



## Convention on Biological Diversity

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CONFERENCE OF THE  
PARTIES TO THE  
CONVENTION ON  
BIOLOGICAL DIVERSITY  
Second extraordinary meeting

CONFERENCE OF THE PARTIES  
TO THE CONVENTION ON  
BIOLOGICAL DIVERSITY  
SERVING AS THE MEETING OF  
THE PARTIES TO THE  
CARTAGENA PROTOCOL ON  
BIOSAFETY  
First extraordinary meeting

CONFERENCE OF THE PARTIES  
TO THE CONVENTION ON  
BIOLOGICAL DIVERSITY  
SERVING AS THE MEETING OF  
THE PARTIES TO THE NAGOYA  
PROTOCOL ON ACCESS TO  
GENETIC RESOURCES AND  
THE FAIR AND EQUITABLE  
SHARING OF BENEFITS  
ARISING FROM THEIR  
UTILIZATION  
First extraordinary meeting

Montreal (Online), 16-19 November 2020

### ANNOTATED PROVISIONAL AGENDA

#### INTRODUCTION

1. The budget for the programme of work of the Convention is normally approved for two calendar years. The programme budget for the current biennium (2019-2020) was approved by the Conference of the Parties at its fourteenth meeting, held in 2018. The fifteenth meeting of the Conference of the Parties, which was scheduled to be held in October 2020, was supposed to be the meeting at which the Conference of the Parties would approve the programme budget for the next biennium (2021-2022). However, the fifteenth meeting of the Conference of the Parties has been postponed due to the global COVID-19 pandemic situation. The approval of a programme budget for the next biennium through an ordinary meeting of the Conference of the Parties is therefore not possible.

2. The Bureau reviewed the situation and considered different scenarios for ensuring that the operations of the Secretariat would continue beyond 2020. Following consultations, it was agreed to consider convening extraordinary meetings of the Conference of the Parties to the Convention and, concurrently, meetings of the Parties to the Protocols to consider and approve an interim budget for 2021 through either a silence/written procedure or a virtual meeting, provided that the request for extraordinary meetings received the support of at least one third of the Parties, in accordance with the applicable rules of procedure and provisions of the Convention and the Protocols.

3. Accordingly, the Executive Secretary received a letter dated 24 August 2020 from Egypt, the current Presidency, requesting that a process be initiated towards the convening of an extraordinary meeting of the Conference of the Parties and extraordinary meetings of the Conference of the Parties serving as the meeting of the Parties to the Cartagena and Nagoya Protocols. The Executive Secretary communicated the request to Parties to the Convention and the Protocols through notification SCBD/OES/EM/DC/89067, inviting the Parties to respond.

4. By 4 September 2020, the Secretariat had received letters from 93 Parties to the Convention, 85 Parties to the Cartagena Protocol, and 65 Parties to the Nagoya Protocol communicating their support for the convening of an extraordinary meeting of the Conference of the Parties and extraordinary meetings of the Conference of the Parties serving as the meeting of the Parties to the Cartagena and Nagoya Protocols.

5. The communications received represent support for the request by more than one third of the Parties in each case. Therefore, the second meeting of the Conference of the Parties<sup>1</sup> and the first extraordinary meetings of the Conference of the Parties serving as the meeting of the Parties to the Cartagena and Nagoya Protocols will be held from 16 to 19 November 2020, remotely, through a silence/written procedure, as agreed by the Bureau.

6. The provisional agendas (CBD/ExCOP/2/1, CBD/CP/ExMOP/1/1, and CBD/NP/ExMOP/1/1) and these annotations have been prepared in agreement with the President and in line with rule 13 of the rules of procedure.

7. In accordance with rule 6 of the rules of procedure for meetings of the Conference of the Parties, the Secretariat has notified the United Nations, its specialized agencies and the International Atomic Energy Agency, as well as any State not Party to the Convention, of this meeting, so that they may be represented as observers.

8. In accordance with rule 7 of the rules of procedure, the Secretariat has issued notifications to those bodies and agencies, whether governmental or non-governmental, qualified in fields relating to the conservation and sustainable use of biological diversity, which have informed the Secretariat of their wish to be represented at the meeting, so that they may be represented as observers. A list of such bodies will be made available for information.

### **Item 1. Opening of the meeting**

9. The second extraordinary meeting of the Conference of the Parties, and the first extraordinary meetings of the Conference of the Parties and the meetings of the Parties to the Cartagena Protocol and the Nagoya Protocol will be opened on Monday, 16 November 2020, at 7 a.m. Montreal time (UTC 12 noon) by the President of the fourteenth meeting of the Conference of the Parties, the ninth meeting of the Parties to the Cartagena Protocol and the third meeting of the Parties to the Nagoya Protocol, or the representative of the President, by the transmission of a written statement, in the official languages of the United Nations, to all registered representatives of Parties and observers.

### **Item 2. Organizational matters**

#### *Officers*

10. Consistent with rule 21, paragraph 2, of the rules of procedure, the current President and Vice Presidents will serve as the Bureau of the second extraordinary meeting of the Conference of the Parties and the concurrent first extraordinary meetings of the Conference of the Parties serving as the meeting of the Parties to the Cartagena and Nagoya Protocols.

#### *Adoption of the agenda*

11. The provisional agendas (CBD/ExCOP/2/1, CBD/CP/ExMOP/1/1, and CBD/NP/ExMOP/1/1) were prepared by the Executive Secretary, in accordance with rule 8 of the rules of procedure, with the guidance of the President and the Bureau, and rule 13 of the rules of procedure, which requires the provisional agenda for an extraordinary meeting to consist only of those items proposed in the request for

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<sup>1</sup> The first extraordinary meeting of the Conference of the Parties was held in Cartagena, Colombia, from 22 to 24 February 1999 (first session) and Montreal, Canada, from 24 to 29 January 2000 (resumed and final session). See <https://www.cbd.int/doc/meetings/cop/excop-01/official/excop-01-03-en.pdf>

the holding of the extraordinary meeting. In that regard, item 4 below, which refers to the “proposed interim budget for 2021”, constitutes the main agenda of the extraordinary meetings.

12. The process for requesting the convening of extraordinary meetings and the subsequent determination to convene these meetings as confirmed by the support of Parties, shows that the agenda of the extraordinary meetings is already set and presumed agreed. Taking into account this fact and the written/silent procedure that will be applied for these meetings, the adoption of the agenda by each body will be considered to have occurred at the time of the transmission of the first written communication by the President as described in paragraph 9 above or paragraph 13 below.

#### *Organization of work*

13. The meeting will be considered to have started at 7 a.m. Montreal time (UTC 12 noon) on Monday, 16 November 2020, by the transmission of the written statement of the President. The written statement will enclose a draft decision text on an interim budget for 2021 as proposed by the President, for comments by the registered representatives of Parties. The proposed draft decision text will be placed under silence procedure, until 7 a.m. Montreal time (UTC 12 noon p.m.) on Thursday, 19 November 2020. If the silence is not broken (i.e. no comment has been received during the preceding 72 hours), the decision will be considered adopted, and the President will announce same through a written statement that will be transmitted to delegations at 8 a.m. Montreal time (UTC 1 p.m.) the same day, thereby also marking the end of the second extraordinary meeting of the Conference of the Parties to the Convention and the concurrent extraordinary meetings of the Conference of the Parties serving as the meeting of the Parties to the Cartagena and Nagoya Protocols.

14. The rules of procedure for the meetings of the Conference of the Parties to the Convention and the Conference of the Parties serving as the meeting of the Parties to the Cartagena and Nagoya Protocols shall continue to apply in full, except otherwise due to the practical exigencies of virtual meetings.

#### **Item 3. Report on the credentials of representatives to the second extraordinary meeting of the Conference of the Parties**

15. Rule 18 of the rules of procedure states that:

“The credentials of representatives and the names of alternate representatives and advisers shall be submitted to the Executive Secretary of the Conference of the Parties or the representative of the Executive Secretary not later than twenty-four hours after the opening of the meeting. Any later change in the composition of the delegation shall also be submitted to the Executive Secretary or his representative. The credentials shall be issued by the Head of State or Government or by the Minister for Foreign Affairs or, in the case of a regional economic integration organization, by the competent authority of that organization.”

16. Rule 19 provides that “the Bureau of any meeting shall examine the credentials and submit its report to the Conference of the Parties for decision”.

17. In order to assist Parties in fulfilling the requirements of rule 18, the Executive Secretary has circulated, along with the notification it issued on 24 August 2020 regarding the extraordinary meetings, information note on the requirements and modalities of submission of credentials, and sample formats of appropriate credentials.

18. The report on credentials will be circulated together with the opening statement of the President of the Conference of the Parties, referred to above.

#### **Item 4. Proposed interim budget for 2021**

19. The Executive Secretary has issued a note containing a proposal for interim budget for 2021 for the programmes under the Convention and the Cartagena and Nagoya Protocols (CBD/ExCOP/2/2, CBD/CP/ExMOP/1/2, CBD/NP/ExMOP/1/2).

20. Informal consultations among Parties will have been conducted under the auspices of the President and the Bureau of the Conference of the Parties through an informal budget committee meeting. At the end of this consultation period, a draft decision, based on the draft prepared and submitted by the Executive Secretary, will have been developed as a proposal of the President.

21. Under this item, the Conference of the Parties is expected to adopt an interim programme budget for the year 2021 on the basis of the President's proposals submitted through the silence procedure described in paragraph 13 above.

#### **Item 5. Adoption of the report**

22. An outline of the draft report will be circulated together with the President's opening statement referred to in paragraph 9 above. The report will be finalized to reflect the outcome of the extraordinary meetings, and considered adopted, when the President's conclusion on item 4 is circulated on Thursday, 19 November 2020, at 8 a.m. Montreal time (UTC 1 p.m.). In accordance with established practice, the Rapporteur (one of the members of the Bureau as designated by the Bureau) will complete the final report, with the guidance of the President and assistance of the Secretariat.

23. In accordance with established practice, the Rapporteur will take the responsibility of completing the final reports after the meetings, with the guidance of the President and assistance of the Secretariat.

#### **Item 6. Closure of the meeting**

24. It is expected that the second meeting the Conference of the Parties to the Convention and the first extraordinary meetings of the Conference of the Parties serving as the meeting of the Parties to the Cartagena and Nagoya Protocols will close on Thursday, 19 November 2020, at 8 a.m. Montreal time (UTC 1 p.m.), as indicated in paragraph 13 above.

*Annex*

**PROVISIONAL LIST OF DOCUMENTS FOR THE SECOND EXTRAORDINARY MEETING OF  
THE CONFERENCE OF THE PARTIES AND THE FIRST EXTRAORDINARY MEETINGS OF  
THE CONFERENCE OF THE PARTIES SERVING AS THE MEETING OF THE PARTIES TO  
THE CARTAGENA AND NAGOYA PROTOCOLS**

<i>Symbol</i>	<i>Title</i>
CBD/ExCOP/2/1 CBD/CP/ExMOP/1/1 CBD/NP/ExMOP/1/1	Provisional agenda
CBD/ExCOP/2/1/Add.1 CBD/CP/ExMOP/1/1/Add.1 CBD/NP/ExMOP/1/1/Add.1	Annotated provisional agenda
CBD/ExCOP/2/2 CBD/CP/ExMOP/1/2 CBD/NP/ExMOP/1/2	Proposed interim budget for the programme of work of the Convention on Biological Diversity, the Cartagena Protocol on Biosafety and the Nagoya Protocol on Access and Benefit-sharing for the year 2021

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