

SUBSIDIARY BODY ON IMPLEMENTATION

Third meeting

Online, 16 May-13 June 2021

Agenda item 7

**EVALUATION OF THE STRATEGIC FRAMEWORK FOR CAPACITY-BUILDING AND
DEVELOPMENT TO SUPPORT THE EFFECTIVE IMPLEMENTATION
OF THE NAGOYA PROTOCOL**

Draft recommendation submitted by the Chair

The Subsidiary Body on Implementation,

Recommends that the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its fourth meeting adopt a decision along the following lines:

The Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol

1. *Takes note* of the findings and recommendations of the evaluation of the strategic framework for capacity-building and development to support the effective implementation of the Nagoya Protocol, which includes the input provided by the Informal Advisory Committee on Capacity-building for the Implementation of the Nagoya Protocol at its fourth meeting;¹
2. *Welcomes* the recommendations for the improvement of the strategic framework, and *agrees* to revise it in line with the post-2020 global biodiversity framework, the long-term strategic framework for capacity development to support the implementation of the post-2020 global biodiversity framework² and the findings of the evaluation referred to in paragraph 1 above;
3. *Takes note* of the report of the Informal Advisory Committee on Capacity-building for the Implementation of the Nagoya Protocol on its fourth meeting, held during the intersessional period,³ and *decides* to extend the mandate of the Informal Advisory Committee until the fifth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol and to update its terms of reference to include supporting the revision and updating of the strategic framework for capacity-building and development;
4. *Decides* to expand the membership of the Informal Advisory Committee to include representatives of the business sector, the research community and youth;
5. *Also decides* that the Informal Advisory Committee will hold one meeting, and online consultations, as needed to support the revision and updating of the strategic framework for capacity-building and development;
6. *Urges* Parties, and *encourages* non-Parties and relevant organizations in a position to do so:
 - (a) To expand their efforts to build and develop the capacities of developing country Parties, in particular the least developed countries and small island developing States among them, and Parties with economies in transition, to implement the Nagoya Protocol, taking into account the priority areas identified in the annex to the present decision;

¹ CBD/SBI/3/INF/1.

² Decision 15/--, annex XX.

³ CBD/NP/CB-IAC/2019/1/4.

(b) To continue to make available information on capacity-building initiatives and capacity-building resources on the Access and Benefit-sharing Clearing-House;

7. *Requests* the Executive Secretary to prepare a revised strategic framework for capacity-building and development to support the effective implementation of the Nagoya Protocol, in line with the post-2020 global biodiversity framework, the long-term strategic framework for capacity development to support the implementation of the post-2020 global biodiversity framework and the findings of the evaluation, for the consideration of the Subsidiary Body on Implementation at its fourth meeting.

Annex

SPECIFIC PRIORITIES FOR CONTINUED CAPACITY-BUILDING TO SUPPORT THE IMPLEMENTATION OF THE NAGOYA PROTOCOL

Specific priorities for continued capacity-building identified during the assessment and review of the Nagoya Protocol include:

(a) Developing access and benefit-sharing legislation or regulatory requirements, considering Article 8 of the Protocol and the need to ensure that the Protocol and other relevant international instruments are implemented in a mutually supportive manner;

(b) Enhancing the implementation of the provisions on compliance with domestic legislation and regulatory requirements on access and benefit-sharing, monitoring the utilization of genetic resources, including the designation of checkpoints, as well as the provisions related to indigenous peoples and local communities;

(c) Supporting the participation of indigenous peoples and local communities in the implementation of the Protocol, including by supporting the development by indigenous peoples and local communities of community protocols and procedures, minimum requirements for mutually agreed terms and model contractual clauses for benefit-sharing arising from the utilization of traditional knowledge associated with genetic resources, taking into consideration their customary laws;

(d) Raising awareness among relevant stakeholders and encouraging their participation in the implementation of the Protocol;

(e) Capacity-building needs related to the measuring and reporting of both monetary and non-monetary benefits that arise from the utilization of genetic resources;

(f) Strategic communication on access and benefit-sharing as an area for future capacity-building.
