

Cali, Colombia, 21 October–1 November 2024  
Agenda item 9  
Digital sequence information on genetic resources  
Working Group I

## **Digital sequence information on genetic resources**

### **Non-paper**

#### **Further development of the multilateral mechanism for benefit-sharing from the use of digital sequence information on genetic resources, including a global fund**

*Text of draft decision remains unchanged from that contained in recommendation WGDSI 2/1:*

*The Conference of the Parties,*

[Recognizing the lack of accountability, transparency and inclusive governance in existing public databases and data-sharing practices that do not align with international instruments on access and benefit-sharing, which limits the fair and equitable benefit distribution from the use of digital sequence information on genetic resources, and acknowledging that insufficient national capacity in developing countries further constrain their ability to benefit fairly and equitably from those resources,] [Placeholder for additional preambular paragraphs,]

1. Adopts the modalities for operationalizing the multilateral mechanism for the fair and equitable sharing of benefits from the use of digital sequence information on genetic resources, including a global fund, as set out in the annex to the present decision;
2. Requests the Executive Secretary to establish a database for digital sequence information on genetic resources under the clearing-house mechanism, to facilitate the fair and equitable sharing of benefits arising from the use of such information;
3. Decides that the digital sequence information on genetic resources database shall:
  - (a) Enable a safe, secure, accountable and legitimate method of making digital sequence information on genetic resources and associated traditional knowledge publicly available in accordance with applicable national law, and with the prior and informed consent of the provider of the genetic material from which such information is generated, and to secure benefits in line with the present decision;
  - (b) Provide to developing country Parties that lack capacities facilities to generate, store, share and use digital sequence information on genetic resources, and to receive benefits from such use in accordance with their national access and benefit-sharing systems;
  - (c) Support non-monetary benefit-sharing by enabling capacity-building, technology transfer, training opportunities and information-sharing among all Parties, in particular developing country Parties;
4. Requests the Executive Secretary to report on the progress of those actions at the eighteenth meeting of the Conference of the Parties;
5. Decides to develop specific frameworks for sharing non-monetary benefits for the sectors listed in enclosure A to the annex, on the basis of the needs identified by Parties;
6. Requests the Executive Secretary to facilitate the development of the frameworks, incorporating input from Parties and relevant stakeholders;
7. Invites Parties to submit their identified needs and relevant information by [specified date];
8. Requests that the draft frameworks be presented to the Subsidiary Body on Scientific, Technical and Technological Advice for review, with a view to having them adopted at the [XXth] meeting of the Conference of the Parties.

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## Annex

### Modalities for operationalizing the multilateral mechanism for the fair and equitable sharing of benefits from the use of digital sequence information on genetic resources, including a global fund

#### Paragraphs 1 and 2 remain unchanged from that contained in recommendation WGDSI 2/1

1. [All] [commercial] users of digital sequence information on genetic resources [held in [public] databases] [are encouraged to][will][should][shall] share [monetary or non-monetary] benefits arising from its use in a fair and equitable manner.
2. [Users of digital sequence information on genetic resources [in all countries][in developed countries] that generate [monetary benefits][profits][revenue][turnover][sales] from its use [are encouraged to][will][should][shall] [share monetary benefits through][contribute] [mandatory] payments to the global fund [, *placeholder for a threshold/exemption*].

#### Co-chairs proposal on paragraph 3:

- [3. The following options are proposed:

*Option C.* A contribution to the global fund of 1 per cent of the retail value of all products [and services] [that have been developed or created using][linked to the utilization of] [digital sequence information on genetic resources][biological resources].

*Option D.* Users of digital sequence information on genetic resources that actively use digital sequence information on genetic resources [are encouraged to][will][should][shall] contribute a portion of their [revenue][profit] to the global fund.

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#### In addition, the following option emerged from discussions in the contact group, with some amendments by the Co-Chairs:

*Option E.* Users of digital sequence information on genetic resources in sectors that directly or indirectly benefit from the use of digital sequence information on genetic resources for the development of products and services placed on the market [are encouraged to][should] contribute to the global fund a proportion of their profits **or** revenue, according to their size\*.

Large-sized entities [are encouraged to][should] contribute to the global fund **[1-2] percent of their [profits] or [0.1-0.2] percent of their [revenue]**, [as an indicative rate].

In light of the first review of the mechanism at the eighteenth meeting of the Conference of the Parties, the Conference of the Parties may decide that medium or **small and medium** sized entities [be encouraged to][should] contribute to the global fund an agreed amount.

[An indicative] list of sectors to which such users may belong, is contained in enclosure A.

\*Large-sized entities are entities which on their balance sheet dates exceed at least two out of three of the following criteria, **averaged over the preceding three years:**

- a. Total assets: USD 20 million
- b. Sales: USD 50 million
- c. Profit: USD 5 million

\*Medium-sized entities are those which on their balance sheet dates exceed at least two out of three of the following criteria, **averaged over the preceding three years:**

- a. Total assets: USD 5 million
- b. Sales: USD 10 million

c. Profit: USD 1 million

\*Entities that are neither large- nor medium-sized will be classed as small-sized entities.

Co-chairs' proposal for paragraph 4:

4. Users active in the sectors listed in enclosure A **that** provide information to demonstrate that they do not directly or indirectly benefit from} the use of digital sequence information on genetic resources **may be exempted from the provisions of paragraph 3.**

The following paragraphs remain unchanged from that contained in recommendation WGDSI 2/1

5. [All users of digital sequence information on genetic resources[, in line with their individual circumstances,] [are encouraged to][will][should][shall] share non-monetary benefits in a fair and equitable manner, [regardless of their specific monetary contributions, and as agreed between Parties and in the Kunming-Montreal Global Biodiversity Framework], noting that the sharing of such non-monetary benefits does not replace any responsibilities arising from the provisions of the multilateral mechanism with respect to the sharing of monetary benefits through the global fund set out in paragraphs 2, 3 and 4.]

6. Non-monetary benefits should be shared[[, including through][in the form of] capacity-building and development, [participatory and community-based research,] knowledge-sharing, technology transfer[, upon mutually agreed terms,] and technical and scientific cooperation, including to support, among other things, the generation of, access to and use and storage of digital sequence information on genetic resources, as well as the self-identified needs of indigenous peoples and local communities, [and people of African descent],<sup>1</sup> including women and youth from those communities. The sharing of non-monetary benefits [may][will] [continue to be undertaken in the context of existing and] build on ongoing [activities][practices and arrangements] and [may][will] be facilitated through the long-term strategic framework of the Convention on Biological Diversity<sup>2</sup> for capacity-building and development and its mechanism to strengthen technical and scientific cooperation in support of the Kunming-Montreal Global Biodiversity Framework.]

7. [The sharing of non-monetary benefits may be facilitated by enhancing the effectiveness of the clearing-house mechanism under the Convention by including a database to facilitate the exchange of information on digital sequence information on genetic resources and its use, thus enhancing collaboration and cooperation among Parties and providing information on demand for capacity-building.][The sharing of non-monetary benefits may be facilitated through [a][an existing] clearing house under the Convention, which could provide information on demand [from Parties] for capacity-building and allow the showcasing and voluntary reporting of ongoing non-monetary benefit-sharing [against headline indicator C.2]. [The sharing of non-monetary benefits could be further facilitated by the global fund.]] [Specific frameworks for sharing non-monetary benefits should be developed for the sectors listed in enclosure A and based on the needs identified by Parties.]

8. [Public Database and academic institutions are not expected to make monetary contributions to the global fund.]

Co-chairs' proposal on paragraph 9:

9. Entities operating ~~large~~ public databases [databases that make [information on] digital sequence information on genetic resources publicly [accessible][available]] on digital sequence information on genetic resources [are invited to][will][should][shall][, as appropriate]:

<sup>1</sup> Terminology relating to indigenous peoples and local communities and the possible inclusion of references to people of African descent will be aligned throughout the document according to the decision on Article 8(j) and related provisions to be adopted at the sixteenth meeting of the Conference of the Parties.

<sup>2</sup> United Nations, *Treaty Series*, vol. 1760, No. 30619.

(a) ~~Make information on the multilateral mechanism available to [users][those accessing their] databases[, including information on the [[and its requirements][possibilities] [and procedures] for users of digital sequence information on genetic resources related to][and its modalities] for the fair and equitable sharing of benefits arising from its the use]; of digital sequence information on genetic resources available to those accessing their databases;~~

(a)bis. Underscore that generating monetary benefits from the use of digital sequence information on genetic resources accessed through the database may require sharing those benefits through the multilateral mechanism.<sup>3</sup>

(b) Inform **those submitting data** of the requirement to comply with applicable national and international access and benefit-sharing obligations [through clickwrap **data access** agreements];

(c) Require the provision of information on the country of origin of the genetic resources from which digital sequence information was derived, **where known, as well as, when appropriate, biocultural metadata including indicating the use of traditional knowledge and its origin or source;**

(d) Apply the principles of findability, accessibility, interoperability and reusability (FAIR), of collective benefits, authority to control, responsibility and ethics (CARE), **and of transparency, responsibility, user-focus, sustainability and technology (TRUST)** to data governance, as well the recommendations set out in [section III of] the United Nations Educational, Scientific and Cultural Organization *Recommendation on Open Science*;

[(e) Ensure that any new submissions of digital sequence information on genetic resources will only be accepted when accompanied by a verifiable document indicating permission for publication from the national authorities of the country of origin of the genetic resource from which the digital sequence information is derived, **including the prior informed consent from any indigenous people and local communities in cases their genetic resources and traditional knowledge are involved.**]

**[(e) alt. Request that those submitting data indicate that the data submitted is not subject to any restrictions which would prohibit the sharing of data and provide proof of permission for publication from the national authorities from the country of origin from the genetic resource from which the digital sequence information is derived.]**

*Co-chair's proposal on paragraph 10:*

[10. Parties funding, sponsoring or hosting sequence databases shall ensure that entities operating such databases will take measures to ensure the effective implementation of the present decision and other relevant future decisions of the Conference of the Parties.]

**[10.bis Other governments funding, sponsoring or hosting sequence databases are encouraged to ensure that entities operating such databases will take measures to ensure the effective implementation of the present decision and other relevant future decisions of the Conference of the Parties.]**

*The following paragraphs remain unchanged from those contained in recommendation WGDSI 2/1, except for proposed addition to para 14:*

11. Parties [are invited to][should][must] take administrative, policy or legislative measures, consistent with national legislation, to [incentivize][facilitate][require][ensure] contributions [from

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<sup>3</sup> Paragraph 9 and 9(a) were negotiated in the fifth meeting of the contact group, and the changes made in that session are reflected here.

users in their jurisdiction] to the global fund[, in particular from large and transnational companies,] in line with the modalities of the multilateral mechanism.

[12. Parties may, by notification or other measures, determine that digital sequence information on genetic resources is under the scope of the multilateral mechanism and require users to use Convention on Biological Diversity sequence databases to share benefits, in line with the modalities of the multilateral mechanism.]

13. Contributions to the global fund may be made directly or through a national authority, as determined by the relevant Government. [Receipts will be issued annually for each year that contributions are made.]

[14. Users that make monetary contributions to the fund in line with the modalities of the multilateral mechanism are considered to be in [compliance][conformity] with the requirements related to the fair and equitable sharing of monetary benefits arising from the use of digital sequence information on genetic resources under the multilateral mechanism—**that is not subject to contractual arrangements such as mutually agreed terms, that is made publicly available, and that is not regulated by other international agreements on access and benefit-sharing, except if these instruments choose the multilateral mechanism as the mechanism for that purpose.**]

15. [Receipts will be issued annually for each year that contributions are made.][For each annual contribution, receipts will be issued [automatically] when payments are made[, serving as certificates of compliance].][Receipts for the required annual contributions from users of digital sequence information on genetic resources will indicate compliance with the multilateral mechanism, provided that the used sequences have been published in a public database with the approval of the national authorities of the country of origin of the genetic resource from which the digital sequence information is derived.] [Certificates will be issued providing proof of compliance of the respective users and excluding them from any additional benefit-sharing claims from the use of digital sequence information on genetic resources.]

16. [Additional] [voluntary] contributions [additional to those provided for in the paragraphs above] to the global fund from businesses, non-profit or philanthropic organizations and Governments are encouraged.

17. Funding in the global fund should be allocated in a fair, equitable, transparent, accountable and gender-responsive manner.

**Co-chairs' proposal for paragraph 18:**

18. Funding should support the realization of the objectives of the Convention, in particular the conservation and sustainable use of biodiversity, including through the delivery of activities described in national biodiversity strategies and action plans, contribute to scientific research on biodiversity, benefit indigenous peoples and local communities, including women and youth within those communities, and support the building of capacity and technology transfer, consistent with the Convention, to generate, access, use, analyse and store digital sequence information on genetic resources according to capacity needs. **In the event that any other intergovernmental fora decide to make use of the multilateral mechanism to share the benefits from the use of digital sequence information on genetic resources, the funding should also support the realization of their objectives.**

**For further reflections on paragraph 19, see note A:**

19. **At least half of the global fund will be set aside to support the self-identified needs of indigenous peoples and local communities, including women and youth within those communities [in all countries, recognising the particular needs of indigenous peoples and local communities in][, especially] developing countries, in particular least developed countries, small island developing states and economies in transition, [through direct payments through**

**institutions identified by indigenous peoples and local communities or through government, according to national circumstances]. [In addition, up to [10] per cent of the fund will~~may~~ be specifically set aside by the Conference of the Parties to support [technology transfer and] technical development, ensuring that all Parties, in particular developing country Parties, have access to the tools and expertise necessary to fully participate and benefit from digital sequence information on genetic resources.]**

**[19. bis Funding will be allocated taking into account the overall level of funding available in the global fund and an indicative list of criteria, as set out in enclosure B. A formula will be determined by the Conference of the Parties at its seventeenth meeting on the basis of the work of a group established with the terms of reference provided in enclosure C.]**

**[19. bis ALT. Funding will be allocated taking into account the overall level of funding available in the global fund and an initial formula, as set out in enclosure B. A new formula will be determined by the Conference of the Parties at its seventeenth meeting on the basis of the work of a group established with the terms of reference provided in enclosure C.]**

**Paragraph 20 as contained in recommendation WGDSI 2/1:**

20. [With regard to disbursement, the following options are proposed:

*Option A.* Funding will be disbursed on the basis of projects developed through a country-driven or community-driven process, as appropriate, that meet criteria that may be established by the Conference of the Parties, taking into account indicative allocations, as described in paragraph 19.

*Option B.* Funding will be disbursed through direct allocations to countries, as described in paragraph 19. Each recipient Party is invited to designate or establish, as appropriate, a national entity, such as a national biodiversity fund, to receive funds and distribute them to support the activities set out in paragraph 18. Such entities should [operate according to internationally accepted fiduciary standards and] provide [annual] reports through national focal points on the activities supported by the funds [and be audited by the international entity]. Recipient Parties, at their own discretion, may alternatively designate an international, regional or subregional entity to fulfil those functions.]

**Co-chairs' alternative formulation of option C:**

**[Option C. Funding will be disbursed through direct allocations to countries, as described in paragraph 19. Each recipient Party is invited to designate or establish, as appropriate, a national entity, such as a national biodiversity fund, to receive funds and to distribute them in a transparent way to support the activities described in paragraph 18. Such entities may allocate resources on the basis of projects developed through a country-driven or community-driven process and should be accountable for ensuring the funds are used for the purposes for which they are distributed, should operate according to internationally accepted fiduciary standards, and provide reports on the activities undertaken by the fund and their impacts. Recipient Parties, at their own discretion, may alternatively designate an international, regional or subregional entity to fulfil those functions.]**

**Paragraph 21 as contained in recommendation WGDSI 2/1:**

21. The fund will be administered by [place holder for final decision by the Conference of the Parties, taking into consideration, inter alia, recommendations of the Ad Hoc Open-ended Working Group on Benefit-sharing from the Use of Digital Sequence Information on Genetic Resources and the Advisory Committee on Resource Mobilization] [, in accordance with decisions of the Conference of Parties, and under the authority of and accountable to the Conference of Parties].

**Co-chairs' proposal for paragraph 21:**



21. The fund will be administered by [the Global Biodiversity Framework Fund under the Global Environment Facility][a dedicated financing mechanism under the authority of the Conference of the Parties as discussed in decision 15/7 paragraph 42][the United Nations through the United Nations Multi-Partner Trust Fund Office] [, in accordance with decisions of the Conference of Parties, and under the authority of and accountable to the Conference of Parties].

**The following paragraphs unchanged from those contained in recommendation WGDSI 2/1:**

22. The multilateral mechanism and its fund will operate according to the principles of inclusivity, equity and transparency.

23. The multilateral mechanism must respect the rights of indigenous peoples and local communities<sup>4</sup> over their traditional knowledge, traditional knowledge associated with genetic resources and genetic resources [and data related to them], including with respect to species and places considered as sacred, which should only be [provided][published] with their free, prior and informed consent<sup>5</sup> [, in accordance with relevant national legislation, international instruments, including the United Nations Declaration on the Rights of Indigenous Peoples, and human rights law].

24. [Parties with national][Where Parties put in place] measures on access and benefit-sharing from digital sequence information on genetic resources, [the measures] should be [compatible][in alignment] with the multilateral mechanism and should not result in a duplication of [the benefits shared from the use of such information][obligations to share benefits from the use of digital sequence information on genetic resources][through the multilateral mechanism].

[25. The multilateral mechanism will be implemented in [cooperation][a mutually supportive manner] with other international access and benefit-sharing instruments [associated with the use of digital sequence information on genetic resources][, with a view to enhancing mutual supportiveness and coherence][and avoiding duplicative payments]. It should be able to adapt in response to developments in other forums[, and this could be facilitated] [through, for example, a collective arrangement with those instruments]. [Where specialized access and benefit-sharing mechanisms instrument establish a multilateral mechanism on digital sequence information on genetic resources that is consistent with and does not run counter to the objectives of the Convention and the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization,<sup>6</sup> the multilateral mechanism under the Convention does not apply for the Party or Parties to the specialized instrument in respect of the specific digital sequence information on genetic resources covered by and for the purpose of the specialized instrument.]] [Bodies established under other international access and benefit-sharing instruments are invited to collaborate with the multilateral mechanism and streamline benefit-sharing processes, where appropriate.] [The provisions of the mechanism will not affect the rights and obligations of any Party deriving from any existing international agreement.]]

**For further reflections on governance of the mechanism, refer to note B**

26. The multilateral mechanism, including the global fund, will operate under the authority and guidance of and be accountable to the Conference of the Parties.

**The co-chairs note that the following text is contingent on the eventual choice of fund host:**

**To support the Conference of the Parties in its role as the governing body of the mechanism, a steering committee is established with the terms of reference and composition in Enclosure X, under the guidance of the Conference of the Parties. A Secretariat with the terms of**

<sup>4</sup> See footnote 10 regarding terminology related to “indigenous peoples and local communities”.

<sup>5</sup> All references to “free, prior and informed consent” refer to the tripartite terminology of “prior and informed consent”, “free, prior and informed consent” and “approval and involvement”.

<sup>6</sup> United Nations, *Treaty Series*, vol. 3008, No. 30619.

**reference in Enclosure Y is established to serve the steering committee and to support the functioning of the mechanism. The operations of the multilateral mechanism will be financed by the global fund.**

***The following paragraphs remain unchanged from those contained in recommendation WGDSI 2/1:***

27. The effectiveness of the multilateral mechanism, including the global fund, will be reviewed by the Conference of the Parties at its [eighteenth] meeting and at its every second subsequent meeting against the principles established in decision 15/9, taking into consideration the factors set out in enclosure D [and a methodology to be adopted by the Conference of the Parties at its seventeenth meeting], noting also the relevance of the review[s] of the Framework as a whole due to be conducted for the seventeenth and nineteenth meetings of the Conference of the Parties further to decision 15/6.

28. The review will also be informed by the relevant indicators of the monitoring framework for the Kunming-Montreal Global Biodiversity Framework, including the headline indicators for Goal C and Target 13 and a [binary] indicator for Target 13 [to support adaptive management].

29. In the light of the review described in paragraph 27, [and to support adaptive management,] the Conference of the Parties will consider at its [eighteenth] meeting the need, if any, to adjust the modalities [or design] of the mechanism, including the global fund, to improve its effectiveness with respect to the fair and equitable sharing of benefits arising from the use of digital sequence information on genetic resources.



**Enclosure A**

[

**Indicative list of sectors-that directly or indirectly benefit from the use of digital sequence information on genetic resources**

**1. Sectors that directly or indirectly benefit from-the use of digital sequence information on genetic resources include:**

- (a) Pharmaceuticals;
- [(b) Nutraceuticals (food and health supplements);
- (c) Cosmetics;
- (d) Plant and animal breeding;
- (e) Biotechnology;
- (f) Laboratory equipment associated with the sequencing and use of digital sequence information on genetic resources, including reagents and supplies;
- (g) Information, scientific and technical services related to digital sequence information on genetic resources including artificial intelligence.

2. The present list will be kept under review, **taking particular note of the International Standard Industrial Classification of all Economic Activities (ISIC), Central Product Classification (CPC) and corresponding regional or national codes.**

~~{3. Companies in the aforementioned sectors or subsectors may be excluded when they demonstrate that they do not highly rely on the use of digital sequence information on genetic resources.}~~

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**[Enclosure B**

**In the case of 19bis:**

- **Biodiversity richness, and other biodiversity-related criteria for which data is readily available at the national level**
- **The geographical origin of the genetic resources from which digital sequence information in the database was derived (noting that this data is currently often incomplete or unrepresentative)**
- **Level of national development and capacity needs for the conservation and sustainable use of biodiversity, taking into account the circumstances of developing countries, in particular the least developed countries and small island developing States and those with economies in transition, and of indigenous peoples and local communities**

**In the case of 19bis alt:**

- **Adopt an updated version of the existing global benefits index for biodiversity, for example with any adjustments to component weightings, and the incorporation of additional existing available biodiversity datasets to include freshwater data and a freshwater realm weighting.**

**[Enclosure C**

**Terms of reference for the [Ad-hoc Technical Expert Group][Working Group] Group on Allocation Methodology**

1. The Group on Allocation Methodology is to provide technical advice and guidance on remaining and unresolved issues relating to the disbursement of funds from the global fund established in decision 15/9 (para. 16) and on the basis of paragraph [xx] of decision 16/--. In particular, the Group will develop an allocation methodology for disbursing funding from the global fund for [consideration][review] by the Conference of the Parties at its seventeenth meeting.
- [2. The Group will comprise 10 technical experts nominated by Parties, 7 experts nominated by representatives of indigenous peoples and local communities from the seven sociocultural regions and 4 experts from relevant organizations. The Executive Secretary, in consultation with the Bureau, will select experts on the basis of nominations received from Parties, taking gender and the relevant technical expertise of the candidates into account and applying the procedure for avoiding or managing conflicts of interest set out in decision 14/33.]
3. The Group may draw on existing expertise and liaise with relevant organizations, as appropriate, in the execution of its mandate.
4. Subject to the availability of financial resources, the Group will meet, as needed, to ensure the timely provision of advice and will, wherever possible, meet back-to-back with other relevant meetings. Where possible, the Secretariat will use available means of electronic communication to reduce the need for in-person meetings.]

**Enclosure X: Terms of Reference of the Steering Committee**

**Functions of the Steering Committee**

- Provide oversight of the operations of the Fund host, ensuring that the fund disburses monies according to the Modalities established by COP-16
- Guide the operations of the secretariat of the multilateral mechanism.
- Report to and, and provide advice to, the Conference of the Parties.

**Composition of the Steering Committee**

The oversight body would comprise

- Representatives of Parties, with equal geographical representation of the UN regions,
- Representatives of indigenous peoples and local communities,
- Representatives of stakeholders from civil society, academia/entities operating public databases, and the private sector.
- Representatives of UN organizations

An option for the composition of the group is provided in the table below.

Options for the election or selection of the Committee are as follows:

*Option A:* The Chair and members of the body will be elected by the Conference of the Parties

*Option B:* The Steering Committees is established by the Conference of the Parties. Members of the Steering Committee will be selected according to established procedures on the basis of nominations from Parties and observer groups. The Chair of the Group will be designated from among the members of the Committee representing Parties to the Convention.

The Steering Committee would meet in person and virtually as necessary. Decision making of the oversight body would be through consensus of the members.

**Option for the composition of the Steering Committee:**

Members (25)	Chair (appointed from among Parties)	1	
	Parties (regional representative)	15	3 per region
	Indigenous peoples and local communities	7	1 per sociocultural region
	UN organizations*	2	
Observers (6)	Civil society, scientific institutions, private sector	6	2 per category

\*Note, in case the MPTF is designated as the host entity, a minimum of two UN agencies are required in the establishment of the fund, as per the MPTFO standard operating procedures.

**Enclosure Y: Function of the Secretariat**

The Secretariat of the Multilateral Mechanism supports the functioning of the multilateral mechanism, including the global fund, in line with decisions of the Conference of the Parties as the governing body of the mechanism, and as guided by the Steering Committee. Specifically, the Secretariat would:

- Prepare periodic reports and analysis on the contributions to the global fund on the basis of information provided by the host institution of the Fund
- Prepare periodic reports and analysis on the use of the fund, on the basis of information provided by recipient entities
- Service meetings of the Steering Committee

- **Undertake any other tasks as determined by the Conference of the Parties, as the governing body of the mechanism**

## [Enclosure D

### [Indicative factors][Factors] to be considered in the review

*To be elaborated taking into consideration the following, which is drawn from document CBD/WGDSI/2/2/Add.1:*

- (a) Amount of funds mobilized through the global fund, in total and disaggregated by contributors and recipients (countries and indigenous peoples and local communities);
- [(b) The [indicative] list of sectors, as provided in enclosure A, taking the experience of the multilateral mechanism and new technical and commercial developments into account;]
- (c) Summary information on the activities supported by the fund[, inter alia, effectiveness evaluation of each project];
- (d) Estimates of the scope and value of the non-monetary benefits facilitated by the multilateral mechanism;
- (e) An assessment of the efficiency of the multilateral mechanism[, including the global fund], taking into account the costs of its operations and the suitability of the trigger for monetary contributions;
- (f) An assessment of the contribution of the multilateral mechanism to the realization of the three objectives of the Convention on Biological Diversity – [and the implementation of the goals and targets of the Kunming-Montreal Global Biodiversity Framework];
- [(g) An assessment of the effectiveness of the multilateral mechanism in providing legal certainty to providers and users of digital sequence information on genetic resources;]
- [(h) Information on any interactions between the multilateral mechanism and benefits from the utilization of genetic resources under the Convention and the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from their Utilization;]
- (i) Information on any multiple payments related to digital sequence information on genetic resources, taking into account benefits shared through the multilateral mechanism and those related to such information shared under national access and benefit-sharing measures;
- (j) Information on any implications of the operation of the multilateral mechanism on the rights of indigenous peoples and local communities, including with respect to their traditional knowledge and associated genetic resources, as well as possible implications on other groups, including women and youth;
- (k) Information on any implications of the operation of the multilateral mechanism on the operations of public databases on digital sequence information on genetic resources, in particular with respect to open access, as well as any implications on research and innovation, including potential implications for data governance;
- (l) Information on the interactions and any synergies between the operation of the multilateral mechanism and other multilateral access and benefit-sharing instruments;
- (m) A review of the interaction between the multilateral mechanism and any existing national [measures][arrangements] for access and benefit-sharing on digital sequence information on genetic resources;
- [(n) The possibility of the voluntary extension of the multilateral mechanism to genetic resources in future;]
- [(o) Information on other issues arising from new and emerging technologies that are relevant to the operation of the multilateral mechanism;]



[(p) Information on any implications of the operation of the multilateral mechanism on the operation of public databases on digital sequence information on genetic resources, including potential implications for data governance and measures taken by entities operating such databases pursuant to paragraph 9 of the annex;]

[(q) Information on the measures taken by Parties pursuant to paragraph 10 of the annex.]

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