



## Convention on Biological Diversity

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

Ninth meeting

Sharm El-Sheikh, Egypt, 17-29 November 2018

Agenda item 19

### NAGOYA – KUALA LUMPUR SUPPLEMENTARY PROTOCOL ON LIABILITY AND REDRESS

#### Draft decision submitted by the Chair of Working Group II

*The Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety serving as the meeting of the Parties to the Nagoya – Kuala Lumpur Supplementary Protocol on Liability and Redress,<sup>1</sup>*

1. *Welcomes* the entry into force of the Nagoya – Kuala Lumpur Supplementary Protocol on Liability and Redress to the Cartagena Protocol on Biosafety;
2. *Congratulates* those Parties that have deposited their instrument of ratification, acceptance, approval or accession to the Nagoya – Kuala Lumpur Supplementary Protocol on Liability and Redress and urges them to take the necessary steps for its implementation;
3. *Urges* all Parties to the Cartagena Protocol on Biosafety that have not yet done so to deposit their instrument of ratification, acceptance, approval or accession to the Nagoya – Kuala Lumpur Supplementary Protocol on Liability and Redress as soon as possible;
4. *Welcomes* the activities undertaken to facilitate the entry into force and implementation of the Nagoya – Kuala Lumpur Supplementary Protocol on Liability and Redress and the support provided by donors in this regard;
5. *Requests* the Executive Secretary, subject to the availability of funds from the Voluntary Trust Fund, to continue undertaking further awareness-raising and capacity-building activities and to provide support to Parties in implementing the Supplementary Protocol at the domestic level;
6. *Requests* Parties to the Supplementary Protocol to designate a competent authority to perform the functions set out in the Nagoya – Kuala Lumpur Supplementary Protocol on Liability and Redress (Article 5), and to make the contact information of its competent authority available on the Biosafety Clearing-House;
7. *Requests* Parties to the Supplementary Protocol and invites other Governments to report on their measures to implement the Supplementary Protocol by responding to the questions related to the Supplementary Protocol in the format for the fourth national report under the Cartagena Protocol as contained in the annex to decision CP-9/--;

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<sup>1</sup> In accordance with article 14, paragraph 1, of the Supplementary Protocol and subject to paragraph 2 of Article 32 of the Convention, the Conference of the Parties serving as the meeting of the Parties to the Protocol shall serve as the meeting of the Parties to the Supplementary Protocol. Consequently, the present decision has been taken by Parties to the Supplementary Protocol.

8. *Requests* the Executive Secretary to undertake a comprehensive study, subject to the availability of funds from the Voluntary Trust Fund, for consideration by the Conference of the Parties serving as the meeting of the Parties to the Cartagena Protocol on Biosafety serving as the meeting of the Parties to the Supplementary Protocol at its next meeting, addressing:

- (a) The modalities of financial security mechanisms;
- (b) An assessment of the environmental, economic and social impacts of such mechanisms, in particular on developing countries;
- (c) An identification of the appropriate entities to provide financial security;

9. *Also requests* the Executive Secretary to create the appropriate common format in the Biosafety Clearing-House to enable Parties to share the contact information of their competent authorities pursuant to Article 5 of the Nagoya – Kuala Lumpur Supplementary Protocol on Liability and Redress.

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