**Template for the review of draft documentation for the third meeting of the Subsidiary Body on Implementation**

**TEMPLATE FOR COMMENTS**

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| **Review comments on the fifth edition of the Global Biodiversity Outlook (GBO-5)** | | | |
| **Document being commented on:** | | | Gender Plan of Action |
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| ***Comments*** | | | |
| **Page** | **Paragraph** | **Comment** | |
|  |  | We support CBD Women Caucus position except that we oppose Resource Mobilization until there are protections of Indigenous Peoples' collectively held titles to territories and life sources, especially in trade and finance systems. These protections do not depend on the adjudication of title, but on the process of adjudication that begins when an Indigenous People attempts to assert title. International systems must protect Indigenous Peoples' collective title and collective human rights to self-governance with the same sacred trust that the Trusteeship Council has for non-self-governing territories. International systems must protect the territory during the process of adjudication and capacity development of Indigenous Peoples, especially Indigenous women. Title of Indigenous Peoples' territories and life sources must not be transferred by trade or finance institutions or mechanisms to States or their corporations, including NGOs, without Indigenous Peoples' access to impartial justice, in accordance to international instruments.  We appreciate CBD Secretariat's great insight and skill and are sure that it will find the right way to make SDG 16 central to GBF to ensure no People will left behind in accessing justice with ‘rules-based trade’ of SDG17. When all Indigenous women have access to justice we will know immediately when biodiversity is adversely impacted. Indigenous women's human rights complaints at the local, subnational, national, regional, international level will be the first and most important indicator of impacts to ecosystem health that harms biodiversity. Indigenous women will notice our medicines are weaker, food or animal neighbours scarcer, and can immediately report at the local, subnational, national, regional, international level that biodiversity is impacted until we find an impartial tribunal to record it. Under the current regime such immediate feedback on biodiversity impact is not possible because the overwhelming majority of Indigenous women have little or no access to justice and too much access to violent reprisals when seeking justice. CBD does not know how many Indigenous women we are because our self-reporting of our self-identified Indigenous Peoples' existence is denied by biodiversity-killers financed by IFIs.  The GBF can get the dynamic data that it needs to protect biodiversity if Indigenous women have direct access to impartial justice with no conflict of interest, not mediated by States or corporations, including NGOs. This has been found at regional or international human rights mechanisms. Where there is violence against Indigenous women there is harm to biodiversity and the remedy to that is Indigenous women's access to justice, as was mentioned in WCIP (2014), which CBD could also invoke when calling trade and finance systems to uphold their obligations to integrate HR into its criteria, rubrics, standards, measurements, and protocols, integrating agreement dispute mechanisms with existing HR mechanisms.  Resource mobilization should not begin until Indigenous women have access to justice guaranteed by all trade, finance systems and the States and international organizations they run. If resource mobilization starts with the existing institutionalized systemic racism, Indigenous women will be the resources stripped, dismembered, and mobilized instead of being the ones directing the mobilization. We should be directing the mobilization because we know best how to do it productively without causing more damage to biodiversity because we are owners of great wealth with many generations of success in sustainably managing it. Protection of Indigenous Peoples’ titles to territories and life sources is required before resource mobilization to support Indigenous women directing resource mobilization. This will ensure that we are protected from this mobilization and our sustainable economies are not stripped, dismembered, liquidated, financialized, monetized, and given to a fund that we have to beg a portion of to inadequately restore our biodiversity that was destroyed for the resource mobilization. | |
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| **Figures/Boxes** | | **Comment** | |
| Fig. 4 | | This is a comment on Figure 4 or the caption to Figure 4 | |
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*Comments should be sent by e-mail to* [*secretariat@cbd.int*](mailto:secretariat@cbd.int)