



Convention on Biological Diversity

Distr.: General

4 May 2026

English only

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

Montreal, Canada, 27–29 May 2026

Item 5 of the provisional agenda*

Input to the second assessment and review of the effectiveness of the Nagoya Protocol

Analysis of information relevant to compliance for the second assessment and review of the effectiveness of the Nagoya Protocol

Note by the Secretariat

1. In its decision [NP-5/5](#), pursuant to Article 31 of the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from Their Utilization, the Conference of the Parties serving as the meeting of the Parties to the Protocol set out the elements that form the basis on which the second assessment and review of the effectiveness of the Protocol is to be conducted.
2. In paragraph 8 of the same decision, the Conference of the Parties serving as the meeting of the Parties to the Protocol requested the Informal Advisory Committee on Capacity-building for the Implementation of the Nagoya Protocol and the Compliance Committee under the Nagoya Protocol, working in a complementary and non-duplicative manner, to contribute to the second assessment and review and to submit their conclusions for consideration by the Subsidiary Body on Implementation.
3. Also in the same decision, the Executive Secretary was requested to analyse and synthesize information on the implementation of the Protocol using the sources of information listed in the annex to the decision and to measure the indicators in the framework of indicators contained in annex II to decision [NP-3/1 A](#).
4. The table below provides an overview of the elements of assessment and review to be considered by the Compliance Committee and the Informal Advisory Committee to facilitate their work in a complementary and non-duplicative manner.
5. The analysis of information for elements (a) to (i) in the table below is contained in document CBD/NP/CC/5/4/Add.1. The table includes references to the relevant sections of that document.
6. In relation to its allocated elements, the Compliance Committee is invited to consider the progress made, as well as ongoing challenges, their root causes and possible solutions, as set out in document CBD/NP/CC/5/4/Add.1, before providing its inputs to the assessment and review of the effectiveness of the Protocol. To assist with the deliberations, the Secretariat will deliver a presentation on the relevant elements during the present meeting.
7. Information relating to element (j) in the table is contained in document [CBD/NP/CC/5/4/Add.2](#). The Committee is invited to review it when preparing its observations and

* [CBD/NP/CC/5/1](#).

inputs to the assessment and review of the effectiveness of the Protocol. The Committee may wish to note some of the suggestions made in that document, as guidance for future work, in its report of the present meeting.

Allocation of elements for the second assessment and review of the effectiveness of the Protocol

<i>Compliance Committee</i>	<i>Informal Advisory Committee</i>
(a) Extent of implementation of the provisions of the Nagoya Protocol and related obligations of Parties, including assessment of progress by Parties in establishing institutional structures and access and benefit-sharing measures to implement the Protocol, including with reference to: – Institutional structures and access and benefit-sharing measures for the implementation of the Protocol (document CBD/NP/CC/5/4/Add.1, sect. III.A.2) – Measures on access to genetic resources (Article 6) (sect. III.A.3) – Measures on fair and equitable benefit-sharing (Article 5) (sect. III.A.4) – Measures on compliance with domestic legislation or regulatory requirements on access and benefit-sharing (Article 15) and monitoring the utilization of genetic resources (Article 17) (sect. III.A.5) – Measures related to indigenous peoples and local communities (Articles 6, 7 and 12) (sect. III.A.7) (g) Review of implementation and operation of the Access and Benefit-sharing Clearing-House, including number of access and benefit-sharing measures made available; number of countries that have published information on their competent national authorities; number of published internationally recognized certificates of compliance; and number of published checkpoint communiqués (Article 14), including with reference to national records in the Access and Benefit-sharing Clearing-House (section III.G.1) (j) Preliminary review of the compliance procedures and mechanisms (see decision NP-1/4, annex) (Article 30)	(a) Extent of implementation of the provisions of the Nagoya Protocol and related obligations of Parties, including assessment of progress by Parties in establishing institutional structures and access and benefit-sharing measures to implement the Protocol, including with reference to: – Ratification of the Protocol (sect. III.A.1) – Measures addressing special considerations (Article 8) (sect. III.A.6) – Transboundary cooperation (Article 11) (sect. III.A.8) – Awareness-raising (Article 21) (sect. III.A.9) – Measures related to other international instruments (Article 4) (sect. III.A.10) (b) Assessment of effectiveness (this includes Article 9) (c) Assessment of support available for implementation (Articles 22 and 25) (d) Assessment of effectiveness of Article 18 (extent of implementation) (e) Assessment of implementation of Article 16 in the light of developments in other relevant international organizations, including the World Intellectual Property Organization (f) Stocktaking of the use of model contractual clauses, codes of conduct, guidelines, best practices and standards, as well as the customary laws, community protocols and procedures of indigenous peoples and local communities (Articles 12, 19 and 20) (g) Review of implementation and operation of the Access and Benefit-sharing Clearing-House, including number of access and benefit-sharing measures made available; number of countries that have published information on their competent national authorities; number of published internationally recognized certificates of compliance; and number of published checkpoint communiqués (Article 14), including with reference to reference records in the Access and Benefit-sharing Clearing-House (sect III.G.2) (h) Progress on the implementation of Article 10, on a global multilateral benefit-sharing mechanism

Compliance Committee

Informal Advisory Committee

(i) Progress on the implementation of Article 23,
on technology transfer, collaboration and
cooperation
