



Convention on Biological Diversity

Distr.
LIMITED

CBD/NP/MOP/4/L.1/Rev.2
19 October 2023

ORIGINAL: ENGLISH

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

Fourth meeting – resumed second part
Nairobi, 19 and 20 October 2023
Agenda item 18

DRAFT REPORT OF THE SECOND PART OF THE MEETING

*Rapporteur: Elvana Ramaj (Albania) (for the second part of the meeting) and
Leina el-Awadhi (Kuwait) (for the resumed second part of the meeting)*

INTRODUCTION

1. The Conference of the Parties 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 to the Convention on Biological Diversity held its fourth meeting in conjunction with the fifteenth meeting of the Conference of the Parties to the Convention and the tenth meeting of the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety.
2. Owing to the circumstances surrounding the coronavirus disease (COVID-19) pandemic, the meeting was held in two parts. The first part was held online with limited in-person participation in Kunming, China, on 12 and 13 October 2021. The second part was held in person. It commenced in Montreal, Canada, was suspended on 19 December 2022, resumed in Nairobi on 19 October 2023 and closed on 20 December 2023.
3. The present report contains the proceedings of the second part of the meeting.¹
4. The second part of the meeting was preceded by a ceremonial welcome by the Traditional Chief of the Onondaga Nation, Tadodaho Sid Hill, followed by statements by the Prime Minister of Canada, Justin Trudeau, the Secretary-General of the United Nations, the Minister of Ecology and Environment of China and President of the fifteenth meeting of the Conference of the Parties to the Convention, Huang Runqiu, the Prime Minister of Quebec, François Legault, the Mayor of Montreal, Valérie Plante, and the Mayor of Kunming, Liu Jiachen, as well as a cultural presentation, on 6 December 2022.

B. Attendance

5. All States were invited to participate in the second part of the meeting. The following Parties to the Nagoya Protocol attended: [to be updated]

Albania
Angola
Antigua and Barbuda

Argentina
Austria
Bahamas

Bahrain
Belarus
Belgium

¹ The report of the first part I of the fourth meeting was issued as document CBD/NP/MOP/4/4.

Benin	Guyana	Philippines
Bhutan	Honduras	Portugal
Bolivia (Plurinational State of)	Hungary	Qatar
Botswana	India	Republic of Korea
Brazil	Indonesia	Republic of Moldova
Bulgaria	Japan	Romania
Burkina Faso	Jordan	Rwanda
Burundi	Kazakhstan	Saint Kitts and Nevis
Cambodia	Kenya	Saint Lucia
Cameroon	Kiribati	Samoa
Central African Republic	Kuwait	Sao Tome and Principe
Chad	Kyrgyzstan	Saudi Arabia
China	Lao People's Democratic Republic	Senegal
Comoros	Lebanon	Serbia
Congo	Lesotho	Seychelles
Côte d'Ivoire	Liberia	Sierra Leone
Croatia	Luxembourg	Slovakia
Cuba	Madagascar	Solomon Islands
Czechia	Malawi	South Africa
Democratic People's Republic of Korea	Malaysia	Spain
Democratic Republic of the Congo	Maldives	Sudan
Denmark	Mali	Sweden
Djibouti	Malta	Switzerland
Dominican Republic	Marshall Islands	Syrian Arab Republic
Ecuador	Mauritania	Tajikistan
Egypt	Mauritius	Togo
Eritrea	Mexico	Tonga
Estonia	Micronesia (Federated States of)	Tunisia
Eswatini	Mongolia	Turkmenistan
Ethiopia	Morocco	Tuvalu
European Union	Mozambique	Uganda
Fiji	Namibia	Ukraine
Finland	Nepal	United Arab Emirates
France	Netherlands	United Kingdom of Great Britain and Northern Ireland
Gabon	Nicaragua	United Republic of Tanzania
Gambia	Niger	Uruguay
Germany	Nigeria	Vanuatu
Ghana	Norway	Venezuela (Bolivarian Republic of)
Greece	Oman	Viet Nam
Guatemala	Pakistan	Zambia
Guinea	Palau	Zimbabwe
Guinea-Bissau	Panama	
	Peru	

Note: Parties with indicator “1” were represented at the second part of the meeting only; those with indicator “2” were represented at the resumed second part only; and those with no indicator were represented at both. [Indicators to be added]

6. The following States not party to the Nagoya Protocol were also represented: [to be updated]

Algeria	Australia	Bangladesh
Armenia	Azerbaijan	Barbados

Belize	Iran (Islamic Republic of)	Russian Federation
Bosnia and Herzegovina	Ireland	Saint Vincent and the Grenadines
Cabo Verde	Israel	Singapore
Canada	Italy	Slovenia
Chile	Jamaica	Somalia
Colombia	Latvia	South Sudan
Cook Islands	Libya	Sri Lanka
Costa Rica	Liechtenstein	State of Palestine
Cyprus	Lithuania	Suriname
Dominica	Monaco	Thailand
El Salvador	Nauru	Timor-Leste
Equatorial Guinea	New Zealand	Trinidad and Tobago
Georgia	Niue	Türkiye
Grenada	North Macedonia	United States of America
Haiti	Papua New Guinea	Uzbekistan
Holy See	Paraguay	Yemen
Iceland	Poland	

Note: Parties with indicator “1” were represented only at the Montreal segment of the second part of the meeting; those with indicator “2” were represented only at the resumed part of the meeting, in Nairobi; and those with no indicator were represented at both segments. [Indicators to be added]

7. The list of organizations represented at the meeting is contained in the annex to the report of the Conference of the Parties on its fifteenth meeting.

Item 1. Opening of the meeting

8. The 1st plenary session was held jointly with those of the Conference of the Parties to the Convention and of the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol, on 7 December 2022. The President of the three bodies, the Minister of Ecology and Environment of China, declared the second part of the meetings open at 10.25 a.m.²

Resumed second part

9. Following the suspension of the meeting on 19 December 2022, the meeting was resumed on 19 October 2023, at the 6th plenary session of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol.

10. The resumed meeting was opened at 4.05 p.m. by the Chair, Guomei Zhou, representing the President, Runqiu Huang, Minister of Ecology and Environment of China.

11. Opening remarks were made by the Chair and the Acting Executive Secretary of the Convention on Biological Diversity, David Cooper.

12. In her opening remarks, the Chair said that the full and effective implementation of the Kunming-Montreal Global Biodiversity Framework, and how to translate consensus into action, was an issue of common concern to the international community. She emphasized that Parties needed to accelerate the update of their national biodiversity strategies and action plans in line with the Framework, and she welcomed the Global Biodiversity Framework Fund, launched in August 2023 at the seventh Assembly of the Global Environment Facility. She said that the international community was looking forward to the successful conclusion of the present meeting, and she called for all stakeholders to work together to implement the Framework and to restore global biodiversity.

13. In his opening remarks, the Acting Executive Secretary acknowledged the procedural hurdles that had required suspension of the meeting in December 2022, and he called for cooperation, flexibility and understanding to ensure the finalization of outstanding items, including the election of officers. It was

² See CBD/COP/15/Part-II/L.1/Rev.1, paras. 7–21, for opening remarks and statements.

essential to continue to strengthen commitment and multilateralism, working together to achieve the goals and targets of the Framework. He thanked donor countries members of the Bureau for their guidance and expressed gratitude to those Parties that, through their financial contributions, had enabled the Secretariat to convene the present meeting and had supported the participation of representatives of country Parties with developing and transitional economies.

Item 2. Organizational matters

A. Election of officers

14. Pursuant to Article 26, paragraph 3, of the Nagoya Protocol, the Bureau of the Conference of the Parties to the Convention also served as the Bureau of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol.

15. At its 1st plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol noted that the President, the Vice-Presidents and the Rapporteur who had served during the first part of the fourth meeting would continue to fulfil their functions, with the exception of two of the Vice-Presidents, who had since been replaced.³

16. At the 5th plenary session, on 19 December, following the lack of consensus with regard to nominations of Bureau members and the Chair of the Subsidiary Body on Scientific, Technical and Technological Advice, as well as the lack of a quorum to make a decision in that regard, the President proposed to suspend the second part of the meetings of the three bodies to allow Parties to consider the matter at a resumed session of the meetings, to be convened at a later date.⁴

Resumed second part

Election of President

17. [to be completed]

Election of substitute officers

18. [to be completed]

B. Adoption of the agenda

19. The agenda for the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol, as adopted during the first part of the meeting, was as follows:

1. Opening of the meeting.
2. Organizational matters.
3. Report on the credentials of representatives to the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol.
4. Reports of subsidiary bodies.
5. Report of the Compliance Committee (Article 30).
6. Administration of the Protocol and budget for the trust funds.
7. Financial mechanism and resources (Article 25).

³ Vinod Mathur (India) was replaced by Naresh Pal Gangwar and Andrea Meza Murillo (Costa Rica) was replaced by Eugenia Arguedas Montezuma.

⁴ See CBD/COP/15/Part-II/L.1/Rev.1, paras. 23–28 for further information.

8. Measures to assist in capacity-building and capacity development (Article 22) and measures to raise awareness of the importance of genetic resources and associated traditional knowledge (Article 21).
9. The Access and Benefit-sharing Clearing-House and information-sharing (Article 14).
10. Monitoring and reporting (Article 29).
11. Cooperation with other international organizations, conventions and initiatives.
12. Review of the effectiveness of structures and processes.
13. Post-2020 global biodiversity framework.
14. Digital sequence information on genetic resources.
15. Specialized international access and benefit-sharing instruments in the context of Article 4, paragraph 4, of the Nagoya Protocol.
16. Global multilateral benefit-sharing mechanism (Article 10).
17. Other matters.
18. Adoption of the report.
19. Closure of the meeting.

C. Organization of work

20. At its 1st plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol considered a note by the Executive Secretary on the proposed organization of work for the second part of its fourth meeting (CBD/NP/MOP/4/1/Add.4/Rev.1) and agreed to organize its work as set out therein. The three bodies, which held the session jointly, established two working groups to serve them and elected Rosemary Paterson (New Zealand) as Chair of Working Group I and Helena Jeffery Brown (Antigua and Barbuda) as Chair of Working Group II.

First stocktake session

21. On 10 December, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol held its 2nd plenary session, which served in part as a stocktake session. The session was held jointly with the Conference of the Parties to the Convention and the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol, and the Chairs of the Working Groups and of the budget contact group reported on the progress made to date.⁵

First meeting of the heads of delegation

22. On 14 December, a meeting of heads of delegation was held jointly with the Conference of the Parties to the Convention and the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol, to discuss the progress made to date on the key issues under consideration.⁶

Ministerial consultations

23. On 15 December, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol held the opening plenary session of the high-level segment of the meeting jointly with the Conference of the Parties to the Convention and the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol.⁷

⁵ See CBD/COP/15/Part-II/L.1/Rev.1, para. 32, for statements.

⁶ Ibid., para. 34, for statements.

⁷ Ibid., para. 35, for further information on the ministerial consultations.

Second stocktake session

24. On 17 December, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol held its 3rd plenary session, which served as a second stocktake session. The session was held jointly with the Conference of the Parties to the Convention and the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol, and the Chairs of Working Groups I and II and of the contact group on budget reported on the progress made to date.⁸

Second meeting of the heads of delegation

25. On 18 December, a second meeting of heads of delegation was held jointly with the Conference of the Parties to the Convention on Biological Diversity and the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol to review the draft decisions prepared by the President for the key agenda items associated with the post-2020 global biodiversity framework.⁹

Resumed second part

26. At its 6th plenary session, on 19 October 2023, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol considered a document prepared by the Secretariat on the proposed organization of work for the resumed second part of its tenth meeting (CBD/CP/MOP/10/1/Add.6, annex II) and agreed to organize its work as set out therein, with the exception that the election of officers, under agenda item 2, would be held immediately after the consideration of credentials (agenda item 3).

Item 3. Report on the credentials of representatives to the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol

27. At its 1st plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol noted that, in accordance with the relevant rules of procedure for meetings of the Conference of the Parties, the Bureau had reviewed the list of observers admitted to the meeting (CBD/COP/15/INF/2) and would examine the credentials of delegations and report thereon at a later session.

28. Accordingly, at the 2nd plenary session, Eric Okoree (Ghana), designated by the Bureau during the first part of the meeting as its representative to report on credentials, informed the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol that 131 Parties were registered as attending the meeting. The Bureau had examined the credentials of the representatives of 100 Parties that were attending the meeting. The credentials of 84 delegations were in full compliance with rule 18 of the rules of procedure, while those of 16 delegations did not fully comply with it and a further 31 delegations had not presented their credentials to date.

29. At the 4th plenary session, on 19 December, Ms. Jeffery Brown, speaking on behalf of Mr. Okoree, presented the report on credentials (CBD/NP/MOP/4/INF/6/Rev.1). She informed the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol that 134 Parties were registered as attending the meeting. The Bureau had examined the credentials of the representatives of 119 Parties that were attending the meeting. The credentials of 106 delegations were in full compliance with rule 18 of the rules of procedure, while those of 13 delegations did not fully comply with it and a further 15 delegations had not presented their credentials to date.

30. A number of heads of delegations had signed a declaration to the effect that they would submit their credentials, in the proper form and in their original version, to the Executive Secretary within 30 days of the closure of the meeting, and no later than 19 January 2023. In keeping with past practice, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol agreed to the Bureau's proposal that those delegations that had yet to submit their credentials or that had submitted credentials that did not fully comply with the provisions of rule 18 should be allowed to participate in the meeting on a provisional basis.

⁸ Ibid., paras. 37–40, for further information.

⁹ Ibid., para. 42, for statements.

31. As at 18 December 2022, formal credentials issued by the Head of State or Government, by the Minister for Foreign Affairs or, in the case of a regional economic integration organization, by the competent authority, as provided for in rule 18 of the rules of procedure, had been submitted for the representatives of the following 106 Parties participating in the second part of the fourth meeting: Albania, Angola, Antigua and Barbuda, Argentina, Austria, Bahamas, Bahrain, Belarus, Belgium, Benin, Bhutan, Bolivia (Plurinational State of), Botswana, Brazil, Bulgaria, Burkina Faso, Cambodia, Cameroon, China, Côte d'Ivoire, Croatia, Cuba, Czechia, Denmark, Dominican Republic, Ecuador, Egypt, Eritrea, Estonia, Eswatini, Ethiopia, European Union, Fiji, Finland, France, Gambia, Germany, Ghana, Greece, Guatemala, Guinea Bissau, Guyana, Hungary, India, Indonesia, Japan, Kenya, Kiribati, Kuwait, Kyrgyzstan, Lesotho, Liberia, Luxembourg, Madagascar, Malawi, Maldives, Malta, Mauritania, Mauritius, Mexico, Micronesia (Federated States of), Mongolia, Morocco, Mozambique, Namibia, Netherlands, Nicaragua, Niger, Norway, Oman, Palau, Panama, Peru, Philippines, Portugal, Qatar, Republic of Korea, Republic of Moldova, Romania, Rwanda, Saint Kitts and Nevis, Saint Lucia, Samoa, Serbia, Seychelles, Slovakia, South Africa, Spain, Sudan, Sweden, Switzerland, Syrian Arab Republic, Tajikistan, Togo, Tonga, Tunisia, Tuvalu, United Arab Emirates, United Kingdom, Uganda, United Republic of Tanzania, Uruguay, Vanuatu, Viet Nam, Zambia and Zimbabwe.

32. As at 19 January 2023, the following additional eight Parties had submitted valid credentials: Gabon, Honduras, Malaysia, Mali, Nepal, Saudi Arabia, Solomon Islands and Venezuela (Bolivarian Republic of).

Resumed second part

33. At the 6th plenary session, Mr. Okoree informed the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol that 108 Parties were registered as attending the resumed second part of the meeting. The Bureau had examined the credentials of the representatives of 104 Parties that were attending the meeting. The credentials of 102 delegations were in full compliance with rule 18 of the rules of procedure, while those of 2 delegations did not fully comply with it and a further 4 delegations had not presented their credentials to date.

34. The Conference of the Parties serving as the meeting of the Parties took note of the report on credentials.

Item 4. Reports of subsidiary bodies

35. At its 1st plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol had before it reports of the intersessional work undertaken since the first part of its fourth meeting, namely, the report of the Subsidiary Body on Scientific, Technical and Technological Advice on its twenty-fourth meeting (CBD/SBSTTA/24/12), the report of the Subsidiary Body on Implementation on its third meeting (CBD/SBI/3/21) and the reports of the Open-ended Working Group on the Post-2020 Global Biodiversity Framework on the second part of its third meeting and on its fourth and fifth meetings (CBD/WG2020/3/7, CBD/WG2020/4/4 and CBD/WG2020/5/5, respectively).

36. The Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol then heard oral reports from the Chairs of the Subsidiary Body on Scientific, Technical and Technological Advice and the Subsidiary Body on Implementation and the Co-Chairs of the Open-ended Working Group on the Post-2020 Global Biodiversity Framework.

37. The Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol took note of the information provided and agreed to consider the subsidiary bodies' recommendations under the relevant agenda items.

Item 5. Report of the Compliance Committee (Article 30)

38. At the 1st plenary session, the Chair of the Compliance Committee under the Nagoya Protocol provided a brief review of the report of the Compliance Committee on the work of its sixteenth and seventeenth meetings, as set out in document CBD/NP/MOP/4/2, which had been presented during the first part of the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya

Protocol. In accordance with the organization of work, substantive matters arising from the report were referred to Working Groups I and II for consideration.

39. Pursuant to a notification issued by the Secretariat on 1 September 2022, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol extended the term of 10 members of the Committee, two from each region, for two more years. It also agreed that five new members, one from each region, would be elected later in the meeting to replace the five members listed in the annex to the notification whose terms would end on 31 December 2022.¹⁰

40. Working Group II considered agenda item 5 at its 3rd meeting, on 8 December. It had before it a draft decision based on the recommendations of the Compliance Committee contained in the annex to document CBD/NP/MOP/4/2, as set out in the compilation of draft decisions (CBD/NP/MOP/4/1/Add.5).

41. Statements were made by the representatives of Argentina, Chad, Côte d'Ivoire, the European Union and its 27 member States, India, Japan, Kenya, the Republic of Korea, South Africa, Switzerland, Uganda, the United Kingdom and Uruguay.

42. Working Group II agreed that its Chair would prepare a revised draft decision for its consideration, taking account of the statements made.

43. At its 5th meeting, on 9 December, Working Group II considered the revised draft decision submitted by its Chair and approved it for transmission to the plenary session as draft decision CBD/NP/MOP/4/L.4.

44. At its 2nd plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol adopted the draft decision as decision NP-4/2.

Resumed second part

45. [to be completed]

Item 6. Administration of the Protocol and budget for the trust funds

46. At the 1st plenary session, the Executive Secretary reported on the activities of the Secretariat and presented the proposed budget for the programmes of work of the Convention and its Protocols for the biennium 2023–2024 (CBD/COP/15/7).

47. The three bodies established a contact group on budget, chaired by Hamdallah Zedan (Egypt), with the mandate to consider the proposed budget for the biennium 2023–2024 in detail.

48. The Chair of the contact group on budget reported on the group's work at the two stocktake plenary sessions.

49. At the 5th plenary session, the Chair of the contact group on budget provided his final report on the group's work.

50. The Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol then considered draft decision CBD/NP/MOP/4/L.11 submitted by the Chair of the contact group on budget and adopted it as decision NP-4/12.

Item 7. Financial mechanism and resources (Article 25)

51. Working Group II considered agenda item 7 at its 2nd meeting, on 8 December. It had before it a note by the Executive Secretary (CBD/NP/MOP/4/10) and a draft decision, as set out in the compilation of draft decisions.

¹⁰ Owing to the suspension of the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol, the election of the members of the Compliance Committee was eventually not held (see CBD/COP/15/Part-II/L.1/Rev.1, paras. 22–28).

52. Statements were made by the representatives of Argentina, the European Union and its 27 member States and the United Kingdom.

53. Working Group II agreed that the Chair would prepare a revised draft decision, taking account of the statements made.

54. At its 5th meeting, Working Group II considered the revised draft decision submitted by its Chair and approved it for transmission to the plenary session as draft decision CBD/NP/MOP/4/L.7.

55. At its 2nd plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol adopted the draft decision, as orally amended, as decision NP-4/8.

Item 8. Measures to assist in capacity-building and capacity development (Article 22) and measures to raise awareness of the importance of genetic resources and associated traditional knowledge (Article 21)

56. Working Group II considered agenda item 8 at its 1st meeting, on 7 December. It had before it a progress report on measures to assist in capacity-building and awareness raising (Articles 22 and 21) (CBD/NP/MOP/4/5) and notes by the Executive Secretary on an overview of capacity-building and development initiatives providing direct support to countries for the implementation of the Nagoya Protocol (CBD/NP/MOP/4/INF/1), an overview of access and benefit-sharing capacity-building tools and resources (CBD/NP/MOP/4/INF/2) and feedback on the toolkit on communication, education and public awareness and updates on awareness-raising measures (CBD/NP/MOP/4/INF/3).

57. Statements were made by the representatives of the European Union and its 27 member States, India and the United Kingdom.

58. Working Group II agreed that its Chair would prepare a revised draft decision for its consideration, taking account of the statements made.

59. At its 5th meeting, Working Group II considered the revised draft decision submitted by its Chair and approved it for transmission to the plenary session as draft decision CBD/NP/MOP/4/L.5.

60. At its 2nd plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol adopted the draft decision, as orally amended, as decision NP-4/7.

Item 9. The Access and Benefit-sharing Clearing-House and information-sharing (Article 14)

61. Working Group II considered agenda item 9 at its 1st meeting. It had before it a draft decision, as set out in the compilation of draft decisions, a note by the Executive Secretary containing a report on progress in the operation of the Access and Benefit-sharing Clearing-House (CBD/NP/MOP/4/6) and the report of the Informal Advisory Committee to the Access and Benefit-sharing Clearing House on its fourth meeting (CBD/NP/ABSCH-IAC/2019/1/3).

62. Statements were made by the representatives of Argentina, the European Union and its 27 member States, India, Kenya, South Africa, Switzerland, the United Kingdom and the United Republic of Tanzania.

63. Working Group II agreed that its Chair would prepare a revised draft decision for its consideration, taking account of the statements made.

64. At its 5th meeting, Working Group II considered the revised draft decision submitted by its Chair and approved it for transmission to the plenary session as draft decision CBD/NP/MOP/4/L.3.

65. At its 2nd plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol adopted the draft decision as decision NP-4/4.

Item 10. Monitoring and reporting (Article 29)

66. Working Group II considered agenda item 10 at its 1st meeting. It had before it a draft decision, as set out in the compilation of draft decisions, a related note by the Executive Secretary (CBD/NP/MOP/4/7)

and another note containing a reference table of revisions made to the format for the first national report under the Nagoya Protocol (CBD/NP/MOP/4/INF/5).

67. Statements were made by the representative of Argentina, Côte d'Ivoire, the Democratic Republic of the Congo (on behalf of the African States), the European Union and its 27 member States, India, Japan, Kenya, Malawi, South Africa and the United Kingdom.

68. Working Group II agreed that its Chair would prepare a revised draft decision for its consideration, taking account of the statements made.

69. At its 5th meeting, Working Group II considered the revised draft decision submitted by its Chair and approved it for transmission to the plenary session as draft decision CBD/NP/MOP/4/L.6.

70. At its 2nd plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol adopted the draft decision, as orally amended, as decision NP-4/3.

Item 11. Cooperation with other international organizations, conventions and initiatives

71. Working Group II considered agenda item 11 at its 3rd meeting. It had before it a related note by the Executive Secretary (CBD/NP/MOP/4/8) and another note containing further information from international processes related to access and benefit-sharing (CBD/NP/MOP/4/INF/4).

72. Working Group II took note of the information provided.

Item 12. Review of the effectiveness of structures and processes

73. Working Group II considered agenda item 12 at its 2nd meeting, in conjunction with agenda item 17 on the fifteenth meeting of the Conference of the Parties to the Convention and agenda item 13 of the tenth meeting of the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol. It had before it a draft decision based on recommendation 3/13 of the Subsidiary Body on Implementation, as set out in the compilations of draft decisions of the three bodies (CBD/NP/MOP/4/1/Add.5, CBD/COP/15/2, CBD/CP/MOP/10/1/Add.5).

74. At its 6th meeting, on 10 December, Working Group II considered a revised draft decision submitted by its Chair under agenda item 17 of the fifteenth meeting of the Conference of the Parties to the Convention and, following the latter's approval under that agenda item, also approved it, with the appropriate changes, for transmission to the plenary session as draft decision CBD/NP/MOP/4/L.8.

75. At its 2nd plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol adopted the draft decision as decision NP-4/9.

Item 13. Post-2020 global biodiversity framework

76. Working Group I considered agenda item 13 at its 1st meeting, in conjunction with sub-item 9 A of the agenda of the fifteenth meeting of the Conference of the Parties to the Convention. It had before it a note by the Executive Secretary on enhancing the implementation of the Nagoya Protocol in the context of the post-2020 global biodiversity framework (CBD/NP/MOP/4/9).

77. Working Group I agreed to resume its consideration of agenda item 13 at a later stage of the meeting, once discussion of sub-item 9 A of the agenda of the fifteenth meeting of the Conference of the Parties to the Convention had progressed.

78. At its 4th meeting, on 19 December, Working Group I considered a draft decision submitted by its Chair and approved it for transmission to the plenary session as draft decision CBD/NP/MOP/4/L.12.

79. At its 5th plenary session, the Conference of the Parties serving as the meeting of the Parties adopted the draft decision as decision NP-4/5.

Item 14. Digital sequence information on genetic resources

80. Working Group I considered agenda item 14 at its 1st meeting, in conjunction with agenda item 11 of the fifteenth meeting of the Conference of the Parties to the Convention.

81. Working Group I agreed to resume its consideration of agenda item 14 at a later stage of the meeting, once discussion of agenda item 11 of the fifteenth meeting of the Conference of the Parties to the Convention had progressed.

82. At its 4th meeting, Working Group I considered a draft decision submitted by its Chair and approved it for transmission to the plenary session as draft decision CBD/NP/4/MOP/L.13.

83. At its 5th plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol adopted the draft decision as decision NP-4/6.

Item 15. Specialized international access and benefit-sharing instruments in the context of Article 4, paragraph 4, of the Nagoya Protocol

84. Working Group II considered agenda item 15 at its 3rd meeting. It had before it a draft decision based on recommendation 3/16 of the Subsidiary Body on Implementation, as set out in the compilation of draft decisions.

85. Statements were made by the representatives of Brazil, China, the European Union and its 27 member States, Japan, Mexico, Namibia, Norway, the Republic of Korea, Switzerland and the United Kingdom.

86. Working Group II agreed to establish a group of friends of the Chair to discuss the matter, co-facilitated by Mery Ciacchi (European Union) and Patience Gandiwa (Zimbabwe) and composed of the representatives who had made interventions, as well as other Parties.

87. At its 9th meeting, on 16 December, Working Group II heard a report by the co-facilitators of the group of friends of the Chair, which had been unable to resolve the outstanding issues.

88. Statements were made by the representatives of Argentina, Bolivia (Plurinational State of), Brazil, Ethiopia (on behalf of the African States), the European Union and its 27 member States, Malawi, Malaysia, Mexico, Namibia, Norway, the Republic of Korea, the United Kingdom and Uruguay.

89. Working Group II agreed that its Chair would prepare a new draft decision for its consideration.

90. At its 10th meeting, on 16 December, Working Group II considered the draft decision submitted by its Chair and approved it for transmission to the plenary session as draft decision CBD/NP/MOP/4/L.9.

91. At its 5th plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol adopted the draft decision as decision NP-4/11.

Item 16. Global multilateral benefit-sharing mechanism (Article 10)

92. Working Group II considered agenda item 16 at its 3rd meeting. It had before it a draft decision based on recommendation 3/17 of the Subsidiary Body on Implementation, as set out in the compilation of draft decisions.

93. Working Group II agreed to defer its consideration of agenda item 16 until discussion on related issues under other agenda items had progressed.

94. At its 10th meeting, Working Group II considered a draft decision submitted by its Chair and approved it for transmission to the plenary session as draft decision CBD/NP/MOP/4/L.10.

95. At its 5th plenary session, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol adopted the draft decision as decision NP-4/10.

Item 17. Other matters

96. In view of the President's decision, under sub-item 2 A of the agenda, to suspend the meeting, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol did not consider agenda item 17.

Resumed second part

97. [to be completed]

Item 18. Adoption of the report

98. In view of the President's decision, under item 2 A of the agenda, to suspend the meeting, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol did not consider agenda item 18.

Resumed second part

99. [to be completed]

Item 19. Closure of the meeting

100. As indicated under sub-item 2 A of the agenda, it did not prove possible to conduct the election of officers and conclude the second part of the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its 5th plenary session.

101. Accordingly, the President proposed to suspend the fourth meeting to allow Parties to resolve their differences relating to the election of officers at a resumed session of the meeting, to be convened at a later date, and requested members of the Bureau of the meeting and officers of other bodies to remain in office until the conclusion of the resumed session. No Party expressed any view otherwise.

102. Following the customary exchange of courtesies, the President suspended the meeting at 1 a.m. on 20 December 2022.

Resumed second part

103. [to be completed]
