes and institutions relevant to the achievement of the objectives of the Convention, while avoiding unnecessary duplication of activities and costs on the part of Parties and of the organs of the Convention,</p>	<p>Preamble, decision III/21</p> <p>Superseded by preamble to decision IV/15</p> <p>Could be deleted</p>
<p><i>Welcoming</i> the progress made to date in the development of cooperative arrangements with relevant conventions, institutions and processes, as described in document UNEP/CBD/COP/3/29,</p>	<p>Preamble, decision III/21</p> <p>Document no longer relevant, and element superseded by preamble to decision IV/15</p> <p>Could be deleted</p>
<p><i>Recalling</i> its decisions II/13, III/17 and III/21,</p>	<p>Preamble, decision IV/15</p> <p>The references to decisions II/13, III/17 and III/21 could be deleted.</p>
<p><i>Recalling</i> also Article 16, paragraph 5, Article 22, paragraph 1, Article 23, paragraph 4 (h), and Article 24, paragraph 1 (d), of the Convention on Biological Diversity,</p>	<p>Preamble, decision IV/15</p>
<p><i>Reaffirming</i> the importance of mutually supportive activities under the Convention on Biological Diversity and activities under other conventions, processes and institutions relevant to the achievement of the</p>	<p>Preamble, decision IV/15</p>

objectives of the Convention, while avoiding unnecessary duplication of activities and costs on the part of Parties and the organs of the Convention,	
<i>Welcoming</i> the progress made in the development of cooperative arrangements with relevant conventions, institutions and processes as reported by the Executive Secretary to its fourth meeting, while recognizing the need to further improve the method of work of the Conference of the Parties in terms of assessing work done in the context of these cooperative arrangements,	Preamble, decision IV/15 Delete the phrase “as reported by the Executive Secretary to its fourth meeting.”
<i>Noting</i> that the Commission on Sustainable Development in its review of the implementation of Agenda 21, at the next comprehensive review of progress achieved in the implementation of Agenda 21 by the General Assembly in the year 2002, will require input on the status of implementation of the Convention on Biological Diversity,	Preamble, decision IV/15 Review of progress occurred in 2002 Could be deleted.
<i>Recognizing</i> that enhanced international cooperation and improved coordination at national level will be important in efforts to meet the 2010 target,	Preamble, decision VII/26
<i>Noting</i> Strategic Goal 1 of the Strategic Plan adopted by decision VI/26; that the Convention is fulfilling its leadership role in international biodiversity issues, and in particular subsidiary goals 1.2; that the Convention is promoting cooperation between all relevant international instruments and processes to enhance policy coherence, and 1.3; that other institutional processes are actively supporting the implementation of the Convention, in a manner consistent with their respective frameworks,	Preamble, decision VII/26
<i>Noting</i> the report by the Secretariat on cooperation with other organizations, initiatives and conventions (UNEP/CBD/COP/7/19), which contains concrete examples of actions that demonstrate cooperation between international conventions and with implementing organizations,	Preamble, decision VII/26
<i>Recognizing</i> the leading role of UNEP in environmental issues,	Preamble, decision VII/26
<i>Welcoming</i> the support of the United Nations General Assembly (UNGA Resolution A/58/112) for the ongoing work of the liaison group of the secretariats and officers of the relevant subsidiary bodies of the UNFCCC, the UNCCD and the CBD, which, <i>inter</i>	Preamble, decision VII/26

<i>alia</i> , encourages continuing cooperation in order to promote complementarities among the secretariats while respecting their independent legal status,	
<i>Recognizing</i> the role of the Joint Liaison Group in supporting cooperation between the Rio conventions, and the role of the Collaborative Partnership on Forests in enhancing cooperation and coordination on forest issues, where the Secretariat of the Convention on Biological Diversity is the focal agency on forest biodiversity and traditional forest related knowledge,	Preamble, decision VII/26
GENERAL	
1. <i>Stresses</i> the need to make mutually supportive the implementation of activities undertaken by the Convention on Biological Diversity and by other international and regional conventions and agreements related to biological diversity and its components, building particularly on the consultations which have already taken place with certain key conventions, as outlined in UNEP/CBD/COP/2/Inf.2	Para. 2, decision II/13 Superseded by paragraph 1, decision VI/20. Reference to document not necessary. Could be deleted
2. <i>Reaffirms</i> the importance of cooperation and the need to design and implement mutually supportive activities with other conventions, international organizations and initiatives, as specified under this and other decisions;	Paragraph 1, decision VI/20 Delete the phrase “as specified under this decision and other decisions.”
3. <i>Stresses also</i> the need to avoid unnecessary duplication of activities and costs on the part of Parties and of the organs of the Convention;	Paragraph 3, decision II/13
4. <i>Urges</i> further enhanced cooperation between the Convention on Biological Diversity and all relevant international conventions, organizations and bodies, strengthening and building on existing cooperative arrangements to enhance synergies and reduce inefficiencies in a manner consistent with their respective mandates, governance arrangements and agreed programs, within existing resources;	Paragraph 1, decision VII/26
5. <i>Urges</i> Parties to take steps to harmonize policies and programmes, at the national level, among the various multilateral environmental agreements and relevant regional initiatives, with a view to optimising policy coherence, synergies and efficiency in their implementation, at the national, regional and	Paragraph 8, decision VI/20

international levels;	
6. <i>Requests</i> that the Executive Secretary, on behalf of the Conference of the Parties, consider matters of liaison, cooperation and collaboration as a key responsibility;	Paragraph 4, decision IV/15
7. <i>Encourages</i> the Executive Secretary to develop relationships with other processes with a view to fostering good management practices in areas such as: methods and approaches to deal with protected areas; ecosystem and bioregional approaches to protected area management and sustainable use of biological diversity; mechanisms to enhance stakeholder involvement; methods for developing systems plans and integrating biological diversity considerations into sectoral strategies and plans; and transboundary protected areas;	Paragraph 6, decision IV/15
Cooperation with United Nations Bodies and Specialized Agencies	
8. <i>Welcomes</i> the work of the United Nations Environment Programme on the harmonization of environmental reporting and encourages its continuation, whilst recognizing the need to ensure that this does not affect the ability of the Conference of the Parties to adjust national reporting procedures under the Convention in order to better meet the needs of Parties;	Paragraph 4, decision VI/20
9. <i>Recognizes</i> the importance of collaboration with the United Nations Forum on Forests on issues related to forest biological diversity and <i>encourages</i> practical cooperation at the level of the respective secretariats;	Paragraph 5, decision VI/20
10. <i>Invites</i> the Food and Agriculture Organization of the United Nations to continue its close working relationships with the Executive Secretary and to extend its cooperation on those relevant areas identified in the decisions of the current meeting under the item on agricultural biological diversity, in particular on the International Treaty on Plant Genetic Resources for Food and Agriculture;	Para. 7, decision VI/20 After the word “cooperation” insert the following words “on relevant areas relating to agricultural biological diversity, in particular on the International Treaty on Plant Genetic Resources for Food and Agriculture” and delete the rest.

<p>11. <i>Recognizes</i> the need to establish cooperation with the United Nations Permanent Forum for Indigenous Issues, in particular on matters relevant to Article 8(j) and related provisions;</p>	<p>Paragraph 6, decision VI/20</p>
<p>12. <i>Recognizes</i> the importance of the Global Biodiversity Forum as a mechanism for building understanding and capacity in implementing the Convention, and encouraged support of the Global Biodiversity Forum process.</p>	<p>Paragraph 12, decision V/21</p>
<p>Cooperation with the United Nations Framework Convention on Climate Change and the United Nations Convention to Combat Desertification</p>	
<p>13. <i>Recognizes</i> that there is a need to take immediate actions under the Convention on Biological Diversity and the United Nations Framework Convention on Climate Change to reduce and mitigate the impacts of climate change on the biological diversity of coral reefs and their associated socio-economic effects;</p>	<p>Paragraph 10, decision VI/20</p>
<p>14. <i>Welcomes</i> the activities being undertaken with the United Nations Framework Convention on Climate Change, including its Kyoto Protocol, and <i>requests</i> the Subsidiary Body on Scientific, Technical and Technological Advice and the Executive Secretary to continue to cooperate with the United Nations Framework Convention on Climate Change, including its Kyoto Protocol, and the Intergovernmental Panel on Climate Change (IPCC) on relevant issues such as dry and sub-humid lands, agricultural biological diversity, forest biological diversity, marine and coastal biological diversity, especially coral reefs, and incentive measures and impacts of measures envisaged under the Kyoto Protocol with a view to maximizing synergies between these processes;</p>	<p>Paragraph 9, decision VI/20</p>
<p>15. <i>Welcomes</i> the conclusions of the sixth meeting of the Subsidiary Body on Scientific, Technical and Technological Advice of the Convention on Biological Diversity and the Subsidiary Body for Scientific and Technological Advice of the United Nations Framework Convention on Climate Change regarding cooperation among the United Nations Framework Convention on Climate Change, the United Nations Convention to Combat Desertification and the Convention on Biological Diversity;</p>	<p>Paragraph 11, decision VI/20</p>

16. <i>Welcomes further</i> the establishment of the joint liaison group among the United Nations Framework Convention on Climate Change, the United Nations Convention to Combat Desertification and the Convention on Biological Diversity and urges the joint liaison group to become fully operational in order to facilitate cooperation between the conventions both at national and international levels;	Paragraph 12, decision VI/20
17. <i>Takes note</i> of the terms of reference of the joint liaison group of the secretariats of the Convention on Biological Diversity, the United Nations Convention to Combat Desertification and the United Nations Framework Convention on Climate Change, and the proposed programme of work agreed upon at the fifteenth session of the Subsidiary Body for Scientific and Technological Advice of the United Nations Framework Convention on Climate Change and <i>encourages</i> further coordinated work, especially on issues relating to the national level;	Paragraph 13, decision VI/20
Cooperation with the other biodiversity-related conventions	
18. <i>Endorses</i> the memoranda of cooperation entered into by the Executive Secretary with the secretariats of the Convention on Wetlands of International Importance, especially as Waterfowl Habitat, the Convention on International Trade in Endangered Species of Wild Fauna and Flora and the Convention on the Conservation of Migratory Species of Wild Animals, and encourages the development of further such arrangements with relevant international biological diversity-related bodies, including regional conventions;	Paragraph 2, decision III/21
19. <i>Urges</i> the Parties to ensure that the conservation and sustainable use of wetlands, and of migratory species and their habitats, are fully incorporated into national strategies, plans and programmes to preserve biological diversity;	Paragraph 8, decision III/21
20. <i>Calls on</i> the national focal points of the Convention on Biological Diversity, and the competent authorities of the Convention on Wetlands of International Importance, the Convention on the Conservation of Migratory Species and the Convention on International Trade in Endangered Species of Wild Fauna and Flora to cooperate on the implementation of	Paragraph 10, decision III/21

these conventions at the national level to avoid duplication of effort;	
21. <i>Requests</i> the Executive Secretary to continue to coordinate with the secretariats of relevant biological diversity-related conventions, institutions, and processes, with a view to: facilitating the exchange of information and experience; exploring the possibility of recommending procedures for harmonizing, to the extent desirable and practicable, the reporting requirements of Parties under those instruments and conventions; exploring the possibility of coordinating their respective programmes of work; and consulting on how such conventions and other international legal instruments can contribute to the implementation of the provisions of the Convention on Biological Diversity	Paragraph 3, decision III/21 Superseded by paragraph 5 of decision IV/15 (see paragraph 23 below.) Could be deleted.
22. <i>Invites</i> Contracting Parties to relevant biological diversity-related conventions to explore opportunities for accessing funding through the Global Environment Facility for relevant projects, including projects involving a number of countries, which fulfil the eligibility criteria and guidance provided by the Conference of the Parties to the Convention on Biological Diversity to the Global Environment Facility.	Paragraph 12, decision III/21
23. <i>Requests</i> the Executive Secretary to continue to coordinate with the secretariats of relevant biodiversity-related conventions, institutions and processes, and to cooperate with related processes at regional and sub-regional levels, with a view to: (a) Facilitating the exchange of information and experience; (b) Exploring the possibility of procedures for promoting efficiencies between the reporting requirements of Parties under those instruments and conventions; (c) Exploring the possibility of developing joint work programmes, similar to that between the Convention on Biological Diversity and the Convention on Wetlands referred to above, between the Convention on Biological Diversity and other relevant institutions and conventions; (d) Exploring modalities, where appropriate, for suitable liaison arrangements in relevant centres, in particular Geneva and/or New York, for the purpose of enhancing linkages with relevant processes, which will	Paragraph 5, decision IV/15

assist in achieving greater coherence in these intergovernmental organizations and processes;	
<p>24. <i>Requests</i> the Executive Secretary to coordinate with the Secretariats of relevant biodiversity-related conventions with a view to:</p> <p>(a) Facilitating exchange of information and experience;</p> <p>(b) Exploring the possibility of recommending procedures for harmonizing, to the extent desirable and practicable, the reporting requirements of Parties under those instruments and conventions;</p> <p>(c) Exploring the possibility of coordinating their respective programmes of work;</p> <p>(d) Consulting on how such conventions and other international legal instruments can contribute to the implementation of the provisions of the Convention on Biological Diversity;</p>	<p>Paragraph 4, decision II/13</p> <p>Sub-paragraphs (a), (b) and (c) are superseded by paragraph 5 of decision IV/15, and could be deleted.</p> <p>Sub-paragraph (d) is of continuing relevance and should be retained.</p>
25. <i>Requests</i> in this context, the Executive Secretary, to invite the secretariats of the other four biodiversity conventions (CITES, Ramsar, CMS and World Heritage Convention) to form a liaison group to enhance coherence and cooperation in their implementation, and to report on progress made to the eighth meeting of the Conference of the Parties	<p>Paragraph 2, decision VII/26</p> <p>Delete the words “in this context” in the first line and the phrase “and to report on progress made to the eighth meeting of the Conference of the Parties.” This latter phrase will become redundant after COP 8.</p>
26. <i>Requests</i> the Executive Secretary, drawing on the experience gained in the exercise mentioned above, and in close collaboration with relevant conventions, organizations and bodies, to examine options for a flexible framework between all relevant actors, such as a global partnership on biodiversity, in order to enhance implementation through improved cooperation, and to report to the Conference of the Parties at its eighth meeting on possible ways forward;	<p>Paragraph 3, decision VII/26</p> <p>This activity will have been completed by COP 8. To be deleted at COP 8.</p>
27. <i>Requests</i> the Executive Secretary to inform the Ad Hoc Open Ended Working Group on Review of Implementation of the Convention, on ongoing work to establish ways of enhancing cooperation between the major biodiversity related organizations and secretariats;	<p>Paragraph 5, decision VII/26</p> <p>This activity was implemented.</p> <p>Should be deleted.</p>
28. Requests all Parties and other Governments to support this initiative at the national level and in relevant forums.	<p>Paragraph 6, decision VII/26.</p> <p>This paragraph could be reformulated as follows, given the fact that it is recommended that paragraph 5 of decision VII/26 be deleted:</p>

	“Requests all Parties and other Governments to support, at the national level and in relevant forums, ongoing work to establish ways of enhancing cooperation between the major biodiversity related organizations and secretariats”.
<i>Cooperation with the Ramsar Convention on Wetlands</i>	
29. Welcomes and endorses the third joint work plan (2002-2006) between the Convention on Biological Diversity and the Convention on Wetlands (Ramsar, Iran, 1971);	Paragraph 15, decision VI/20
30. Notes that the third joint work plan includes a range of cooperative actions in relation to several ecosystem themes and cross-cutting issues of the Convention on Biological Diversity, as well as proposing actions to harmonize institutional processes, and requests the Subsidiary Body on Scientific, Technical and Technological Advice and the Executive Secretary to take these actions fully into consideration in furthering the respective programmes of work for these areas;	Paragraph 16, decision VI/20
<i>Cooperation with the Convention on Migratory Species</i>	
31. Welcomes and endorses the joint work programme between the Convention on Biological Diversity and the Convention on the Conservation of Migratory Species of Wild Animals;	Paragraph 17, decision VI/20
32. Notes that the joint work programme between the Convention on Biological Diversity and the Convention on Migratory Species includes a range of cooperative actions in relation to several ecosystem themes and cross-cutting issues of the Convention on Biological Diversity, as well as proposing actions to harmonize institutional processes, and requests the Subsidiary Body on Scientific, Technical and Technological Advice and the Executive Secretary to take these actions fully into consideration in furthering the respective programmes of work for these areas;	Paragraph 18, decision VI/20
33. Recognizes migratory species as a unique globally important component of biological diversity under the	Paragraph 19, decision VI/20

Convention on Migratory Species, and further recognizes that the conservation and sustainable use of migratory species need to be undertaken in their migratory range and through cooperative actions;	
34. <i>Invites</i> the Secretariat of the Convention on Migratory Species and Parties to that Convention, to compile and disseminate through the clearing-house mechanism of the Convention on Biological Diversity case-studies on migratory species and their habitats, relevant to thematic areas and cross-cutting issues under the Convention on Biological Diversity;	Paragraph 20, decision VI/20
35. <i>Invites</i> the Executive Secretary to generate, in collaboration with the Secretariat of the Convention on Migratory Species and relevant organizations, guidance for the integration of migratory species into the national biodiversity strategies and action plans and ongoing and future programmes of work under the Convention on Biological Diversity;	Paragraph 21, decision VI/20
36. <i>Urges</i> Parties to report through their national reports on the extent to which they address migratory species at the national level, and on their cooperation with other range States;	Paragraph 22, decision VI/20
37. <i>Recognizes</i> the Convention on Migratory Species as the lead partner in conserving and sustainably using migratory species over their entire range and <i>also recognizes</i> that the Convention on Migratory Species provides an international legal framework through which range States can cooperate on migratory species issues;	Paragraph 23, decision VI/20
<i>Cooperation with the Convention on International Trade in Endangered Species</i>	
38. <i>Invites</i> the secretariats of the Convention on International Trade in Endangered Species of Wild Fauna and Flora and the Convention on Biological Diversity to continue to cooperate and coordinate activities with a view to facilitating the exchange of relevant information and experience and enhancing synergies in areas of mutual interest;	Paragraph 24, decision VI/20

Cooperation with the International Plant Protection Convention	
39. <i>Requests</i> the Executive Secretary to continue to maintain close cooperation with the Interim Commission on Phytosanitary Measures of the International Plant Protection Convention as regards the development of standards for plant pest risk analysis involving living modified organisms;	Paragraph 32, decision VI/20
40. <i>Encourages</i> Parties to the Convention on Biological Diversity and Governments participating in the International Plant Protection Convention process to include experts on the Cartagena Protocol on Biosafety and the Convention on Biological Diversity in their delegations to meetings under the International Plant Protection Convention;	Paragraph 33, decision VI/20
41. <i>Urges</i> the Interim Commission on Phytosanitary Measures to ensure that the international standards to be developed for the purpose of phytosanitary measures regarding living modified organisms are in harmony with the objective and all relevant requirements of the Cartagena Protocol on Biosafety;	Paragraph 34, decision VI/20
Cooperation with the World Intellectual Property Organization	
42. <i>Recognizes</i> the leading role of the Convention on Biological Diversity in international biological diversity issues and the role of the World Intellectual Property Organization as the lead specialized agency to address intellectual property rights, and <i>emphasizes</i> continued cooperation between the Convention and the Organization;	Paragraph 35, decision VI/20
43. <i>Encourages</i> the World Intellectual Property Organization to take into account the objectives and principles of the Convention on Biological Diversity when dealing with issues related to access and benefit-sharing and traditional knowledge;	Paragraph 38, decision VI/20
44. <i>Invites</i> the World Intellectual Property Organization to further strengthen the complementarity of its work programme with that of the Convention on intellectual property issues arising from access and benefit-sharing and Article 8(j) and related provisions and to provide appropriate information on these issues with a view to enhancing mutual supportiveness in the relevant work programmes that fall within the respective mandates of the Convention and the Organization.	Paragraph 39, decision VI/20

<p>45. <i>Encourages</i> the Executive Secretary to pursue, in accordance with paragraph 17 of decision IV/9, the Memorandum of Understanding between the secretariat of the Convention and the World Intellectual Property Organization with a view to enhancing cooperation between the Convention and the Organization on intellectual property issues arising from the implementation of the Convention such as those in access and benefit-sharing and Article 8(j) and related provisions;</p>	<p>Paragraph 36, decision VI/20</p> <p>A Memorandum of Cooperation has been signed between the Secretariat and WIPO.</p> <p>Legal basis of MOC.</p>
<p>Cooperation with Scientific Assessment Bodies</p>	
<p>46. <i>Invites</i> the Executive Secretary to strengthen cooperation, particularly in the area of scientific and technical assessment of biodiversity, bearing in mind the importance of biodiversity assessments in identifying emerging issues and reviewing the programmes of work and the impact of measures taken under the Convention;</p>	<p>Paragraph 2, decision V/21</p>
<p>47. <i>Decides</i> to accept the invitation of the Millennium Ecosystem Assessment to be represented in the Executive Committee, nominates for this purpose the Chair of the Subsidiary Body on Scientific, Technical and Technological Advice and the Executive Secretary, and directs that the Subsidiary Body on Scientific, Technical and Technological Advice be kept informed on developments and progress;</p>	<p>Paragraph 11, decision V/21</p>
<p>48. <i>Welcomes</i> the further contribution that the Millennium Ecosystem Assessment, the Global International Waters Assessment, the Forest Resources Assessment 2000, the report on the State of the World's Plant and Animal Resources of the Food and Agriculture Organization of the United Nations, the World Water Assessment Programme and the IUCN Red List assessment have made to the work of the Subsidiary Body on Scientific, Technical and Technological Advice and the Convention;</p>	<p>Paragraph 2, decision VI/20</p>
<p>49. <i>Invites</i> those conducting these assessments to keep the Subsidiary Body on Scientific, Technical and Technological Advice informed of their work, and <i>further invites</i> them to report to the Subsidiary Body on Scientific, Technical and Technological Advice at its eighth and ninth meetings;</p>	<p>Paragraph 3, decision VI/20</p> <p>Delete the phrase: “and <i>further invites</i> them to report to the Subsidiary Body on Scientific, Technical and Technological Advice at its eighth and ninth meetings’</p>

Cooperation with the World Trade Organization	
50. <i>Also notes</i> that some Parties to the Convention on Biological Diversity, particularly many developing countries, are not members of the World Trade Organization, and are therefore limited in their abilities to present their concerns regarding biological diversity at the World Trade Organization;	Paragraph 8, decision IV/15 Delete the word “Also”
51. <i>Stresses</i> the need to ensure consistency in implementing the Convention on Biological Diversity and the World Trade Organization agreements, including the Agreement on Trade-Related Aspects of Intellectual Property Rights, with a view to promoting increased mutual supportiveness and integration of biological diversity concerns and the protection of intellectual property rights, and <i>invites</i> the World Trade Organization to consider how to achieve these objectives in the light of Article 16, paragraph 5, of the Convention, taking into account the planned review of Article 27, paragraph 3 (b), of the Agreement on Trade-Related Aspects of Intellectual Property Rights in 1999;	Paragraph 9, decision IV/15 The review of Article 27(3)b of TRIPS is still on-going; therefore delete the words “in 1999”
52. <i>Emphasizes</i> that further work is required to help develop a common appreciation of the relationship between intellectual property rights and the relevant provisions of the Agreement on Trade-Related Aspects of Intellectual Property Rights and the Convention on Biological Diversity, in particular on issues relating to technology transfer and conservation and sustainable use of biological diversity and the fair and equitable sharing of benefits arising out of the use of genetic resources, including the protection of knowledge, innovations and practices of indigenous and local communities embodying traditional lifestyles relevant for the conservation and sustainable use of biological diversity.	Paragraph 10, decision IV/15
53. <i>Reaffirms</i> the need to promoting increased mutual supportiveness of trade and environment agreements in achieving sustainable development, as stressed in decision IV/15 of the fourth meeting of the Conference of the Parties, and reiterated in the Cartagena Protocol on Biosafety and the Doha Ministerial Declaration of the World Trade Organization adopted on 14 November 2001;	Para. 25, decision VI/20 Delete the words: “in decision IV/15 of the fourth meeting of the Conference of the Parties, and reiterated”
54. <i>Notes</i> the Doha Ministerial Declaration, which welcomes a continued cooperation by the World Trade Organization with United Nations Environment Programme and other intergovernmental	Paragraph 26, decision VI/20

environmental organizations, and <i>encourages</i> efforts to promote cooperation between the World Trade Organization and relevant international environmental and developmental organizations;	
55. <i>Recognizes</i> the importance of cooperation with the World Trade Organization with regard to matters that are relevant to the Cartagena Protocol on Biosafety and in preparing for the implementation of the Protocol, emphasizes the need to ensure mutual supportiveness with the relevant agreements under the World Trade Organization, in particular with the Agreement on Sanitary and Phytosanitary Measures and the Agreement on Technical Barriers to Trade, with a view to achieving sustainable development;	Paragraph 27, decision VI/20
56. <i>Welcomes</i> the practice established between the Executive Secretary and the World Trade Organization to exchange information regarding developments under the Intergovernmental Committee for the Cartagena Protocol on Biosafety;	Paragraph 28, decision VI/20
57. <i>Requests</i> the Executive Secretary to apply to the World Trade Organization for an observer status and to represent the Convention on Biological Diversity in the meetings of the Committee on Sanitary and Phytosanitary Measures and the Committee on Technical Barriers to Trade;	Paragraph 29, decision VI/20
58. <i>Further requests</i> the Executive Secretary to renew the application to the World Trade Organization for observer status in the Council for the Agreement on Trade-related Aspects of Intellectual Property Rights;	Paragraph 30, decision VI/20 Superseded by paragraph 4 of decision VII/26 (see paragraph 59 below). Could be deleted
59. <i>Requests</i> the Executive Secretary to renew his applications for observer status in relevant bodies of the World Trade Organization, in particular, in the Council on Trade-related Aspects of Intellectual Property Rights (TRIPs Council);	Paragraph 4, decision VII/26

ANNEX J.

Draft consolidated decision in accordance with the recommendations of the Ad Hoc Open-ended Working Group on Review of Implementation

OPERATIONS OF THE CONVENTION

Text from existing decisions	Secretariat's comments
<i>The Conference of the Parties,</i>	
<i>A. Procedures, Processes and Participation under the Convention</i>	
1. <i>Decides</i> to adopt the rules of procedures of the Conference contained in the annex to this decision, with the exception of paragraph 1 of rule 40;	Paragraph 1, decision I/1. Reference should be to annex I
2. <i>Requests</i> the Executive Secretary when preparing the provisional annotated agenda to clearly indicate whether matters are for information or for consideration and when preparing the supporting documentation to include suggestion of elements for draft decisions as appropriate;	Paragraph 6, decision IV/16.
3. <i>Invites</i> Parties to forward any proposed decisions to the Executive Secretary in sufficient time to enable him/her to circulate those draft decisions to all Parties at least three weeks before the commencement of meetings of the Conference of the Parties;	Paragraph 7, decision IV/16.
4. <i>Requests</i> the Executive Secretary to distribute the provisional annotated agenda for ordinary meetings of the Conference of the Parties as well as the principal documents for the meeting, in the official languages of the United Nations, as early as possible and in reasonable time for any regional preparatory meetings organized by the Executive Secretary and, in any event, preferably six months before the opening of its ordinary meetings;	Paragraph 8, decision IV/16.
5. <i>Invites</i> Parties to notify the Executive Secretary of any additional items they wish to add to the provisional agenda at least six weeks before the opening of the meeting;	Paragraph 9, decision IV/16.
6. <i>Requests</i> its Bureau to liaise on a regular basis with the bureaux of its subsidiary bodies, in particular the Bureau of the Subsidiary Body on Scientific, Technical and Technological Advice, and, to this end, <i>requests</i> the Executive Secretary to organize wherever possible	Paragraph 15, decision IV/16.

back-to-back meetings of the bureaux of the Conference of the Parties and the Subsidiary Body on Scientific, Technical and Technological Advice;	
7. <i>Decides</i> to review the programme of work at each ordinary meeting of the Conference, in the light of developments in the implementation of the Convention;	Paragraph 18, decision IV/16.
8. <i>Decides</i> to amend rule 4 of its rules of procedure by replacing paragraph 1 with the following paragraph: "1. Ordinary meetings of the Conference of the Parties shall be held every two years. The Conference of the Parties shall from time to time review the periodicity of its ordinary meetings in the light of the progress achieved in the implementation of the Convention."	Paragraph 1, decision V/20. This amendment has been incorporated into the rules of procedure contained in the annex to this consolidated text. The paragraph could be deleted.
9. <i>Decides</i> that its provisional agenda should include the following standing items: (a) Organizational matters; (b) Reports from subsidiary bodies, the financial mechanism and the Executive Secretary; (c) Review of the implementation of the programme of work; (d) Priority issues for review and guidance; and (e) Other matters;	Paragraph 2, decision V/20
10. <i>Decides</i> that, to the extent possible, its decisions should identify expected outcomes, activities to achieve those outcomes, those to whom the decisions are directed and timetables for action and follow-up;	Paragraph 3, decision V/20.
11. <i>Decides</i> to amend its rules of procedure: (a) By replacing the first two sentences of paragraph 1 of rule 21 with the following sentences: "At the commencement of the first session of each ordinary meeting a President and ten Vice-Presidents, one of whom shall act as Rapporteur, are to be elected from among the representatives of the Parties. They shall serve as the bureau of the Conference of the Parties. The term of office of the President shall commence straight away and the terms of office of the Vice-Presidents shall commence upon the closure of the meeting at which they are elected."; and (b) By replacing the first two sentences of paragraph 2 of rule 21 with the following sentences: "The President shall remain in office until a new President is elected at the commencement of the next ordinary meeting and	Paragraph 5, decision V/20 These amendments have been incorporated into the rules of procedure contained in the annex to this consolidated text. The paragraph could be deleted.

<p>the Vice-Presidents shall remain in office until the closure of the next ordinary meeting. They shall serve as the bureau of any extraordinary meeting held during their term of office and provide guidance to the Secretariat with regard to preparations for, and conduct of, meetings of the Conference of the Parties."; and</p> <p>(c) By replacing the words "a President for the meeting" in rule 25 with "a new President";</p>	
<p>12. <i>Decides</i> to revise its procedures for decision-making regarding administrative and financial matters with a view to ensuring:</p> <ul style="list-style-type: none"> (a) Transparency; (b) Participation; and (c) Full consideration of its other decisions; 	<p>Paragraph 7, decision V/20.</p> <p>The Ad Hoc Open-ended Working Group on the Review of Implementation made recommendations on decision-making on financial matters for consideration at COP 8. If the recommendations are adopted this paragraph will become redundant and could be deleted.</p>
<p>13. <i>Decides</i> that guidance to the financial mechanism should be incorporated into a single decision, including the identification of priority issues which will provide support for cross-cutting issues and capacity-building, especially for developing countries, in a manner that:</p> <ul style="list-style-type: none"> (a) Is transparent; (b) Allows participation; and (c) Allows full consideration of its other decisions; 	<p>Paragraph 8, decision V/20</p>
<p>14. <i>Requests</i> the Executive Secretary to limit the number of pre-session documents for any of its meetings, to keep them as short as feasible, if possible less than 15 pages, and to include an executive summary in each;</p>	<p>Paragraph 9, decision V/20</p>
<p>15. <i>Requests</i> the Executive Secretary to continue enhancing communication with the Parties through the notification system for the Convention with respect to inter-sessional activities, documents received, selection of experts for technical panels, peer-review processes initiated by the Executive Secretary, and liaison groups and other expert bodies, and to make such information available through the clearing-house mechanism save to the extent that an expert objects to the release of information concerning him or her;</p>	<p>Paragraph 34, decision V/20.</p>
<p>16. <i>Calls on</i> the Executive Secretary to use national reports, as appropriate, to gather focused information as part of the preparatory process for issues in the work programme, and decides to reflect this approach in its</p>	<p>Paragraph 36, decision V/20.</p> <p>If this paragraph is to be retained in the consolidated text then the words "<i>arising from</i></p>

decisions on national reports arising from work agreed to in decision IV/14, on national reports by Parties;	<i>work agreed to in decision IV/14, on national reports by Parties</i> ” should be deleted so as to give it a more general application.
17. <i>Requests</i> the Executive Secretary to provide an overview of existing mechanisms and processes for review of national implementation of environmental instruments, and invites Parties to undertake, on a voluntary basis, a review of national programmes and needs related to the implementation of the Convention and, if appropriate, to inform the Executive Secretary accordingly;	Paragraph 41, decision V/20.
18. <i>Welcomes</i> the Handbook on the Convention on Biological Diversity and encourages the Executive Secretary to seek ways and means to make it available in other United Nations official languages;	Paragraph 1, decision VI/27B
19. <i>Decides</i> to retire the decisions and elements of decisions listed in the annex to the present decision;	Paragraph 3, decision VI/27B. Since not all decisions will have been consolidated at COP 8, there is need to incorporate this paragraph and to create an annex that lists all retired decisions from COP 1-6. Reference should be to annex III
20. <i>Takes</i> note of concerns about procedural issues raised at inter-sessional meetings, and calls for the implementation of the rules of procedure for meetings of the Conference of the Parties and Subsidiary Bodies;	Paragraph 14, decision VI/27B.
21. <i>Requests</i> the bureaux of the Conference of the Parties and of the Subsidiary Body on Scientific, Technical and Technological Advice to develop proposals for the further improvement of existing procedures for conducting meetings in order to allow a more effective participation of one-person delegations and report to the Conference of the Parties at its seventh meeting;	Paragraph 15, decision VI/27B. No action was taken on this paragraph. The Working Group on the Review of Implementation addressed the issue and made appropriate recommendations. The paragraph could therefore be deleted.
22. <i>Decides</i> to consider at its seventh meeting the possibility of providing financial support for at least two representatives from each developing country-Party through the Voluntary Trust Fund for Facilitating Participation of Parties in the Convention Process (BZ Trust Fund);	Paragraph 17, decision VI/27B. COP 7 did not address the issue. The Working Group on Review of Implementation addressed the issue and made a recommendation to COP 8. The paragraph could be deleted.

23. <i>Requests</i> the Executive Secretary, as a matter of priority, to identify potential sources of financial support for facilitating the participation of non-governmental organizations from developing countries and countries with economies in transition in meetings organized under the Convention;	Paragraph 18, decision VI/27B.
24. <i>Requests</i> the Executive Secretary to establish a focal point within the Secretariat for non-governmental organizations in order to facilitate interaction with non-governmental organizations and to support, <i>inter alia</i> , dissemination of information on the Convention, awareness raising and improved coordination amongst stakeholders.	Paragraph 19, decision VI/27B.
25. <i>Decides</i> to retire the decisions and elements of decisions adopted at its third and fourth meetings listed in the annex to the present decision;	Paragraph 1, decision VII/33. The consolidated text should have only one paragraph referring to the retirement of decisions from COP 1-6. This paragraph could be deleted.
26. <i>Decides</i> to adopt a phased process of consolidation of its decisions, to be undertaken under the guidance of the Bureau, with a view to completing the process of consolidating all its decisions by the year 2010;	Paragraph 2, decision VII/33.
27. <i>Requests</i> the Executive Secretary to make proposals to the eighth meeting of the Conference of the Parties regarding the retirement of decisions and elements of decisions taken at its fifth and sixth meetings and to communicate such proposals to Parties, Governments and relevant international organizations at least sixth months prior to its eighth meeting;	Paragraph 3, decision VII/33. This will have been implemented by the time of COP 8 and will therefore become redundant. To be deleted at COP 8.
28. <i>Requests</i> the Executive Secretary, under the guidance of the Bureau, to propose draft consolidated decisions in the areas of forest biological diversity; access to genetic resources and benefit-sharing; and guidance to the financial mechanism for the consideration of the Conference of the Parties at its eighth meeting and to communicate the proposed draft consolidated decisions to Parties, Governments and relevant international organizations for their review and comments at least six months prior to its eighth meeting	Paragraph 4, decision VII/33. This will have been implemented by the time of COP 8 and will therefore become redundant. To be deleted at COP 8.

29. <i>Invites</i> Parties, Governments and relevant international organizations to submit to the Executive Secretary written comments on the proposals referred to in paragraphs 3 and 4 above, at least three months prior to its eighth meeting;	Paragraph 5, decision VII/33. This will have been implemented by the time of COP 8 and will therefore become redundant. To be deleted at COP 8
30. <i>Invites</i> the Executive Director of the United Nations Environment Programme and the Executive Secretary of the Convention on Biological Diversity to review and revise the administrative arrangements between the United Nations Environment Programme and the Secretariat of the Convention and report thereon to the Conference of the Parties at its eighth meeting.	Paragraph 6, decision VII/33. This will have been implemented by the time of COP 8 and will therefore become redundant. To be deleted at COP 8. In any event the issue should be addressed in a future consolidated decision dealing with administration and finance.
31. <i>Decides</i> to review the effectiveness of the changes to rule 21 of the rules of procedure at its eighth meeting;	Paragraph 7, decision VII/33 After the contemplated review at COP 8, the paragraph will become redundant. To be deleted at COP 8.
32. <i>Decides also</i> to review rule 4 of the rules of procedure relating to the periodicity of its ordinary meetings at its eighth meeting and, at that occasion, if needed, make the necessary adjustments in the multi-year programme of work of the Conference of the Parties up to 2010 regarding the periodicity of its meetings;	Paragraph 8, decision VII/33. After the contemplated review at COP 8, the paragraph will become redundant. To be deleted at COP 8.
33. <i>Requests</i> the Executive Secretary to seek the views of Parties on options for a mechanism for setting priorities during the consideration of agenda items by the Conference of the Parties with a view to providing the budget group with clear guidance on how to address activities with financial implications, and report thereon to the Conference of the Parties at its eighth meeting;	Paragraph 9, decision VII/33. Views of Parties were synthesized and provided to the Working Group on Review of Implementation. The WGRI made recommendations on the issue to be considered at COP 8. The paragraph should be deleted at COP 8.
<i>B. Subsidiary Body on Scientific, Technical and Technological Advice (SBSTTA)</i>	
1. <i>Adopts</i> the <i>modus operandi</i> of the Subsidiary Body on Scientific, Technical and Technological Advice as set out in annex I to the present decision;	Paragraph 11, decision IV/16. Reference should be to annex II.

<p>2. <i>Decides</i> that the meetings of the Subsidiary Body on Scientific, Technical and Technological Advice will be held in the six official languages of the United Nations and that the <i>modus operandi</i> of the Subsidiary Body on Scientific, Technical and Technological Advice will be modified accordingly;</p>	<p>Paragraph 3, decision III/3</p> <p>This paragraph has been incorporated in the <i>modus operandi</i> annexed to this consolidated text. This paragraph could therefore be deleted.</p>
<p>3. <i>Decides</i> that the Subsidiary Body on Scientific, Technical and Technological Advice shall hold two meetings, each of five days duration, before next ordinary meeting of the Conference of the Parties;</p>	<p>Paragraph 12, decision IV/16.</p> <p>This decision was specific to the inter-sessional period between COP 4 and 5. The paragraph could be deleted.</p>
<p>4. <i>Decides</i> that meetings of the Subsidiary Body on Scientific Technical and Technological Advice should take place every year;</p>	<p>Paragraph 17, decision V/20.</p> <p>This paragraph has been incorporated into the amended SBSTTA <i>modus operandi</i> annexed to this consolidated text.</p> <p>This paragraph could therefore be deleted.</p>
<p>5. <i>Decides</i> that, while the Subsidiary Body on Scientific, Technical and Technological Advice should consider the financial implications of its proposals, its recommendations will only include advice to the Conference of the Parties regarding financial matters, including guidance to the financial mechanism, when the Conference of the Parties has so requested;</p>	<p>Paragraph 13, decision IV/16.</p>
<p>6. <i>Decides also</i> that in future requests to the Subsidiary Body on Scientific, Technical and Technological Advice, the Conference of the Parties will make clear whether it expects to receive information for noting, recommendations for approval, or advice for decisions by the Conference of Parties, and that, likewise, the Subsidiary Body on Scientific, Technical and Technological Advice, when submitting recommendations to the Conference of the Parties, should indicate clearly whether it expects the Conference of the Parties to note, approve or decide on the matter in question;</p>	<p>Paragraph 14, decision IV/16.</p>
<p>7. <i>Decides</i> that the Chair of the Subsidiary Body on Scientific, Technical and Technological Advice or other members of the Bureau authorized by him or her may represent the Subsidiary Body at meetings of the scientific bodies of other conventions and relevant biological-diversity-related conventions, institutions and processes;</p>	<p>Paragraph 18, decision V/20</p>

<p>8. <i>Encourages</i> the Bureau of the Subsidiary Body on Scientific, Technical and Technological Advice to hold meetings with equivalent bodies of other relevant biological-diversity-related conventions, institutions and processes;</p>	<p>Paragraph 19, decision V/20</p>
<p>9. <i>Recognizes</i> that in certain cases it will be appropriate for the Subsidiary Body on Scientific, Technical and Technological Advice to make recommendations that include options or alternatives;</p>	<p>Paragraph 20, decision V/20</p>
<p>10. <i>Decides</i> that the Subsidiary Body on Scientific, Technical and Technological Advice may establish ad hoc technical expert groups and adopt terms of reference for them, and shall seek ways to ensure transparency in the choice of experts and the rationalization of meetings, and decides to give effect to this by amending paragraph 12 (c) of the <i>modus operandi</i> of the Subsidiary Body (decision IV/16, annex I) to read:</p> <p style="padding-left: 40px;">"(c) Within the available budgetary resources, the Subsidiary Body on Scientific, Technical and Technological Advice will determine the exact duration and specific terms of reference when establishing such expert groups under the guidance of the Conference of the Parties;"</p>	<p>Paragraph 21, decision V/20.</p> <p>This paragraph has been incorporated into the amended SBSTTA <i>modus operandi</i> annexed to this consolidated text.</p> <p>To be deleted upon adoption of consolidated text.</p>
<p>11. <i>Confirms</i> that the Subsidiary Body on Scientific, Technical and Technological Advice, within the available budgetary resources for matters related to its mandate, may make requests to the Executive Secretary and utilize the clearing-house mechanism, and other appropriate means, to assist in the preparation of its meetings;</p>	<p>Paragraph 22, decision V/20.</p>
<p>12. <i>Decides</i> that the guidance to the Subsidiary Body on Scientific, Technical and Technological Advice contained in specific decisions of a meeting of the Conference of the Parties should take into account the need for a coherent and realistic programme of work for the Subsidiary Body, including the identification of priority issues, allowing flexibility in timing, and agrees that the Subsidiary Body on Scientific, Technical and Technological Advice may, if necessary, adjust the timing of its consideration of issues;</p>	<p>Paragraph 24, decision V/20.</p>
<p>13. <i>Recognizes</i> that there is a need to improve the</p>	<p>Paragraph 25, decision V/20.</p>

quality of the scientific, technical and technological advice provided to the Conference of the Parties, and to undertake sound scientific and technical assessments, including in-depth assessments of the state of knowledge on issues critical for the implementation of the Convention;	
14. <i>Requests</i> the Subsidiary Body on Scientific, Technical and Technological Advice to continue to improve the way it conducts its scientific, technical and technological work in order to improve the quality of its advice to the Conference of the Parties;	Paragraph 26, decision V/20.
15. <i>Decides</i> that, in its scientific, technical and technological work and, in particular, scientific assessments, the Convention should make use of existing programmes and activities of the Convention or of other bodies and of expertise made available by Parties;	Paragraph 27, decision V/20.
16. <i>Requests</i> the Subsidiary Body on Scientific, Technical and Technological Advice: (a) To identify and, where needed, further develop, procedures and methods to undertake or participate in scientific assessments, or make use of existing ones, taking into account considerations of participation, effectiveness and costs; (b) To develop further its methodologies for scientific assessment, and to provide advice to Parties on scientific assessment design and implementation; (c) To identify and regularly update, within the context of its programme of work, assessment priorities and information needs;	Paragraph 29 (a), (c) and (d), decision V/20.
<i>C. Roster of Experts</i>	
1. <i>Requests</i> the Executive Secretary to make full use of the roster of experts identified by Parties through national nodes of the clearing-house mechanism, including for peer review and for Internet-based discussion groups;	Paragraph 9, decision VI/27B.
2. <i>Requests</i> the Executive Secretary to retire the roster of experts nominated by Parties for specific tasks or activities once those tasks or activities have been completed	Paragraph 10, decision VI/27B.
3. <i>Notes</i> the proposed uniform methodology for the use of the roster of experts, set out in annex I to recommendation V/14 of the Subsidiary Body on Scientific, Technical and Technological Advice, and	Paragraph 30, decision V/20.

refers this to the Subsidiary Body and the Executive Secretary for consideration and, where appropriate, use in their work;	
<p>4. <i>Encourages</i> Parties, other Governments and relevant bodies when nominating their experts for inclusion in the roster to consider:</p> <ul style="list-style-type: none"> (a) Gender balance; (b) Involvement of indigenous people and members of local communities; (c) Range of relevant disciplines and expertise, including, inter alia, biological, legal, social and economic sciences, and traditional knowledge; 	Paragraph 31, decision V/20.
<i>D. Regional and sub-regional mechanisms and processes for implementation of the Convention</i>	
1. <i>Requests</i> the Executive Secretary, subject to necessary voluntary contributions, to organize regional/sub-regional meetings to consider ways and means of implementing the Convention and the decisions of the Conference of the Parties;	Paragraph 5, decision IV/16.
<p>2. <i>Acknowledging</i> the important role that regional and sub-regional mechanisms and networks such as the Pan-European Biological and Landscape Diversity Strategy, the Strategic Plan on Biodiversity for Tropical Andean Countries, the Central American Commission of Environment and Development and the South Pacific Regional Environment Programme play in promoting the implementation of the Convention, which, <i>inter alia</i>, provide forums for the preparation of regional inputs to meetings of the Convention and for translating decisions of the Conference of the Parties into regional actions,</p> <ul style="list-style-type: none"> a. <i>Requests</i> the Executive Secretary, with the assistance of the United Nations Environment Programme and in consultation with Parties, to identify, assess and report on the potential of existing regional and subregional instruments, institutions, networks and mechanisms in various regions as a basis for enhancing the implementation of the Convention, including as partners for capacity-building, taking into account: 	Paragraph 11, decision VI/27B.

<ul style="list-style-type: none"> i. The benefits to be gained through the utilization of regional and subregional institutions, mechanisms or networks; ii. The views from regions as to the types of assistance required to respond to difficulties in implementing the Convention and their level of priority; iii. The requirements necessary to strengthen such mechanisms and networks for the purposes of the implementation of the Convention; b. <i>Encourages</i> Parties to strengthen regional and subregional cooperation, enhance the integration and promote synergies with relevant regional and subregional processes; c. <i>Invites</i> all donors and institutions in a position to do so to support the work of existing regional coordination mechanisms and the development of regional and subregional networks or processes, as appropriate; d. <i>Invites</i> Parties, Governments, and relevant organizations to strengthen their existing regional and subregional mechanisms and initiatives for capacity-building and to contribute inputs regarding their experiences into the wider assessment process; 	
<p>3. <i>Invites</i> those countries in a position to do so, individually or collectively, on a bilateral or multilateral basis, to consider providing financial resources and technically qualified person(s) recruited from either government or the private sector to collaborate in the preparation of the assessment in the candidate regions;</p>	<p>Paragraph 12, decision VI/27B.</p>
<p>4. <i>Decides</i> to further consider this issue, based on the assessment, at its seventh meeting;</p>	<p>Paragraph 13, decision VI/27B.</p> <p>This paragraph could be reformulated in view of the fact that the assessment has not been undertaken and COP 7 did not address the issue. A general reference to a future consideration by COP would be appropriate.</p>

<p>5. <i>Emphasizes the importance</i> of convening regional preparatory meetings prior to meetings of the Conference of the Parties and <i>requests</i> the Executive Secretary to make the necessary arrangements for such regional meetings prior to the eighth meeting of the Conference of the Parties.</p>	<p>Paragraph 10, decision VII/33.</p> <p>The paragraph should be formulated in more generic terms so that the Executive Secretary has a general mandate to make arrangements for regional meetings.</p>
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Annex I

(From the annex to decision I/1 and decision V/20)

**RULES OF PROCEDURE FOR MEETINGS OF THE
CONFERENCE OF THE PARTIES TO THE
CONVENTION ON BIOLOGICAL DIVERSITY**

(To be inserted)

Annex II

(From Annex I of decision IV/16 and Section III of decision V/20)

**SUBSIDIARY BODY ON SCIENTIFIC, TECHNICAL AND TECHNOLOGICAL ADVICE
(SBSTTA) MODUS OPERANDI**

(To be inserted)

Annex III

**DECISIONS AND ELEMENTS OF DECISIONS RETIRED BY PREVIOUS MEETINGS OF
THE CONFERENCE OF THE PARTIES**

(From the Annexes to decisions VI/27B and VII/33)

Decisions of the first meeting of the Conference of the Parties:

Decision I/2, paras. 4-8
Decision I/3, paras. 2-4
Decision I/4, paras. 2 and 3
Decision I/5, para. 1
Decision I/6, part I, para. 3 to 9 (part I)
Decision I/6, part II
Decision I/7, paras. 1 (d), 2, 4 (and annex)
Decision I/9
Decision I/10
Decision I/11
Decision I/13

Decisions of the second meeting of the Conference of the Parties:

Decision II/1, paras. 1, 2 and 4-6
Decision II/2
Decision II/3, paras. 1, 4 (a), 5, 6, 10 and 11
Decision II/4, paras. 2-4
Decision II/5
Decision II/6, paras. 3, 4, 7 and 12
Decision II/7, para. 7
Decision II/8, paras. 6 and 7

Decision II/9, paras. 1, 2(b) and 4
Decision II/10, paras. 7, 9, 10 and 14
Decision II/11, para. 1(a)
Decision II/12, paras. (a) and (c)
Decision II/13, paras. 1 and 5-7
Decision II/14
Decision II/15
Decision II/16
Decision II/17, paras. 4, 5, 9, 11
Decision II/18
Decision II/19, paras. 1 and 3-6
Decision II/20, paras. 1-10
Decision II/21
Decision II/22
Decision II/23

Decisions of the third meeting of the Conference of the Parties:

Decision III/2
Decision III/3, paras. 1, 2 and 4 and 5
Decision III/4, paras. 1, 3, 5, 8, 10 and 14.
Decision III/5, para. 7
Decision III/6, paras. 2(b) and 6.
Decision III/7
Decision III/8, para. 2
Decision III/9, paras. 8 and 11
Decision III/11, paras. 1 to 12, 18, 23 and 24
Decision III/12
Decision III/13
Decision III/14, paras. 3, 6, 8 to 12
Decision III/15, paras. 1, 2 and 7
Decision III/16
Decision III/17, paras. 3 to 6
Decision III/18, paras. 1, 5, 7 and 8
Decision III/19
Decision III/20
Decision III/21, paras. 1, 4 to 7, 9 and 11
Decision III/22
Decision III/24, paras. 1 to 4
Decision III/25
Decision III/26
Decision III/27

Decisions of the fourth meeting of the Conference of the Parties:

Decision IV/1 A, paras. 1, 2, 3 and 5
Decision IV/1 B, paras. 1 and 2
Decision IV/1 C, paras. 2, 5 and 6
Decision IV/1 D, paras. 1 and 3
Decision IV/2, paras. 7, 9(d), 10(a), 10(c), 10(f), 10(j) and 10(k)
Decision IV/3
Decision IV/4, para. 1, 4 to 5, 8, 10, and annex 1.
Decision IV/5, para. I(1), I(2), II(1) to II(3) and annex

Decision IV/6, paras. 1, 2, 5, 7 to 13

Decision IV/7

Decision IV/8, paras. 1, 2, 3 and 6(d)

Decision IV/9, paras. 5, 6, 8 to 11, 14 and 16

Decision IV/10, Part A, paras. 1(b), 1(d), 1(e), 1(g), 5(a), (5(b), 5(c)

Decision IV/10, Part B, para. 6

Decision IV/10, Part C, paras. 2 to 4, 8 to 11

Decision IV/11, para. 3

Decision IV/12

Decision IV/14, paras 1 to 3

Decision IV/15, paras 1 to 3, 7 and 11 to 17

Decision IV/16, paras 1 to 4, 10, 16, 17, 19 to 21

Decision IV/17, paras 2 to 7, 10 to 15

Decision IV/18

Decision IV/19
