



Convention on Biological Diversity

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English only

Compliance Committee under the Nagoya Protocol on Access and Benefit-sharing

Fourth meeting

Montreal, Canada, 25–27 March 2024

Item 2 of the provisional agenda*

Organizational matters

Annotated provisional agenda

1. The provisional agenda for the fourth meeting of the Compliance Committee under the Nagoya Protocol on Access and Benefit-sharing has been prepared on the basis of the compliance procedures and mechanisms, as well as relevant decisions taken by 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 and relevant actions taken by the Committee at its previous meetings.

2. At the second part of its fourth meeting, held in Montreal, Canada, from 7 to 19 December 2022, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol agreed to extend until 31 December 2024 the terms of 10 members of the Compliance Committee, 2 from each region, and to hold elections for the other members. It also agreed to hold elections for the two observers from indigenous peoples and local communities. The fourth meeting was however suspended before the election could be held. To enable the Committee to continue its important work over the intersessional period, and given the uncertainty regarding the resumption date of the second part, the Bureau of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol agreed at its meeting held in May 2023 to extend the terms of the five members and of the observers from indigenous peoples and local communities whose seats were up for election. At the resumed second part of its fourth meeting, held in Nairobi on 19 and 20 October 2023, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol endorsed the extension of the terms of the members and observers concerned.¹

Item 1

Opening of the meeting

3. The meeting will be opened at 9.30 a.m. on 25 March 2024 by a representative of the Secretariat.

* CBD/NP/CC/4/1.

¹ See document CBD/NP/CC/4/2 for further information.

Item 2

Organizational matters

(a) Election of officers

4. According to rule 12, paragraph 2, of the rules of procedure for the meetings of the Compliance Committee, the members of the Committee shall elect a chair and a vice-chair for a term of two years and no officer shall serve for more than two consecutive terms. Betty Kauna Schroder and Qin Tianbao served for one term as Chair and Vice-Chair of the Committee, respectively, starting in 2020. Owing to the extension of the terms of the members of the Committee during the coronavirus disease (COVID-19) pandemic, they have continued to serve in those capacities. The members will now be invited to elect a chair and a vice-chair for the next two-year term.

(b) Adoption of the agenda

5. The Compliance Committee will be invited to adopt the provisional agenda prepared by the Secretariat.

(c) Organization of work

6. The Compliance Committee will be invited to approve the proposed organization of work as contained in annex I. The meeting will be conducted in English.

7. A list of documents for the present meeting is contained in annex II. The documents will be made available on the Secretariat's website.²

8. An information note will be issued with details of logistical arrangements for the meeting, including information on travel, visa requirements, accommodation and other related matters.

Item 3

Outcomes of the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol on Access and Benefit-sharing regarding items relevant to compliance

9. At its fourth meeting, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol considered the report of the Compliance Committee on the work of its third meeting,³ including the recommendations contained therein, and adopted a series of decisions.

10. It also adopted other decisions relevant to the work of the Compliance Committee. In particular, by its decision NP-4/5, it endorsed the Kunming-Montreal Global Biodiversity Framework and took note of other related decisions adopted by the Conference of the Parties to the Convention at its fifteenth meeting.

11. The Compliance Committee will be invited to reflect on the aforementioned decisions and to agree on follow-up actions, as appropriate. To facilitate deliberations in this regard, the Secretariat has prepared document CBD/NP/CC/4/2, which contains a review of the relevant outcomes of the fourth meeting. During the present meeting, the Secretariat will also provide an overview of recent developments on issues related to the Framework.

Item 4

Review of general issues of compliance

12. In accordance with section D, paragraphs 9 and 10, of the cooperative procedures and institutional mechanisms to promote compliance with the provisions of the Nagoya Protocol and to address cases of non-compliance ([decision NP 1/4](#), annex), the Compliance Committee may examine a situation where a Party fails to submit its national report pursuant to Article 29, or where

² See www.cbd.int/meetings/NP-CC-04.

³ [CBD/NP/CC/3/5](#).

information indicates that the Party concerned is faced with difficulties complying with its obligations, as well as systemic issues of general non-compliance that come to the attention of the Committee.

13. At its third meeting, in its review of general issues of compliance, the Compliance Committee requested the Executive Secretary to follow up on the letters that had been previously sent to those Parties that had not yet submitted their interim national reports, as well as to write to those Parties that had not yet established access and benefit-sharing measures or institutional arrangements and to those that had relevant information that needed to be made available through the Access and Benefit-sharing Clearing-House. The Committee also requested that the results of those communications be submitted to it at its fourth meeting.

14. The Compliance Committee will have before it a note by the Secretariat containing the result of the Executive Secretary's communications to Parties on matters of compliance and another note containing information on general issues of compliance and on progress made by Parties in implementing the Nagoya Protocol and publishing information in the Access and Benefit-sharing Clearing-House.⁴

15. The Compliance Committee will be invited to consider the information provided and to make recommendations on issues of compliance to the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol at its fifth meeting.

Item 5

Methodology for the second assessment and review of the Nagoya Protocol

16. In section B of its decision [NP-3/1](#), the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol requested the Executive Secretary to propose a methodology for conducting the second assessment and review of the effectiveness of the Protocol and submit it for consideration to the Subsidiary Body on Implementation. Furthermore, in section G of the compliance procedures and mechanisms mentioned in paragraph 12 above, the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol decided that it would undertake the review of the effectiveness of those procedures and mechanisms under the assessment and review provided for in Article 31 of the Protocol and take appropriate action.

17. The Compliance Committee provided input to the first assessment and review of the effectiveness of the Nagoya Protocol, and it is expected that the Committee may be involved in the second assessment and review as well. Accordingly, the Committee will be invited to provide input on the draft methodology for the second assessment and review to assist with its development.

18. The Compliance Committee will be invited to consider the information relating to the methodology for the second assessment and review presented in document CBD/NP/CC/4/4 and to provide input, as appropriate.

Item 6

Other matters

19. Under agenda item 6, the members of the Compliance Committee will have the opportunity to raise any other matters relevant to the functions of the Committee.

Item 7

Adoption of the report

20. The Compliance Committee will be invited to consider the report of the present meeting for adoption.

⁴ CBD/NP/CC/4/3 and CBD/NP/CC/4/3/Add.1, respectively.

Item 8

Closure of the meeting

21. The fourth meeting of the Compliance Committee is expected to close at 5 p.m. on 27 March 2024.

Annex I**Proposed organization of work**

<i>Date and time</i>	<i>Agenda item</i>
Monday, 25 March 2024	
9.30–10 a.m.	Item 1. Opening of the meeting Item 2. Organizational matters: (a) Election of officers; (b) Adoption of the agenda; (c) Organization of work
10 a.m.–12.30 p.m.	Item 3. Outcomes of the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol on Access and Benefit-sharing regarding items relevant to compliance Item 4. Review of general issues of compliance
12.30–2 p.m.	Lunch break
2–5 p.m.	Item 4 (<i>continued</i>)
Tuesday, 26 March 2024	
9.30 a.m.–12.30 p.m.	Item 5: Methodology for the second assessment and review of the Nagoya Protocol
12.30–2 p.m.	Lunch break
2–5 p.m.	Item 5 (<i>continued</i>)
Wednesday, 27 March 2024	
9.30 a.m. –12.30 p.m.	Item 5 (<i>continued</i>) Item 6. Other matters
12.30–2 p.m.	Lunch break
2–5 p.m.	Item 7. Adoption of the report Item 8. Closure of the meeting

Annex II**List of documents**

<i>Symbol</i>	<i>Title</i>
CBD/NP/CC/4/1	Provisional agenda
CBD/NP/CC/4/1/Add.1	Annotated provisional agenda
CBD/NP/CC/4/2	Outcomes of the fourth meeting of the Conference of the Parties serving as the meeting of the Parties to the Nagoya Protocol on Access and Benefit-sharing regarding items relevant to compliance
CBD/NP/CC/4/3	Review of general issues of compliance
CBD/NP/CC/4/3/Add.1	Progress made on the implementation of the Nagoya Protocol on Access and Benefit-sharing and publication of information in the Access and Benefit-sharing Clearing-House
CBD/NP/CC/4/4	Development of the methodology for the second assessment and review of the effectiveness of the Nagoya Protocol on Access and Benefit-sharing